



The first senior moment.

Presented at Professional Networking Luncheon
Hosted by Eric Burkard, CLTC
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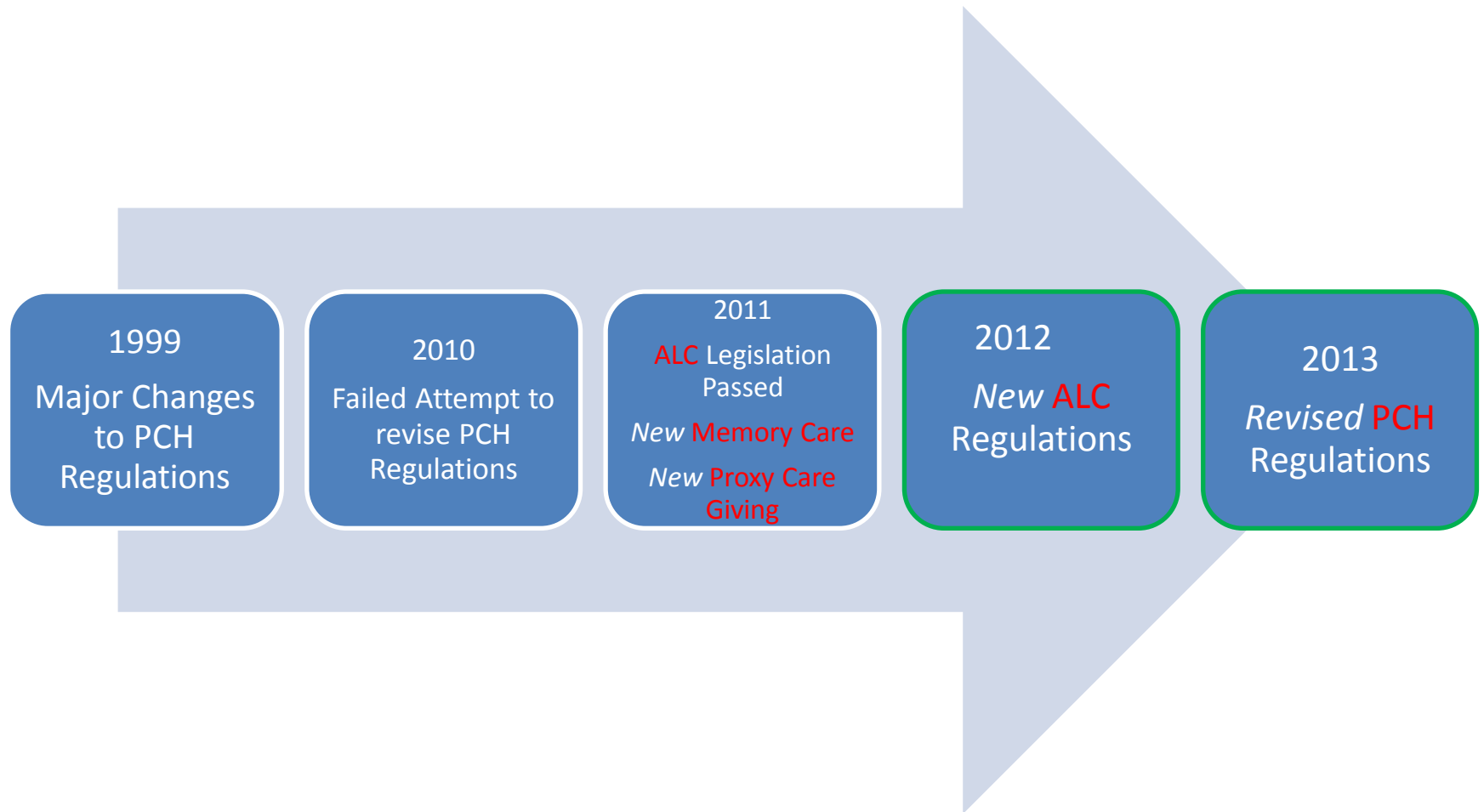
2013 Assisted Living Regulatory Update: Changes and Impact

Laurey Sherman, RN, BSN, MBA
Founder/Owner
Providence Senior Living
www.ProvidenceAL.com

