



Nursing Homes Recommended Guidelines



Purpose: To recommend guidelines for residents when Sexual Offenders/Predators reside in long-term care facilities in Florida.

Form Completion Instructions: *Provide recommended guidelines information requested in each of the shaded boxes below.*

1. Issue *(Briefly describe why there is a need to recommend guidelines, or describe the problem the guidelines are intended to address)*

Sexual Offenders or Predators in Long Term Care Facilities

Under current statutes and rules nursing homes are allowed the latitude to admit or not admit individuals into their facilities. This decision is based on whether the facility can meet the needs of the individual. This would also be true if the applicant for admission were classified as a sexual offender or predator. This decision must be made by the facility Administrator on a case by case basis.

2. Description of Recommended Guideline *(Provide detailed information of the recommended guideline)*

The facility staff may utilize the Florida Department of Law Enforcement (FDLE) database to screen individuals prior to admission to the facility.

The facility must have physician orders for the resident's immediate care.

Federal law (42 CFR 483.20) requires that the facility conduct a comprehensive, accurate, standardized, reproducible assessment of each resident's functional capacity. This must be done within 14 days of admission and must be updated quarterly or when there is a significant change in the resident's physical or mental condition. This assessment is completed on a multi-page (10) document mandated by federal law.

Federal law (42 CFR 483.20) requires the nursing home to develop a comprehensive care plan for each resident that includes measurable objectives and timetables to meet a resident's medical, nursing, and mental and psychosocial needs that are identified in the comprehensive assessment. The care plan must describe the services that are to be furnished and must be completed within 7 days of the completion of the comprehensive assessment.

3. Resources Needed to Implement the Recommended Guidelines *(Identify human and material resources needed)*

Facility staff would be used to screen individuals through the FDLE Sexual Offenders/Predators public registry.

Physician will complete admission orders for the resident's immediate care.

An interdisciplinary team that includes the attending physician, a registered nurse with responsibility for the resident, and other facility staff in disciplines as determined by the resident's needs will work together to develop the comprehensive care plan.

The resident, resident's family and other legal representatives will also participate in the development of the care plan to the extent they are capable and available.

4. Other Comments *(Provide any additional comments regarding the recommended guidelines)*

Federal (42 CFR 483.13) and state (s. 400.022 (1) (o), F.S.) regulations provide that each facility is required to protect all residents from abuse.