

Regulation Translation

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Agenda

- * Policy vs. Regulation
- * Skilled Nursing Facilities (SNF) vs. Assisted Living (AL)
- * Federal Regulations
 - * Resident Council
 - * Quality of Life
 - * Activities
 - * "Other"
 - * Scope & Severity
- * Most Cited
- * Survey Process

Policy vs. Regulation

Policy: Practice defined by the facility

Regulations are laws

Facility policy may be stricter than actual regulation

Always follow whichever is Stricter

Skilled Nursing Facilities (SNF) vs. Assisted Living (AL)

SNF

AL

SNF AND AL

Regulated by
BOTH state and
federal
regulations

Regulated by
ONLY state
regulations

Life safety

County Specific

State vs. Federal Regulations



State

Minnesota



Federal

CMS – Center for Medicare & Medicaid
Services



Resident Council

Regulation Definitions F565

- A resident group is defined as a group of residents that meet regularly to:
 - Discuss and offer suggestions about the facility policies and procedures that may affect resident care, treatment, and quality of life.
 - Support each other
 - Planning of resident activities
 - Participating in education activity
 - Other purposes

Regulation Translation F565

- F565 The resident has a right to organize and participate in resident groups in the facility.
- The facility must provide a resident or family group, if one exists, with private space; and take reasonable steps, with the approval of the group, to make residents and family members aware of upcoming meetings in a timely manner.
- The resident has a right to participate in family groups.
- The resident has a right to have family member(s) or other resident representative(s) meet in the facility with the families or resident representative(s) of other residents in the facility.

Regulation Translation F565

- The facility must provide a designated staff person who is approved by the resident or family group and the facility and who is responsible for providing assistance and responding to written requests that result from group meetings.
- The facility must consider the views of a resident or family group and act promptly upon the grievances and recommendations of such groups concerning issues of resident care and life in the facility.
- The facility must be able to demonstrate their response and rationale for such response.

Regulation Translation Guidance

- **GUIDANCE §483.10(f)(5)(7)**
- This requirement does not require that residents organize a resident or family group. However, whenever residents or their families wish to organize, they must be able to do so without interference. Additionally, they must be provided space, privacy for meetings, and staff support. The designated staff person responsible for assistance and liaison between the group and the facility's administration and any other staff members may attend the meeting only if invited by the resident or family group. The resident or family group may meet without staff present. The groups should determine how frequently they meet.
- Facility staff are required to consider resident and family group views and act upon grievances and recommendations. Facility staff must consider these recommendations and attempt to accommodate them, to the extent practicable. This may include developing or changing policies affecting resident care and life. Facility staff should discuss its decisions with the resident and/or family group and document in writing its response and rationale as required under 42 CFR



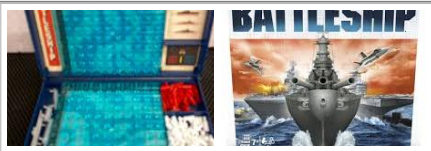
Quality of Life

Regulation F675

- Quality of Life
 - Fundamental principle that applies to all care and services provided to facility residents. Each resident must receive, and the facility must provide the necessary care and services to attain or maintain the highest practicable physical, mental, and psychosocial well-being, **consistent with the resident's comprehensive assessment and plan of care.**

Regulation F675 Intent

- Person Centered Care – Focus on the resident as the locus of control and support the resident in making their own choices and having control over their daily lives.
- A sense of satisfaction with oneself, the environment, the care received, the accomplishment of desired goals and control over one's life.
- A sense of well being, satisfaction with life, and feeling of self worth and self esteem



Activities

Regulation F679

□ Activities

- The facility must provide, based on a comprehensive assessment and care plan and the preferences of each resident, an ongoing program to support residents in their choice of activities, both facility sponsored group and individual activities, and independent activities designed to meet the interest of and support of the physical mental and psychosocial well-being of each resident, encouraging both independent and interaction in the community.

