

TO BE RESCINDED

4751-1-02

Definitions.

As used in Chapter 4751. of the Revised Code and rules 4751-1-02 to 4751-1-17 of the Administrative Code, the following terms are defined to mean:

(A) "Accredited educational institution," for the purpose of the requirements of Chapter 4751. of the Revised Code and the rules adopted thereunder, means an academic institution of higher learning which includes general education courses as requisite to such institution's principal educational programs and which institution has received institutional accreditation from at least one of the following:

- (1) Commission on higher education, "Middle States Association of Colleges and Secondary Schools";
- (2) Commission on institutions of higher education, "New England Association of Schools and Colleges";
- (3) Commission on institutions of higher education, "North Central Association of Colleges and Secondary Schools";
- (4) Commission on higher schools, "Northwest Association of Secondary and Higher Schools";
- (5) Commission on colleges, "Southern Association of Colleges and Schools";
- (6) Accrediting commission for senior colleges and universities, "Western Association of Schools and Colleges."

(B) "Administrator/preceptor" means the licensed nursing home administrator approved by the board to supervise the practical training and experience of the administrator-in-training during the period of internship.

- (1) A preceptor may not train his or her employer or supervisor.
- (2) A preceptor may not train a relative of the following degree: spouse, son or daughter, parent, stepparent, stepchild, brother or sister, cousin, niece or nephew, uncle or aunt.

(C) "Approved program in nursing home administration" means a baccalaureate or higher degree program offered by a college or university accredited as defined in paragraph (A) of the rule, and which program has been submitted by the college or

university, and which has been accepted by the board as satisfying the general education, special academic preparation, and experience requirements precedent to admission to examination.

- (D) "Board" means the board of examiners of nursing home administrators created by section 4751.03 of the Revised Code.
- (E) "Candidate" means any person who has been approved by the board as meeting the conditions precedent to admission to examination.
- (F) "Certificate of registration" means the document issued by the board to each licensee certifying the original and annual renewal of registration of the nursing home administrator license as required in section 4751.07 of the Revised Code and the rules adopted pursuant thereto.
- (G) "Continuing education" means postlicensure education in nursing home administration undertaken to maintain professional competency to practice nursing home administration, improve administrative skills and effect standards of excellence for the practice of the profession in the interest of the safety, health, and welfare of the patients served.
- (H) "Core of knowledge in nursing home administration" means the subject areas outlined in rule 4751-1-06 of the Administrative Code.
- (I) "Course of study or program of instruction" means any educational activity in the subject areas of the core of knowledge in nursing home administration approved by the board to fulfill the requirements for prelicensure education or for continuing education.
- (J) "Department" means the department of health of the state of Ohio.
- (K) "Full time" means at least thirty-five hours per week in the practice of nursing home administration.
- (L) "General education" means a program of education intended to develop students as personalities and to transmit a common cultural heritage. General education is not connected with one branch or department of learning, is not technical or vocational education, and is not intended to train specialists.
- (M) "Health care administration" means that specialty of health administration requiring knowledge and skills specific to the administration of a health care facility or institution, with emphasis on administration of long-term care facilities.

- (N) "Health care facility" means an institution or facility operating within the framework of the appropriate regulatory agencies which provides, on a long-term care basis, residence accommodations and personal care, supervision, or assistance to persons dependent, in whole or part, upon such services.
- (O) "Internship" means the period of practical training and experience, approved by the board, required of the nursing home administrator-in-training as a condition precedent to admission to examination for licensure as a nursing home administrator.
- (P) "Internship site" means a nursing home licensed under Chapter 3721. of the Revised Code or a nursing home operated by a governmental agency and certified under Title XVIII or XIX of the Social Security Act which is approved by the board for the practical training and experience of the administrator-in-training.
- (Q) "License" means the document issued by the board which indicates that the licensee has met the requirements for licensure of Chapter 4751. of the Revised Code and the rules adopted thereunder.
- (R) "Nursing home" means a nursing home as defined by or under the authority of divisions (A), (C) and (D) of section 3721.01 of the Revised Code, or a nursing home operated by a governmental agency.
- (S) "Nursing home administrator" as defined in the statute means an individual who is responsible for planning, organizing, directing, and managing the operation of a nursing home, or who in fact performs such functions, whether or not such functions and duties are shared by one or more other persons.
- (T) "Nursing home administrator-in-training" means an individual registered as such with the board pursuant to rule 4751-1-09 of the Administrative Code.
- (U) "Nursing home administrator-in-training program" means that program established by the board to assure that an applicant for licensure as a nursing home administrator will have at least the minimum essentials in professional education and experience.
- (V) "Operator" means the person, firm, partnership, association, or corporation required to obtain a license to operate a nursing home as defined in paragraph (W) of rule 3701-17-01 of the Administrative Code adopted by the public health council pursuant to Chapter 3721. of the Revised Code.

- (W) "Patient" means a patient or resident receiving the care and services of a long-term facility.
- (X) "Practice of nursing home administration" means exercising management responsibility in or in fact planning, organizing and directing the overall operation of a nursing home, including, but not limited to, such functions as:
- (1) Making operating decisions, providing general supervision, employing and discharging staff;
 - (2) Instituting and maintaining methods of administrative management which demonstrate attempts in good faith to assure that the nursing home is in conformity with pertinent federal, state, and local laws, codes, and regulations pertaining to the operation of said facility and to the rights, health, safety, and welfare of the patients therein;
 - (3) Such acts and duties in this paragraph must occur in accordance with the provisions of paragraph (AA) of this rule.
- (Y) "Qualifying administrative experience" is a residency/practicum required for an academic degree in nursing home administration in all the subject areas of the core of knowledge or all the subject areas of rule 4751-1-06 of the Administrative Code or actual work experience in the subject areas of rule 4751-1-06 of the Administrative Code.
- (Z) "Sanitary code" means that body of rules adopted by the public health council of the department of health which pertains to the operation of a nursing home as defined in section 3721.01 of the Revised Code.
- (AA) "Supervision of a nursing home" as required by division (A) of section 4751.02 of the Revised Code means that the nursing home administrator spend no less than the minimum amount of hours as prescribed by the Ohio department of health, for nursing home licensure purposes on site. The majority of such hours shall be spent between six a.m. and six p.m. during the normal workweek of Monday through Friday in which the nursing home administrator exercises such authority and responsibility and performs such acts and duties as are defined or implied, or both, in paragraphs (S) and (X) of this rule.
- (BB) "Temporary license" means a license for a period of time not to exceed one hundred eighty days issued pursuant to division (B) of section 4751.06 of the Revised Code and to the rules of this board.

- (CC) "Training agency for continuing education" means an accredited college or university; a statewide or national agency, association or professional society related to the field of nursing home administration approved by the board to provide courses of study or programs of instruction required for the annual renewal of the certificate of registration.
- (DD) "Valid license" means a license which is current, as effected by the annual renewal of the certificate of registration, and which is in good standing.

Effective:

Five Year Review (FYR) Dates: 03/11/2015

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 4751.04; Section 1902(c)(1) of the Social Security Act, 42 U.S.C. 1396g; 42 C.F.R. 431.707(a) (October, 2014 edition)
Rule Amplifies: Chapter 4751. of the Revised Code; Section 1902(e)(1) of the Social Security Act, 42 U.S.C. 1396g; 42 C.F.R. 431.701 (October, 2014 edition)
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