

ATTACHMENT D

GUIDANCE TO SURVEYORS LONG TERM CARE FACILITIES

TAG NUMBER	REGULATION	GUIDANCE TO SURVEYORS
F405-A	<u>§463.45 Specialized rehabilitative services.</u>	
F406	<p>(a) <u>Provision of services.</u></p> <p>If specialized rehabilitative services such as, but not limited to, physical therapy, speech-language pathology, occupational therapy, and health rehabilitative services for mental illness and mental retardation are required in the resident’s comprehensive plan of care, the facility must –</p> <p>(1) Provide the required services; or</p> <p>(2) Obtain the required services from an outside resource (in accordance with §483.75(h) of this part) from a provider of specialized rehabilitative services.</p>	<p><u>Interpretive Guidelines: §463.45(a)</u> “Specialized rehabilitative services” differentiates those services from restorative services provided by the nursing staff.</p> <p>Specialized rehabilitative services are considered a facility service and are, thus, included within the scope of facility services. They must be provided to residents who need them even when the services are not specifically enumerated in the State Plan. No fee can be charged a Medicaid recipient for specialized rehabilitative services because they are covered facility services.</p> <p>A facility is not obligated to provide specialized rehabilitative services if it does not have residents who require those services. If a resident develops a need for those services after admission, the facility must either provide the services, or, where appropriate, obtain the service from an outside resource.</p> <p>For a resident with mental illness (MI) or mental retardation (MR) to have his or her specialized needs met, the individual must receive all services necessary to assist the individual in maintaining or achieving as much independence and self-determination as possible. They are:</p> <ul style="list-style-type: none"> o <u>Specialized services:</u> Those services to be provided by the State which can only be delivered by personnel or programs other than those of the MF (e.g., outside the MF setting) because the overall level of MF services is not as intense as necessary to meet the individual’s needs. o <u>Health rehabilitative services for MI and MR:</u> Those services of lesser frequency or intensity to be implemented by all levels of nursing facility staff who come into contact with the resident who is mentally ill or who has mental retardation. Those services are necessary regardless of whether or not they are required to be subject to the Preadmission Screening and Annual Resident Review (PASARR) process and whether or not they require additional services to be provided or arranged for by the State as specialized services. <p>The facility should provide interventions which complement, reinforce and are consistent with any specialized services (as defined by the resident’s PASARR) the individual is receiving or is required to receive by the State. The individual’s plan of care should specify how the facility will integrate relevant activities throughout all hours of the individual’s day at the MF to achieve this consistency and enhancement of PASARR goals. The surveyor should see competent interaction by staff at all times, in both formal and informal settings in accordance with the individual’s needs.</p>

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F407	<p>(b) <u>Qualifications.</u></p> <p>Specialized rehabilitative services must be provided under the written order of a physician by qualified personnel</p>	<p><u>Interpretive Guidelines: §463.45(b)</u> “Qualified personnel” means that professional staff are licensed, certified or registered in accordance with applicable State laws.</p> <p>Health rehabilitative services for MI and MR must be implemented consistently by all staff unless the nature of the services is such that they are designated or required to be implemented only by licensed or credentialed personnel.</p> <p><u>Survey Procedures and Problems: §463.45(b)</u> If you find problems in quality of care related to maintaining or improving functional abilities, are those problems attributable in part to the qualifications of specialized rehabilitative services staff?</p> <p>If the facility does not employ professional staff who have experience working directly with or designing training or treatment programs to meet the needs of individuals with MI or MR, how has the facility arranged for the needed direct or staff training services to be provided?</p>