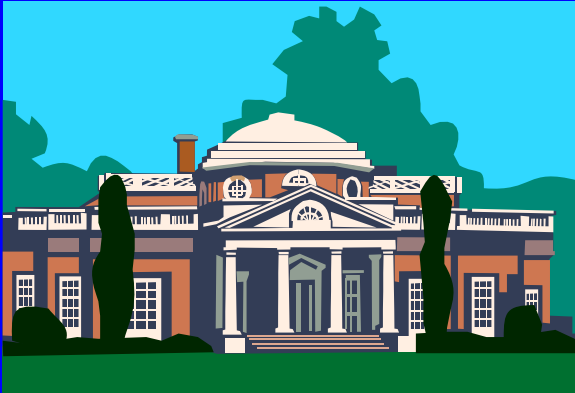


# Assisted Living in Nebraska



# Assisted Living:

## *History*

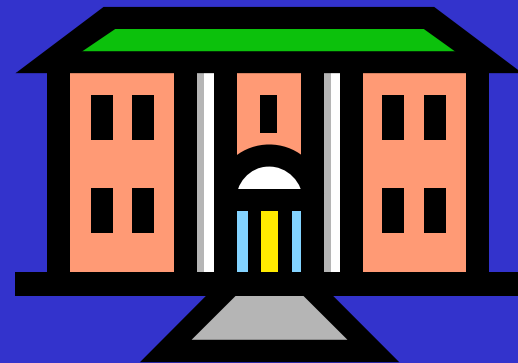
- *Created by Nebraska statute in 1998*
- *Encompassed existing facilities*
- *State regs revised in 2001 & 2004*
- *Specializations*



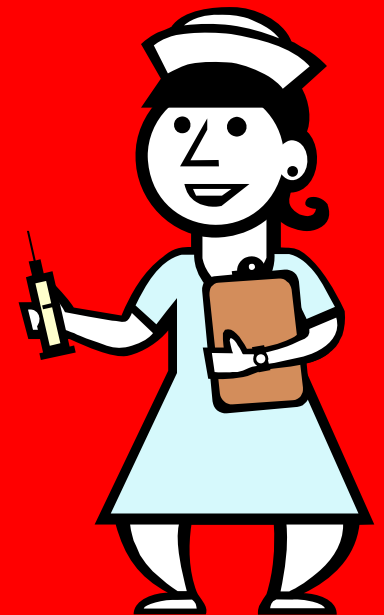
# **Assisted Living:**

## ***Common Myths***

*If you've seen one assisted living facility,  
you've seen them all ...*



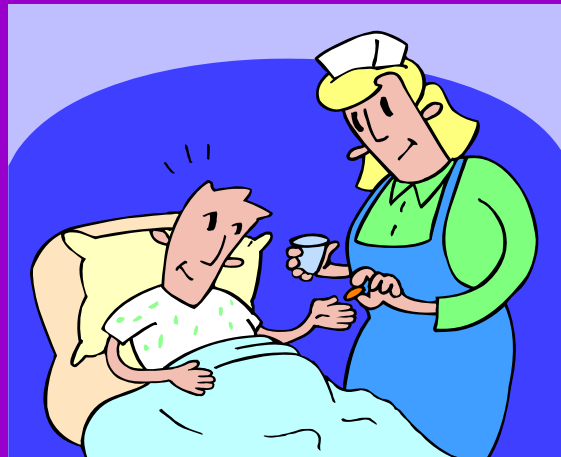
*There's a nurse available at all times to  
provide the assistance I need...*



*CNAs (Certified Nurse Aides) will provide  
the assistance I need, when I need it...*



