

City of Pendleton, Oregon
Policy on Residential Care Facilities



The City of Pendleton defines a Residential Care Facility as follows:

Residential Facility. A facility including those licensed by or under the authority of the Department of Human Resources under Oregon Law which provides residential care alone or in conjunction with treatment or training or a combination thereof for six (6) to fifteen (15) individuals who need not be related. Staff persons required to meet Department of Human Resources licensing requirements shall not be counted in the number of facility residents, and need not be related to each other or to any resident of the residential facility.

Residential Home. A home, including those licensed by or under the authority of the Department of Human Resources under Oregon Law which provides residential care alone or in conjunction with treatment or training or a combination thereof for five (5) or fewer individuals who need not be related. Staff persons required to meet Department of Human Resources licensing requirements shall not be counted in the number of facility residents, and need not be related to each other or to any resident of the residential facility.

The City also relies on the following related definitions:

Dwelling. A building designed exclusively for residential purposes, including single-family, duplex, and multi-family residences, but not including hotels or motels.

Dwelling Unit. One or more rooms designed for or occupied by one family.

Family. One or more persons related by blood, marriage, legal adoption, or legal guardianship living together in a dwelling unit, together with unrelated individuals up to a total number of occupants that will not exceed that allowed by the Housing Code.

If a facility meets the standards of a Residential Care Facility, it is permitted outright in all residential zones. The primary criterion for meeting that standard is a license from the State of Oregon, which is processed through the Department of Human Services (DHS). In order to receive a state license the facility must meet certain standards as set forth in the 2007 Oregon Structural Specialty Code, Appendix SR. City staff recommends any person considering a new facility consult with the Building Official prior to proceeding.

For further information including references to State law (Oregon Revised Statutes), please refer to the following definitions, which preempt local code:

"Residential facility" as defined by state law (currently ORS 197.660), including a residential care, residential training or residential treatment facility, as those terms are defined in ORS 443.400, licensed or registered under ORS 443.400 to 443.460 or licensed under ORS 418.205 to 418.327 by the Department of Human Services that provides residential care alone or in conjunction with treatment or training or a combination thereof for six to fifteen individuals who need not be related. Staff persons required to meet licensing requirements are not be counted in the number of facility residents, and need not be related to each other or to any resident of the residential facility.

"Residential home" as defined by state law (currently ORS 197.660), including a residential treatment or training or an adult foster home licensed by or under the authority of the department, as defined in ORS 443.400, under ORS 443.400 to 443.825, a residential facility registered under ORS 443.480 to 443.500 or an adult foster home licensed under ORS 443.705 to 443.825 that provides residential care alone or in conjunction with treatment or training or a combination thereof for five or fewer individuals who need not be related. Staff persons required to meet licensing requirements are not be counted in the number of facility residents, and need not be related to each other or to any resident of the residential home.

For more information on State requirements, please see the Department of Human Services at:
http://licenseinfo.oregon.gov/index.cfm?fuseaction=license_seng&link_item_id=14224

Developmental Disability Services–Seniors and People with Physical Disabilities–Oregon Department of Human Services:

500 Summer Street NE, E02, Salem, OR 97301. 503-945-9774.

Internet: www.oregon.gov/DHS/dd/

Licenses and certifies adult foster homes for people with developmental disabilities, group homes, and other residential services. Investigates allegations of vulnerable adult abuse. Report abuse of adults and children with developmental disabilities to the Office of Investigations and Training at 503-945-9495 or 866-406-4287 (*or contact your local DHS office*).

Oregon Revised Statutes relating to land use

http://www.oregon.gov/LCD/state_statutes.shtml

Oregon Administrative Rules

Department of Human Services, Seniors and People with Disabilities Division
Division 54 - Residential Care and Assisted Living Facilities

http://www.sos.state.or.us/archives/rules/OARS_400/OAR_411/411_054.html

If a facility is operating without a license DHS would be the most likely enforcement agency. On a local level, the facility in question might contend that it does not fall under the definition of a residential care facility and does not have to be licensed. The owner of the facility or dwelling might contend that the operation falls under the definition of a Rooming House, or may also argue that the use constitutes a Family.

