

## § 76917. Human Rights Committee.

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(a) The facility shall have a Human Rights Committee which shall be responsible for assuring that client rights as specified in the Welfare and Institutions Code, Sections 4502 through 4505 and Sections 50500 through 50550, Title 17, California Administrative Code are safeguarded.

(b) Minutes of every committee meeting shall be maintained in the facility and shall indicate the names of members present, date, subject matter discussed and actions taken.

(c) Committee organization and structure shall be as follows:

(1) Composition of the committee shall consist of at least the administrator, a qualified mental retardation professional, a registered nurse, representative of the Regional Center, and with the consent of the client or when otherwise permitted by law, a client representative and/or developmentally disabled person, a parent or a community representative and may include a member from the Local Area Board on Developmental Disabilities.

(2) The committee shall meet at least quarterly.

(3) The function of the human rights committee shall include:

(A) Development of policies and procedures to assure and safeguard the client's rights listed in the Welfare and Institutions Code, Sections 4502 through 4504 and Section 50500 through 50550, Title 17, California Administrative Code.

(B) Monitor staff performance to ensure that policies and procedures are implemented.

(C) Document and participate in developing and implementing relevant in-service training programs.

(D) Review treatment modalities used by the facility where client human rights or dignity is affected.

(E) Review and approve at least annually, all behavior management programs. For those programs utilizing restrictive procedures, as specified in 76869(c)(5)(C), the minutes of the Human Rights Committee shall reflect an examination of all previous treatment modalities used by the facility and shall document that the current program represents the least restrictive treatment alternative.

Note: Authority cited: Sections 208, 208.4, 1267.7, and 1275, Health and Safety Code.  
Reference: Section 1276, Health and Safety Code.

## HISTORY

1. Certificate of Compliance including amendment of subsection (c)(1) filed by the Department of Health Services with the Secretary of State on 11-28-84. Submitted to OAL for printing only pursuant to Government Code Section 11343.8 (Register 85, No. 25).
2. Amendment of subsection (c)(1) and Note filed 8-31-95 as an emergency; operative 8-31-95 (Register 95, No. 35). A Certificate of Compliance must be transmitted to OAL by 12-29-95 or emergency language will be repealed by operation of law on the following day.
3. Editorial correction of Note (Register 96, No. 6).
4. Certificate of Compliance as 8-31-95 order transmitted to OAL 12-28-95 and filed 2-6-96 (Register 96, No. 6).

22 CCR § 76917, 22 CA ADC § 76917