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# **Virtual Resident Family Action Council**

## **Meeting Topic: Admission, Discharge and Transfer**

**This meeting is only for Nursing Home Residents & their Loved Ones.**

**March 21, 2022**

**Gail Myers, Deputy Director**  
**NY StateWide Senior Action Council**

**This meeting is your opportunity to share your experiences  
so we can better advocate for changes to improve long term care policies!**

# StateWide is Here for YOU

**New York StateWide Senior Action Council, Inc.**

**Medicare, Patient's Rights, & Medicare Fraud Helplines**

**800-333-4374**  
**[www.nysenior.org](http://www.nysenior.org)**

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**Patient's Rights** - To assist all New Yorkers in asserting their patients' rights regarding quality coverage and access to health care services.



**Medicare Health and Prescription Drug Coverage** - To educate and assist Medicare beneficiaries and their families to make informed decisions regarding health care coverage.



**Services & Benefits for Seniors** - To help find state, local & federal services and benefits available to seniors.



**Medicare Fraud Prevention** - To empower and assist Medicare beneficiaries, their families and caregivers to prevent, detect and report health care fraud, errors and abuse.

# Did you miss our January meeting? Information now posted to our web site.

## **Virtual Resident Family Action Council Meeting - January 24, 2022**

**Topic:** How monitoring of nursing homes are carried out

<https://www.nysenior.org/virtual-resident-family-action-council-january-24-meeting-2/>

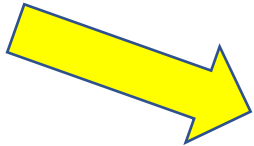
### **Topic: Monitoring Care in Nursing Homes**

The Virtual Resident Family Council is your chance to share your experiences on Monitoring Care in Nursing Homes. In this session you will learn:

- 1) How the Department of Health monitors care
- 2) How Centers for Medicaid and Medicare (CMS) monitors care
- 3) How to interact with surveyors as they inspect your or your loved one's nursing home

[SURVEILLANCE OF NURSING HOMES POWERPOINT PRESENTATION- Cynthia Rudder](#)

[VIRTUAL FAMILY ACTION COUNCIL PRESENTATION JAN 2022 – Gail Myers](#)

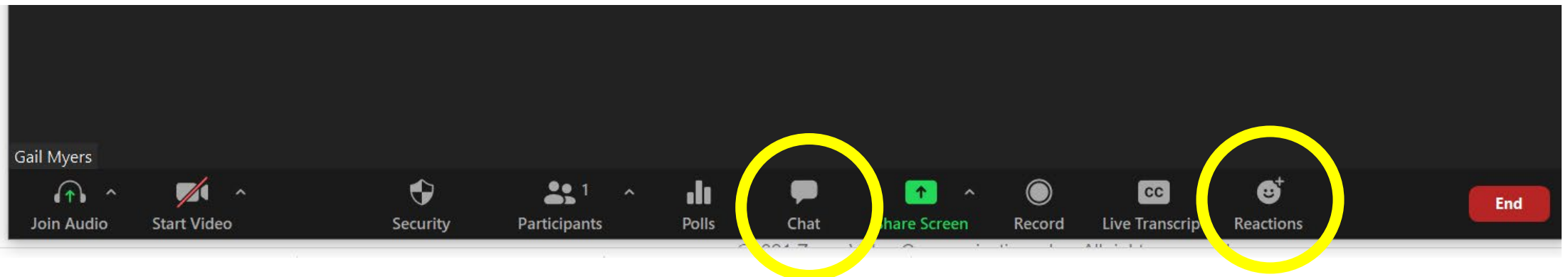


# Interactive Session

Your questions & comments are welcome



Use the Chat function or Raise hand



# This is YOUR COUNCIL

Add your experiences/stories to our advocacy on long term care resident rights.

Make your experience better and help others!

- Next meeting – Tuesday, May 24<sup>th</sup>
- Put in the chat:
  1. Why you decided to join us today.
  2. Ideas YOU have for future topics.







# MONITORING NEW STAFFING LAW.

~~In effect January 1, 2022.~~

Governor delayed enforcement until March 31.



- The Commissioner of Health will establish regulations for standards related to nursing home minimum staffing levels.  
At a minimum, nursing home staffing standards would have to include 3.5 hours of nursing care per resident per day. Of this 3.5 hours at least 2.2 would need to be provided by nursing assistants and at least 1.1 would need to be provided by licensed practical nurses (LPNs) or registered nurses (RNs).
- Compliance shall be determined quarterly by comparing the daily average of the number of hours provided per resident, per day, using the federal Centers for Medicare and Medicaid Services payroll based journal and the facility's average daily census on a daily basis.  
No penalties will be assessed prior to April 1, 2022
- Each facility must post their required staffing levels.

# Updated CMS Guidance on Visitation, Quarantine, and Testing

Ref: QSO-20-39-NH Revised: March 10, 2022

- Masks:
  - Residents, regardless of vaccination status, can choose not to wear face coverings or masks when other residents are not present and have close contact (including touch) with their visitor.
  - Visitors should wear face coverings or masks and physically distance when around other residents or healthcare personnel, regardless of vaccination status.
- Testing:
  - A resident who has been outside the facility has had a close contact with an individual with COVID-19, they should be tested for COVID-19, regardless of vaccination status. If unvaccinated – should be in quarantine.
  - Residents and staff with COVID-19 symptoms or who have had close contact with someone in the facility who tested positive must be tested immediately, regardless of vaccination status.

<https://www.cms.gov/files/document/qso-20-39-nh-revised.pdf>







Advocacy for Quality of Care.  
Your Concerns are Being Heard!

# White House announces Nursing Home Reforms, February 28, 2022

“Despite the tens of billions of federal taxpayer dollars flowing to nursing homes each year, too many continue to provide poor, sub-standard care that leads to avoidable resident harm.”

These critical reforms will address many of the long-standing problems that have plagued nursing homes for decades.

These are critically important reforms, and **the nursing home industry is fighting back.**

# White House announces Nursing Home Reforms

- The **Biden Administration announced** it would be implementing a variety of nursing home reforms, including:
  - the creation of a minimum staffing standard in nursing homes (after study but will issue proposed rules within one year ),
  - accountability for poor performing nursing homes,
  - increased transparency around ownership and finances, and
  - support for direct care staff.

Read more: <https://www.whitehouse.gov/briefing-room/statements-releases/2022/02/28/fact-sheet-protecting-seniors-and-people-with-disabilities-by-improving-safety-and-quality-of-care-in-the-nations-nursing-homes/>



# Admission, Discharge and Transfer Rights

Cynthia Rudder, PhD

- What was your admission experience like?
- As a family member, have you ever been asked to sign an admission agreement that you will be financially responsible? What did you do?
- Has the nursing home ever threatened to discharge you because the staff thinks you complain too much?

# What's Next



- **Tuesday, March 22, 2022** **10AM – 11AM**

Patient Rights Telephone Teach-In

Steps you can take to prepare for a **hospital invasive procedure**

NEXT Virtual Resident Family  
Action Council Meeting

- **Tuesday, May 24, 2022** **10AM – Noon**

\*Get information to connect at [www.nysenior.org](http://www.nysenior.org) - Calendar





800-333-4374

Website: [www.nysenior.org](http://www.nysenior.org)

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