

CHARLIE CRIST  
GOVERNOR



THOMAS W. ARNOLD  
SECRETARY

April 26, 2010

RE: Revisions to Chapter 58A-5, Assisted Living Facilities (ALF), F.A.C. and Resident Health Assessment (AHCA Form 1823)

Dear Assisted Living Facility Administrator:

This is to notify you of changes that became effective April 15, 2010 to the above-mentioned resident health assessment and Chapter 58A-5, ALF, F.A.C.

Revisions to Chapter 58A-5, F.A.C. contain significant changes to the resident health assessment. We have attached the AHCA Form 1823 for your convenience. You may access it and the revised Chapter 58A-5, F.A.C. on the Agency's website at:  
[http://ahca.myflorida.com/MCHQ/Long\\_Term\\_Care/Assisted\\_living/alf.shtml](http://ahca.myflorida.com/MCHQ/Long_Term_Care/Assisted_living/alf.shtml)

The following is a summary of changes to Chapter 58A-5, F.A.C.:

1. 58A-5.0131, Definitions: Deletes the use of a temporary license.
2. 58A-5.016, License Requirements: Emphasizes that facilities must take appropriate action to assist, if necessary, in facilitating the provision of third party services for residents in facilities holding standard, extended congregate care, limited nursing services and limited mental health licenses.
3. 58A-5.0181, Admission Procedures, Appropriateness of Placement and Continued Residency Criteria: Clarifies that the resident must undergo a face-to-face medical examination by a licensed health care provider for admission as well as for continued residency, requiring use of AHCA Form 1823.

The rule allows providers up to 12 months to comply with this requirement for continued residency. For new admissions, the requirement was effective April 15.

4. 58A-5.0182, Resident Care Standards: Changes to resident care standards as it pertains to third party services specifying that the facility's policies may require coordination by the third party.
5. 58A-5.0185, Medication Practices: Clarification that over the counter (OTC) products can be utilized without a licensed health care provider's order and specifies the labeling requirements for OTC products. Specifies that OTC products includes over the counter medications, vitamins, nutritional supplements and nutraceuticals.



6. 58A-5.0186, Do Not Resuscitate Orders (DNROs): Provides procedures for do not resuscitate orders.  
58A-5.0191, Training Requirements, specifies that currently employed facility administrators, managers, direct care staff and staff involved in resident admissions must receive at least one hour of training in the facility's policies and procedures regarding DNROs within 60 days of April 15.
7. 58A-5.019, Staffing Standards: Provides that the work schedule should be available to residents or representatives for direct care staff.
8. 58A-5.0191, Staff Training Requirements and Competency Test: Establishes a minimum passing score of 75% for the core training examination; changes staff training requirements providing for additional training for direct care staff in facilities holding a limited mental health license; and requires only a one-time education course on HIV and AIDS to coincide with amendments to Section 381.0035, F.S.  
  
The rule specifies that administrators, managers and direct contact staff affected by the continuing education requirement in limited mental health facilities are allowed up to 6 months after April 15 to meet the training requirement.
9. 58A-5.023, Physical Plant Standards: Amend physical plant standards to coincide with the Florida Building Code, 2007 Edition, and Chapter 633, F.S., Fire Prevention and Control.
10. 58A-5.025, Resident Contracts: Provides that residents must be assessed upon admission, every 3 years thereafter, or after a significant change, whichever comes first.
11. 58A-5.033, Administrative Enforcement: Deletes moratorium language as it is authorized in Chapters 408 and 429, F.S. Deletes the issuance of a temporary license.

Should you have questions about this information please contact the Bureau of Long Term Care Services at (850) 412-4303.

Sincerely,



Bernard E. Hudson, Manager  
Long Term Care Unit