*Medications are given by the nurse...*





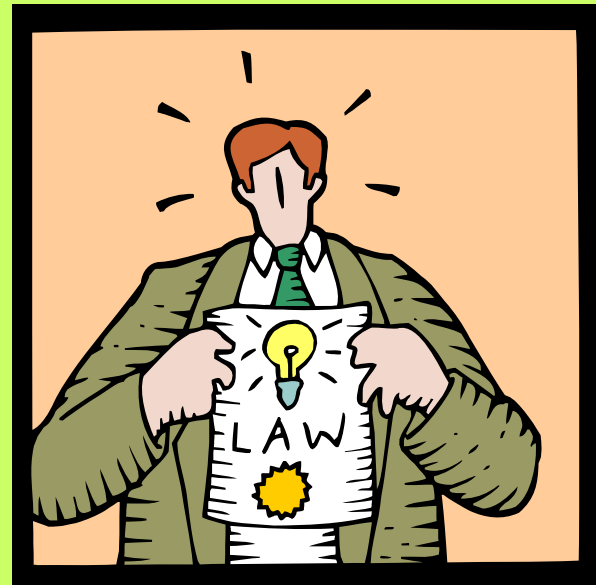
*I can stay here as long as I want...*



# **Assisted Living:**

## ***Unique Aspects***

# Regulations



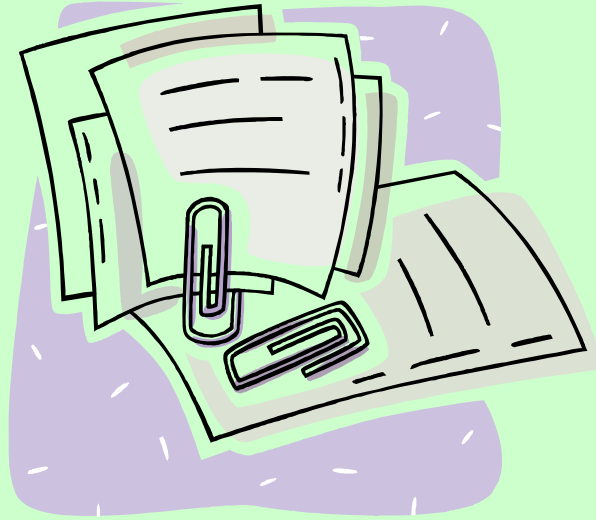
# Responsibilities



# Documentation



# Care Plans



# Involuntary Discharge From Facility



# Resident Service Agreements

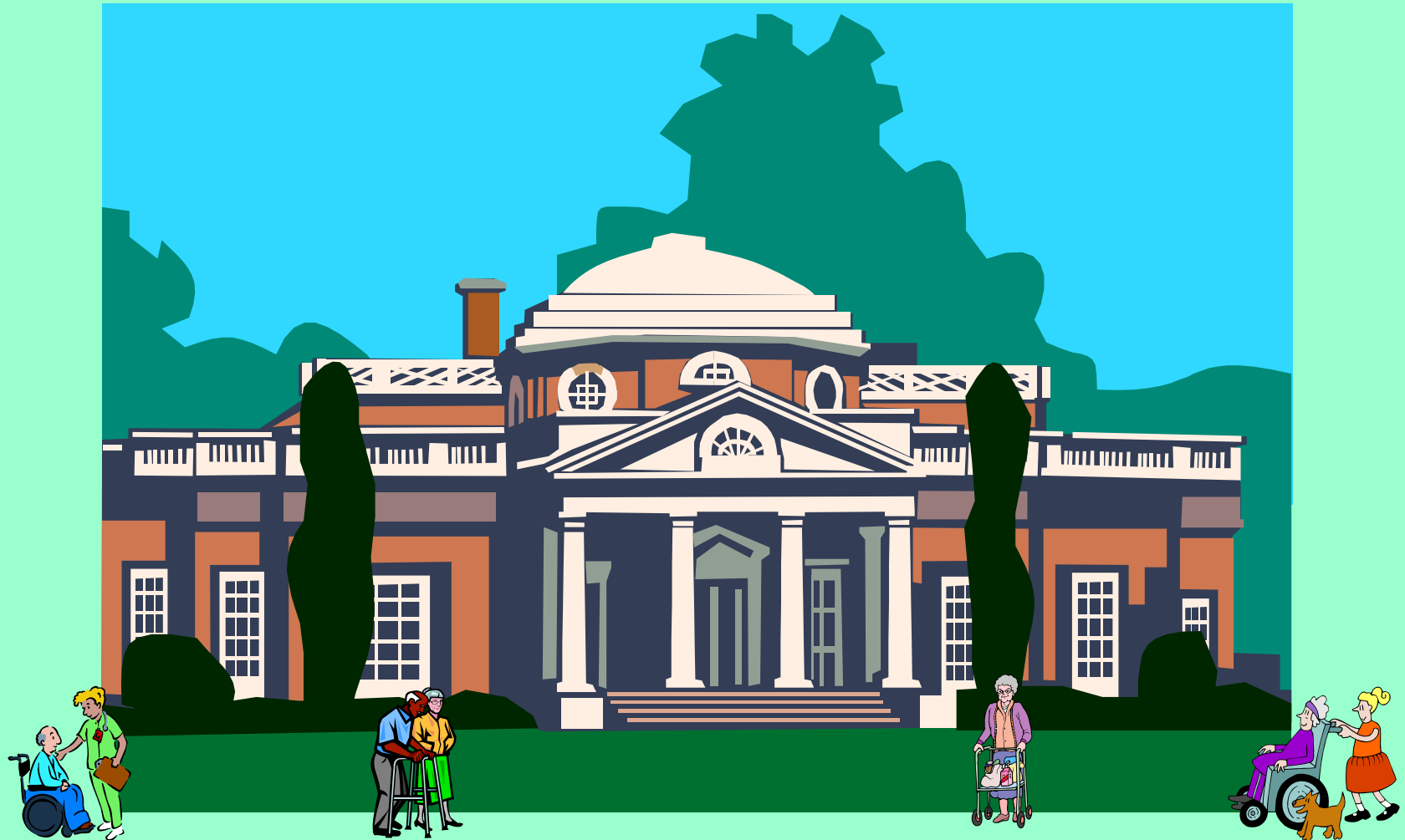




# **Assisted Living:**

## ***Definitions***

# Assisted Living Facility

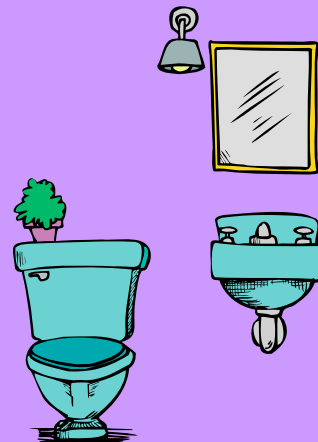




# Care



- Activities of Daily Living
- Health Maintenance Activities
- Personal Care



