



# Weekly Roundup

...Reporting the state and national long term care news

Please disseminate relevant information to the appropriate department.

- Administration     Nursing     Dietary     Activities     Social Services  
 Rehabilitation     Housekeeping     Maintenance     Laundry

Friday, May 24, 2013

## ANHA NEWS

### Alabama Nursing Homes and Memorial Day



Alabama's nursing home family is blessed to include countless veterans of current and past conflicts. Today, there are many nursing home employees or close employee family members serving in the military. Many of our residents have served in the military or lost close friends and relatives during conflicts through the years. During this important weekend, please remember those who have given their lives in defense of our country.

### ANHA Office Schedule for the Memorial Day Holiday

The ANHA office will be closed for the Memorial Day holiday beginning at noon on Friday, May 24. The Association will reopen at 8:00 a.m. on Tuesday, May 28.

### Next Friday is the Entry Deadline for Ms. Alabama Nursing Home Pageant

The deadline to submit entries for the 2013 Ms. Alabama Nursing Home Pageant is May 31. If you have questions or need an official entry form, please contact John Matson at (334) 271-6214 or [jmatson@anha.org](mailto:jmatson@anha.org). Please see the attached Pageant Information Packet for more details and the official entry form.

### “Fall Prevention, Using Root Cause Analysis to Eliminate Alarms and Restraints” Educational Seminar June 25 – Sponsored by Robinson-Adams Insurance/Alliance for Long Term Care Quality Improvement

Join ANHA as we present a full-day seminar for long-term care providers on fall prevention, using a root cause analysis approach. Participants will be introduced to The Empira Fall Prevention Program which is a combination of nationally- recognized evidence-based, fall prevention practices and practical applications from the most recent research findings. Empira's program advocates for a restraint-free, alarm-free, correct bed heights and no-floor mats environment, indicating many common past best practices are no longer considered a best practice. This in-depth seminar will cover the implementation of a comprehensive fall prevention and reduction program. The seminar will be held on June 25 at the Wynfrey Hotel located in Birmingham, Alabama from 8:30 am to 4:00 pm. This program has been approved for 6 hours of continuing education credits by the Alabama Board of Examiners for Nursing Home and the Alabama Board of Social Work Examiners. It has also been approved for 7.2 contact hours of continuing education for nurses. The Alabama Nursing Home Association is an approved

provider by the Alabama Board of Nursing (ABNP0151- expires 3/12/2017). *Please see the attached flyer for more details.*

## **“Stop Workplace Drama” Educational Seminar June 26 – Sponsored by Healthcare Services Group**

Whether it’s the backstabbing, power struggles, dealing with the queen bee, or the “untouchable” employee, or even just navigating through change, drama manifests itself in many ways especially in high emotional environments such as healthcare facilities, long term care operations and nursing homes. You KNOW it goes on in your practice – gossip, poor coordination of the team, disruptive or disruptive employee behavior – and you KNOW it is a huge distraction away from good patient care, efficiencies and business objectives. In this highly participative program, attendees have opportunities to ask questions, share wisdom and get the tools needed to identify and workplace drama.

Our speaker has provided the following videos lessons from her You Tube Channel. This series is called “Stepping into a New Truth.”

- Lesson 1: <http://youtu.be/kvNLra-936k>
- Lesson 2: <http://youtu.be/7swPOgmAClg>
- Lesson 3: <http://youtu.be/R4SFiqGv2ns>

The seminar will be held on June 26 at the Wynfrey Hotel located in Birmingham, Alabama from 9:00 am to 3:00 pm. This program has been approved for 4.5 hours of continuing education credits by the Alabama Board of Examiners for Nursing Home and the Alabama Board of Social Work Examiners. It has also been approved for 5.4 contact hours of continuing education for nurses. The Alabama Nursing Home Association is an approved provider by the Alabama Board of Nursing (ABNP0151- expires 3/12/2017). *Please see the attached flyer for more details.*

## **2013 ANHA Owners’ Meeting & Educational Symposium – August 8 - 10**

*Sponsored by:*

American Medical Technologies  
Associated LTC Insurance Company  
Felder Services  
Gericare Medical Supply  
Healthcare Services Group, Inc.

