

The Private-service Homes Regulations

being

Chapter R-21.2 Reg 2 as amended by
Saskatchewan Regulation 75/88.

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER R-21.2 REG 2
The Residential Services Act

TITLE AND INTERPRETATION

Title

- 1** These regulations may be cited as *The Private-service Homes Regulations*.

Interpretation

- 2** In these regulations:

- (a) **“Act”** means *The Residential Services Act*;
- (b) **“approved private-service home”** means a private-service home in respect of which a valid and subsisting certificate of approval is issued;
- (c) **“Fire Commissioner”** means Fire Commissioner as defined in *The Fire Prevention Act, 1980*;
- (d) **“local assistant to the Fire Commissioner”** means local assistant as defined in *The Fire Prevention Act, 1980*;
- (e) **“proprietor”** means a person who operates an approved private-service home.

21 Mar 86 cR-21.2 Reg 2 s2.

CERTIFICATE OF APPROVAL

Eligibility

- 3** To be eligible for a certificate of approval, each applicant shall submit to the department:

- (a) a letter from the medical health officer, as defined in *The Health Services Act*, for the area stating that the private-service home meets required health standards;
- (b) a letter of approval from the local assistant to the Fire Commission advising that the structure, equipment and maintenance of the private-service home are satisfactory;
- (c) a description of the type of program that the private-service home is to offer, including the mechanisms available to ensure visiting privileges and security and privacy of the residents; and
- (d) a floor plan of the entire home specifying what bedrooms are to be used by the residents and what bedrooms are to be used by the applicant and his family.

21 Mar 86 cR-21.2 Reg 2 s3.

R-21.2 REG 2**PRIVATE-SERVICE HOMES****Inspection required**

4 No certificate of approval is to be issued to a private-service home until an officer of the department has conducted a physical standards inspection and a program standards inspection and has indicated to the department that the home meets the standards prescribed in these regulations.

21 Mar 86 cR-21.2 Reg 2 s4.

Duty to provide information

5 The proprietor shall supply the minister with any information that he may require.

21 Mar 86 cR-21.2 Reg 2 s5.

Form of certificate of approval

6 Every certificate of approval issued is to state:

- (a) the name and location of the private-service home;
- (b) the rated bed capacity of the private-service home; and
- (c) any other matter the minister considers advisable.

21 Mar 86 cR-21.2 Reg 2 s6.

Renewal

7 When a person wishes to renew a certificate of approval, he shall submit the material specified in section 3 three months prior to the date that the current certificate of approval expires.

21 Mar 86 cR-21.2 Reg 2 s7.

Termination

8 A certificate of approval terminates immediately:

- (a) on any change in the location or ownership of the private-service home; or
- (b) on any significant change in the program, as outlined in the initial application for the certificate, offered in the private-service home, unless notice of the intended change has been submitted to the minister and his prior written approval for the change has been given.

21 Mar 86 cR-21.2 Reg 2 s8.

Inspections

9(1) An officer of the department shall visit and inspect, at least annually, every private-service home to determine whether the home is continuing to comply with the Act and these regulations and shall furnish the minister with a report of his findings.

(2) Every private-service home is subject to:

- (a) an annual inspection by the local assistant to the Fire Commissioner; and
- (b) a health inspection on the request of an officer of the department.

21 Mar 86 cR-21.2 Reg 2 s9.

STANDARDS

Required designated areas

10 The areas of the private-service home designated in the application for a certificate of approval as areas for lounging, dining, indoor recreation, sleeping, bathing, food preparation and storage are to be used only for those purposes unless otherwise approved by the minister.

