

§ 76723. Interference with Official Duties.

(a) Any duly authorized officer, employee or agent of the Department may enter and inspect any facility, including, but not limited to, interviewing clients and reviewing records at any time. Inspections conducted pursuant to complaints filed with the Department shall be conducted in such a manner as to ensure maximum effectiveness. No advance notice shall be given of any inspection unless previously and specifically authorized by the Director or required by federal law.

(b) No licensee or employee of any facility shall:

(1) Willfully prevent, interfere with or attempt to impede in any way the work of any duly authorized representative of the Department in the lawful enforcement of his or her inspection duties.

(2) Willfully prevent or attempt to prevent any such representative from examining any relevant books or records in the conduct of his or her inspection duties.

(3) Willfully prevent or interfere with any such representative in the preserving of evidence of any violation of these regulations.

Note: Authority cited: Section 208 (a), Health and Safety Code. Reference: Sections 1276, 1421, and 1431, Health and Safety Code.

22 CCR § 76723, 22 CA ADC § 76723