Regulation F679 Intent

- To ensure that facilities implement an ongoing, resident centered activities program that incorporates the resident's interests, hobbies and cultural preferences which is integral to maintaining and/or improving a resident's physical, mental, and psychosocial wellbeing and independence. To create opportunities for each resident to have a meaningful life by supporting his/her domains of wellness (security, autonomy, growth, connectedness, identity, joy and meaning).

CMS Domains of Wellness Indicated in F679 Intent



[illegible]

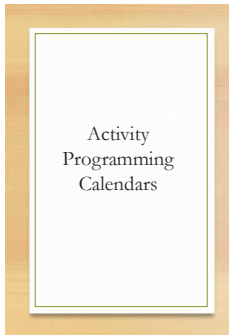
Assessment Factors Used to Determine the Seriousness of Deficiencies Matrix			
	Factor A	Factor B	Factor C
Immediate jeopardy to personnel health or safety	P PwC: Required	PwC PwC: Required	PwC PwC: Required
Actual harm to most consumers	G PwC: Required	H PwC: Required	I PwC: Required
No actual harm with potential for harm to most consumers	D PwC: Required	E PwC: Required	F PwC: Required
No actual harm with potential for harm to some consumers	A PwC: Required	B PwC: Required	C PwC: Required

Substantive compliance



Most Cited Regulations

[illegible]



- 
 Not meeting the interest, preferences and needs of the residents.
- 
 Bucket Approach





Nothing Matches!



ACTIVITY
ASSESSMENT



ACTIVITY
PROGRESS NOTE



ACTIVITY CARE
PLAN



PARTICIPATION
RECORDS

Activity Care Plans

Not matching

Not individualized

Not Measurable

Interventions don't match the person (person centered)

Care Plan Problem – Wrong vs. Right

WRONG

- Enjoys coming to bingo, church and games

RIGHT

- Strength: Resident attends most out of room group activities.

Activity Care Plan – Cheat Sheet		
Problem • What impacts resident activity participation? • Strength	Goal • Measurable	Interventions • Person Centered Individualized

MDS	Section F, V
	CAT
	CAA

	
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Resident Council Documentation

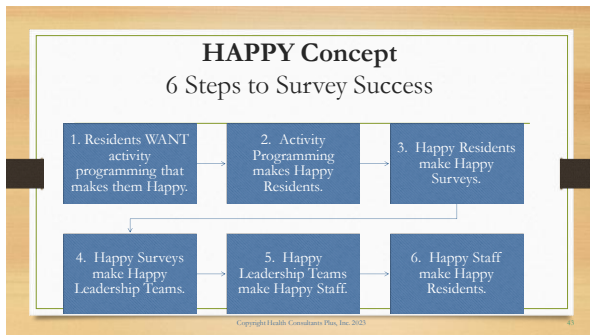
- Follow Ups
 - Completed the same day of the Resident Council
 - Sent to correct department manager for resolution.
 - HINT: We don't care what the resolution is!!! We just need the follow up back!
 - If no follow in one week, send a second notice to department manager
 - Remember: Follow Ups are for GROUP concerns!

Resident Council – Checklist Toolkit

☐ One day before meeting	☐ Review Resident Right
☐ Remind residents of meeting	☐ New business by department
☐ Ensure previous meeting concerns have completed follow ups	☐ Thank Residents for attending
☐ Arrive 15 minutes prior to meeting	☐ Notify Residents of next meeting
☐ Blank meeting minutes form	☐ Adjourn meeting
☐ Blank attendance sheet	☐ Complete formal meeting minutes same day
☐ Gavel	☐ Complete group concerns follow up same day
☐ Refreshments	☐ Complete individual concerns same day
☐ Open Meeting	☐ Submit completed meeting minutes for Resident Council President (if applicable)
☐ Review Purpose	☐ Submit completed meeting minutes for Administrator to sign
☐ Complete attendance sheet	☐ Follow up on follow ups weekly
☐ Approval any non-resident	
☐ Review previous meeting minutes "old business"	
☐ Non-resolved "old business" added to new minutes	

SURVEY

[illegible][illegible]



Thank You!

**Please don't hesitate to reach out with questions,
we look forward to hearing from you!**

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