

License Requirements for Psychiatric Health Facilities (PHFs)

ARTICLE 1 - DEFINITIONS

77001. Accredited Record Technician

Accredited Record Technician means a person who is accredited or eligible for accreditation as such by the American Medical Records Association.

77003. Authorized Representative

Authorized representative means a person authorized to act on behalf of the patient by law, by court order or by written statement signed by the patient, unless the patient has been judicially declared incompetent. Except in State operated facilities, an authorized representative shall not be an owner, administrator, employee, representative or agent of the facility.

77004. Clinical Psychologist

Clinical psychologist means a psychologist licensed by this State and (1) who possesses an earned doctorate degree in psychology from an educational institution meeting the criteria for subdivision "C" of Section 2914 of the Business and Professions code and (2) has not less than two years clinical experience in a multidisciplinary facility licensed or operated by this or another State or by the United States to provide health care, or, is listed in the latest edition of the National Register of Health service providers in Psychology, as adopted by the Council for the National Register of Health Service Providers in Psychology.

77004.1 Communicable Disease

Communicable disease means an illness due to a specific disease producing agent (virus, bacteria, etc.) or its toxic products which arises through transmission of that agent or its products from an infected person, animal or other reservoir to a susceptible host - either directly as from an infected person or animal, or indirectly through the agency of an intermediate plant or animal host, vector or the inanimate environment.

77005. Department

Department means the California State Department of Mental health or delegate pursuant to Section 1257, Health and Safety Code.

Matters pertaining to the licensure and regulation of Psychiatric Health Facilities (PHFs) will be handled by Licensing and Certification.

77007.&127;&127; Dietitian

Dietitian means a person who is registered or eligible for registration as a Registered Dietitian by the American Dietetic Association.

77009. Director

Director means the Director of the California State Department of Mental Health.

77010. Exclusion Timeout

Exclusion timeout means removing a patient from an activity to another area in the same room or vicinity for a period of time contingent on a specific maladaptive behavior.

77011. Governing Body

Governing body means the person, persons, board of trustees, directors or other body in whom the authority and responsibility is vested for conduct of the facility. In the case of a facility operated by a governmental agency, the governing body may be the County&127;&127; Board of Supervisors, the City Council or any committee or individual so designated by such Board or Council.

77011.1 Infectious Disease

Infectious disease means any disease caused by growth of pathogenic microorganisms in the body which may or may not be contagious.

77011.2 Licensed Clinical Social Worker

Licensed clinical social worker means a person who possesses a master's degree from an accredited school of social work and two years of post master's experience in a mental health setting; and shall have obtained a license as a clinical social worker by the California Board of Behavioral Science Examiners.

77012. Licensee Mental Health Professional

Licensed mental health professional means any of the following:

1. A licensed psychologist who qualifies as a clinical psychologist as defined in these regulations.
2. A psychiatrist as defined in these regulations.
3. A licensed clinical social worker, as defined in these regulations.
4. A licensed marriage, family and child counselor as defined in these regulations.

77012.1 Licensed Psychiatric Technician

Licensed psychiatric technician means a person licensed as such by the California Board of Vocational Nurse and Psychiatric Technician Examiners.

77012.2 Licensed Vocational Nurse

Licensed vocational nurse means a person licensed as such by the California Board of Vocational Nurse and Psychiatric Technician Examiners.

77013. Local Bank

Local bank means any bank which is in the vicinity of the facility.

77014. Marriage, Family and Child Counselor

Marriage, family and child counselor means a person licensed as such by the Board Behavioral Examiners pursuant to Business and Professions Code Section 4980 et seq.

77017. Mental Health Worker

Mental health worker means a person who does not qualify as a licensed health professional but who through experience, inservice training or formal education, is qualified to participate in the care of the psychiatric patient.

77018. On-Call

On-call means immediately available for consultation by telephone and available to be in the facility within thirty (30) minutes if requested to do so.

The facility must have availability of emergency medical services with 30 minutes. they may be provided by someone other than the on-call physician.

77019. Permanently Converted

Permanently converted means space which is not available for patient accommodation because the facility has converted the space to some other use and such space could not be reconverted to patient accommodation with 24 hours.

77021. Postural Support

Postural support means a method other than orthopedic braces used to assist patients to achieve proper body position and balance.

77023. Psychiatrist

Psychiatrist means a person who is licensed as a physician and surgeon in California and shows evidence of having completed three years graduate training in psychiatry in a program approved by the American Medical Association or the American Osteopathic Association.

77027. Registered Record Administator

Registered record administrator means a person who is registered or eligible for registration as such by the American Medical Record Association.

77029. Seclusion

Seclusion means the isolation of a patient in a locked area, for the purpose of modifying a behavior.

77031. Supervision

Supervision means the instruction of employees or subordinates in the manner of carrying out their duties and overseeing or directing of their work.

Direct supervision means that the supervisor shall be present in the same building as the person being supervised and available for consultation and/or assistance.

Immediate supervision means that the supervisor shall be physically present while a task is being performed.

77033. Treatment Restraint

Treatment restraint means the use of a restraining device during medically prescribed treatment or diagnostic procedures such as, but not limited to, intravenous therapy, tube feeding or catheterization.

77035. Unit Patient Health Records

Unit patient health record means a patient's health record that contains, in one file, all records of inpatient and outpatient care and treatment rendered to a patient by the facility.

77036. Unusual Occurrences

An unusual occurrence means any condition or event which has jeopardized or could jeopardize the health, safety, security or well-being of any patient, employee or any other person while in the facility and shall include, but not be limited to:

An epidemic outbreak of any disease, prevalence of communicable disease whether or not such communicable disease is required to be reported by Title 17, California Administrative Code, Section 2500, or epidemic infestation by parasites or vectors.

- Poisonings
- Fires
- Physical injury to any person which, consistent with good medical and professional practice, would require treatment by a physician.
- Death of a patient, employee or visitor from unnatural causes.
- Sexual acts involving patients who are nonconsenting.
- Physical assaults on patients, employees or visitors.
- All instances of patient abuse.
- Actual or threatened walkout, or other curtailment of services or interruption of essential services provided by the facility.