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Title 22@ Social Security

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Division 5@ Licensing and Certification of Health Facilities, Home Health Agencies, Clinics, and Referral Agencies

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Chapter 3@ Skilled Nursing Facilities

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Article 5@ Administration

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Section 72535@ Employees' Health Examination and Health Records

72535 Employees' Health Examination and Health Records

(a)

All employees working in the facility, including the licensee, shall have a health examination within 90 days prior to employment or within seven days after employment and at least annually thereafter by a person lawfully authorized to perform such a procedure. Each such examination shall include a medical history and physical evaluation. The report signed by the examiner shall indicate that the person is sufficiently free of disease to perform assigned duties and does not have any health condition that would create a hazard for himself, fellow employees, or patients or visitors.

(b)

The initial health examination and subsequent annual examination shall include a test for tuberculosis infection that is recommended by the federal Centers for Disease Control and Prevention (CDC) and licensed by the federal Food and Drug Administration (FDA). A chest X-ray is indicated if the employee has previously had a positive tuberculosis test result or is currently being treated for tuberculosis. A positive tuberculosis test result shall be followed by a chest X-ray. Evidence of tuberculosis screening within 90 days prior to employment shall be considered as meeting the intent of this Section.

(c)

The facility shall maintain a health record of the administrator and for each

employee which includes reports of all employment-related health examinations. Such records shall be kept for a minimum of three years following termination of employment.