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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 11@ Chemical Dependency Recovery Hospital Licensing Regulations

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Article 2@ Licensing and Inspection

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Section 79115@ Program Flexibility

79115 Program Flexibility

(a)

All CDRH's shall maintain continuous compliance with the licensing requirements except when the use of alternate concepts, methods, procedures, techniques, equipment, personnel qualifications or the conducting of pilot projects provide for continuous safe and adequate care and are with the prior written approval of the Department. Any approval shall provide for the terms and conditions under which the exception is granted. A written request plus supporting evidence shall be submitted by the applicant or licensee to the Department.

(b)

Special exceptions may be granted under this section for a CDRH required to provide services and accommodations for persons who may have dangerous propensities necessitating special precautions, personnel with special qualifications, locked accommodations, special protection for windows, type and location of lighting and plumbing fixtures, signal systems, control switches, beds and other furnishings.

(c)

Any approval of program flexibility shall be in writing and shall provide for the terms and conditions under which the program flexibility is granted. Any denial of the request shall be in writing and shall specify the reason for denial.