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Title 22@ Social Security

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Division 6@ Licensing of Community Care Facilities

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Chapter 1@ General Licensing Requirements

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Article 8@ Incidental Medical Services

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Section 80093@ Department Review of Health-Related Conditions

80093 Department Review of Health-Related Conditions

(a)

The Department may review actual or suspected health-related conditions, including those specified in Section 80092, to determine if a client is appropriately placed in the facility and if the client's health-related needs are being met. The Department will inform the licensee that the client's health-related condition requires review and will specify documentation that the licensee shall submit to the Department. (1) Documentation includes, but is not limited to, the following: (A) Restricted Health Condition Care Plan, if applicable. (B) Needs and Services Plan. (C) Copies of prescriptions for medical services and/or medical equipment. (2) The licensee shall submit the documentation to the Department within 10 working days.

(1)

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(A)

Restricted Health Condition Care Plan, if applicable.

(B)

Needs and Services Plan.

(C)

Copies of prescriptions for medical services and/or medical equipment.

(2)

The licensee shall submit the documentation to the Department within 10 working days.

(b)

If the Department determines that the client has a restricted health condition, as specified in Section 80092, the licensee shall provide care to the client in accordance with conditions specified in Sections 80092.1 and applicable requirements in Sections 80092.3 through 80092.11. If the licensee is not able to provide adequate care, the client shall be relocated.

(c)

If the Department determines that the client has a prohibited health condition, as specified in Section 80091 or a health condition that cannot be cared for within the limits of the license or within the abilities of that specific facility, the Department will order relocation of the client as specified in Section 80094. (1) The notification to the licensee will include notice of all appeal rights, as specified in Section 80094.

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(d)

This section does not entitle the licensee to a full evidentiary hearing, state hearing, or any other administrative review beyond that set forth in this section.