AJG/Robinson-Adams Insurance  
Senior Care Pharmacy  
Sherlock, Smith & Adams  
Starnes Davis Florie, LLP

Join ANHA for the 2013 Owners’ Meeting and Educational Symposium. The event will be held August 8-10 at the Inn on Biltmore Estate in Asheville, North Carolina. The annual owners’ meeting and breakfast will be held on August 10.

Overnight group rates have been negotiated with the hotel for this meeting at a rate of **\$249** per night. To make overnight reservations, please contact the hotel at 866-779-6277 and identify yourself as being part of the Alabama Nursing Home Association. ***The Inn on Biltmore Estate must receive your reservations by June 22, 2013 in order to receive the special group rate.***

This entire event has been approved for a total of four (4) hours of continuing education credit for nursing home administrators. *Look for more information to come in the near future.*

# NATIONAL NEWS

## **Court Strikes Down NLRB Union Posting Requirement**

The United States Court of Appeals for the D.C. Circuit recently issued a ruling striking down the National Labor Relations Board's (NLRB) notice of employee rights posting requirement. The federal rule would have required businesses to put up posters informing workers of their right to form a union. The ruling found that the NLRB violated employers' free speech rights in trying to force them to display the posters or face charges of committing an unfair labor practice. In addition, two judges of the three judge panel believed the rule, requiring the Notice posting, exceeded the NLRB's rule making authority under the National Labor Relations Act.

The court's decision was reported by Benesch, Friedlander, Coplan and Aronoff, an associate member of the Ohio Health Care Association. Benesch served as lead counsel to the National Association of Manufacturers in this case. According to Benesch, it is not known if the NLRB will take the matter to the Supreme Court.

In a separate but related case the NLRB is appealing the U.S. District Court for the District of South Carolina decision that the NLRB lacked authority to promulgate the rule. The NLRB filed an appeal of that ruling with the U.S. Court of Appeals for the Fourth Circuit, according to Forbes.com.

## **New Medical Manual Review (MMR) Q and A**

The American Health Care Association (AHCA) is continuing its efforts to have the Centers for Medicare and Medicaid Services (CMS) clarify its guidance on MMR -- which CMS is issuing piece by piece. AHCA's therapy work group reviewed the documents, and provided CMS with further questions which were recently answered. *The document is attached.*

## **Modification to MDS 3.0 Inactivation/Modification Policy**

The Centers for Medicare and Medicaid Services has released modifications ([http://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/SNFPPS/Downloads/Inact\\_ModChange\\_final\\_public.pdf](http://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/SNFPPS/Downloads/Inact_ModChange_final_public.pdf)) to MDS 3.0 Inactivation/Modification policy. The changes clarify the differences between modification and inactivation and when and at what data sets each can be used. The modifications will address how to handle typographical errors. The changes will be made to the MDS 3.0 RAI Manual, Chapter 5 – Submissions and Correction of the MDS Assessments.

# STATE NEWS

## **Medicaid Update – EXPEDITE To Go Live June 10**

Members of the Alabama Nursing Home Association have been meeting regularly with Medicaid since last fall on ideas and ways in which we can improve the current Medicaid Nursing Home Eligibility process. As a result of our joint efforts, we will soon have an online web portal (EXPEDITE) for nursing facilities and residents/sponsors to use in order to complete the Medicaid application online and

submit it electronically. The option to submit the application hard copy is still an option. This new process is scheduled to “go live” on June 10.

