

Transition Coordinator Meeting

Nursing Facility Questions

August 2017

Questions from Amy and the Team

- Communication
- TC Access to residents and information
- Discharge planning collaboration
- PASRR compliance
- Requirements for Restorative programs
- Involuntary Transfer

Communication, Information Access

- Payment Rule Requirements
 - OAR 411-070
- Contract Requirements
 - Medicaid Nursing Facility contract

Payment Rule Requirements

- APD staff must have immediate access to APD residents and to facility records, {411-070-0040(5)(b)}.
- APD staff have the right to privately interview APD residents, {411-070-0040(5)(c)}.
- APD staff have the right to participate in facility staffings on APD residents, {411-070-0040(5)(d)}.

Contract Requirements

- Facility must provide access to residents to comply with state and federal rules/regs.
- Facility must provide notification of client's that no longer require NF care.
- Facility must cooperate with the Department's local representative in making discharge plans with the client.

Approaches to resolving problems with communication and access to residents or resident information

- Regularly scheduled meetings with TCs, local manager(s) and NF leadership team.
- Safety, Oversight and Quality Unit assistance.

NF Requirements for discharge planning

- The facility must assess resident's discharge potential.
 - 411-086-0060 (1)(a)(H)
- The resident care plan includes discharge planning.
 - 411-086-0060 (2)(g)

NF Requirements for discharge planning

- The care plan must be updated when resident needs change
 - 411-086-0060 (1)(a)
- The care plan is reviewed and completed at an interdisciplinary meeting (“care conference”).
 - 411-086-0060(2)(d)

NF Requirements for discharge planning

- Anyone the resident wishes to include may participate in the care planning meeting.
 - 411-086-0060(2)(e)
- Facilities must develop a discharge plan of care that will assist the resident to adjust to new living environment.
 - 411-086-0160(2)(c)

NF Requirements for discharge planning

- The social services staff must educate the resident and the resident's significant others about ... potential for discharge and the availability of alternate living services.
 - 411-086-0240(2)(b)(I)(i)

NF Requirements for discharge planning

- Resident's potential for discharge and availability of alternate living services shall be assessed no less often than quarterly.
 - 411-086-0240(2)(b)(I)(ii)

NF Requirements for discharge planning

- The facility must assist with the development of discharge plan.
 - 411-086-0240(2)(b)(I)(iii)
- The facility must coordinate services required for resident's discharge.
 - 411-086-0240(2)(b)(I)(iii)

NF Requirements for discharge planning

- Nursing Facility candidates for admission must be assessed and must receive information about community-based alternative services.
 - 411-070-0040(1)

Approaches to resolving problems with discharge planning collaboration

- Regularly scheduled meetings with TCs, local manager(s) and NF leadership team.
- Safety, Oversight and Quality Unit assistance.

PASRR Compliance

- Policy: Kathryn Nunley, 503-947-2309, Kathryn.m.nunley@state.or.us
- Intellectual and developmental disabilities (I/DD): Rachel Olson, Rachel.olson@state.or.us
- Serious Mental Illness: Nirmala Dhar, 503-945-9715, Nirmala.dhar@state.or.us

Requirements for Restorative Programs

- **F311 - §483.25(a)(2)**
- **(2) A resident is given the appropriate treatment and services to maintain or improve his or her abilities specified in paragraph (a)(1) of this section; and**
- **Intent §483.25(a)(2)**
- The intent of this regulation is to stress that the facility is responsible for providing maintenance and restorative programs that will not only maintain, but improve, as indicated by the resident's comprehensive assessment to achieve and maintain the highest practicable outcome.

Requirements for Restorative Programs

- [Oregon Administrative Rule 411-086-0150 Nursing Services: Restorative Care](#)
- (1) Restorative Program. Nursing services staff shall provide a restorative program which re-establishes and maintains to the greatest extent practical the functional abilities of residents. Such functional abilities shall include but not be limited by the abilities identified in OAR 411-086-0110(1). The facility shall have written policies governing the provision and documentation of restorative services pursuant to OAR 411-085-0210.
- (2) Director. The Director of Nursing Services or his/her designee shall ensure the development and implementation of an effective restorative services program.
- (3) Staffing. Restorative services shall be provided by facility nursing staff in accordance with the resident's care plan.

Requirements for Restorative Programs

- [Oregon Administrative Rule 411-086-0150 Nursing Services: Restorative Care](#)
- (4) Restorative Plan. Each resident shall have a restorative plan based on an assessment of resident's needs and delivered in accordance with the resident care plan:
 - (a) Restorative services shall be provided to the resident in accordance with the preliminary resident care plan not later than 24 hours after admission;
 - (b) The restorative services plan shall be reviewed and updated as frequently as the resident's condition changes, but no less often than quarterly.
- (5) Documentation. All restorative services provided and results of those services shall be clearly documented in the resident's clinical record. Progress notes relevant to the plan shall be documented in the resident's clinical record as frequently as the resident's condition or ability changes, but no less often than quarterly.

Nursing Facility Involuntary Transfer

- Common Bases for Involuntary Transfer
OAR 411-088-0020:
- Improved health, NF no longer needed.
- Resident behavior that creates a serious and immediate threat.
- Non payment

Nursing Facility Involuntary Transfer

- Residents have the right to appeal Notice of Transfer. Appeal can be requested by anyone on the resident's behalf and can be submitted in any manner:
 - FAX *Request for Meeting* form to (503) 503.378.8966, "Attention Renee"
 - Scan/Email: renee.m.shearer@state.or.us
 - Verbal request: (503) 373-2164 Renee Shearer

Nursing Facility Transfer Rules/Issues

- Right to return to the nursing facility from the hospital, OAR 411-088-0050.
- Right to readmit to the nursing facility from a home or community based setting, OAR 411-088-0060.

Nursing Facility Transfer Rules/Issues

- Questions about involuntary transfer, right to return/readmit, contact Renee.
- For immediate, urgent assistance, call Safety, Oversight and Quality reception, 503-373-2227.

Contact Information
Safety Oversight & Quality Unit
Nursing Facility Licensing

Lynn Beaton, 503-373-2139,
lynn.d.beaton@state.or.us

Joanne Birney, 503-373-1964,
joanne.birney@state.or.us

Renee Shearer, 503-373-2164,
renee.m.shearer@state.or.us