

81092.1 General Requirements for Restricted Health Conditions

(a)

A client with a restricted health condition specified in Section 81092 may be admitted or retained if all requirements in Sections 81092.1(b) through (o) are met.

(b)

The licensee is willing to provide the needed care.

(c)

Care is provided as specified in this article.

(d)

Either the client's medical condition is chronic and stable, or is temporary in nature and is expected to return to a condition normal for that client.

(e)

The client must be under the medical care of a licensed professional.

(f)

Prior to admission of a client with a restricted health condition specified in Section 81092, the licensee shall: (1) Communicate with all other persons who provide care to that client to ensure consistency of care for the medical condition. (2) Ensure that facility staff who will participate in meeting the client's specialized care needs complete training provided by a licensed professional sufficient to meet

those needs. (A) Training shall include hands-on instruction in both general procedures and client-specific procedures.

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(g)

All new facility staff who will participate in meeting the client's specialized care needs shall complete the training prior to providing services to the client.

(h)

The licensee shall ensure that facility staff receive instruction from the client's physician or other licensed professional to recognize objective symptoms observable by a lay person, and how to respond to that client's health problems, including who to contact.

(i)

The licensee shall monitor the client's ability to provide self-care for the restricted health condition, document any change in that ability, and inform the persons identified in Section 81092.2(a)(1) of that change.

(j)

Should the condition of the client change, all staff providing care and services shall complete any additional training required to meet the client's new needs, as determined by the client's physician or a licensed professional designated by the physician.

(k)

If the licensed health professional delegates routine care, the following requirements must be met for health conditions specified in Sections 81092.3, 81092.4 and 81092.6 through 81092.11: (1) The licensee shall obtain written documentation from the licensed professional outlining the procedures and the names of the facility staff who have been trained in those procedures. (2) The licensee ensures that the licensed professional reviews staff performance as often as necessary, but at least annually.

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(l)

All training shall be documented in the facility personnel files.

(m)

The licensee shall develop and maintain, as part of the Needs and Services Plan, a Restricted Health Condition Care Plan as specified in Section 81092.2. (1) The care plan shall neither require nor recommend that the licensee or any facility personnel or any other person providing care, other than a physician or licensed

professional, implement any health care procedure that may legally be provided only by a physician or licensed professional.

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(n)

The licensee shall ensure that the client's health-related service needs are met and shall follow the approved plan for each client.

(o)

The licensee shall document any significant occurrences that result in changes in the client's physical, mental and/or functional capabilities and report these changes to the client's physician and authorized representative.

(p)

The licensee shall demonstrate compliance with the restricted health condition care plan by maintaining in the facility all relevant documentation.

(q)

The licensee shall report any substantive deviation from the care plan to the client's authorized representative.

(r)

The duty established by this section does not infringe on a client's right to receive or reject medical care or services, as allowed in Section 81072. (1) If a client refuses medical services specified in the care plan, the licensee shall immediately notify all persons identified in Section 81092.2(a)(1) and shall participate in developing a plan for meeting the client's needs. (2) If unable to meet the client's

needs, the licensee shall issue an eviction notice as specified in Section 81068.5.

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