

Long Term Care Improvements

Summary of HB 3359 Amendment

(includes provisions from HB 3272, HB 3273)

- **Dementia Care Training:** Prior to providing care to residents, direct care staff must complete training on:
 - 1) Education on the dementia disease process, including the progression of the disease, memory loss, psychiatric and behavioral symptoms;
 - 2) Techniques for understanding and managing symptoms, including but not limited to reducing the use of anti-psychotic medications for non-standard use;
 - 3) Strategies for addressing the social needs of persons with dementia and providing meaningful activities, and
 - 4) Information on addressing specific aspects of dementia care and ensuring the safety of residents with dementia, including, but not limited to how to: address pain, provide food and fluids; and prevent wandering and elopement
- **Certificate of Completion/Competency of Training:** Residential care facilities shall provide staff with a certificate of completion of the training requirement that includes a demonstration of competency in the subject areas.
- **Continuing education.** In addition to the initial training requirement above, direct care workers must complete an additional **six hours annually** in dementia care. This training may be part of any existing continuing education requirement.
- **Quality Measures.** Establishes a new requirement that residential care facilities track key quality measures including: the incidence of falls with injury, staff retention, compliance with staff training requirements, the use of antipsychotic medications for nonstandard purposes, and the satisfaction of the resident's experience. Requires that quality measures results are reported to the agency, reported publicly and a report analyzing the results is published annually. Establishes a **quality metrics council** within the agency.
- **Enhanced Oversight and Supervision.** Subjects underperforming residential care facilities to enhanced oversight and supervision program by the agency including regular and more frequent surveys.
- **Physician Education:** The Oregon Medical Board shall encourage physicians with a specialty in primary care or geriatrics to obtain continuing medical education in the detection and early diagnosis of Alzheimer's disease and the appropriate prescribing of antipsychotic drugs to treat patients Alzheimer's disease.
- **Acuity Based Staffing Tool:** The agency shall update its acuity-based staffing tool to become a web-based portal for use by providers and the department.
- **Independent Licensure for Administrators:** Legislative Findings section states that administrators of residential care facilities, including assisted living and memory care, should be licensed by an independent board by July 2019 following a process to establish this new requirement.

- **Specially Packaged Medication:** Requires residential care facilities to fill medications using specially packaged medication administration systems including unit dose, blister packs or similar methodologies
- **Immediate Suspension:** Revises process for immediately suspending the license of a residential care facility when there is critical health, safety or welfare issue without waiting 10 days for a hearing.
- **Arbitration Clauses:** Requires disclosures for binding arbitration clauses in long term care contracts and prevents admission to a facility being contingent upon signing arbitration clause.
- **Sprinkler Systems:** Allows Adult Foster Homes to meet Fire, Life and Safety code for evacuation times when they have installed sprinkling systems.
- **Special License:** Allows the Department to license Residential Care Facilities for 6 or fewer individuals to serve individuals with co-occurring behavioral health needs.
- **Conversion Facility License:** Allows the Department to create a “Conversion Facility” license for older nursing homes wishing to convert to community-based care.
- **Interpretive Guidelines Manual:** Department completes an interpretive guidelines manual for residential care facilities (similar to CMS guide for nursing facilities).
- **Online Training Modules.** Department develops online training modules to address top issues identified in surveys or other licensing actions.