# Complex Nursing Interventions



# Stable or Predictable



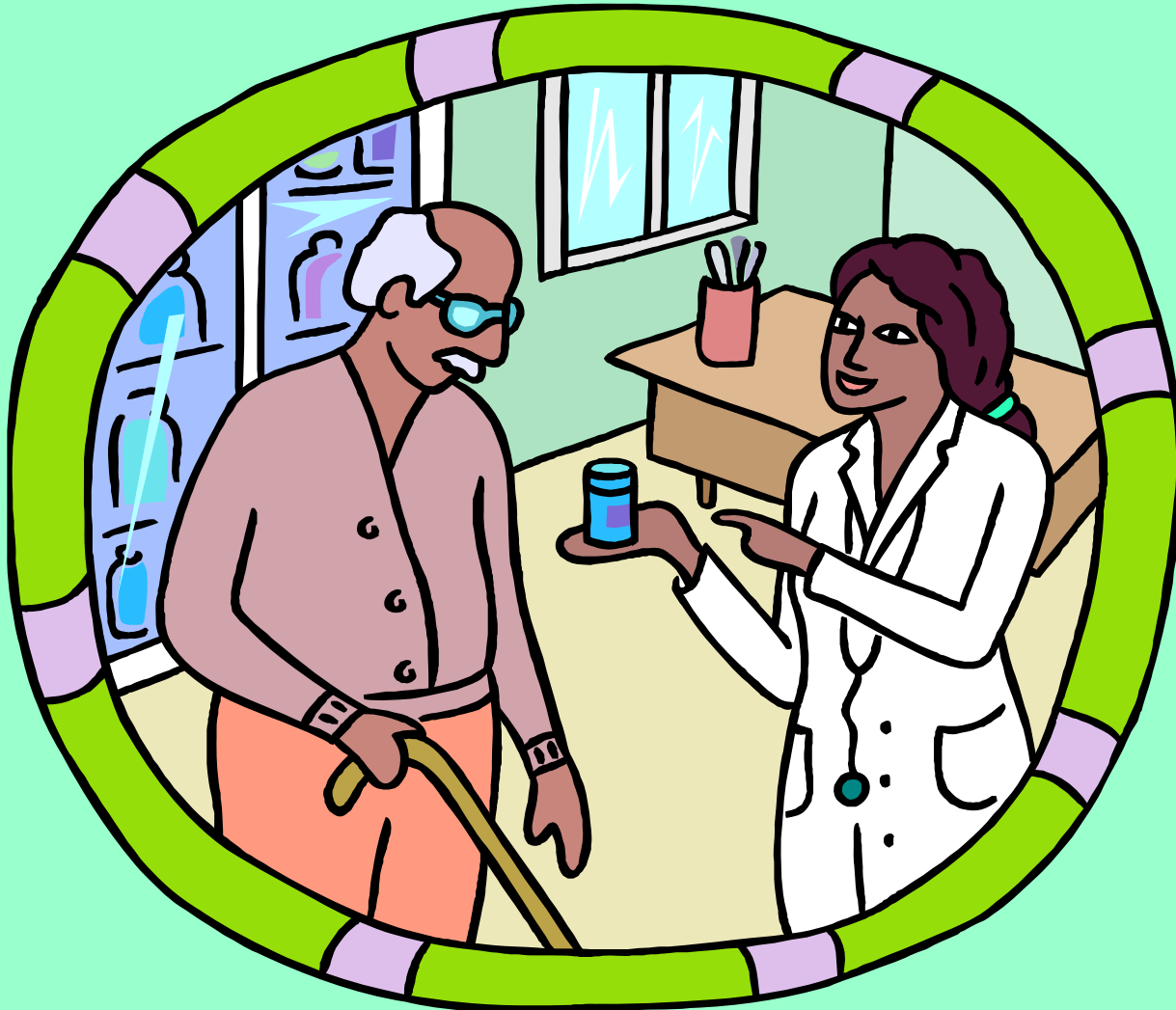
# Direction and Monitoring



# Medication Administration

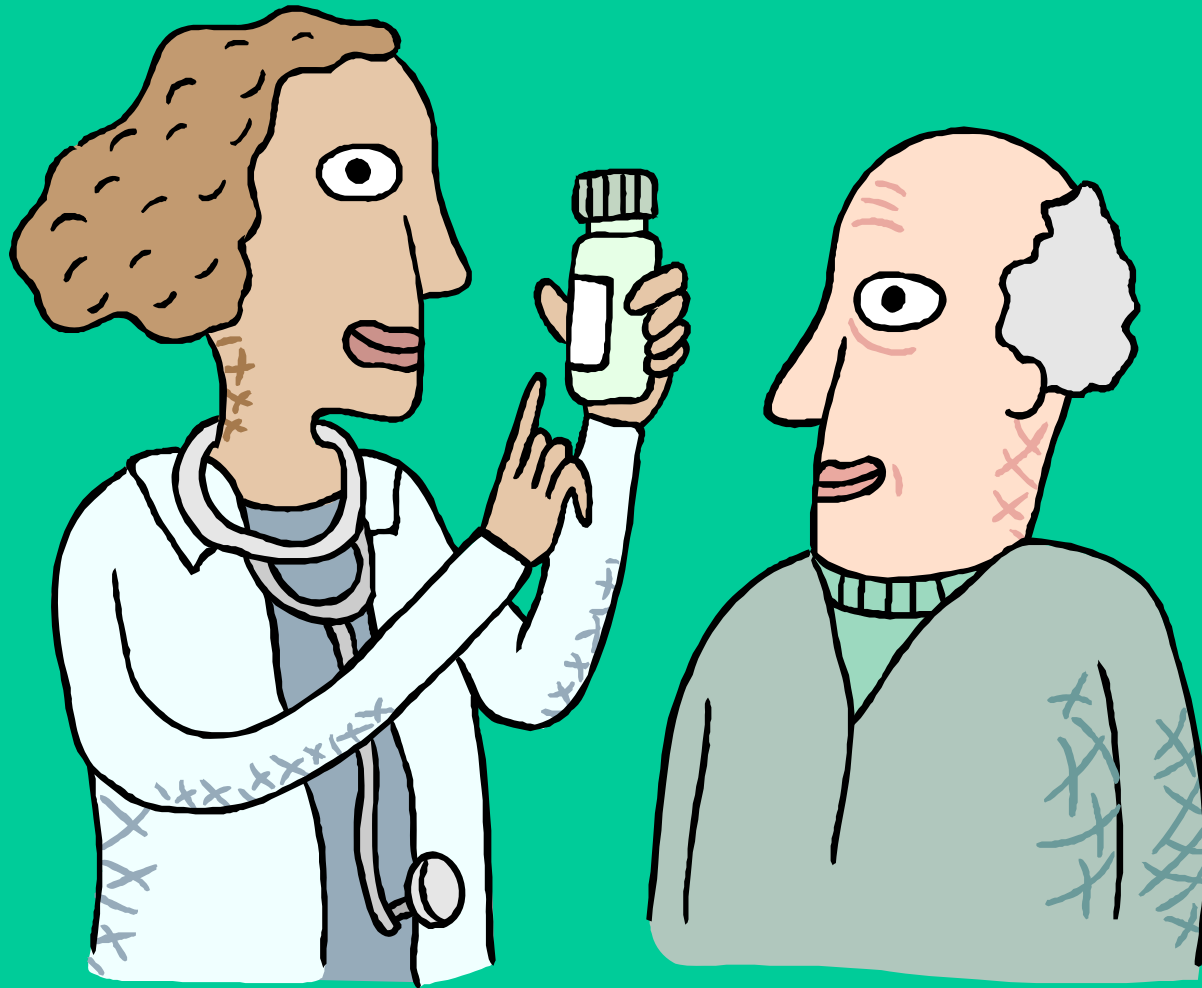


# Licensed Health Care Professional





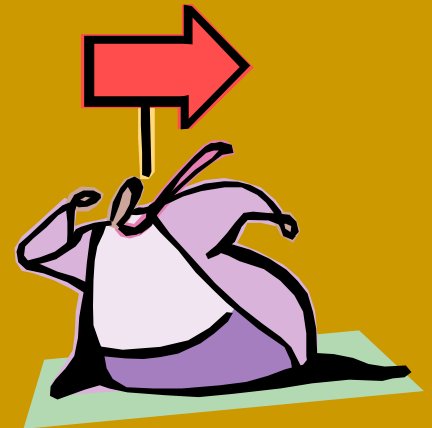
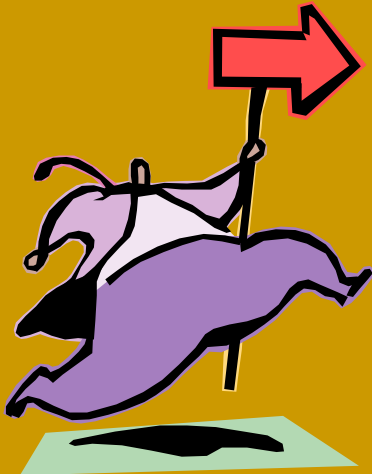
# Medication Provision



# Medication Aide



# Five Rights

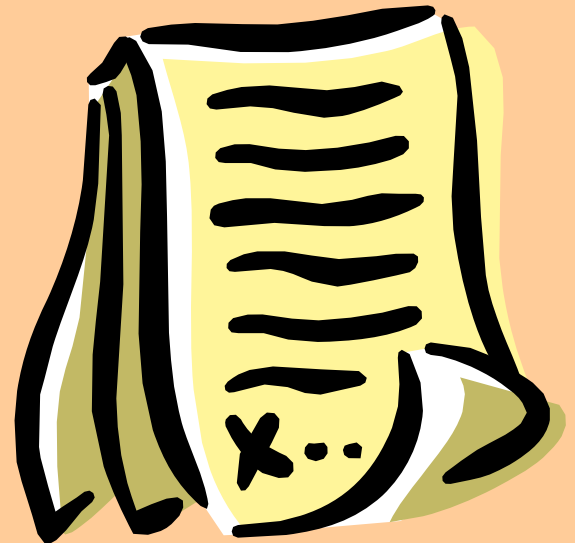


# **Assisted Living:** *Residents' Rights*

To Be Treated With Dignity and  
Provided Care By Competent Staff



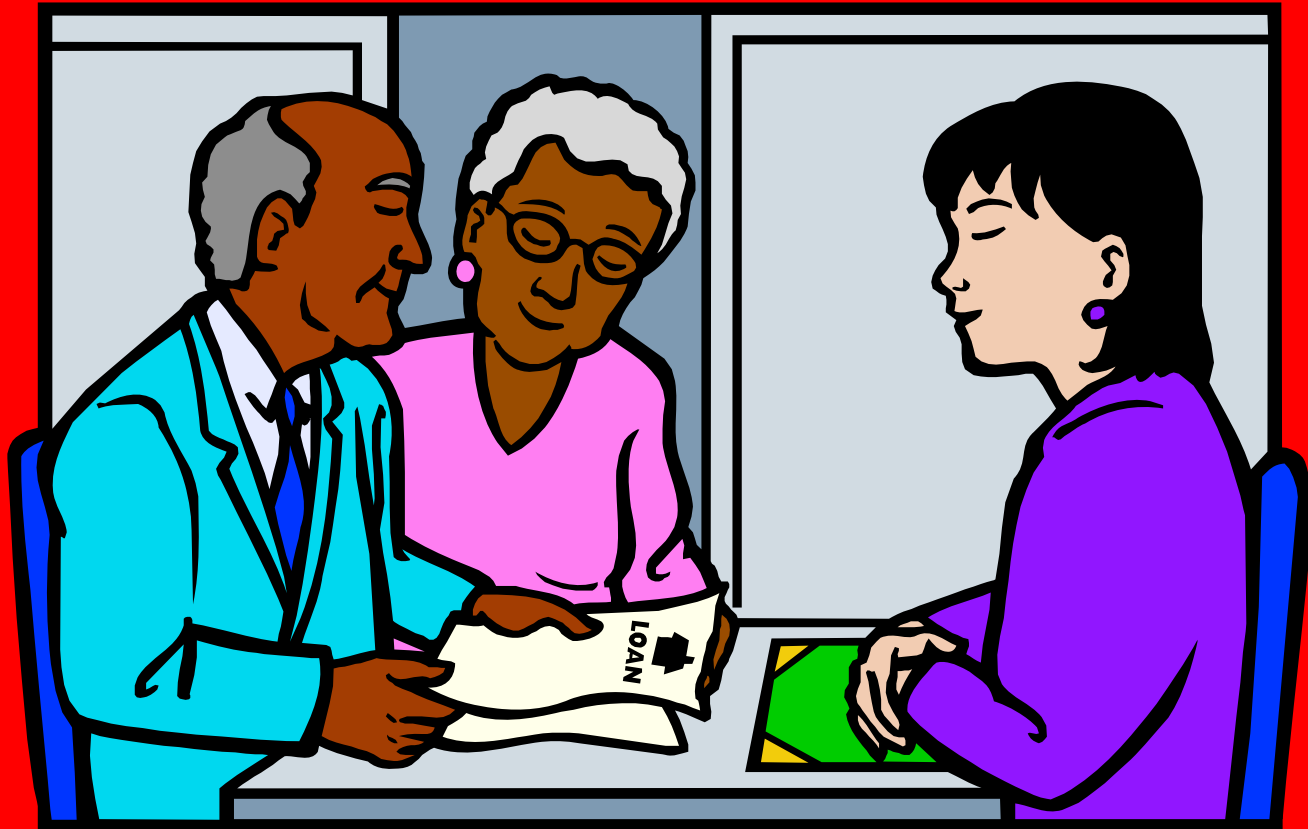
# To Be An Equal Partner in the Development of the Resident Service Agreement, While Retaining Final Decision-Making Authority