**Oregon Revised Statutes
RESIDENTIAL FACILITIES AND HOMES**

Note: this language was current as of September, 2008. Please consult the current ORS for updates.

443.400 Definitions for ORS 443.400 to 443.455. As used in ORS 443.400 to 443.455 and 443.991 (2), unless the context requires otherwise:

- (1) "Department" means the Department of Human Services.
- (2) "Director" means the Director of Human Services.
- (3) "Resident" means any individual residing in a facility who receives residential care, treatment or training. For purposes of ORS 443.400 to 443.455, an individual is not considered to be a resident if the individual is related by blood or marriage within the fourth degree as determined by civil law to the person licensed to operate or maintain the facility.
- (4) "Residential care" means services such as supervision; protection; assistance while bathing, dressing, grooming or eating; management of money; transportation; recreation; and the providing of room and board.
- (5) "Residential care facility" means a facility that provides, for six or more socially dependent individuals or individuals with physical disabilities, residential care in one or more buildings on contiguous properties.
- (6) "Residential facility" means a residential care facility, residential training facility, residential treatment facility, residential training home or residential treatment home.
- (7) "Residential training facility" means a facility that provides, for six or more individuals with mental retardation or other developmental disabilities, residential care and training in one or more buildings on contiguous properties.
- (8) "Residential training home" means a facility that provides, for five or fewer individuals with mental retardation or other developmental disabilities, residential care and training in one or more buildings on contiguous properties, when so certified and funded by the department.
- (9) **"Residential treatment facility" means a facility that provides, for six or more individuals with mental, emotional or behavioral disturbances or alcohol or drug dependence, residential care and treatment in one or more buildings on contiguous properties.**
- (10) **"Residential treatment home" means a facility that provides for five or fewer individuals with mental, emotional or behavioral disturbances or alcohol or drug dependence, residential care and treatment in one or more buildings on contiguous properties.**
- (11) "Training" means the systematic, planned maintenance, development or enhancement of self-care skills, social skills or independent living skills, or the planned sequence of systematic interactions, activities or structured learning situations designed to meet each resident's specified needs in the areas of physical, social, emotional and intellectual growth.

- (12) "Treatment" means a planned, individualized program of medical, psychological or rehabilitative procedures, experiences and activities designed to relieve or minimize mental, emotional, physical or other symptoms or social, educational or vocational disabilities resulting from or related to the mental or emotional disturbance, physical disability or alcohol or drug problem. [1977 c.717 §1; 1987 c.548 §1; 1989 c.224 §95; 1989 c.488 §1; 1991 c.801 §1; 2001 c.900 §183; 2005 c.22 §306; 2007 c.70 §245]

443.405 Exclusions from definition of "residential facility." For purposes of ORS 443.400 to 443.455 and 443.991 (2), "residential facility" does not include:

- (1) A residential school;
- (2) A state or local correctional facility, other than a local facility for persons enrolled in work release programs maintained under ORS 144.460;
- (3) A youth correction facility as defined in ORS 420.005;
- (4) A youth care center operated by a county juvenile department under administrative control of a juvenile court pursuant to ORS 420.855 to 420.885;
- (5) A juvenile detention facility as defined in ORS 419A.004;
- (6) A nursing home;
- (7) A hospital;
- (8) A place primarily engaged in recreational activities;
- (9) A foster home; or
- (10) A place providing care and treatment on less than a 24-hour basis. [1977 c.717 §2; 1983 c.510 §18; 1993 c.33 §350; 1999 c.316 §2; 2005 c.22 §307]