21 Mar 86 cR-21.2 Reg 2 s10.

Sleeping accommodation

11 Each approved private-service home is to provide sleeping accommodation for its residents as follows:

- (a) each bedroom floor is to be not more than 1.22 metres below the level of the ground surrounding the main or ground floor level;
- (b) no basement is to be used for sleeping accommodation unless, in the opinion of the local fire and health departments, it does not constitute a fire or health hazard;
- (c) each bedroom is to have a minimum of seven square metres per resident or, where more than one resident is accommodated in a bedroom, 4.6 square metres per resident;
- (d) each resident is to have his own bed of a size and type suitable to his age, with a clean mattress and with bedding appropriate to the weather conditions and climate;
- (e) not more than two adults or four children are to be accommodated in one bedroom;
- (f) if any resident has serious difficulty negotiating stairways, he is not to be placed in a bedroom above or below the ground floor level;
- (g) each bedroom is to have at least one mirror, at least one outside window that may be opened for fresh air and adequate ventilation, lighting and heating.

21 Mar 86 cR-21.2 Reg 2 s11.

Bedroom furnishing

12 Each approved private-service home is to provide each resident, in his bedroom, with:

- (a) a clothes closet or wardrobe space, individual drawer space and at least one chair;
- (b) space to store personal items such as dentifrices, cosmetics, towels and soap; and
- (c) furnishings of reasonable quality as compared with the standards of other housing accommodation in the community, which quality is not to differ greatly from the other furnishings in the home.

21 Mar 86 cR-21.2 Reg 2 s12.

R-21.2 REG 2**PRIVATE-SERVICE HOMES****Washing facilities**

13(1) Subject to subsection (2), each approved private-service home is to have at least:

- (a) one wash basin with hot and cold water and one flush toilet for every five residents or fraction thereof; and
- (b) one bath tub, or shower, with hot and cold water for every 10 residents, including the members of the family, and any other people who live in the home, or fraction thereof.

(2) Subsection (1) does not apply in any case where the approved private-service home is a farm house or is located in northern Saskatchewan and alternative toilet and bathing accommodation is available to the resident.

21 Mar 86 cR-21.2 Reg 2 s13.

Number of residents

14 The number of residents in any approved private-service home is not to exceed the rated bed capacity of the home as approved at the time the certificate of approval is issued.

21 Mar 86 cR-21.2 Reg 2 s14.

Smoke alarm system

15 Each approved private-service home is to be equipped, on each level of the facility, with a smoke alarm that is:

- (a) of a type approved by the Fire Commissioner; and
- (b) interconnected with all other smoke alarms in the facility.

23 Sep 88 SR 75/88 s3.

Exits

16 All exit doors in the approved private-service home are to be equipped only with hardware that does not require special knowledge to unlock the door from the inside.

21 Mar 86 cR-21.2 Reg 2 s16; 23 Sep 88
SR 75/88 s4.

Safety equipment

17 Each approved private-service home is to provide night-lights, non-skid stair treads, non-skid bath mats and handrails on stairways or in bathrooms if, in the opinion of the minister, they are required for the safety of the residents.

21 Mar 86 cR-21.2 Reg 2 s17.

Meals

18(1) Each approved private-service home is to provide residents with a nutritionally balanced diet, as set out in the *Canada Food Guide*, to be served in a family-type eating space appropriate to the residents' program.

(2) All food is to be properly refrigerated.

21 Mar 86 cR-21.2 Reg 2 s18.

PRIVATE-SERVICE HOMES

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Day-room

19 Each approved private-service home is to have a day-room for lounging of not less than 13.5 square metres with approximately 1.86 square metres of floor space per person who resides in the home where the residents may play table games, watch television and enjoy a social life.

21 Mar 86 cR-21.2 Reg 2 s19.

Study space

20 Each approved private-service home that provides a program of study is to provide adequate facilities for the purposes of study by the residents involved in the program.

21 Mar 86 cR-21.2 Reg 2 s20.

Yard

21 Each approved private-service home is to provide some outside yard or lawn space with appropriate seating.

21 Mar 86 cR-21.2 Reg 2 s21.

Accessibility

22 Any approved private-service home that accommodates residents who are physically handicapped is to have elements built into the home to allow entrance to and egress from the living areas, buildings and grounds by those residents.

