



Oregon

Kate Brown, Governor

Department of Human Services

Licensing and Regulatory Oversight

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Provider Alert

Nursing Facility Providers

IM-15-22-NF

Date: August 31, 2015
From: Nursing Facility Licensing Unit
Subject: Pre-Approval Required for PASRR I/DD Respite

Summary:

1. All residents, regardless of payor source, must have PASRR Level I screen, (form 0460) for indicators of Serious Mental Illness (SMI) or Intellectual or Developmental Disabilities (IDD) prior to admission [OAR 411-070-0043(3)(a)].
2. Residents with IDD indicators must not be admitted or transition to ICF service without approval from the state PASRR IDD Coordinator [OAR 411-070-0043(3)(b) and (5)(a)].
3. Individuals with IDD are potentially eligible for 56 days of Nursing Facility respite per year. **Nursing Facility respite for residents with IDD must be pre-approved by APD, regardless of payor source** [OAR 411-070-0043(5)(a)-(b)].
4. Nursing Facility staff involved with admissions must follow the procedure described in this Alert to obtain pre-approval for IDD respite to assure compliance with state and federal PASRR rules [OAR 411-070-0043 and 42CFR, Subpart C, 483.100-483.138].

To Nursing Facility Administrators:

Effective October 1st, 2015, the approval process for nursing facility (NF) respite for individuals with Intellectual and Developmental Disabilities, IDD, will change to better align with Oregon Administrative Rules.

Rules require pre-approval by the Department of Human Services (DHS) for NF admission or transition to ICF for individuals with IDD, regardless of payor source.

Pre-Admission Screening/Resident Review (PASRR) Rule Requirements for NF (ICF) Respite:

- OAR 411-070-0043(5)(c) states that “Nursing facility level of service must be required to meet a severe medical condition that excludes care needs due to mental illness or intellectual or developmental disabilities”.
- OAR 411-070-0043(5)(d) states that “There must ***not*** be a viable community care setting available that is appropriate to meet the individual’s respite care needs as determined by section (5)(a) of this rule.”

Pre-Approval Requirements:

Beginning October 1st, 2015, DHS will require submission of the following information to consider approval of NF respite:

- List of community care settings considered.
- Assessment of the availability and appropriateness of each community setting considered.
- Physician order for admission.
- Statement of why the applicant requires NF respite, written by a qualified medical provider.

Note: Respite stay requests, with required documentation, must be received by the Department at least 1 week prior to the requested admission date. Please use the attached form.

Additionally, under OAR 411-070-0043(5)(b), a consumer is limited to 56 days of nursing facility respite per year. To best support families, refer them to your local Community Developmental Disabilities Program (CDDP) as soon as possible to allow for continued pursuit of community options with the support of the CDDP.

Thank you, and please don’t hesitate to send questions to me.

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