443.410 License required. A license issued by the Department of Human Services is required in order to operate or maintain any residential facility for persons who have developmental, physical or psychiatric disabilities or are socially dependent or alcohol or drug dependent. In the case of a combination of residents, the category of licensure shall be determined by the Director of Human Services. [1977 c.717 §3; 1983 c.510 §19; 1989 c.224 §96; 1989 c.488 §2; 1991 c.801 §2; 2007 c.70 §246]

443.415 License applications; fee; investigations; grounds for issuance and denial of license.

- (1) Applications for licensure to maintain and operate a residential facility shall be made to the Department of Human Services on forms provided for that purpose by the department. Each application shall be accompanied by a fee of \$60 for facilities defined in ORS 443.400 (5), (7) and (9) and a fee of \$30 for homes defined in ORS 443.400 (8) and (10). No fee is required of any governmentally operated residential facility.
- (2) Upon receipt of an application and fee, the department shall conduct an investigation. The department shall issue a license to any applicant for operation of a residential facility in compliance with ORS 443.400 to 443.455 and the rules of the director. Licensure may be denied when a residential facility is not in compliance with ORS 443.400 to 443.455 or the rules of the Director of Human Services. Licensure shall be denied if the State Fire Marshal or other authority has given notice of noncompliance of facilities defined in ORS 443.400 (5), (7) and (9) pursuant to ORS 479.220. [1977 c.717 §8; 1979 c.696 §16; 1987 c.548 §2; 2001 c.900 §184; 2005 c.22 §308]

Note: Sections 1 and 2, chapter 981, Oregon Laws 2001, provide:

Sec. 1.

- (1) Notwithstanding ORS 443.415, the Department of Human Services may issue a license only to an applicant for operation of a residential care facility as defined in ORS 443.400 who is in compliance with ORS 443.400 to 443.455 and the rules of the Director of Human Services if:
 - (a) The type of residential care facility for which a license is sought is located in a service area that is underserved by facilities of that type;
 - (b) The residential care facility is relocating within the service area and the applicant is seeking an increase in the number of living units or residents in the facility as specified in subsection (2) of this section;
 - (c) The schematic plans or construction drawings for a new residential care facility were submitted to the department before August 16, 2001;
 - (d) There is a change of ownership or management of the residential care facility and the applicant is seeking an increase in the number of living units or residents in the facility as specified in subsection (2) of this section; or
 - (e) The residential care facility is applying for a license renewal under ORS 443.425 and the applicant is seeking an increase in the number of living units or residents in the facility as specified in subsection (2) of this section.
- (2) An applicant may seek an increase in the number of residents to be maintained in the residential care facility:
 - (a) That is not greater than 10 percent of the maximum number of residents stated on the facility's license at the time of application; or
 - (b) Of 10 residents.
- (3) In calculating 10 percent of the maximum number of residents, the department shall round up to the nearest whole number. [2001 c.981 §1; 2003 c.308 §1]

Sec. 2. Section 1, chapter 981, Oregon Laws 2001, is repealed on June 30, 2009. [2001 c.981 §2; 2003 c.308 §2; 2005 c.690 §2]

Note: Sections 1, 3, 4, 5 and 8, chapter 690, Oregon Laws 2005, provide:

Sec. 1. Section 1, chapter 981, Oregon Laws 2001, does not apply to applications for renewal of a license under ORS 443.425 when the applicant is not seeking an increase in the number of living units or residents in the facility. [2005 c.690 §1]

Sec. 3.

- (1) A person that submitted schematic plans or construction drawings for a new residential care facility, as defined in ORS 443.400, to the Department of Human Services as described in section 1 (1)(c), chapter 981, Oregon Laws 2001, as amended by section 1, chapter 308, Oregon Laws 2003, before August 16, 2001, shall pay an annual fee of \$5,000. The fee shall be paid for each fiscal year during which construction on the submitted project has not begun.
- (2) Schematic plans or construction drawings submitted to the department are deemed to be withdrawn if the person fails to pay the fee described in subsection (1) of this section. [2005 c.690 §3]

Sec. 4.