To Be Informed in Advance About  
Care and Treatment and of any  
Changes in Care and Treatment That  
May Affect the Resident's Well-Being



# Be Informed in Writing of the Pricing Structure and/or Rates of All Facility Services

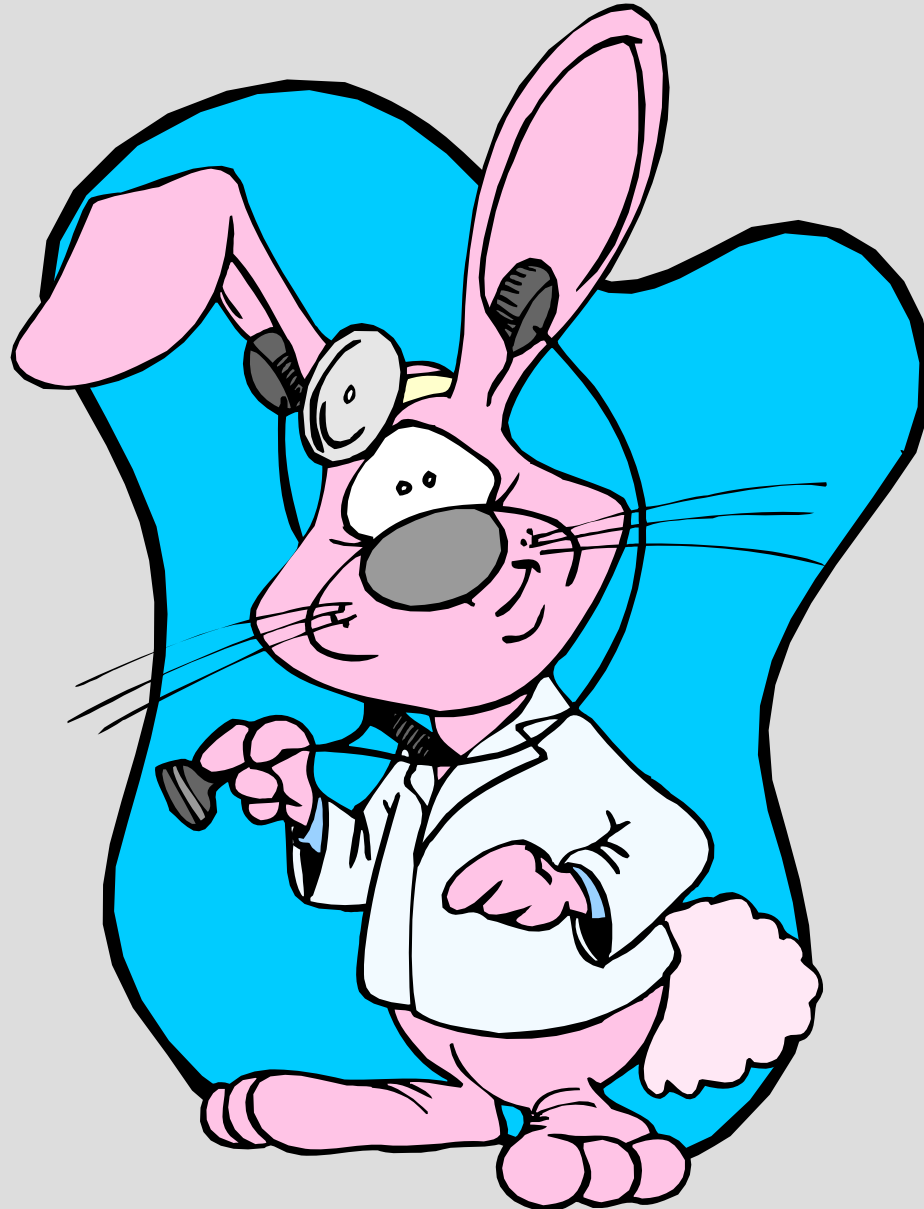




# Self Direct Activities, Participate in Decisions Which Incorporate Independence, Individuality, Privacy and Dignity and Make Decisions Regarding Care and Treatment



# Choose a Personal Attending Physician



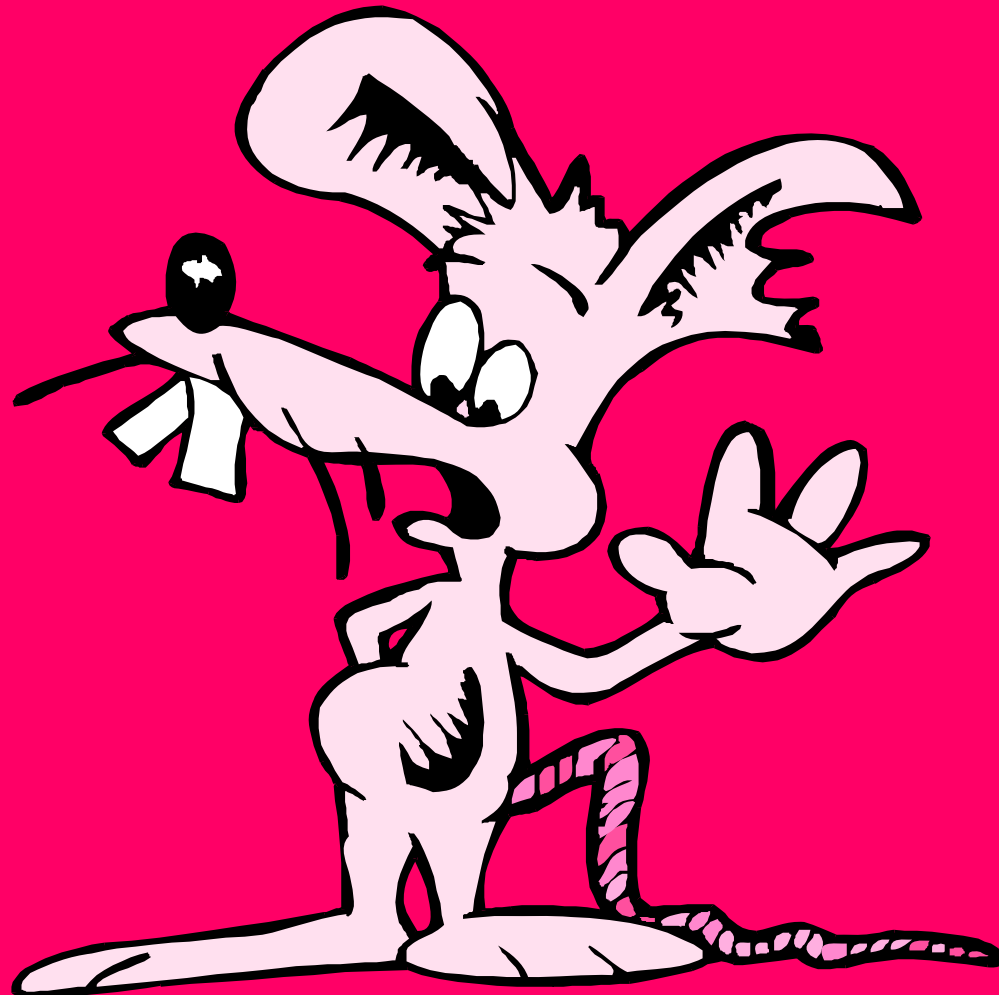
# Voice Complaints and Grievances Without Discrimination or Reprisal and to Have Those Complaints/Grievances Addressed



