

 <h1>Regulatory Roundup</h1> <hr/> <p>Monthly Webinar for Long-Term Care Professionals</p> <hr/>  <a href="https://IHCA.org/regulatory-roundup">IHCA.org/regulatory-roundup</a>	<h2>PRESENTERS</h2> <p><b>Lori Davenport</b> Indiana Health Care Association</p> <p><b>Team Members from</b> Indiana Department of Health</p> <hr/> <p>December 2024</p>
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 <h1>Today's Agenda</h1>  <a href="https://IHCA.org/regulatory-roundup">IHCA.org/regulatory-roundup</a>	<ul style="list-style-type: none"><li>• Upcoming Education – Katie</li><li>• NEW webinar series, starts January 21 - Reducing Litigation Risk for SNF &amp; AL – <a href="#">register now</a> and receive a discounted rate!</li><li>• Advance Care Planning Study – Dr. Susan Hickman</li><li>• Overview to the new surveyor guidance – Lori Davenport</li><li>• Regulatory Roundup 2025 schedule</li></ul>
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# Revised Surveyor Guidance



Overview – More to come soon

- November 18, 2024, CMS released QSO on Revised Long-Term Care (LTC) Surveyor Guidance. Significant revisions that are quality and oversight focused.
- Revisions include changes to Appendix PP in several Regulatory areas.
- Surveyors will begin surveying based on the updated guidance on February 24, 2025.

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# Regulations with updates



1. Admission, Transfer and Discharge
2. Chemical Restraints/Unnecessary Psychotropic Medication
3. Resident Assessment (Accuracy, Coordination, Certification)
4. QAPI/QAA Improvement Activities
5. Professional Standards and Medical Director
6. Pain Management
7. Cardio-Pulmonary Resuscitation (CPR)
8. Physical Environment
9. Infection Prevention and Control
10. COVID

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## Admission Transfer and Discharge



Suggest reading the updated critical element pathway –

- Examples of noncompliance are helpful
- The updated guidance notes that CMS prohibits admission agreements requiring third-party payment guarantees
- Tags F622-626 and F660-F661 -- deleted
- F627 and F628 are where you can find inappropriate transfers and discharges and Transfer and Discharge Process
- Removed are terms “facility –initiated” and “resident-initiated”

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## Chemical Restraints Psychotropics



Suggest reading the updated critical element pathway – Unnecessary Meds/Chemical Restraints/Psychotropic Meds/Med Regimen Review

- Facilities must prevent unnecessary use of psychotropic medications.
- Situations when medications are used to cause symptoms such as sedation are included in the definition and meaning of “convenience” where administering the medication requires less effort of staff to care for the resident.
- F758 merged into F605
- Residents must be fully informed with all aspects of psychotropic medications and have right to decline.
- F757 – revised to include guidance for meds other than psychotropics

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## Resident Assessment Accuracy Coordination and Certification



Suggest reading the updated critical element pathway – Resident Assessment

- F642 is deleted
- F641 is updated to include instructions for investigating MDS accuracy when there are issues with use of antipsychotic medications and missing documentation to support the use of the medication.
- Updated guidance to align with Section GG of MDS

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## QAPI/QAA Improvement Activity



Suggest reading the updated critical element pathway – QAPI/QAA

- New guidance adds health equity concerns when investigating adverse events and errors and establishing QAPI program focus and priorities. Health Outcomes must consider factors such as race, language, socioeconomic status and identify disparities.

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## Professional standards and Medical Director



- F658 is revised to include instructions for investigating concerns about antipsychotic medications prescribed without supporting documentation showing acceptable indication for use.
- F841 – guidance updated for Medical Director Oversight with adherence to facility policies on diagnosing and prescribing medication.
- Critical element pathways updated – Unnecessary medications and QAPI/QAA – now include questions for interviewing the Medical Director related to adherence to professional standards.

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## Pain Management



Suggest reading the updated critical element pathway – Pain Recognition & Management

- Guidance encourages individualized plans
- Encourages immediate release opioid prescriptions over extended-release prescriptions if clinically compatible and appropriate.
- Updated definitions to include CDC definitions for acute, chronic and subacute pain.

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## Cardio- Pulmonary Resuscitation



Suggest reading the updated critical element pathway – Respiratory Care

- Update to align with nationally accepted standards for CPR certification

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## Physical Environment




- Allows a facility with construction or those newly certified after 11/28/2016 with two single occupancy rooms with one bathroom to meet the bedroom/bathroom requirements without undergoing major renovations.

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## Infection Prevention Control



- Enhanced Barrier Precautions has new guidance incorporated into Appendix PP.

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## Covid-19



- Added guidance related to staff and resident education regarding benefits and potential side effects.
- <https://www.cms.gov/files/document/qso-21-19-nh.pdf>

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## Critical Element Pathway Updates



- QAPI/QAA
- Pain Recognition and Management
- Respiratory Care
- Unnecessary Meds/Chemical Restraints/Psychotropic Meds/Med Regimen Review
- Hospitalization
- Accidents
- Resident Assessment
- Discharge

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## Critical Element Pathway Updates



- QSO-25-07-NH
- <https://www.cms.gov/files/document/revised-long-term-care-ltc-surveyor-guidance-significant-revisions-enhance-quality-and-oversight-ltc.pdf>

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## Next Regulatory Roundup

- 2025 – Regulatory Roundup will be once a month
- Second Thursday of each month
- January 9<sup>th</sup> – 12 noon
- February 13<sup>th</sup> – 12 noon
- March 13<sup>th</sup> – 12 noon
- April 10<sup>th</sup> – 12 noon
- May 8<sup>th</sup> – 12 noon

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**Q & A**