- (1) The fee described in section 3 of this 2005 Act applies for each fiscal year that begins on or after July 1, 2005, to any schematic plan or construction drawing submitted to the Department of Human Services for review before August 16, 2001.
- (2) The department shall adopt rules implementing subsection (1) of this section. [2005 c.690 §4]

Sec. 5.

- (1) A person that submitted schematic plans or construction drawings for a new residential care facility to the Department of Human Services before August 16, 2001, as described in section 3 of this 2005 Act shall submit to the department a copy of a construction permit, a building permit or other permit necessary to begin construction no later than 24 months after the effective date of this 2005 Act [August 3, 2005].
- (2) Schematic plans or construction drawings submitted to the department are deemed to be withdrawn if the person fails to submit the copy required under subsection (1) of this section. [2005 c.690 §5]

Sec. 8. Sections 1, 3, 4, 5 and 6 of this 2005 Act are repealed on June 30, 2009. [2005 c.690 §8]

443.420 Qualifications for license.

- (1) A person applying for a license under ORS 443.415 must, in the judgment of the Director of Human Services, be a person:
 - (a) Who demonstrates an understanding and acceptance of the rules governing residential facilities;
 - (b) Mentally and physically capable of caring for such residents; and
 - (c) Who employs or utilizes only individuals whose presence does not jeopardize the health, safety or welfare of residents.
- (2) A residential facility shall not be operated or maintained in combination with a nursing home or hospital unless licensed, maintained and operated as a separate and distinct part.
- (3) All physical residential facilities used for residents shall meet applicable requirements of the State Fire Marshal.
- (4) Prior to licensure, a residential facility must be in substantial compliance with applicable state and local laws, rules, codes, ordinances and permit requirements.
- (5) Prior to licensure, a residential facility that proposes to house persons under the age of 21 years shall submit written proof of compliance with ORS 336.575 to the Department of Human Services. [1977 c.717 §4; 1985 c.264 §3]

443.422 Siting of licensed residential facilities.

- (1) To prevent the perpetuation of segregated housing patterns, the Department of Human Services shall determine the location and type of licensed residential facilities and the location of facilities subject to the provisions of ORS 169.690.
- (2) Before a license is issued for a residential facility as defined in ORS 443.400, the issuing agency shall determine the number and type of any other licensed residential facilities and the number and type of facilities subject to the provisions of ORS 169.690 within a 1,200 foot radius.
- (3) None of the data collected under this section shall be used in a manner that violates the Fair Housing Amendments Act of 1988. [1989 c.564 §11]

Note: 443.422 was added to and made a part of ORS chapter 443 by legislative action but was not added to any smaller series therein. See Preface to Oregon Revised Statutes for further explanation.

443.425 License term; contents; renewal; fee.

- (1) Licensure under ORS 443.415 is effective for two years from the date of issue unless sooner revoked. Each license shall state the name of the person operating the residential facility; the name of the person who owns the facility; the address of the premises to which the license applies and the maximum number of residents to be maintained in such residential facility at any time whether the residential facility is licensed as a residential training facility, a residential treatment facility, a residential care facility; a residential training home or residential treatment home and such other information as the Department of Human Services considers necessary.
- (2) A license is renewable upon submission of an application to the department and payment of a fee of \$60 for facilities licensed under ORS 443.400 (5), (7) and (9) and a fee of \$30 for homes licensed under ORS 443.400 (8) and (10). No fee shall be required of a governmentally operated residential facility. Filing of an application for renewal before the date of expiration of a license extends the effective date of expiration of the license until the department has acted upon such application. The department shall refuse to renew a license if the facility is not substantially in compliance with all

applicable laws and rules, or if the State Fire Marshal or the authorized representative thereof has given notice of noncompliance of facilities under ORS 443.400 (5), (7) and (9) pursuant to ORS 479.220. [1977 c.717 §9; 1983 c.47 §1; 1983 c.740 §162; 1987 c.548 §3]