# Examine the Results of the Most Recent Survey of the Facility Conducted by Representatives of the Department



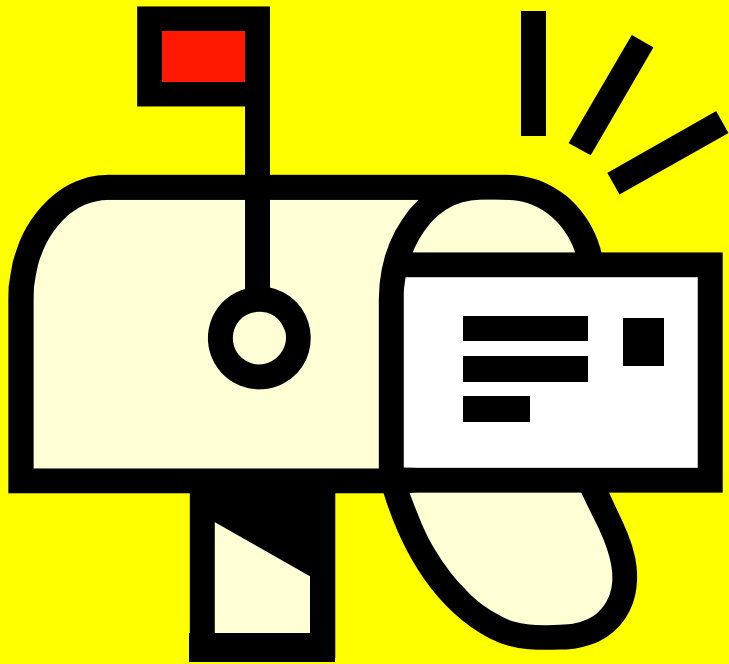
# Refuse to Perform Services for the Facility



# Refuse to Participate in Activities



# Privacy in Written Communication Including Sending and Receiving Mail

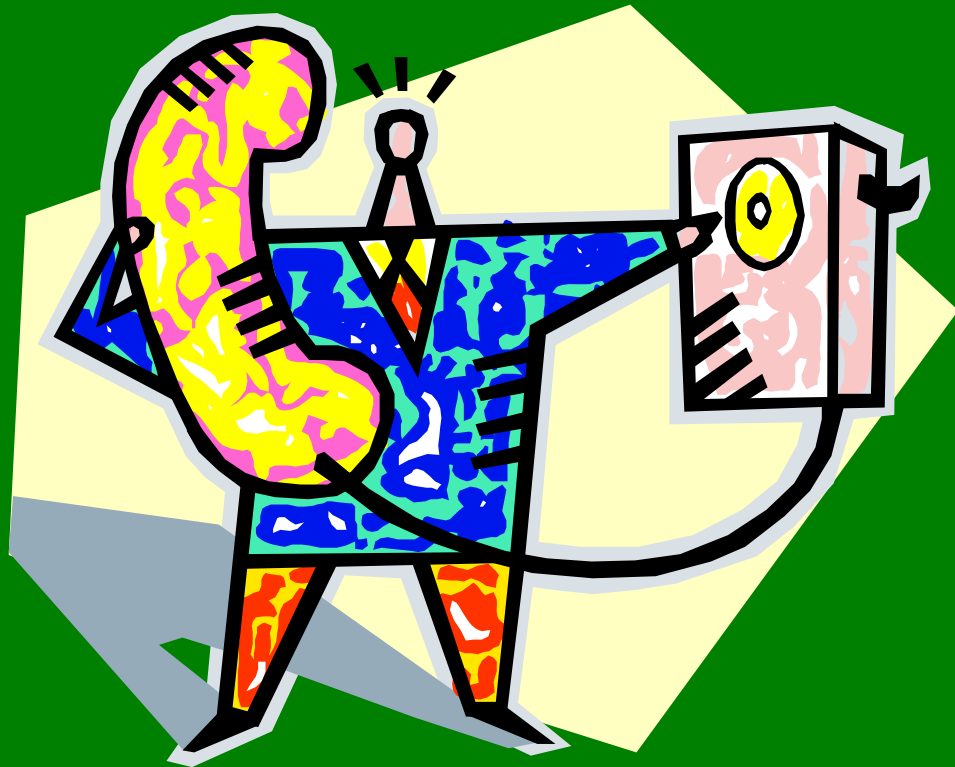


Receive Visitors as Long as This Does  
Not Infringe on the Rights and Safety  
of Other Residents of the Facility





Have Access to the Use of a Telephone  
With Auxiliary Aides Where Calls Can  
Be Made Without Being Overheard



# Have the Right to Have a Telephone in His/Her Room at the Resident's Expense



Retain and Use Personal Possessions,  
Including Furnishings and Clothing, as  
Space Permits, Unless to Do So Would  
Infringe on the Rights and Safety of  
Other Residents



Share a Room With a Person of His or  
Her Choice Upon Consent of That  
Person



# Self-Administer Medications if it is Safe to Do So



# Be Free of Chemical and Physical Restraints



Exercise His or Her Rights as a  
Resident of the Facility and as a Citizen  
or Resident of the United States



