

§ 76355. Nursing Services -Staff.

(a) Direct care personnel shall be employed according to the client/staff ratios as defined in Section 76337 (g) and with the qualifications determined by the Department to provide the necessary services for those clients admitted for care. The Department may require a facility to provide additional staff when through a written evaluation of client care additional staff is needed to provide for adequate nursing care and the safety of the clients.

(b) The facility shall designate a registered nurse to be responsible for nursing services who shall have knowledge and experience in the field of developmental disabilities. This registered nurse shall have in writing administrative authority, responsibility and accountability for the nursing services within the facility and serve only one facility in this capacity.

(c) The registered nurse in charge of nursing services shall be employed eight hours a day on the day shift, five days a week with a relief registered nurse employed eight hours a day on the day shift for the other two days of the week.

(d) A facility shall have at least one registered nurse, licensed vocational nurse or psychiatric technician awake and on duty at all times, day and night.

(e) Facilities licensed for 1-59 beds shall have at least 1 additional licensed nurse on the day shift.

(f) Facilities licensed for 60-99 beds shall have at least 1 additional licensed nurse on the day shift and at least 2 licensed nurses on the evening shift.

(g) Facilities licensed for 100 or more beds shall have at least 1 registered nurse awake and on duty at all times.

(h) Facilities licensed for 100 beds or more shall have at least 2 additional registered nurses, licensed vocational nurses or psychiatric technicians on duty during the day shift and at least 1 additional licensed nurse on the evening shift.

(i) Charge personnel on all shifts shall have at least one year of experience or training related to developmental disabilities.

(j) Each facility or distinct part of a facility shall employ staff to provide a minimum average of 2.7 nursing hours per client-day.

Note: Authority cited: Sections 208 (a), 1276 and 1276.5, Health and Safety Code. Reference: Sections 1276 and 1276.5, Health and Safety Code; and Section 14110.87, Welfare and Institutions Code.

HISTORY

1. Amendment of subsection (j) filed 9-23-85 as an emergency; effective upon filing (Register 85, No. 39). A Certificate of Compliance must be transmitted to OAL within 120 days or emergency language will be repealed on 1-21-86.
 2. Certificate of Compliance transmitted to OAL 1-17-86 and filed 2-10-86 (Register 86, No. 7).
- 22 CCR § 76355, 22 CA ADC § 76355