443.430 Transferability of license; disposition of license fees.

- (1) No license under ORS 443.415 is transferable or applicable to any location, residential facility or management other than that indicated on the application for licensure.
- (2) All moneys collected under ORS 443.400 to 443.455 shall be deposited in a special account in the General Fund, and are appropriated continuously for payment of expenses incurred by the Department of Human Services in the administration of ORS 443.400 to 443.455. [1977 c.717 §10; 1983 c.47 §2]

443.435 Inspection of facilities. The Director of Human Services or authorized representative shall periodically visit and inspect every residential facility to determine whether it is maintained and operated in accordance with ORS 443.400 to 443.455 and the rules of the director, and to consult with and advise management concerning methods of care, treatment, training, records, housing and equipment. Employees of the Department of Human Services and the State Fire Marshal or authorized representative on request shall be permitted access to the premises and records of individuals in a residential facility pertinent to fire safety. [1977 c.717 §11; 2005 c.22 §309]

443.437 Choice of prescription and nonprescription drugs and supplies. (1) As used in this section, “supplier” includes an authorized representative of the patient who purchases nonprescription medication or nonprescription sickroom supplies at retail.

- (2) A resident in a residential facility must have a choice:
 - (a) From among prescription drug delivery systems as long as the system selected:
 - (A) Provides for timely delivery of drugs;
 - (B) Provides adequate protection to prevent tampering with drugs;
 - (C) Provides that drugs are delivered in a unit of use compatible with the established system of the facility for dispensing drugs, whether that system is provided by a facility pharmacy or by a contract with a pharmacy; and
 - (D) Provides a 24-hour emergency service procedure either directly or by contract with another pharmacy;
 - (b) From among suppliers of nonprescription medication, although no facility is required to accept any opened container of such medication; and
 - (c) From among suppliers of nonprescription sickroom supplies as long as any items supplied can be maintained in a clean manner with equipment available at the facility.
- (3) If the established system of the facility, whether that system is provided by a facility pharmacy or a pharmacy under contract, provides patient profile information, the pharmacy chosen by the resident under subsection (2)(a) of this section must also provide that information for any resident it serves at the facility. [1983 c.328 §4; 2007 c.71 §133]

443.440 Revocation and suspension of licenses; procedure. The Department of Human Services may revoke or suspend the license of any residential facility that is not operated in accordance with ORS 443.400 to 443.455 or the rules adopted thereunder. Such revocation or suspension shall be taken in accordance with rules of the department and ORS chapter 183. However, in cases where an imminent danger to the health or safety of the residents exists, a license may be suspended immediately pending a fair hearing not later than the 10th day after such suspension. [1977 c.717 §12; 2005 c.22 §310]

443.445 Persons admissible at facilities and homes; transfer of persons requiring certain treatment; operation of facilities by persons relying on spiritual means for healing. (1) No residential facility or home shall admit individuals who require continuous nursing care except as provided in subsection (3) of this section.

- (2) Except as provided in subsection (3) of this section, if any resident of a residential facility or home requires nursing care for eight or more consecutive days or a physician or the designee of a physician or a registered nurse certifies that continued nursing care is required, the resident shall be transferred to an appropriate health care facility for as long as necessary.
- (3) A resident of a residential facility or home who requires nursing care in addition to training, treatment or care needs, or any combination thereof, may be served by that facility or home with approval from the Department of Human Services and in accordance with the rules of the department and consistent with rules adopted by the Oregon State Board of Nursing under ORS 678.150 (9).
- (4) No residential facility or home shall admit individuals of categories other than those designated on its license without prior written consent of the department.
- (5) In the case of residential facilities or homes supervised by and operated exclusively for persons who rely upon prayer or spiritual means for healing in accordance with the creed or tenets of a well-recognized church or religious denomination, no medical, psychological or rehabilitative procedures shall be required. [1977 c.717 §5; 1991 c.292 §2; 2001 c.900 §185]