21 Mar 86 cR-21.2 Reg 2 s22.

SERVICE TO RESIDENTS

Admission

23(1) Before a person to whom or in respect of whom the department is providing financial assistance is admitted to an approved private-service home, the proprietor shall obtain the approval of the minister for that admission.

(2) On receipt of a request pursuant to subsection (1), the officer or other person, as the case may be, shall determine whether the proprietor is capable of providing the necessary lodging, supervision, personal care or individual programming that the resident requires.

21 Mar 86 cR-21.2 Reg 2 s23.

Change in resident's condition

24(1) The proprietor shall notify the minister of any negative change in the mental, physical or behavioural condition of any resident of the approved private-service home.

(2) Within 30 days of notification pursuant to subsection (1), the minister shall make an assessment of the resident's condition and, if it is determined that:

R-21.2 REG 2**PRIVATE-SERVICE HOMES**

- (a) the proprietor is no longer capable of providing the necessary lodging, supervision, personal care or individual programming to the residents; or
- (b) the home no longer meets the needs of its residents;

arrangements may be made for the residents to be transferred to a place that is able to meet their needs.

21 Mar 86 cR-21.2 Reg 2 s24.

Infectious diseases

25 The proprietor shall, when he finds or suspects any person who lives in the home to be suffering from an infectious or communicable disease, immediately notify the minister.

21 Mar 86 cR-21.2 Reg 2 s25.

Absent proprietor

26 Prior to the proprietor absenting himself from the approved private-service home, he shall consult the minister so that alternate arrangements can be assessed.

21 Mar 86 cR-21.2 Reg 2 s26.

Removal of resident

27 When the proprietor wishes to permanently remove a resident or his trustee from the approved private-service home, he shall give the resident one month's written notice of his intention.

21 Mar 86 cR-21.2 Reg 2 s27.

DUTIES OF PROPRIETORS**Agreement**

28 The minister may require any proprietor to enter into an agreement respecting the following activities:

- (a) the duties of the proprietor with respect to his providing supervision, personal care or individual programming of the resident;
- (b) the records that the proprietor shall keep of the individual programming for each resident; and
- (c) any other terms respecting the standards for the granting of a certificate of approval.

21 Mar 86 cR-21.2 Reg 2 s28.

Personal records of residents

29 The proprietor shall cause all records of residents to be kept in locked containers and only the proprietor, the person to whom the record relates or his agent, and persons authorized by the minister are to have access to those records.

21 Mar 86 cR-21.2 Reg 2 s29.

Medical treatment

30 With respect to the treatment of any injury to any resident, the proprietor shall provide only emergency first-aid and, in all cases of serious illness or injury to any resident, the operator shall, as soon as possible, cause:

- (a) a physician to be called; and
- (b) the parent, guardian or next of kin of the resident to be notified.

21 Mar 86 cR-21.2 Reg 2 s30.

Medication

31(1) Subject to section 30, the proprietor shall ensure that all medication and medical treatment is to be given to residents only as authorized by a physician.

(2) Each proprietor is to provide a lockable medicine cabinet in which medications are to be locked when not in use.

21 Mar 86 cR-21.2 Reg 2 s31.

GENERAL**Inspection of approved private-service homes**

32 Each proprietor shall ensure that his approved private-service home is open at all reasonable times for inspection and examination by:

- (a) any public health official; or
- (b) any representative of the Fire Commissioner;

who may inspect the home and make any inquiries about the home and its proprietor as he may consider necessary for the purposes of these regulations.

21 Mar 86 cR-21.2 Reg 2 s32.

Proprietor to operate one home

33 A proprietor may operate only one approved private-service home at a time.

21 Mar 86 cR-21.2 Reg 2 s33.

Return of certificate

34 On the revocation of a certificate of approval or a certificate of approval otherwise becoming invalid, the proprietor shall, on the request of the minister, return the certificate of approval to the minister.

21 Mar 86 cR-21.2 Reg 2 s34.

