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Title 22@ Social Security

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Division 6@ Licensing of Community Care Facilities

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Chapter 3@ Adult Day Programs

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Article 5@ Enforcement Provisions

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Section 82053@ Follow-up Visits to Determine Compliance

82053 Follow-up Visits to Determine Compliance

(a)

A follow-up visit shall be conducted to determine compliance with the plan of correction specified in the notice of deficiency. (1) At a minimum, a follow-up visit shall be conducted within 10 working days following the dates of corrections specified in the notice of deficiency, unless the licensee has demonstrated that the deficiency was corrected as required. (2) No penalty shall be assessed unless a follow-up visit is conducted as specified in Sections 82053(a) and (a)(1).

(1)

At a minimum, a follow-up visit shall be conducted within 10 working days following the dates of corrections specified in the notice of deficiency, unless the licensee has demonstrated that the deficiency was corrected as required.

(2)

No penalty shall be assessed unless a follow-up visit is conducted as specified in Sections 82053(a) and (a)(1).

(b)

If a follow-up visit indicates that a deficiency was not corrected on or before the date specified in the notice of deficiency, the evaluator shall issue a notice of penalty.

(c)

A notice of penalty shall be in writing and shall include:(1) The amount of penalty

assessed, and the date the payment is due. (2) The name and address of the agency responsible for collection of the penalty.

(1)

The amount of penalty assessed, and the date the payment is due.

(2)

The name and address of the agency responsible for collection of the penalty.

(d)

When an immediate penalty has been assessed pursuant to Sections 82054(c), (d), (e), and (f) and correction is made when the evaluator is present, a follow-up visit is not required.