

K. AUTHORIZATION OR CONSENT: A photocopy of any court order, power of attorney or living will authorizing another person to speak or act on behalf of the resident and any resident consent forms.

L. DISCHARGE OR TRANSFER INFORMATION: Documents, prepared upon a resident's discharge or transfer from the facility, summarizing, when appropriate:

- (1) Current medical finding and condition;
- (2) Final diagnosis;
- (3) Rehabilitation potential;
- (4) A summary of the course of treatment;
- (5) Nursing and dietary information;
- (6) Ambulation status;
- (7) Administrative and social information; and
- (8) Needed continued care and instructions.

[7-1-60, 5-2-89; 7.9.2.32 NMAC – Rn, 7 NMAC 9.2.32, 8-31-00]

7.9.2.33 OTHER RECORDS: The facility shall retain:

- A. DIETARY RECORDS:** All menus and therapeutic diets for one year.
- B. STAFFING RECORDS:** Records of staff work schedules and time worked for one year.
- C. SAFETY TESTS:** Records of tests of fire detection, alarm, and extinguishment equipment.
- D. RESIDENT CENSUS:** At least a daily census of all residents, indicating number of residents

requiring each level of care.

E. PROFESSIONAL CONSULTATIONS: Documentation of professional consultations by:

- (1) A dietician.
- (2) A registered nurse.
- (3) Others, as may be used by the facility.

F. IN-SERVICE AND ORIENTATION PROGRAMS: Subject matter, instructors and attendance records of all in-service and orientation programs.

G. TRANSFER AGREEMENTS: Transfer agreements.

H. FUNDS AND PROPERTY STATEMENT: The statement prepared upon a resident's discharge or transfer from the facility that accounts for all funds and receipted property held by the facility for the resident.

I. COURT ORDERS AND CONSENT FORMS: Copies of court orders or other documents, if any, authorizing another person to speak or act on behalf of the resident.

[7-1-60, 7-1-64, 5-2-89; 7.9.2.33 NMAC – Rn, 7 NMAC 9.2.33, 8-31-00]

7.9.2.34 LICENSE LIMITATIONS:

A. BED CAPACITY: No facility may house more residents than the maximum bed capacity for which it is licensed. Persons participating in a day care program are not residents for purposes of these regulations.

B. CARE LEVELS: No person who requires care greater than that which the facility is licensed to provide may be admitted to or retained in the facility, unless under waiver according to State guidelines.

C. OTHER CONDITIONS: The facility shall comply with all other conditions of the license.

[5-2-89; 7.9.2.34 NMAC – Rn, 7 NMAC 9.2.34, 8-31-00]

7.9.2.35 OTHER LIMITATIONS ON ADMISSION:

A. PERSONS REQUIRING UNAVAILABLE SERVICES: Persons who require services which the facility does not provide or make available shall not be admitted or retained.

B. COMMUNICABLE DISEASES:

(1) Restriction: No person suspected of having a disease in a communicable state shall be admitted or retained unless the facility has the means to manage the condition.

(2) Isolation techniques: Persons suspected of having a disease in a communicable state shall be managed according to Isolation Techniques for use in Hospitals, published by the U.S. Department of Health and