In preparation for this new process, Medicaid will conduct webinar training. Enclosed you will find a registration form for you to sign up for a training session. Medicaid will have one AT&T (webinar) line per facility, so you will need to provide the name and email of the individual in each facility that will be responsible for connecting to the webinar. Since Medicaid will be limited to only one line per facility, it is suggested that the callers call from one line and gather in a conference room or other large room. **Webinar times will be scheduled on a first come first serve basis!** ANHA will collect the webinar information and forward the information to Medicaid. We encourage you to sign up TODAY! *Please see the attached registration form for details.*

### **Medicaid to Provide PERM Provider Education Sessions**

The purpose of PERM Provider Education Webinars/Conference Calls is to provide opportunities for the providers of the Medicaid and CHIP communities to enhance their understanding of specific provider responsibilities during PERM. The Payment Error Rate Measurement Program (PERM) is a federal program which audits payment and eligibility accuracy by identifying payments that may have been paid incorrectly. **PERM audits all paid claims.**

The composite Medicaid rate is based on a weighted average reflecting fee-for-service and managed care claim payments. It also includes an eligibility component that measures improper payments for services furnished to recipients who were not eligible for Medicaid or who were eligible for Medicaid, but not for the services they received.

The federal PERM program uses a 17-state, three-year rotation for measuring improper payments in Medicaid, so CMS measures each state once every three years. Alabama’s 2011 rate was based on a sample of approximately 540 fee-for-service and 280 managed care claim records from the 2010 Fiscal Year selected by the federal government to review. Alabama was in a group of 17 states that were surveyed in Fiscal Year 2010 by the Centers for Medicare and Medicaid Services in conjunction with the Payment Error Rate Measurement (PERM) program. The federal PERM program uses a 17-state, three-year rotation for measuring improper payments in Medicaid, so CMS measures each state once every three years.

The most recent report, released in late 2011, noted that Alabama’s Medicaid Error Rate was 2.4 percent, significantly below the national error rate of 6.7 percent. The Agency’s previous rate of 3.68 percent in 2007 was also substantially below the national average of 10.6 percent.

PERM is coordinated by the Agency’s Program Integrity Division. The division is responsible for directing Agency efforts to identify, prevent and prosecute fraud, abuse and/or misuse in the Medicaid program. This includes verifying that medical services are appropriate and rendered as billed, that services are provided by qualified providers to eligible recipients, that payments for those services are correct and that all funds identified for collection are pursued.

“Improper payment rates include those payments that may have been paid incorrectly and do not necessarily reflect fraud,” said Jacqueline Thomas, director of the Agency’s Program Integrity Division, noting that the **vast majority of errors are due to inadequate documentation.** Any payments made in error have been recouped from providers.

The webinars/conference calls will cover the PERM process and provider responsibilities during a PERM review, frequent mistakes and best practices for documentation submission, and an overview of the Electronic Submission of Medical Documentation (ESMD) program

Dates, times and other information for the sessions that will be hosted by CMS are listed below.

- Wednesday, **June 5, 2013**, 2:00 p.m. - 3:00 p.m. **Central Time**  
To Join Meeting:  
Audio: 1-877-267-1577; Meeting ID# 4964  
Webinar: <https://webinar.cms.hhs.gov/permcycle2web2/>
- Tuesday, **June 18, 2013**, 2:00 p.m. - 3:00 p.m. **Central Time**  
To Join Meeting:  
Audio: 1-877-267-1577; Meeting ID# 4964  
Webinar: <https://webinar.cms.hhs.gov/permcycle2web3/>
- Tuesday, **July 2, 2013**, 2:00 p.m. - 3:00 p.m. **Central Time**  
To Join Meeting:  
Audio: 1-877-267-1577; Meeting ID# 4964  
Webinar: <https://webinar.cms.hhs.gov/permcycle2web4/>

There will be time available for Q&As at the end of the presentations. However, CMS encourages all participants to submit questions in advance to the designated PERM Provider email address at [PERMProviders@cms.hhs.gov](mailto:PERMProviders@cms.hhs.gov).

