

## TO BE RESCINDED

173-45-08

**Regulatory survey data.**

The department of aging shall incorporate into the consumer guide data derived from the department of health's most recent survey of each facility in Ohio.

(A) For the purpose of allowing the comparison between facilities and to statewide averages, the department shall incorporate the following data into the consumer guide:

- (1) The date of the facility's most recent survey.
- (2) For the purpose of displaying nursing facility survey compliance, the department shall use all regulatory requirements related to facility provision of care and services that were cited by the department of health on all surveys at least ten or more times in the previous calendar year.
- (3) The number of the survey data tags that were cited by the Ohio department of health in the facility's most recent survey.
- (4) The statewide average number of survey data tags cited on a survey by the Ohio department of health. The department of aging shall update the statewide average number of survey data tags cited by the department of health for the previous calendar year no later than the first day of February.
- (5) The percentage of regulatory requirements met by each facility.
- (6) The statewide average percentage of the survey data tags for which all facilities were found to be in compliance during the most recent surveys. The department shall update the statewide average percentage of compliance for the previous calendar year no later than the first day of February.
- (7) The date the nursing facility achieved substantial compliance with medicare and medicaid certification requirements.
- (8) In the case of nursing facilities, a notation concerning whether the department of health has determined at any time during the previous eighteen months that the facility provided substandard care to its residents.
- (9) A notation concerning whether the department of health has determined, at any time during the previous eighteen months, that the care provided by the nursing facility placed residents in immediate jeopardy or the care provided

by the residential care facility placed residents in real or present danger.

- (10) The date ownership or management of the facility changed, if at all, since the department of health's last survey of the facility. In the event that a facility's management or ownership has changed since the department of health last completed a survey of the facility, the department of aging shall include a link in the consumer guide that allows the facility an opportunity to provide consumers with an explanation of the significance of that change to its current survey results.
- (B) The department of aging shall include a link in the consumer guide that allows users to view the current survey report, if available to the department, and any plan of correction the nursing facility has filed with the department of health and that the department of health has provided to the department of aging.
- (C) Except as otherwise provided in this rule, the data derived from the department of health's surveys of nursing facilities and residential care facilities in Ohio, to the extent it is available to the department of aging, shall be updated weekly.
- (D) The display of information derived from surveys conducted by the department of health shall be accompanied by the following disclaimer: "Surveys of facilities are conducted at periodic intervals. Conditions at a facility can change significantly between surveys and consumers considering admission are encouraged to visit any facility they are considering."
- (E) The department of aging shall retain on the web site four years of regulatory data for each facility.
- (F) The department of aging shall include a link in the consumer guide that provides facility visitation guidelines and suggestions.
- (G) For those facilities licensed by the department of health, but not certified for either medicare or medicaid, the department of aging shall include a link in the consumer guide that allows users to review the report of the most recent licensure inspection conducted by the department of health and available to the department of aging. To the extent they are available to the department of aging, the department shall update licensure inspection reports on a weekly basis.
- (H) For the purpose of displaying information derived from surveys conducted by the department of health, facilities shall be peer grouped by department of health district. The information shall be displayed both by peer group average and by statewide average.

- (I) As used in this rule, "deficiency," "immediate jeopardy," "standard survey," and "substandard care," have the same meanings as in section 5111.35 of the Revised Code.

Effective:

R.C. 119.032 review dates: 06/15/2010

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Certification

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Date

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