

Title 22. Social Security

**Division 5. Licensing and Certification of Health Facilities, Home Health Agencies,
Clinics, and Referral Agencies**

Chapter 10. Adult Day Health Centers

Article 2. License

Amendments to the existing regulation are shown in underline to indicate additions and ~~strikeout~~ to indicate deletions.

Amend Section 78201 to read as follows:

(a) Any corporation, company, partnership, or city or county government ~~or nonprofit corporation,~~ may apply for a license or special permit to operate an adult day health center if the following requirements are met:

Note: Authority cited: Sections 20, 1254, 1275, and 131200, Health and Safety Code.
Reference: Sections 1575.1, 1575.2, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 78203 to read as follows:

(a) Each corporation, company, partnership, or city or county government ~~or nonprofit corporation,~~ which operates, establishes, manages, conducts or maintains an adult day health center or holds out, advertises or represents by any means that it does so, shall obtain a license from the Department.

Note: Authority cited: Sections 20, 1254, 1275, and 131200, Health and Safety Code.
Reference: Sections 1575.1, 1575.2, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 78205 to read as follows:

(a) Any corporation, company, partnership, or city or county government ~~or nonprofit corporation,~~ which desires to obtain a license or a special permit shall file with the Department an application on forms furnished by the Department. The application shall contain the following information:

(1) Name of applicant.

(2) Name and address and professional qualifications of the administrator and program director.

(3) A copy of articles of incorporation, constitution and bylaws of ~~nonprofit organization~~ the corporation, company, or partnership.

Note: Authority cited: Sections 208(a), 1254, 1275, and 131200, Health and Safety Code. Reference: Sections 1575.1, 1575.2, 1576, 1580, 131050, 131051, and 131052, Health and Safety Code.

Title 22. Social Security

**Division 5. Licensing and Certification of Health Facilities, Home Health Agencies,
Clinics, and Referral Agencies**

Chapter 10. Adult Day Health Centers

Article 4. Administration

Amend Section 78401 to read as follows:

(c) Each licensee which is a ~~nonprofit corporation~~ corporation, company, or partnership, shall be legally organized as follows:

(1) The governing board shall be active, functioning and shall have regularly scheduled meetings.

(2) Minutes shall be kept of all board meetings and shall be available for review by the Department.

(3) The board shall delegate to the administrator the responsibility for administration of the center.

(4) A change in the chairman of the governing board shall be reported to the Department in writing within 14 working days following such change. Such notification shall include the name, address and the Social Security number of the new principal officer.

Note: Authority cited: Sections 20, 1254, 1275, and 131200, Health and Safety Code.

Reference: Sections 1575.1, 1575.2, 131050, 131051, and 131052, Health and Safety Code.