
EVALUATOR MANUAL TRANSMITTAL SHEET

<p><u>Distribution:</u></p> <p><input type="checkbox"/> All Child Care Evaluator Manual Holders</p> <p><input type="checkbox"/> All Residential Care Evaluator Manual Holders</p> <p><input checked="" type="checkbox"/> All Evaluator Manual Holders</p>	<p><u>Transmittal No.</u> 10APX-02</p> <hr/> <p><u>Date Issued</u> February 2010</p>
--	--

Subject:

2009 Chaptered Legislation
Appendix A - Adult Community Care Facilities and Residential Care Facilities for the Chronically Ill

Reason for Change:

This document transmits summaries of legislation chaptered in 2009 affecting Adult Community Care Facilities and Residential Care Facilities for the Chronically Ill. The summaries are divided into two sections as follows:

1. Immediate Action Required - Interim instructions are provided.
2. Information Only - No action required by the Community Care Licensing Division

An index is attached to assist staff in locating specific bills. Statutes referenced in this document became operative on January 1, 2010.

Filing Instructions:

INSERT – 2009 Chaptered Legislation. Do not remove similar documents from the previous years.

Approved:

Original Document Signed by
Seton Bunker for Thomas Stahl

2/5/10

THOMAS STAHL Chief
Policy Development Bureau
Community Care Licensing Division

Date

Contact Person: Thomas Stahl

Phone Number: (916) 324-4312

SUMMARY AND IMPLEMENTATION PLANS

2009 CHAPTERED LEGISLATION

ADULT COMMUNITY CARE FACILITIES AND RESIDENTIAL CARE FACILITIES FOR THE CHRONICALLY ILL

<u>BILL NUMBER/AUTHOR</u>	<u>SUBJECT</u>	<u>PAGE</u>
----------------------------------	-----------------------	--------------------

ACTION REQUIRED

AB 762/Lowenthal	CCFS, RCF-CIs, RCFEs: Bedridden	1
------------------	---------------------------------	---

INFORMATION ONLY – NO ACTION REQUIRED

SB 583/Hollingsworth	Sex Offenders	2
----------------------	---------------	---

Unless otherwise noted, all new legislation becomes effective on January 1, 2010. When conducting licensing visits, LPAs should, to the extent practical, make sure that providers are aware of any new requirements. However, regardless of whether this information is provided, it is the licensee's responsibility to be aware of any new requirements affecting their program.

ACTION REQUIRED

AB 762 (Lowenthal), CHAPTER 417, STATUTES OF 2009

Affects: Residential Care Facilities for the Elderly (RCFEs)
Community Care Facilities (CCFs)
Residential Care Facilities for Persons with Chronic Life-threatening
Illness (RCF-CIs)

Subject: Community Care Facilities, CCFs, RCF-CIs and RCFEs - Bedridden
Persons

Summary: Assembly Bill (AB) 762, Lowenthal, effective January 1, 2010; amends sections 1566.45, 1568.0832 and 1569.72 of the Health and Safety Code for purposes of fire clearances. For purposes of fire clearances, AB 762 changes the law so that RCFE, CCF and RCF-CI residents/clients who need assistance in transferring to and from bed (but who **do not need assistance** in turning or repositioning in bed), shall be considered nonambulatory. Bedridden, for purposes of fire clearances, means persons who **do need assistance** to turn or reposition in bed.

Implementation: The LIC 200 Application for Community Care Facility or Residential Care Facility for the Elderly is currently being revised to reflect the changes of this new law. Until the LIC 200 is updated, this implementation plan and Evaluator Manual, Reference Material, Office Functions, sections 2-1115 and 2-1116 are to be used to enforce this new law.

Resources

For a copy of the LIC 200, Application for Community Care Facility or Residential Care Facility for the Elderly, see:

<http://www.dss.cahwnet.gov/cdssweb/entres/forms/English/LIC200.pdf>

For legislative information related to this new law, see:

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0751-0800/ab_762_bill_20091011_chaptered.pdf

INFORMATION ONLY - NO ACTION REQUIRED

SB 583 (Hollingsworth), CHAPTER 55, STATUTES OF 2009

Affects: All Community Care Licensed facilities

Subject: Sex offenders

Summary: This bill requires the Department of Justice to record each address in which a registered sex offender resides with information on the nature of the dwelling. This information is required to be made available through a searchable database to the Department of Social Services for law enforcement purposes relating to investigative responsibilities.