# Form and Participate in an Organized Resident Group That Functions to Address Facility Issues

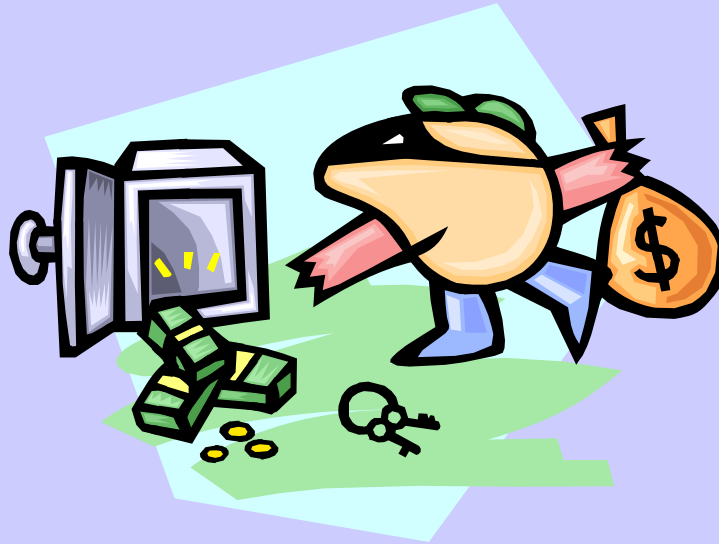




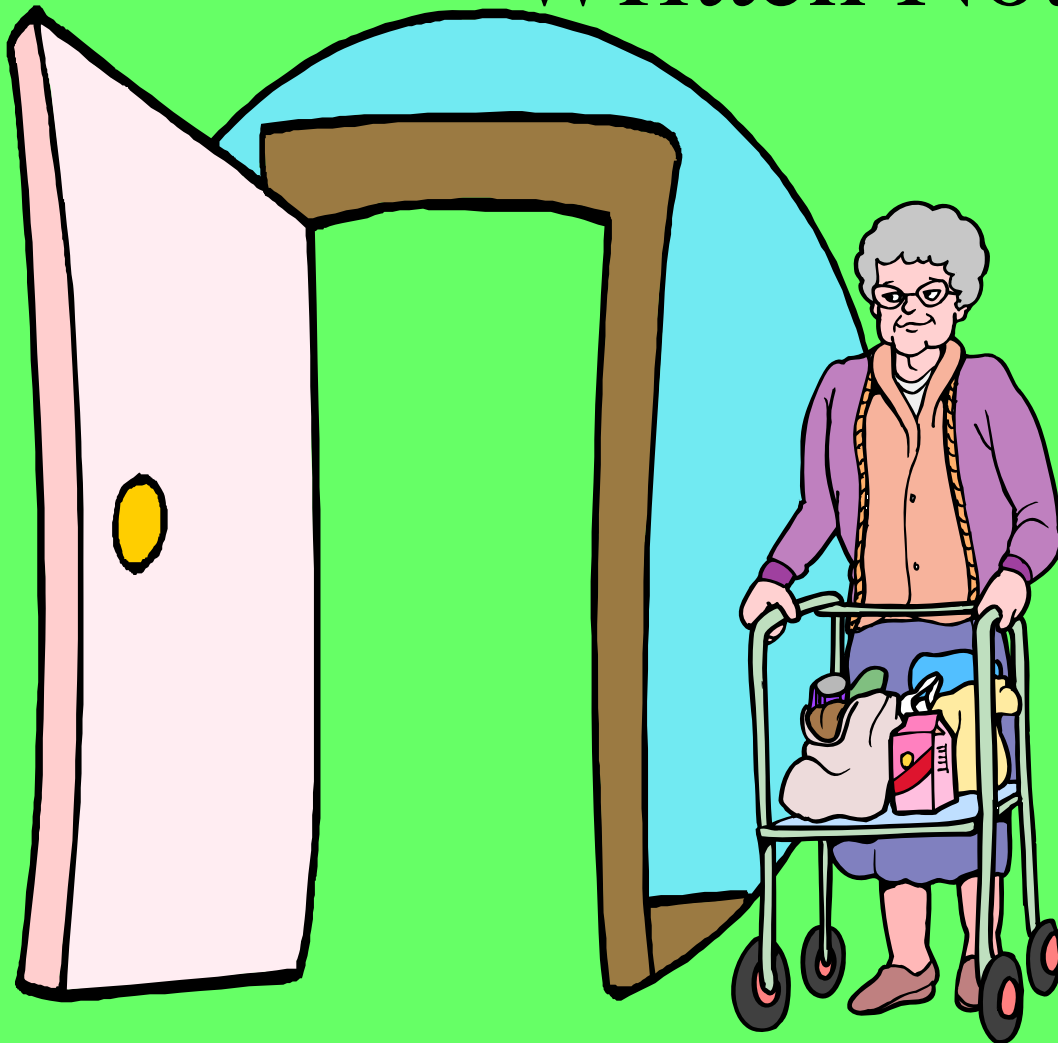
Review and Receive a Copy, Within  
Two Working Days, of Their  
Permanent Record



# Be Free From Abuse, Neglect, and Misappropriation of Their Money and Personal Property



# Be Free From Involuntary Transfer or Discharge Without 30 Days Advance Written Notice

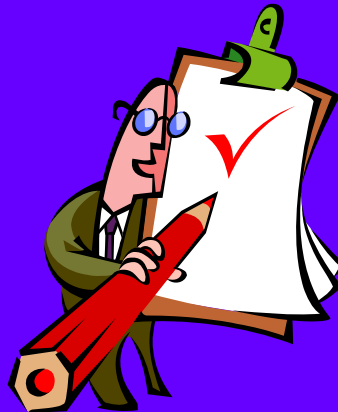
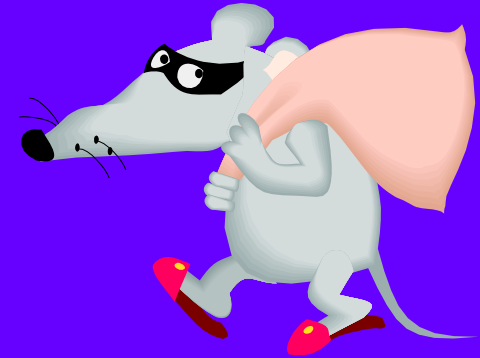


# **Assisted Living:** *Other Requirements*



# Staff Requirements

- Sufficient Number
- Criminal Background Check
- Registry Checks
- Health Status
- Orientation
- Training



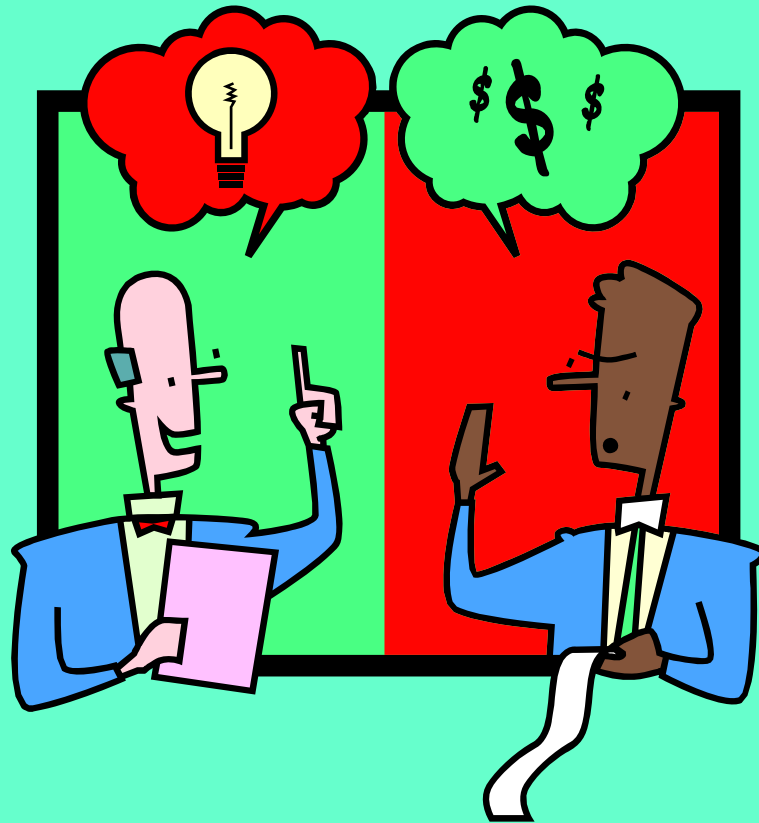
# Grievances

Each Assisted-Living Facility Must Establish and Implement a Process for Addressing All Grievances Received From Residents, Employees and Others



# Consumer Satisfaction/Improvement

Each Assisted-Living Facility Must Develop and Implement a Process to Measure Consumer Satisfaction



