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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 5@ Administration

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Section 79303@ Medical Staff

79303 Medical Staff

(a)

Each chemical dependency recovery hospital that has extended admission privileges to five or more physicians and/or clinical psychologists, shall have an organized medical staff responsible to the medical director and the governing body for the fitness, adequacy and quality of the medical care rendered to patients in the CDRH.

(b)

For the purpose of these regulations, the medical staff shall be composed of physicians and may include clinical psychologists, dentists and podiatrists competent in their respective fields, worthy in character and in professional ethics. No CDRH shall discriminate with respect to employment, staff privileges or the provision of professional services against a medical staff member on the basis of whether the medical staff member holds a Doctor of Medicine, Doctor of Osteopathy, Doctor of Podiatric Medicine, Doctor of Dental Science or a Doctor of Psychology Degree.

(c)

The medical staff, by vote of the members and with the approval of the governing body, shall adopt written bylaws which provide formal procedures for the evaluation of staff applications and credentials, appointments, reappointments, assignment of clinical privileges, appeals mechanisms and such other subjects or

conditions which the medical staff and governing body deem appropriate.

(d)

The medical staff shall meet regularly. Minutes of each meeting shall be retained and filed at the CDRH.

(e)

The medical staff shall provide in its bylaws, rules and regulations for the functions to be performed by the following committees: executive, credentials, health records, utilization review, pharmacy and therapeutics. In those CDRH's where appropriate, the above functions may be performed by a committee of the whole or its equivalent. These committees shall make reports of their activities and recommendations to the governing body as frequently as necessary and at least quarterly.

(f)

The medical staff shall provide in its bylaws, rules and regulations for appropriate practices and procedures to be observed in the CDRH. In this connection, the practice of division of fees, under any guise whatsoever, shall be prohibited and any such division of fees shall be cause for exclusion from the staff.

(g)

The medical staff shall provide for availability of a physician for emergencies in the event that attending physicians or the medical director are not available.

(h)

The medical staff shall participate in a continuing program of professional education. A comprehensive quality assurance program to evaluate clinical performance shall be used to determine continuing education needs.