
EVALUATOR MANUAL TRANSMITTAL SHEET

<u>Distribution:</u> <input type="checkbox"/> All Child Care Evaluator Manual Holders <input checked="" type="checkbox"/> All Residential Care Evaluator Manual Holders <input type="checkbox"/> All Evaluator Manual Holders	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"><u>Transmittal No.</u> 01APX-10</td> </tr> <tr> <td style="padding: 5px;"><u>Date Issued</u> December 2001</td> </tr> </table>	<u>Transmittal No.</u> 01APX-10	<u>Date Issued</u> December 2001
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Subject:**Appendix – RCFE: 2001 Chaptered Legislation and Implementation**

(Appendix Tab A – Residential Care Facilities for the Elderly)

Reason For Change:

This transmits summaries of legislation chaptered in 2001 affecting Residential Care Facilities for the Elderly. The summaries are divided into two sections as follows:

- I. Immediate Action Required – Interim instructions are provided.
- II. Information Only – No action a required by CCLD.

An index is attached to assist staff in locating specific bills. Statutes referenced in this document become operative on January 1, 2002, unless otherwise specified.

Filing Instructions:

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- The attached pages into Appendix A. Do not remove similar documents from previous years.

Approved:

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Date

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**SUMMARY AND IMPLEMENTATION PLANS
2001 CHAPTERED LEGISLATION**

**RESIDENTIAL CARE FACILITIES
FOR THE ELDERLY**

BILL NUMBER (AUTHOR)	SUBJECT	PAGE
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ACTION REQUIRED

AB 1690 (Aroner, Goldberg, Ashburn, ET AL)	Dependent Abuse Reporting; Training	1
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INFORMATION ONLY – NO ACTION REQUIRED

AB 68 (Migden)	Private Duty Nursing Agencies	2
AB 530 (Reyes)	Adult and Elder Abuse	2

Unless otherwise noted, all new legislation becomes effective on January 1, 2001.

When conducting visits, LPAs should ensure that providers are aware of any new requirements.

ACTION REQUIRED

AB 1690 (ARONER, GOLDBERG, ASHBURN, ET AL) CHAPTER 196, STATUTES OF 2001

Affects: Residential Care Facilities for the Elderly (RCFE)

Subject: Dependent Abuse Reporting; Training

Summary: This legislation amends the Welfare and Institutions Code ((W&I) to require residential care facilities for the elderly to provide training to facility staff on recognizing and reporting elder abuse. The Department of Justice (DOJ) is required to develop a minimal core training program, including, a video, workbook and brochures. Licensees must ensure that staff are provided a written copy of the reporting requirements and staff's confidentiality rights.

NOTE: This legislation duplicates AB 1499 (Lowenthal), Chapter 414, Statutes of 1999, which applied to Adult Community Care Facilities.

Implementation:

1. The Community Care Licensing Division will provide a current list of licensees to the DOJ for distribution of the training materials. Additionally, CCLD will provide DOJ with an electronic list of new licensees monthly.
2. The Department of Justice will distribute training materials when available. Facilities that have not received training materials by May 2002, should contact the Crime Prevention Unit within the Department of Justice at (916) 324-7863.
3. Training must be completed by July 1, 2002, or within six months of the beginning date of operation of a newly licensed facility. Employees hired after July 1, 2002, shall be trained within 60 days of their first date of employment.
4. Beginning July 1, 2002, as part of the annual licensing visits, Licensing Program Analysts should check personnel files for documentation that the abuse reporting material provided by the Department of Justice has been reviewed by staff. In addition, the personnel file of each employee should contain a completed copy of the revised form SOC 341A acknowledging the employees responsibility and rights regarding abuse reporting.

INFORMATION ONLY – NO ACTION REQUIRED

AB 68 (MIGDEN), CHAPTER 242, STATUTES OF 2001

Affects: Residential Care Facilities for the Elderly (RCFE)

Subject: Private Duty Nursing Agencies

Summary: This legislation provides for the licensure of private duty nursing agencies. These agencies provide or arrange for private duty nursing services. This legislation requires the Department of Health Services to amend all regulations governing home health agencies to include private duty nursing agencies. Language that would have allowed Private Duty Nursing Agencies to provide services in RCFE's was removed. This bill no longer has an impact on our facilities.

AB 530 (REYES), CHAPTER 845, STATUTES OF 2001

Affects: Medi-Cal recipients in unlicensed care
Department of Justice

Subject: Adult and Elder Abuse

Summary: This legislation amended the Welfare and Institutions Code to permit Medi-Cal recipients in unlicensed care receiving in-home supportive services to receive criminal history information about the persons providing the in-home services.