# Resident Service Agreements

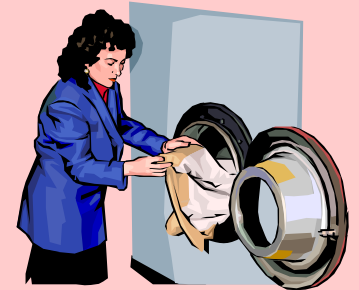
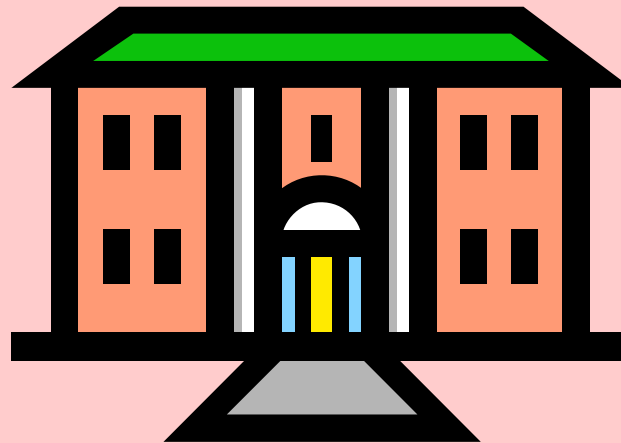
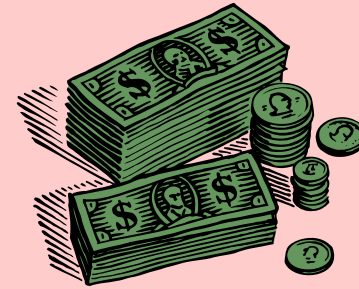
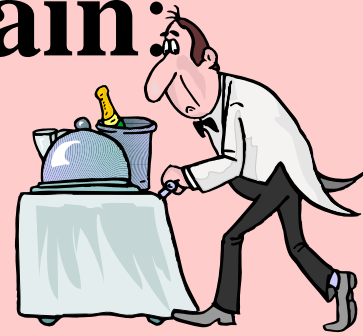
*(examples)*





# The Agreement Must Contain:

- Services to Be Provided
- Rights and Responsibilities
- Costs
- Terms and Conditions of Continued Residency

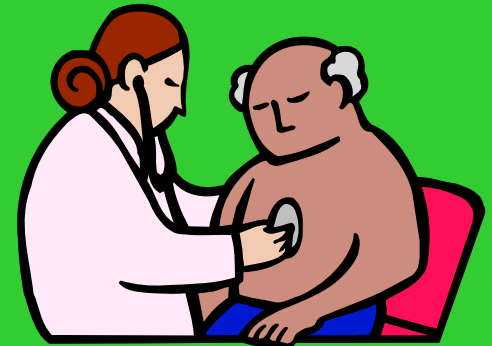
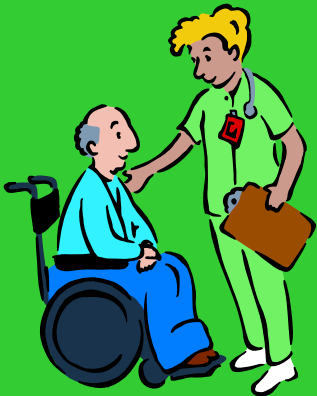


# The Resident Service Agreement Must Be Reviewed and Updated as the Resident's Needs Change



# Admission and Retention Requirements

- Eligibility Criteria
- Restrictions on Eligibility Criteria
- Assisted-Living Staff While on Duty Must Not Provide Complex Nursing Interventions



# Activities





# Self-Administration of Medications

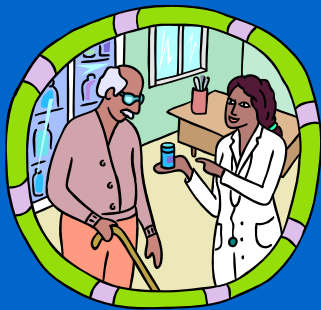


# Administration of Medication

- Methods of Administration
  - Self-Administration
  - Licensed Health Care Professional
  - Provision of Medication by a Person Other Than a Licensed Health Care Professional