Presentation materials and participant call-in information will be posted on the Provider Education Calls link at: [http://www.cms.gov/Research-Statistics-Data-and-Systems/Monitoring-Programs/PERM/Provider\\_Education\\_Calls.html](http://www.cms.gov/Research-Statistics-Data-and-Systems/Monitoring-Programs/PERM/Provider_Education_Calls.html)

The webinars are being presented on a Connect Pro platform. To test your connection in advance, launch: [https://webinar.cms.hhs.gov/common/help/en/support/meeting\\_test.htm](https://webinar.cms.hhs.gov/common/help/en/support/meeting_test.htm)  
Questions, please contact Patricia Jones at Medicaid at: (334) 242-5609 or [Patricia.Jones@medicaid.alabama.gov](mailto:Patricia.Jones@medicaid.alabama.gov).

### **Nurse Aide Abuse Registry**

Please note that the following individual has been placed on the Alabama Nurse Aide Abuse and/or Sanction Registry. This individual is prohibited from working in any long-term care facility. To check nurse aides, you can use the nurse aide web site at [www.adph.org](http://www.adph.org) (Click on Contents A-Z - located in the dark blue at the top of the screen - then Click on Nurse Aide Registry - then Click in the white box and type in the Social Security Number of the person you are trying to find. Be sure and include the dashes in the SSN.)

<u>Name</u>	<u>Effective Date</u>
James Dean Justice	5/16/13

### **OBRA PASRR Office Schedule**

The OBRA PASRR Office will be closed on Monday May 27, 2013, for National Memorial Day. We will reopen on Tuesday May 28, 2013. The internet application will remain available for an immediate Level I Determination. Level I Screenings must be into the OBRA PASRR Office before 3:30 p.m. on Friday May 24, 2013, to ensure a Level I Determination the business day.

# FACILITY NEWS

## Col. Robert L. Howard State Veterans Home Joins Senior Crimestoppers



The Col. Robert L. Howard State Veterans Home in Pell City recently joined the Senior Crimestoppers program. The facility will receive lock boxes for residents, entertaining videos, and a plaque to display showing the facility has a zero tolerance for crime. Senior Crimestoppers is a partnership between the Senior Housing Crime Prevention Foundation, the Louis E. Cottrell, Jr. Foundation for Excellence in Long Term Care, local banks and nursing homes. Pictured are Administrator Derrick Williams and Senior Crimestoppers' Dr. Sandra Sims-deGraffenried.

## Columbiana Health & Rehab Celebrates Nursing Home Week at Lay Lake



Columbiana Health & Rehab celebrated National Nursing Home Week with a trip to Adaptive Aquatics on Lay Lake in Wilsonville. Residents, staff, family member and volunteers from Cornerstone Christian enjoyed fishing, a cookout and homemade ice cream.

# OTHER NEWS

## AHCA/NCAL Launches New ACA Employer Penalty Calculator



Beginning in 2014, the Affordable Care Act (ACA) requires employers with 50 or more full-time employee equivalents either to offer health insurance coverage to their full-time employees or face potential financial penalties.

To help members in planning their employee health coverage, the American Health Care Association (AHCA) has developed a calculator designed to provide a rough estimate of potential ACA penalties based on a company's size. The calculator is located on AHCA's Affordable Care Act website at [http://www.ahcancal.org/facility\\_operations/affordablecareact/Pages/default.aspx](http://www.ahcancal.org/facility_operations/affordablecareact/Pages/default.aspx). Look for the calculator icon on the left hand side of the page. Estimating potential penalties is just one of

many elements in developing a strategy to respond to the new requirements. In making health coverage decisions, employers should consult with experts including, but not limited to, their attorneys, accountants, and benefits advisors.

