

Amend Section 87101 to read:

87101 DEFINITIONS

87101

For purposes of this chapter the following definitions shall apply: (Continued)

(c) (Continued)

(12) Continuing Care Contract. “Continuing Care Contract” is defined in Health and Safety Code Section 1771(c)(8).

HANDBOOK BEGINS HERE

“Continuing care contract” means a contract that includes a continuing care promise made, in exchange for an entrance fee, the payment of periodic charges, or both types of payments. A continuing care contract may consist of one agreement or a series of agreements and other writings incorporated by reference.”

HANDBOOK ENDS HERE

~~(123)~~ (Continued)

~~(134)~~ (Continued)

~~(145)~~ (Continued)

~~(l) (4) Life Care Contract. “Life Care Contract” is defined in Health and Safety Code, Section 1771(m).~~

~~HANDBOOK BEGINS HERE~~

~~“Life Care Contract” means a contract to provide to a person for the duration of his life, or for a term in excess of one year, nursing services, medical services, or health related services, board and lodging and care as necessary, or any combination of such services, for the person, in a facility. The service may be conditioned upon the transfer or an entrance fee to the provider of the services, in addition to or in lieu of the payment of regular periodic charges for the care and services involved.~~

~~HANDBOOK ENDS HERE~~

(m) (Continued)

(s) (1) (Continued)

(8) Standard Precautions. See “Universal Precautions.”

(89) (Continued)

(910) (Continued)

(101) (Continued)

(u) (1) Universal Precautions. “Universal Precautions” means an approach to infection control that treats all human blood and body fluids as if they are infectious. Generally, universal precautions consist of regular hand washing after coming into contact with another person’s body fluids (mucous, saliva, urine, etc.) and includes use of gloves when handling blood or body fluids that contain blood. Specifically, universal precautions consist of the following four basic infection control guidelines:

(A) Hand washing - Staff should wash their hands in the following situations, but not limited to:

1. After assisting with incontinent care or wiping a resident’s nose.
2. Before preparing or eating food.
3. After using the toilet.
4. Before and after treating or bandaging a cut.
5. After wiping down surfaces, cleaning spills, or any other housekeeping.
6. After being in contact with any body fluids from another person, even if they wore gloves during contact with body fluids.

(B) Gloves

1. Use gloves only one time, for one incident or resident.
  - (i) Air dry the hands or dry the hands on a single-use paper towel prior to putting on a new pair of gloves.
  - (ii) Dispose of used gloves immediately after use.
2. Staff should always wear gloves in the following situations, but not limited to:
  - (i) When they come into contact with blood or body fluids.
  - (ii) When they have cuts or scratches on their hands.
  - (iii) When assisting with incontinent care or when cleaning up urine, stool, blood, or vomit.

(iv) When administering first aid for a cut, a bleeding wound, or a bloody nose.

(C) Cleaning with a disinfectant - Staff should clean with a disinfectant:

1. On all surfaces and in the resident's room and on an "as needed" basis on any surface that has come into contact with blood.
2. Such as a basic bleach solution, made fresh daily by mixing 1/4 cup household liquid chlorine bleach in one gallon of tap water, or one tablespoon bleach in one quart of water.

(D) Proper disposal of infectious materials - Staff should dispose of infectious materials by placing them in a plastic trash bag, tying the bag with a secure tie, and disposing of it out of reach of residents and children.

(+2) (Continued)

Authority Cited: Sections 1569.23(d), 1569.30, 1569.616(j), and 1569.698(c), Health and Safety Code.

Reference: 42 CFR 418.3; Sections 1569.1, 1569.2, 1569.5, 1569.10, 1569.145, 1569.15, 1569.153, 1569.157, 1569.158, 1569.17, 1569.19, 1569.191(e), 1569.193(a) and (c), 1569.20, 1569.21, 1569.23, 1569.30, 1569.31, 1569.312, 1569.38, 1569.44, 1569.47, 1569.54, 1569.616, 1569.699(a), 1569.73, 1569.74, 1569.82, and 1771(c)(8), 5350, and 7185 et seq., Health and Safety Code; and Sections 1800, 4615, and 4753, Probate Code.

Amend Section 87565 to read:

87565 PERSONNEL REQUIREMENTS - GENERAL (Continued)

87565

(c) All RCFE staff who assist residents with personal activities of daily living shall receive at least ten (10) hours of initial training within the first four (4) weeks of employment and at least four (4) hours annually thereafter.

