

**TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH
CHAPTER 605. ADULT DAY CARE CENTERS**

SUBCHAPTER 1. GENERAL PROVISIONS

310:605-1-2. Definitions

The following words or terms, when used in this Chapter, shall have the following meaning, unless the context clearly indicates otherwise:

"Adult Day Care Aide" means an individual who has met the state qualifications for certification and who assists the professional staff members in the implementation of the programs and services of the center, and has completed an orientation program provided by the center.

"Adult Day Care Center" or **"center"** means *a facility which provides basic day care services to unrelated impaired adults for more than four (4) hours in a twenty-four-hour period. A center shall be a distinct entity, either freestanding or a separate program of a larger organization. A center shall have a separately verifiable staff, space, budget and participant record system. The terms ~~"adult day care center"~~ adult day care center or ~~"center"~~ center shall not include retirement centers and senior citizen centers, or PACE organizations as defined by 42 C.F.R., Section 460.6.* [63 O.S. § 1-872]

"Adult Day Care Provider" means the person, corporation (for profit or not for profit), partnership, association, or organization legally responsible for the overall operation of the adult day care center, who has a current license.

"Associated day care program" is an adult day care center which is physically attached with another organization established primarily to offer other services (such as medical care or long term care) but has distinctly designated space and staff for an adult day care program which is in addition to the existing space and staffing requirements for the residents, patients, or clients.

"Basic Day Care Services" means supervised health, social supportive, and recreational services in a structured daytime program which serves functionally impaired adults who cannot take care of themselves who continues to live in their own homes, usually with the aid of family caregivers.

"Caregiver" means a person who is responsible for the care of the participant in the home.

"Case Manager" means an individual who is responsible for providing and/or coordinating individual and group counseling to participants and family or caregiver, and who assists the participant in obtaining needed resources within the community.

"Department" means the State Department of Health.

"Dietary or Food Service Supervisor" means an individual qualified by training or experience who is responsible for food service in the center.

"Direct Care Staff" means those staff (paid and volunteer) assigned to take care of the direct needs of participant.

"Free-Standing Adult Day Care Center" means a center which does not share staffing or licensed space or any physical components of space, equipment, furnishings, dietary, security, maintenance or utilities used in the provision of services with any other organization, or service.

"Functionally impaired adult" means an individual aged eighteen years or older who requires care and/or supervision.

"Medication Aide" means an individual who has received certification to administer medications from a program approved by the Department.

"Nurse" means a licensed practical nurse or registered nurse currently licensed in the State of Oklahoma.

"Participant" means a person who attends an adult day care center.

"Participant's Guardian" means a court appointed guardian.

"Participant's Representative" means an individual designated in writing by the participant to act as responsible party to act in his/her stead.

"Qualified Dietitian" means an individual who is registered as a dietitian by the American Dietetic Association, or has a baccalaureate degree with major studies in food and nutrition, dietetics, or food

service management, has one year of supervisory experience in the dietetic service of a health care institution, and participates annually in continuing dietetic education.