443.450 Rules. (1) The Director of Human Services shall adopt rules governing:

- (a) The physical properties of the residential facility;

- (b) Storage, preparation and serving of food;
 - (c) Care, treatment or training to be provided;
 - (d) The number, experience and training of the staff; and
 - (e) Any other factors affecting the care, treatment or training provided.
- (2) Distinct rules shall be adopted for homes of five or fewer residents, for facilities of six or more but fewer than 16 residents, and for facilities for 16 or more residents. The rules shall differentiate among categories of residents.
- (3) For purposes of this section, “categories” refers to different populations of residents, differentiated by, but not limited to, age and need, as defined by rule. [1977 c.717 §6; 1991 c.801 §3]

443.452 Waiver procedure. (1) The director shall waive the requirements of ORS 443.410 for a residential care facility caring for residents with physical disabilities if:

- (a) Each resident is over 16 years of age;
 - (b) No more than five individuals with physical disabilities reside in any one building of the facility; and
 - (c) The residential facility complies with the applicable requirements of the State Fire Marshal.
- (2) As used in this section, “building” means any structure that does not share a common wall or roof with another structure. [1981 c.285 §2.3; 1989 c.224 §97; 2007 c.70 §247]

Note: 443.452 (1) was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 443 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

443.455 Civil penalties; rules. For purposes of imposing civil penalties, residential facilities approved under ORS 443.400 to 443.455 are considered to be long-term care facilities, subject to ORS 441.705 to 441.745. However, the Director of Human Services shall exercise the powers conferred under ORS 441.705 to 441.745. The director shall by rule prescribe a schedule of penalties appropriate to residential facilities licensed under ORS 443.400 to 443.455. [1977 c.717 §13; 1991 c.801 §4; 2001 c.900 §186; 2005 c.22 §311]

443.460 Exemptions.

- (1) The director may exempt from the license, inspection and fee provisions of ORS 443.400 to 443.455 residential care facilities in those counties where there is a county agency which provides similar programs for licensing and inspection that the director finds are equal to or superior to the requirements of ORS 443.400 to 443.455.
- (2) Pursuant to an exemption as provided in subsection (1) of this section, the director may provide funds and other resources to the county necessary to enable the county to perform the licensing and inspection functions. [1987 c.548 §4]

443.475 [1977 c.284 §2; repealed by 1983 c.47 §3]

REGISTERED RESIDENTIAL FACILITIES

443.480 Definitions for ORS 443.480 to 443.500. As used in ORS 443.480 to 443.500:

- (1) “Elderly” means an individual who is 62 years of age or older.
- (2) “Disability” means a physical or mental impairment which for the individual constitutes or results in a functional limitation to one or more major life activities. [1989 c.581 §5; 2007 c.70 §248]

Note: 443.480 to 443.500 were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 443 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

443.485 Registration required; fee; rules; civil penalty; grounds for suspension or revocation of registration.

- (1) Subject to ORS 443.490, any person who offers to the general public residential facilities and meals for compensation to two or more adults who are elderly or have disabilities, as defined in ORS 443.480, not related to the person by blood or marriage, and is not licensed or registered under any other law of this state or city or county ordinance or regulation shall register the person’s name and address with the Department of Human Services. The registration fee is \$20 annually. The department shall establish by rule reasonable and appropriate standards for the operation of facilities subject to ORS 443.480 to 443.500, consistent with their residential nature.
- (2) The Department of Human Services shall provide evidence of the registration to the person. The evidence shall be posted in the residence.
- (3) The Department of Human Services may impose a civil penalty not to exceed \$200 for:
 - (a) Operating without registration as required under this section; or
 - (b) A violation of ORS 443.880 or 443.881.
- (4) The department may suspend or revoke registration or deny the issuance of registration for violation of any statute, rule, ordinance or regulation relating to the safety of occupants of the residential facility. [1989 c.581 §1; 1991 c.413 §5; 2007 c.70 §249]

Note: See note under 443.480.