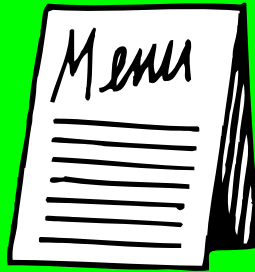


- Handling of Medications

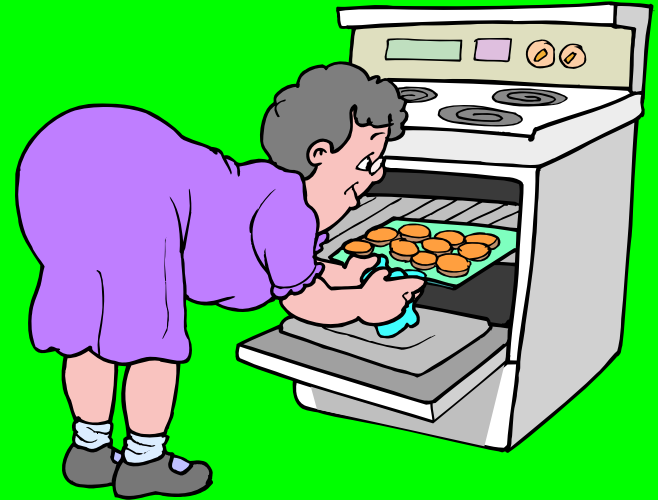


# Food Service

- Menus



- Nutritional Supervision

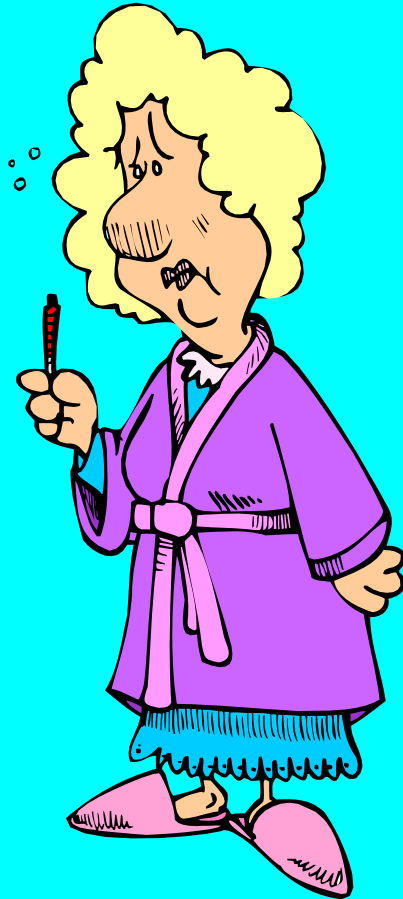


- Food Safety





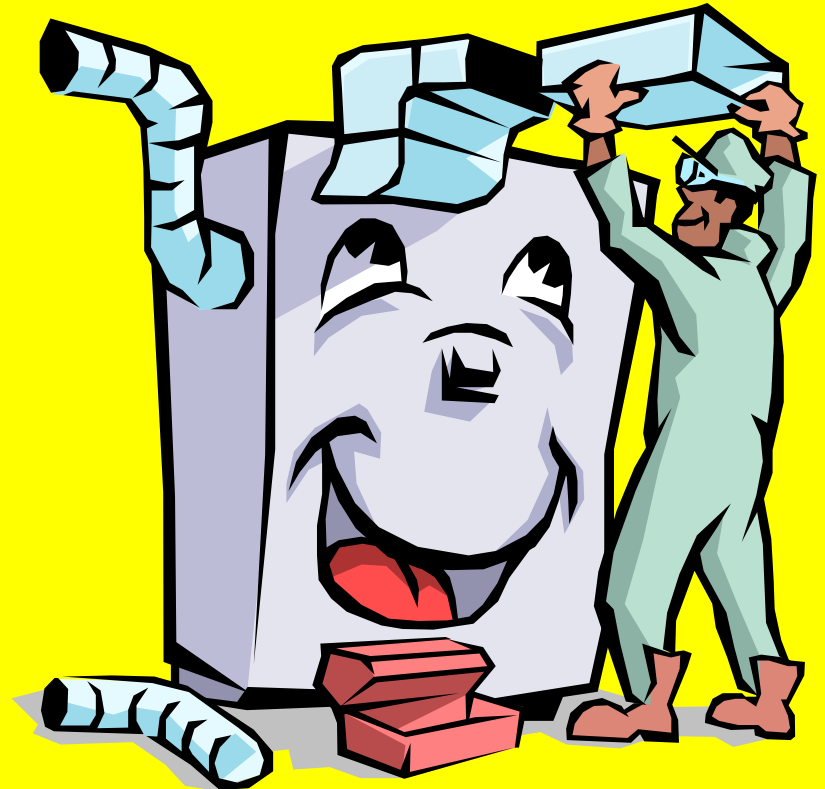
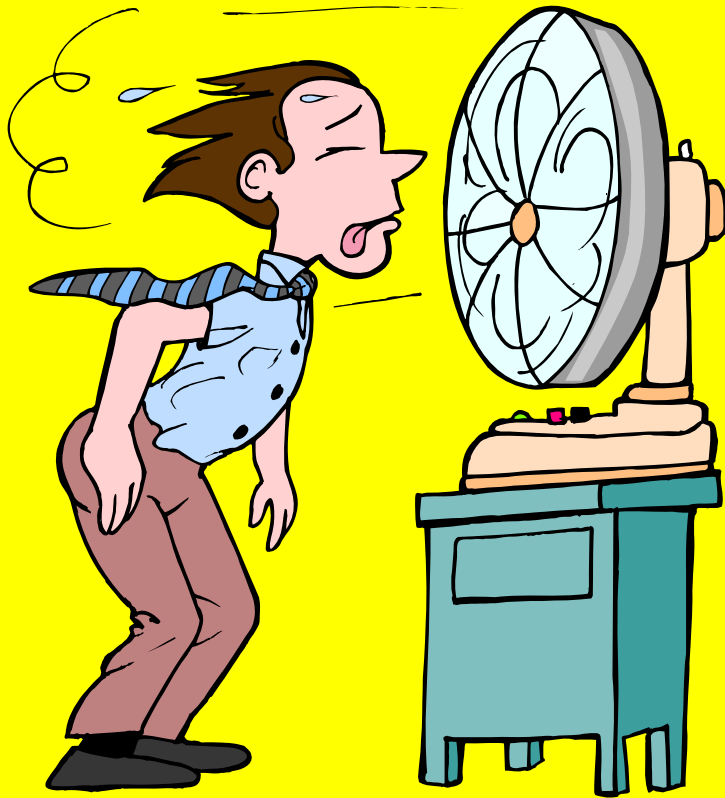
# Requirements for Facilities or Special Care Units for Persons With Alzheimer's Disease or Dementia



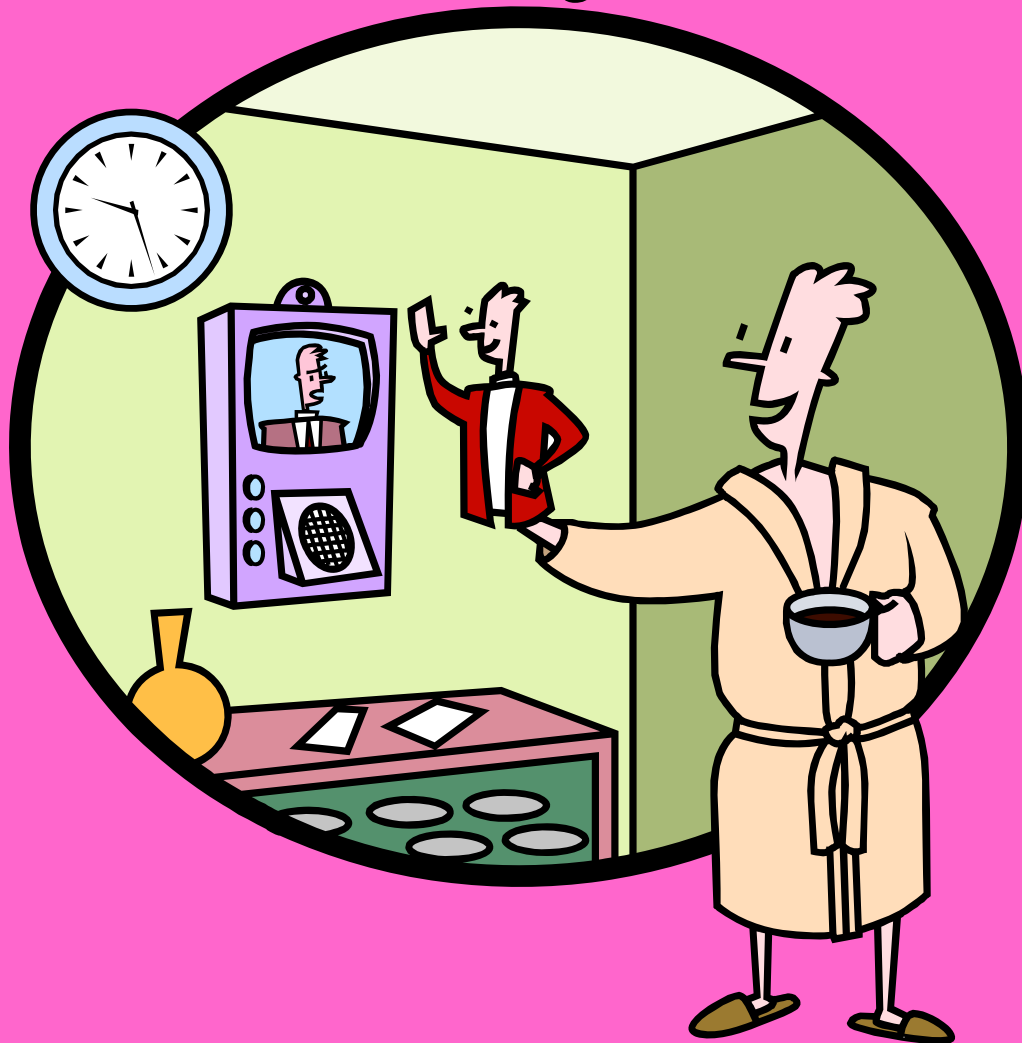
# Resident Records



# Heating and Cooling Systems



# Call Systems



# Waivers



# The Department May Take Disciplinary Action Against a Assisted-Living Facility for Any of the Following Grounds

- Discrimination or retaliation against an assisted-living facility resident or employee who has presented a grievance or information to the office of the state long-term care ombudsman



- Failure to allow a state long-term care ombudsman or an ombudsman advocate access to the assisted-living facility for the purposes of investigation necessary to carry out the duties of the office of the state long-term care ombudsman

# **Assisted Living: Consumer Guide *(handout)***

# Assisted Living:

## *The Future*



# POSSIBILITIES

- Federal legislation
- State legislation
- Consumer advocacy



# Questions



# Thank you!

