

2960.0480 ADMISSION AND DISCHARGE POLICIES.

Subpart 1. **Admission policy.** The certificate holder must not admit individuals who do not meet the admission criteria in the certificate holder's admission policy. The admission policy must also designate which staff are authorized to admit and discharge residents.

Subp. 2. **Individuals not served by program.** A certificate holder has specific responsibilities when denying admission to individuals for reasons of health, behavior, or criminal activity. The certificate holder must have a policy that includes items A and B.

A. The certificate holder must have a protocol for addressing the needs of individuals in need of emergency medical care not provided by the program and individuals who pose a substantial likelihood of harm to themselves or others, if the behavior is beyond the behavior management capabilities of the program and staff. All denials of admission for these reasons that involve a bona fide medical emergency, as provided under Code of Federal Regulations, title 42, section 2.51, must be referred to a medical facility capable of admitting the individual.

B. All denials of admission that involve the commission of a crime against a license holder's property, as provided under Code of Federal Regulations, title 42, section 2.12(c)(5), must be reported to a law enforcement agency with proper jurisdiction.

Subp. 3. **Discharge policies.** A certificate holder must have a written policy that must be followed when a resident is discharged. A client must be discharged by a counselor or the program director. The policy must establish procedures that:

A. are consistent with Minnesota Statutes, section 253B.16, subdivision 2, and that staff must follow when a resident who has been admitted under Minnesota Statutes, chapter 253B, is to be discharged; and

B. staff must follow when a resident leaves against staff or medical advice and when the resident may be dangerous to self or others.

Statutory Authority: *L 1995 c 226 art 3 s 60; MS s 241.021; 245A.03; 245A.09*

History: *28 SR 211*

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