(1) This training shall be administered on the job, in a classroom setting, or any combination of the two.

(2) The training shall include, but not be limited to, the following:

(A) The aging process and physical limitations and special needs of the elderly. At least two (2) of the required ten (10) hours shall cover this subject.

(B) Importance and techniques of personal care services, including but not limited to, bathing, grooming, dressing, feeding, toileting, and universal precautions. At least three (3) of the required ten (10) hours shall cover this subject.

(C) Residents' rights, as specified in Section 87572.

(D) Policies and procedures regarding medications, including the knowledge in Section 87565(d)(4). At least two (2) of the required ten (10) hours shall cover this subject. Any on-the-job training provided for the requirements in Section 87565(d)(4) may also count towards the requirement in this subsection.

(E) Psychosocial needs of the elderly, such as recreation, companionship, independence, etc.

(F) Recognizing signs and symptoms of dementia in individuals.

(3) All training shall be conducted by a person who is knowledgeable in a subject that is relevant to the subject area in which training is to be provided, and who satisfies at least one of the following criteria related to education and experience:

(A) Both a four-year college degree, graduate degree or professional degree, and two (2) years of experience in an area relevant to caring for the needs of the elderly, or

(B) License to work as a health care provider in California, or

(C) At least two (2) years of experience in California as an administrator of an RCFE, within the last eight (8) years, and with a record of administering facilities in substantial compliance, as defined in Section 87101(s)(8).

(4) Training may include use of books, video instruction tapes, interactive CD-ROMs and similar materials, upon the approval of that material by a trainer who satisfies the criteria of Section 87565(c)(3).

(5) Documentation of the training shall be retained in the employee's file. For classroom courses, documentation shall consist of notices of course completion signed by the trainer. For on-the-job training, documentation shall consist of a statement or notation, made by the trainer, of the content covered in the training. Each item of documentation shall include a notation that indicates which of the criteria of Section 87565(c)(3) is met by the trainer.

(ed) (Continued)

(~~de~~) In facilities licensed for sixteen (16) or more, ~~there shall be a~~ the requirements of Section 87565(d) shall be met with planned on the job training program ~~in the areas above including that utilizes~~ orientation, skill training and continuing education.

(ef) (Continued)

(fg) (Continued)

(gh) (Continued)

(hi) (Continued)

(ij) (Continued)

Authority Cited: Section 1569.30, Health and Safety Code.

Reference: Sections 1569.17, 1569.30, 1569.31, ~~and~~ 1569.312, 1569.625, and 1569.625(b), Health and Safety Code; and Section 42001, Vehicle Code.

Amend Section 87566 to read:

87566 PERSONNEL RECORDS (Continued)

87566

(c) For RCFE staff who assist with personal activities of daily living, there shall be documentation of at least ten (10) hours of initial training within the first four (4) weeks of employment, and at least four (4) hours of annual continuing education in one or more of the content areas as specified in Section 87565(c)(2).

(~~e~~d) (Continued)

(~~d~~e) (Continued)

(~~e~~f) (Continued)

Authority Cited: Sections 1569.30 and 1569.616(j), Health and Safety Code.

Reference: Sections 1569.30, 1569.31, 1569.312, 1569.613, ~~and~~ 1569.616, and 1569.625, Health and Safety Code.

Amend Section 87568 to read:

87568      ADMISSION AGREEMENTS (Continued)

87568

- (i) No licensee shall enter into any ~~life~~ continuing care contract with any person without approval by the Department in accordance with Health and Safety Code, Chapter 10, of these regulations Division 2.

Authority Cited: Section 1569.30, Health and Safety Code.

Reference: Sections 1569.1, 1569.2, 1569.159, ~~1569.2~~, 1569.30, 1569.31, 1569.312, 1569.313, 1569.54, and 1770 et seq., Health and Safety Code.

Amend Section 87589 to read:

87589      EVICTION PROCEDURES (Continued)

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- (g) This section shall not apply to a particular resident who has entered into a life continuing care contract with a facility pursuant to Health and Safety Code, Chapter 10, of these regulations Division 2.

Authority Cited: Section 1569.30, Health and Safety Code.

Reference: Sections 1569.1, 1569.2, 1569.30, 1569.31, 1569.312, 1569.315, 1569.54, 1569.73, and 1770 et seq., Health and Safety Code.