

LCB File No. 123-99

PROPOSED REGULATION OF

THE NEVADA STATE BOARD OF HEALTH

PROVISIONS OF HOSPICE CARE

Sec. 1 NAC 449.01225 is hereby amended to read as follows:

449.01225 "~~Freestanding~~ facility for hospice care" defined.

Sec. 2. NAC 449.016 is hereby amended to read as follows:

449.016 License and renewal fees to operate skilled nursing facility, hospital, intermediate care facilities, residential facility for groups, facility for treatment of abuse of alcohol or drugs and ~~freestanding~~ facility for hospice care; additional fees; expiration of application for license.

Sec. 3 NAC 449.0181 is hereby amended to read as follows:

449.0181 Compliance with regulations required for license to operate ~~freestanding~~ facility for hospice care.

Sec. 4 NAC 449.0187 is hereby amended to read as follows:

449.0187 Requirements for operation of ~~freestanding~~ facility for hospice care.

Sec. 5 NAC 449.01225 is hereby amended to read as follows:

NAC 449.01225 ~~Freestanding~~ "Facility for hospice care" defined. (NRS 449.037)

~~Freestanding~~ "Facility for hospice care" has the meaning ascribed to it in NAC 449.0172.

Sec. 6. NAC 449.016 is hereby amended to read as follows:

NAC 449.016 License and renewal fees to operate skilled nursing facility, hospital, intermediate care facilities, residential facility for groups, facility for treatment of abuse of alcohol or drugs

and ~~freestanding~~ facility for hospice care; additional fees; expiration of application for license.
(NRS 439.150, 449.037, 449.050)

1. Except as otherwise provided in NAC 449.0168, an applicant for a license to operate any of the following medical facilities or facilities for the dependent must pay to the health division a nonrefundable fee of \$50 for each bed in the facility and the following nonrefundable fees:

(a) A skilled nursing facility \$1,200

(b) A hospital 1,200

(c) An intermediate care facility for the mentally retarded or persons with developmental disabilities 750

(d) An intermediate care facility, other than an intermediate care facility for the mentally retarded or persons with developmental disabilities 1,200

(e) A residential facility for groups 500

(f) A facility for the treatment of abuse of alcohol or drugs 500

(g) A ~~freestanding~~ facility for hospice care 1,200

2. An applicant for the renewal of such a license must pay to the health division a nonrefundable fee of \$35 for each bed in the facility and the following nonrefundable fees:

(a) A skilled nursing facility \$1,100

(b) A hospital 1,100

(c) A rural hospital 600

(d) An intermediate care facility for the mentally retarded or persons with developmental disabilities 600

(e) An intermediate care facility, other than an intermediate care facility for the mentally retarded or persons with developmental disabilities 600

(f) A residential facility for groups 300

(g) A facility for the treatment of abuse of alcohol or drugs 300

(h) A ~~freestanding~~ facility for hospice care 600

3. An application for a license is valid for 1 year after the date on which the application is submitted. If an applicant does not meet the requirements for licensure imposed by chapter 449 of NRS or the regulations adopted pursuant thereto within 1 year after the date on which he submits his application, he must submit a new application and pay the required fee to be considered for licensure.

Sec. 7 NAC 449.0172 is hereby amended to read as follows:

NAC 449.0172 ~~Freestanding~~ "Facility for hospice care" defined. ~~Freestanding~~ "Facility for hospice care" has the meaning ascribed to it in ~~NRS 449.006~~ Section 3 of SB 382.

Sec. 8 NAC 449.0173 is hereby amended to read as follows:

NAC 449.0173 "Governing body" defined. "Governing body" means the person or group of persons responsible for carrying out and monitoring the administration of a program of hospice care or for the operation of a ~~freestanding~~ facility for hospice care.

Sec. 9 NAC 449.0181 is hereby amended to read as follows:

NAC 449.0181 Compliance with regulations required for license to operate a ~~freestanding~~ facility for hospice care. The health division shall not issue a license to operate a ~~freestanding~~ facility for hospice care unless the program of hospice care, which it provides, complies with the requirements of NAC 449.017 to 449.0188, inclusive.

Sec. 10 NAC 449.0187 is hereby amended to read as follows:

NAC 449.0187 Requirements for operation of a ~~freestanding~~ facility for hospice care. A ~~freestanding~~ facility for hospice care must comply with the following requirements:

1. A program of hospice care must be provided for each inpatient pursuant to a written plan of care established pursuant to NAC 449.0186.
2. Nursing services must be provided 24 hours per day in accordance with the plan of care for each patient.
3. Medication must be dispensed to each patient according to the instructions of the patient's physician or the medical director.
4. Treatment must be administered to a patient pursuant to the instructions of the physician of the patient or the plan of care for the patient.
5. Each patient must be maintained in a clean and well-groomed manner.
6. Each patient must be protected from accidents, injuries and infections.
7. At least one registered nurse must be on duty for each work shift, providing direct care to patients.
8. A written plan of the procedures to be followed during a local disaster, a widespread disaster or a disaster which occurs within the ~~freestanding~~ facility for hospice care must be adopted. The plan must:
 - (a) Provide procedures designed to protect each patient and to care for any casualty which may arise from such a disaster;
 - (b) Be reviewed and the procedures set forth therein rehearsed by all members of the staff at least once in each quarter of the year; and
 - (c) Be approved by the health division.
9. A private room with an adjoining bath must be provided for each patient.
10. An anteroom, a room adjoining the room of each patient or a private area must be provided and furnished with a bed and chairs for use by the members of the patient's family.

(Added to NAC by Bd. of Health, eff. 7-20-90)

NAC 449.0188 Continuity of service to patients required. (NRS 449.037) A person licensed to administer a program of hospice care or to operate a ~~freestanding~~ facility for hospice care shall maintain the continuity of service provided to each patient pursuant to NAC 449.017 to 449.0188, inclusive, during the term of his license.