443.490 Waiver of registration. Any county or city that requires registration or licensure in the manner described in ORS 443.485, whether or not a fee is required, may request a waiver of the requirements of ORS 443.485. If the Department of Human Services finds that the county or city registration or licensure requirement is substantially similar or superior, it may waive the requirements of ORS 443.485. [1989 c.581 §2]

Note: See note under 443.480.

443.495 Exemptions. Nothing in ORS 443.480 to 443.500 applies to:

- (1) Any facility operated by an institution of higher education.
- (2) Any private room and board facility approved by an institution of higher education which has as a resident a student or an employee of the institution.
- (3) Any private or nonprofit retirement facility which does not fall under the generally understood definition of a “room and board facility,” a “boarding house” or a “boarding hotel” and where a majority of the residents are retirees.
- (4) Any privately arranged housing the occupants of which may not be related by blood or marriage. [1989 c.581 §3]

Note: See note under 443.480.

443.500 Investigation of registered facilities; access to facilities. (1) The Department of Human Services staff shall be permitted access to enter and investigate complaints of abuse in all facilities registered under ORS 443.480 to 443.500 for purposes of ascertaining compliance with applicable rules, statutes, ordinances and regulations. If the department has reasonable cause to believe any facility is operating without registration in violation of ORS 443.480 to 443.500, it may apply to the circuit court for a search warrant.

(2) Upon complaint of any person:

- (a) The state or local fire inspectors shall be permitted access to enter and inspect facilities registered under ORS 443.480 to 443.500 regarding fire safety.
- (b) The state or local health officers shall be permitted access to enter and inspect facilities registered under ORS 443.480 to 443.500 regarding health and sanitation. [1989 c.581 §4]

Oregon Administrative Rules

DEPARTMENT OF HUMAN SERVICES, SENIORS AND PEOPLE WITH DISABILITIES DIVISION

DIVISION 54

RESIDENTIAL CARE AND ASSISTED LIVING FACILITIES

411-054-0000 Purpose

411-054-0005 Definitions

411-054-0008 Licensing Moratorium

411-054-0010 Licensing Standard

411-054-0012 Requirements for New Construction or Initial Licensure

411-054-0013 Application for Initial Licensure and License Renewal

411-054-0016 New Applicant Qualifications

411-054-0019 Change of Ownership or Management

411-054-0025 Facility Administration

411-054-0027 Resident Rights and Protections

411-054-0028 Abuse Reporting and Investigation

411-054-0030 Resident Services

411-054-0034 Resident Move-In and Evaluation

411-054-0036 Service Plan - General

411-054-0040 Change of Condition and Monitoring

411-054-0045 Resident Health Services

411-054-0055 Medications and Treatments

411-054-0060 Restraints and Supportive Devices

411-054-0065 Administrator Qualifications and Requirements

411-054-0070 Staffing Requirements and Training

411-054-0080 Involuntary Move-out Criteria

411-054-0085 Refunds and Financial Management

411-054-0090 Fire and Life Safety

411-054-0093 Emergency and Disaster Planning

411-054-0100 Exceptions and Waivers

411-054-0105 Inspections and Investigations

411-054-0110 Conditions

411-054-0120 Civil Penalties

411-054-0130 Non-Renewal, Denial, Suspension or Revocation of License

411-054-0135 Criminal Penalties

411-054-0140 Additional Authority

Residential Care Facility Building Requirements

411-054-0200 Residential Care Facility Building Requirements

Assisted Living Facility Building Requirements

411-054-0300 Assisted Living Facility Building Requirements