DHMH Seeks Public Comment on the Proposed Regulations of Assisted Living Programs

The Maryland Department of Mental Health and Hygiene (DHMH) is seeking informal public comment as it prepares to revise regulations on the oversight of assisted living programs in Maryland. Listed are the most significant proposed changes. There may be other changes in the proposed regulations that change terminology, but are not considered substantive.

1) Repealed Regulations:

10.07.14.05 Levels of Care
10.07.14.15 Assisted Living Manager
10.07.14.18 Alternate Assisted Living Manager
10.07.14.19 Other Staff – Qualifications
10.07.14.20 Delegating Nurse
10.07.14.21 Preadmission Requirements
10.07.14.22 Resident – Specific Level of Care Waiver
10.07.14.23 Admission Requirements
10.07.14.32 Records
10.07.14.40 Approval of Burial Arrangements for Unclaimed Deceased Residents

2) 10.07.14.02 Definitions

Added:
- Alzheimer’s/dementia special care
- Case management
- Controlled Dangerous Substances (CDS)
- Interim medication
- Manager
- Medical Orders for Life-Sustaining Treatment (MOLST) form
- Nursing assessment
- Personal care services
- Program
- Stage four pressure ulcer
- Stage three pressure ulcer

Altered:
- Delegating nurse/case manager
- Home health services
- Resident Assessment Tool
- Service Plan
- Short – term residential care

Deleted:
- Agent
- Assessment
Assisted living manager
Interruptiont nursing care
Lavatory

3) .03 Incorporation by Reference – additional references listed

4) .04 License Required – multiple substantive changes

5) [.06] .05 Restrictions – see section D

6) [.07] .06 Licensing Procedure. – multiple substantive changes

7) [.08] .07 Changes in a Program that Affect the Operating License. – additional sections E—F

8) [.09] .08 Licensure Standards Waiver – repeal section B


10) .14 Requirements for All Staff – New regulation

11) [.16 Assisted Living Managers—Training Requirements.] .15 Manager and Alternate Manager – multiple substantive changes

12) [.17 Assisted Living Manager Training—Basic Courses.] .16 Manager Training Course – requiring all managers to have 80 hours of training in listed areas and adds MOLST training.

13) .17 Nursing Oversight – New regulation

14) .18 Resident Assessment Tool – New regulation

15) .19 Resident-Specific Waiver – New regulation

16) [.24] .20 Resident Agreement — General Requirements and Nonfinancial Content – Sections D—F have multiple substantive changes

17) [.25] .21 Resident Agreement — Financial Content – substantive changes

18) [.26] .22 Service Plan – multiple substantive changes

19) [.27] .23 Resident Record[or Log] – multiple substantive changes

20) [.28] .24 Services – see section H
DHMH welcomes informal public comments on the proposed regulations. **Comments will be accepted through April 25, 2014** by Frank Johnson, Director, Office of Policy and Administration, Office of Health Care Quality. Please submit comments via email to frank.johnson@maryland.gov or via postal mail to Frank Johnson, DHMH Office of Health Care Quality, Spring Grove Hospital Center, Bland Bryant Building, 55 Wade Avenue, Catonsville, MD 21228.