

Effective: January 1, 2005

Welfare & Institutions Code § 15610.63. Physical abuse

“Physical abuse” means any of the following:

- (a) Assault, as defined in [Section 240 of the Penal Code](#).
- (b) Battery, as defined in [Section 242 of the Penal Code](#).
- (c) Assault with a deadly weapon or force likely to produce great bodily injury, as defined in [Section 245 of the Penal Code](#).
- (d) Unreasonable physical constraint, or prolonged or continual deprivation of food or water.
- (e) Sexual assault, that means any of the following:
 - (1) Sexual battery, as defined in [Section 243.4 of the Penal Code](#).
 - (2) Rape, as defined in [Section 261 of the Penal Code](#).
 - (3) Rape in concert, as described in [Section 264.1 of the Penal Code](#).
 - (4) Spousal rape, as defined in [Section 262 of the Penal Code](#).
 - (5) Incest, as defined in [Section 285 of the Penal Code](#).
 - (6) Sodomy, as defined in [Section 286 of the Penal Code](#).
 - (7) Oral copulation, as defined in [Section 288a of the Penal Code](#).
 - (8) Sexual penetration, as defined in [Section 289 of the Penal Code](#).
 - (9) Lewd or lascivious acts as defined in [paragraph \(2\) of subdivision \(b\) of Section 288 of the Penal Code](#).
- (f) Use of a physical or chemical restraint or psychotropic medication under any of the following conditions:
 - (1) For punishment.
 - (2) For a period beyond that for which the medication was ordered pursuant to the instructions of a physician and surgeon licensed in the State of California, who is providing medical care to the elder or dependent adult at the time the instructions are given.
 - (3) For any purpose not authorized by the physician and surgeon.