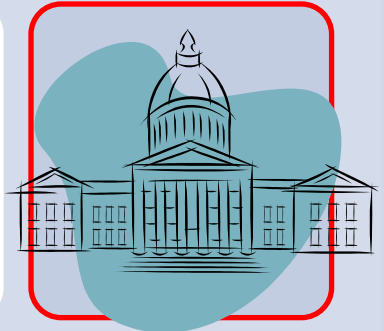
Presentation Overview

- Brief History of Georgia Rules & Regulations
- Who Makes the Rules that Affect Seniors
- A New Licensure Level for Assisted Living
- PCH / ALC Licensure Today
- Proxy Care Giving
- Certified Medication Aide (C.M.A.)
- Key Distinctions Between PCH's & ALC's
- What Is Still the Same About PCH's and ALC's
- Regulatory Goals and Unintended Consequences
- Q & A

Georgia Regulations: Brief History



Who Makes the Rules Affecting Georgia's Seniors?



Consumers /
Families

*Represented
by:*

Ombudsman
Alzheimer's
Assoc.
AARP

Personal Care
Homes

*Represented
by:*

ALAG.org
LeadingAge.org

Nursing Homes

*Represented
by:*

American
Hospital
Association*
And others

Assisted Living
Communities

*Represented
by:*

ALFA.org

**THROUGH
LEGISLATIVE &
REGULATORY
AUTHORITY**

State of
Georgia and
the Dept. of
Community
Health

Last Year Georgia Created a New Licensure Level: ALC

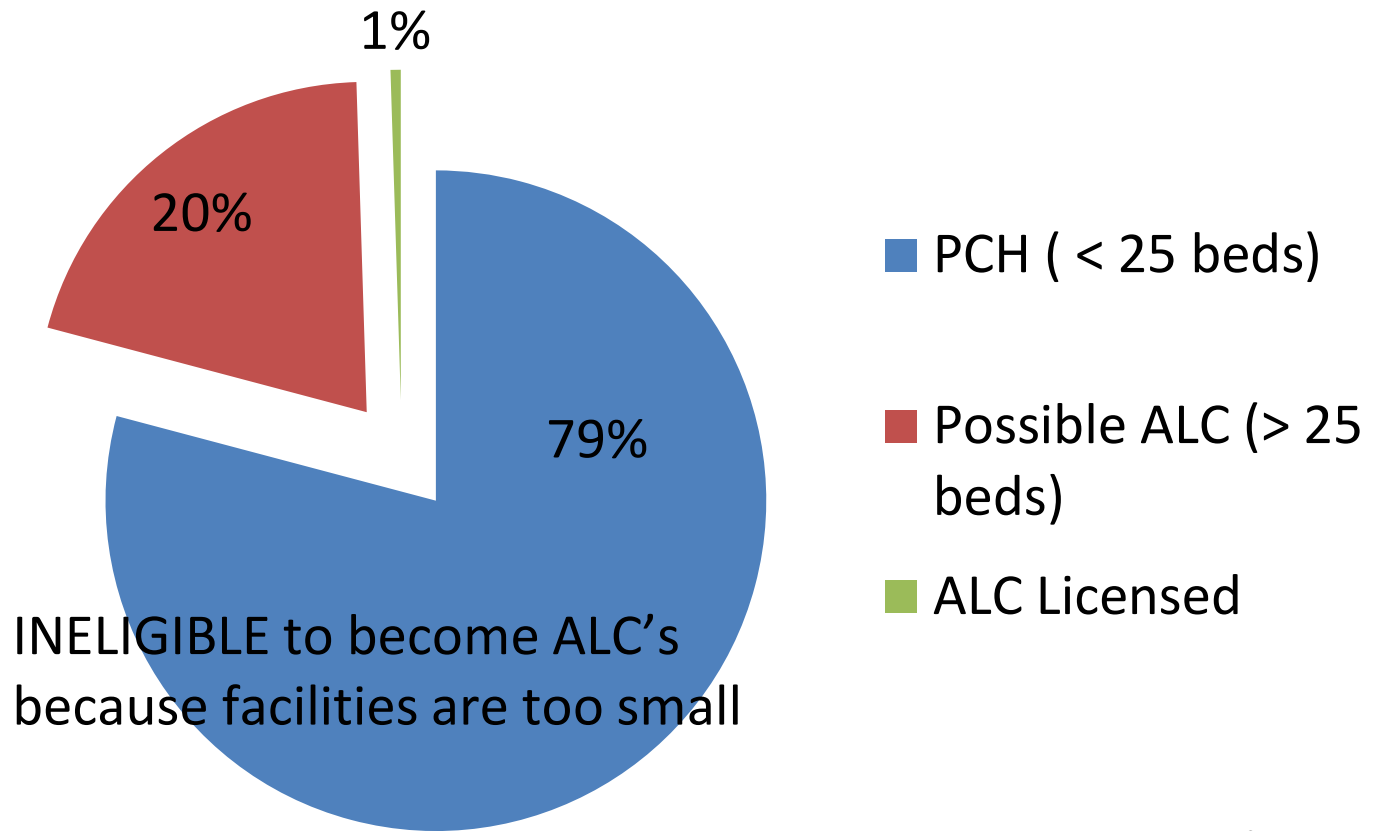
Before: Everyone was licensed as
Personal Care Home (PCH)

