

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