

ISDH Long Term Care Newsletter
Issue 2017-11
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CMS Update

Revised Policies regarding the Immediate Imposition of Federal Remedies

Skilled Nursing Facilities (SNFs), Nursing Facilities (NFs) and dually participating facilities (SNF/NFs) are required to be in substantial compliance with Medicare and Medicaid requirements at all times and are always responsible for the health and safety of its residents. The purpose of federal remedies is to promote the initiative and responsibility of facilities to continuously monitor their performance and promptly achieve, sustain and maintain compliance with all federal requirements.

The Centers for Medicare & Medicaid Services (CMS) has revised guidance relating to the Immediate Imposition of Federal Remedies. Sections of Chapter 7 have been revised to ensure consistency with these revisions. Major revisions include:

- CMS specifies that when the current survey identifies Immediate Jeopardy (IJ) that does not result in serious injury, harm, impairment or death, the CMS Regions may determine the most appropriate remedy;
- CMS clarifies that Past Noncompliance deficiencies as described in §7510.1 of this chapter, are not included in the criteria for Immediate Imposition of Remedies; and
- For Special Focus Facilities (SFFs), we now exclude any S/S level "F" citations under tags F812, F813 or F814 from the tags that require immediate imposition of remedies.

CMS is in the process of updating the [State Operations Manual \(SOM\) Chapter 7](#) to reflect this revised guidance. The final version of this document when published in the online SOM may differ slightly from this interim advanced copy. CMS is seeking input on this draft and requests comments by December 1, 2017.

Additional information is available: [S&C: 18-01-NH - Revised Policies regarding the Immediate Imposition of Federal Remedies - FOR ACTION](#)

Clarification regarding Nurse Aide Training and Competence Evaluation Program Waiver and Appeal Requirements

The Nurse Aide Training and Competence Evaluation Program (NATCEP/CEP) is a statutory requirement and is the standardized training program that all nurse aides must meet to work in a Skilled Nursing Facility (SNF), Nursing Facility (NF) or a dually participating SNF/NF. States operate the approval process for the NATCEP/CEP programs.

The Centers for Medicare & Medicaid Services (CMS) is providing clarification regarding existing statutory and regulatory authority regarding waivers and appeals of NATCEP/CEP prohibition or loss. The [Waiver and Appeals Authority Chart](#) is available for assistance.

Additional information is available: [S&C: 18-02-NH - Clarification regarding Nurse Aide Training and Competency Evaluation Program \(NATCEP/CEP\) Waiver and Appeal Requirements](#).

Long Term Care Survey Process - Provider Training

The new Long Term Care survey process will be effective November 28, 2017. The Centers for Medicare & Medicaid Services (CMS) has released at the provider training on the [Surveyor Training Website](#). The expected run time for this training is an hour.

Infection Control and Prevention

Norovirus (Viral Gastroenteritis) Checklist

The Indiana State Department of Health (ISDH) Epidemiology Resource Center has created a checklist and virology form to assist facilities experiencing a gastrointestinal (GI) illness outbreak. The checklist and other information regarding Norovirus (Viral Gastroenteritis) can be found at: <http://www.in.gov/isdh/25448.htm>. For questions, contact ISDH Epidemiology Resource Center at (317) 233-7125.

Expressive Arts Train the Trainer Course

Help expand the use of creativity while improving quality of life for residents and job satisfaction for colleagues by attending the Expressive Arts in Long Term Care Train the Trainer course. This two day course is designed for participants to learn how to teach others to create and implement creative activities and expand the reach of the creative arts in your communities. The course will also discuss effective strategies for providing feedback and evaluation in a broad range of situations.

The Train-the-Trainer course is designed for those who have completed the direct Expressive Arts course. You **MUST** have completed the direct Expressive Arts course in order to attend the Train-the-Trainer course. For more information and to register, [click here](#).

Dates: November 30 and December 1, 2017
Location: University of Indianapolis
Cost: \$75 per person for the 2-day series.