Now: 1,992 are licensed as
Personal Care Homes (PCH)

Now: +/- 10 are licensed as Assisted
Living Communities (ALC) +
Certified Medication Aide (CMA)

Proxy
Care
Giving

PCH / ALC Licensees Today



Approximately 2000 licensed facilities in Georgia

Proxy Care Giving Law

- Allows unlicensed personnel to assist with “health maintenance activities”
 - Medications for patient with dementia
 - Catheter care, Dressing changes, other “skilled procedures” that licensed personnel usually do
- Non-Standardized Training Curriculum / Testing Varies
- Requires Consumer Written Consent & Doctor’s Order
- Regulations are very misunderstood by providers
- Administration is very burdensome to providers
- Requires a Nurse or Pharmacist to Supervise and Train personnel

BIGGEST IMPACT: Nurses are no longer needed in PCH dementia units to give medications but are needed to supervise and train staff.

Certified Medication Aide (C.M.A.)

- One-Time Certification for unlicensed personnel (Certified Nursing Assistants) to give medications to residents with dementia
- Takes the Place of Proxy Care Giving for Medications
- Standard Training Curriculum (centralized testing)
- Does Not Require Pharmacist or Nurse Supervision
- Only used in ALC's
- Cannot be used in PCH's (of any size)

Key Distinctions Between PCH and ALC

Rule Type	PCH	ALC
Medication Administration (dementia)	Proxy Caregiver	Certified Medication Aide (C.M.A.)
Assist with Self Preservation	Minimal	Total
State Waiver to Age in Place (for non-ambulatory residents)	Needed	Not Needed
Eligibility for Admission	Ambulate or Self Propel	Bedridden OK
Food Service		ServeSafe Certified
Facility Size	Any	More than 25 beds
Service Description	NOT “Assisted Living	“Assisted Living”
Construction Type	Up to the local officials	Limited Healthcare Facility certificate of occupancy

What Is Still The Same for PCH & ALC

	Rule
Services	Adequate Help with: Bathing, Dressing, Toileting, Grooming, Medications, Nutrition, Activities, Transfers, Mobility Memory Care Services
Staffing Levels	15:1 (day) 25:1 (night) Or sufficient to “meet needs”
Activities	Must be provided
Staff Qualifications	Care Givers: High School Education + Training
Nutrition	3 Meals and Snacks Daily

Regulatory Goals & Unintended Consequences

- ✓ To allow residents to easily age in place
 - Medicaid consumers still need to go to Nursing Homes.
 - Private Pay consumers have access to ALC
 - Thus, this change is illogical to Taxpayers & unfair to Medicaid consumers

- ✓ To help Georgia consumers delineate between different types of personal care services and to create “meaningful distinctions”

- ✓ To promote safe environments for seniors who are unable to self-evacuate in an emergency
 - Assumes that larger facilities are “safer” than small facilities
 - Takes away choice of environment from less mobile seniors
 - Consumer fear that small homes are temporary solutions

Be Informed and Prepared!

- Have an Informed Advocate in Your Family
- Research All Options Thoroughly Before Deciding
- Join ALAG.org and Stay Informed—Be a Watchdog
- Write and Call Your Representative(s)
- Attend the Department of Community Health Public Hearings
- Write the DCH and Voice Objections
- Defend the Rights of Seniors to Have Choice
- **Buy Your Long Term Care Policy NOW!**

