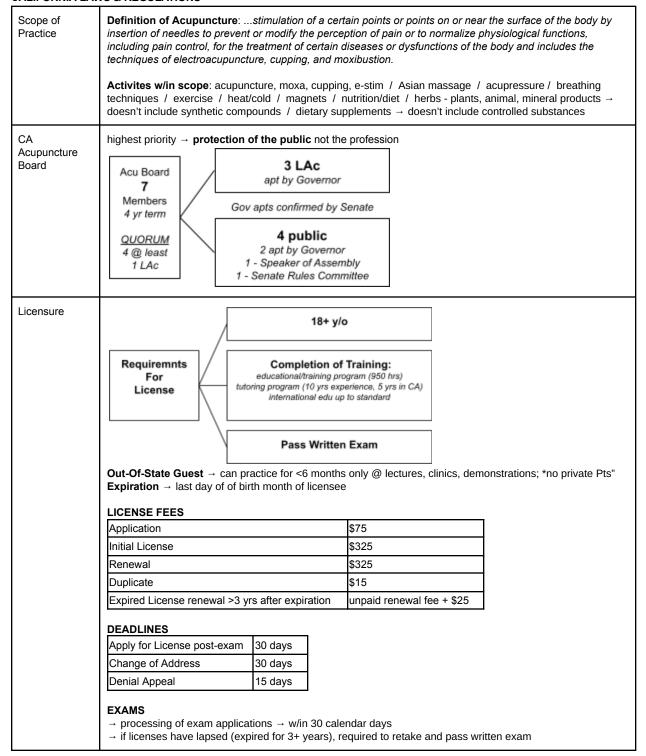
CALIFORNIA LAWS & REGULATIONS



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CALIFORNIA LAWS & REGULATIONS continued

| Enforcement . |
|---------------|
| Disciplinary |
| Proceedings |

UNLAWFUL PRACTICE

| l | Туре | Charge | Fine | Imprisonment |
|---|-------------------------|-------------|---------------|--------------|
| l | Practicing w/o License* | misdemeanor | \$100-\$2,500 | <1 year |
| l | Fraud of License | misdemeanor | \$100-\$2,500 | <1 year |

*can administer acu Tx as part of educational training (1) engaged in tutorial program or (2) graduate participating in postgraduate review course (<1 year)

LICENSE REINSTATEMENT

| reinstatement of revoked/surrendered license | 3 yrs |
|--|-------|
| early termination of probation 3+ yrs | 2 yrs |
| modification of condition of probation | 2 yrs |
| early termination of probation <3 yrs | 1 yr |

DISPLAY OF LICENSE → must register w/in **30 days** after CALE

 \rightarrow post in conspicuous location in place of practice at all times, need duplicate for every place of practice change of address/location \rightarrow must register change w/in **30 days**

Continuing Education

50 hrs every 2 years → store proof of completion for 4 yrs

| 13-16 mon | 35 CEU |
|-----------|--------|
| 17-20 mon | 40 CEU |
| 21-23 CEU | 45 CEU |

only 5 hrs (10%) can be non-clinical matters

Inactive License → to restore inactive license:

| 2+ yrs | 50 hrs CEU |
|--------|------------|
| <2 yrs | 25 hrs CEU |

Standards of Practice

Conditions of Office

- accessible bathroom facility
- if non-disposable needles used, need sterilization equipment
- brush-scrub hands with soap & warm water before examining Pts, performing acu, b/w Pts
- if needle breaks subcutaneously, immediately consult physician → do not sever/penetrate tissue
- if complication (hematoma, peritonitis, pneumothorax), immediately consult physician/dentist/podiatrist
- no acu with hypodermic needles

Record Keeping \rightarrow complete & accurate with Txs given & progress made Advertising \rightarrow cannot cure Dx, cannot use title Doctor without appropriate degree

RECORDS & CONSENT

| Informed Consent | - must be signed & dated - address nature of procedure, alternatives, risks, consequences → demonstrate Pt understood |
|------------------|--|
| Record keeping | use SOAP notes do not scratch out in chart must keep medical records for 7-10 yrs record of daily appointment schedules may not release Pt records without their consent |

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REPORTING

| Child Abuse | physical injury, sexual abuse, neglect, willfuul cruelty, unjustifiable punishment - knowledge of/witnessing → report immediately by phone + written statement within 36 hrs - suspected → police department → failure to comply → misdemeanor → <6 mon county jail and/or \$1000 fine | | |
|-------------|---|--|--|
| Elder Abuse | - knowledge of/witnessing → report immediately by phone + written report w/in 2 biz days | | |
| | long term care facility | report to local ombudsman or law enforcement agency | |
| | state mental health hospital/development center | report to investigators of State Department of Health <i>or</i> State Department of Developmental Services <i>or</i> local law enforcement | |
| | any other place | report to adult protective services agency or local law enforcement | |
| | | | |

HIPAA Health Insurance Portability and Accountability Act

| Safeguards | Workstation & Device Security - should be separated from general work area & password protected to allow only specific employees access to the ePHI - ensure access to computer is password protected so that unauthorized personnel can't access |
|------------|---|
|------------|---|

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