

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H3/13/03

A Bill

HOUSE BILL 2236

5 By: Representatives Penix, Walters, *Bright, Key, Rosenbaum, R. Smith*
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For An Act To Be Entitled

9 AN ACT TO REQUIRE CONTINUOUS QUALITY IMPROVEMENT
10 PROGRAMS AS A CONDITION FOR LONG-TERM CARE
11 FACILITIES TO PARTICIPATE IN AN INSURANCE POOL;
12 TO REQUIRE EDUCATION FOR NURSE AIDES IN LONG-TERM
13 CARE FACILITIES; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT TO IMPROVE THE QUALITY OF CARE IN
16 LONG-TERM CARE FACILITIES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 20, Chapter 10, Subchapter 1 is amended
23 to add additional sections to read as follows:

24 20-10-109. Continuous quality improvement programs.

25 (a)(1) Any provider of long-term medical care shall demonstrate a
26 commitment to providing a high degree of quality of care for its residents as
27 a condition for participation in the fund.

28 (2)(A) The provider shall demonstrate the required commitment
29 through participation in a continuous quality improvement program.

30 (B)(i) No state moneys shall be used to pay for the program.

31 (ii) All costs for the program shall be paid by the
32 facilities participating in the program.

33 (3) A continuous quality improvement program shall include at
34 least four (4) of the following:

35 (A) Customer satisfaction surveys;

36 (B) Physical restraints;



1 (C) Staff satisfaction surveys;

2 (D) Pressure ulcers;

3 (E) Staff turnover;

4 (F) Office of Long-Term Care survey inspections; and

5 (G) Nutrition and hydration.

6 (b) A provider shall demonstrate continuous active participation in a
7 continuous quality improvement program in a manner satisfactory to the
8 governing body of the insurance pool.

9 (c) The continuous quality improvement program shall be an
10 administrative expense in the Office of Long-Term Care reimbursement manual,
11 and shall be incurred against each participating facility.

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13 20-10-110. Nurses aide training.

14 (a) All long-term care facilities eligible to receive Medicaid
15 reimbursement shall require all nurse aides to:

16 (1) Complete two (2) hours of orientation, which shall be
17 specific to the facility in which the nurse aide is employed, and including
18 the Heimlich maneuver; and

19 (2) Satisfy one (1) of the following:

20 (A) Complete a state-approved training and competency
21 evaluation program; or

22 (B) Demonstrate competence through satisfactory
23 participation in a state-approved nurses aide training and competency
24 evaluation program that includes at least sixteen (16) hours of training in
25 the following subjects before any direct contact with the resident:

26 (i) Communication and interpersonal skills;

27 (ii) Infection control;

28 (iii) Safety and emergency procedures;

29 (iv) Promoting residents' independence; and

30 (v) Respecting residents' rights.

31 (b) The provisions of subsection (a) shall not apply to nurse aides
32 from an employment agency who are working at the facility in a temporary
33 capacity.

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35 /s/ Penix, et al