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 2	State of Arkansas As Engrossed: $H3/13/03$ $H3/24/03$ $H3/28/03$ 84th General Assembly $As Engrossed: H3/13/03$ $As Engr$
3	Regular Session, 2003 HOUSE BILL 2236
4	110 0 8 2 5 12 2 2 3 1 2
5	By: Representatives Penix, Walters, Bright, Key, Rosenbaum, R. Smith
6	
7	
8	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.
14	
15	Subtitle
16	AN ACT TO IMPROVE THE QUALITY OF CARE IN
17	LONG-TERM CARE FACILITIES.
18	
19	
20	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21	
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 nursing facility participating in the state Medicaid
26	program shall demonstrate a commitment to providing a high degree of quality
27	of care for its residents as 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 additional state general revenue shall be used to pay
31	for the program.
32	(ii) All costs for the program shall be paid by the
33	facilities participating in the program.
34	(3) A continuous quality improvement program shall include at
35	least four (4) of the following:
36	(A) Customer satisfaction surveys;

1	(B) Physical restraints;
2	(C) Staff satisfaction surveys;
3	(D) Pressure ulcers;
4	(E) Staff turnover;
5	(F) Office of Long-Term Care survey inspections;
6	(G) Nutrition and hydration; and
7	(H) One (1) or more quality indicators included in the
8	Centers for Medicare and Medicaid Services Nursing Home Quality Indicators.
9	(b) A provider shall demonstrate continuous active participation in a
10	continuous quality improvement program in a manner satisfactory to the
11	governing body of the insurance pool.
12	
13	20-10-110. Nurses aide training.
14	(a) All nursing facilities required to have nurses aides and
15	participation in the state Medicaid program shall require all nurses aides
16	<u>to:</u>
17	(1) Complete two (2) hours of orientation, which shall be
18	specific to the facility in which the nurse aide is employed, and including
19	the Heimlich maneuver; and
20	(2) Satisfy one (1) of the following:
21	(A) Complete a state-approved training and competency
22	evaluation program; or
23	(B) Demonstrate competence through satisfactory
24	participating in a state-approved nurses aide training and competency
25	evaluation program that includes at least sixteen (16) hours of training in
26	the following subjects before any direct contact with the resident:
27	(i) Communication and interpersonal skills;
28	(ii) Infection control;
29	(iii) Safety and emergency procedures;
30	(iv) Promoting residents' independence; and
31	(v) Respecting residents' rights.
32	(b) The provisions of subsection (a) shall not apply to nurse aides
33	from an employment agency who are working at the facility in a temporary
34	<u>capacity.</u>
35	
36	/s/ Penix, et al