### **AHCA Launches Quality Initiative Recognition Program**

All over the country, skilled nursing centers are reaching the goals of the American Health Care Association (AHCA) Quality Initiative and improving the lives of the residents you serve. It's time to celebrate your success! AHCA is proud to announce the Quality Initiative Recognition Program to honor those nursing centers which achieved one, two, three, or all four goals over the past year.

The program is a tiered-approach: the more goals you achieve, the more recognition you receive. All providers which achieve at least one goal will be honored at AHCA's 2014 Quality Symposium.

Those that succeed in reaching all four goals will receive special recognition at the conference, a feature in [providermagazine.com](http://providermagazine.com) and will be included in a national release from AHCA!

AHCA members do not need to submit hospital readmission nor antipsychotic data – AHCA already has access to that information. AHCA does need your staff turnover data, as well as your customer satisfaction results for 2012, in order to be considered for those two goals. You can find all the necessary submission forms and directions on the [Quality Initiative Recognition Program webpage](#).

The deadline for all submissions is Monday, July 15, 2013. And as always, take the initiative at [QualityInitiative.ahcancal.org](http://QualityInitiative.ahcancal.org).

### **Alabama's Best Practices Program**

A total of **20** best practices have been submitted from facilities across the state. Those selected to present at Alabama's Best Practices will be announced in the coming weeks. Mark your calendars for August 29, 2013, for the Alabama's Best Practices Program at the Cahaba Grand Conference Center in Birmingham. Thank you for your interest in and support of the program!

Congratulations to the following facilities for their nominations for the 2013 Program:

Cullman Long Term Care & Rehab	Crowne Health Care of Montgomery
Hanceville Nursing and Rehab Center	Golden Living – Trussville
Coosa Valley Nursing Home	Oak Park Nursing Home
Wiregrass Rehab Center & Nursing Home	Arbor Springs Health & Rehab Center
Bill Nichols State Veterans Home	Oak Trace Care & Rehabilitation Center
Prattville Health & Rehab	Cullman Health Care & Rehab Center
Athens Rehabilitation Center & Senior Care	Dadeville Health Care Center
River City Care and Rehabilitation Center (2)	Haleyville Health and Rehab
South Haven Health & Rehab – Birmingham	Cherry Hill Rehabilitation & Health Care
Andalusia Manor	

## **ARRTC Disaster Training Specifically for Nursing Homes**

The National Center for Disaster Medical Response at the University of South Alabama Center for Strategic Health Innovation is hosting a *nursing home specific* Advanced Regional Response Training Center Program (ARRTC). This training session is only open to nursing homes.

ARRTC for nursing homes is a comprehensive approach to all-hazards disaster preparedness and response training. The curriculum has been designed to teach responders and leaders how to effectively respond and collaborate.

The course is designed for individuals charged with disaster preparedness, response and leadership responsibilities and will provide basic core knowledge of their roles and responsibilities during an emergency or disaster. This training will also provide leaders and responders valuable information on how to perform their jobs, make the best decisions, how to communicate needs and offers of assistance, along with the roles and responsibilities of them and their partners during disaster response.

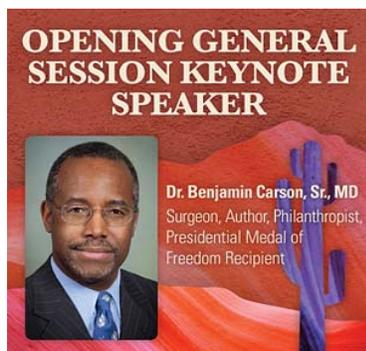
A variety of critical and timely issues will be covered, including Incident Command, National Incident Management System and Surge Capacity issues. *Please see the attached brochure for more information.*

## **AHCA Quality Improvement Toolkits/Webinars**

*The 4 Key Strategies to Retain New Hires and Reduce Employee Turnover* (toolkit and webinar) and the *Clinical Considerations of Antipsychotic Management* (Toolkit and webinar) are available (free) to all AHCA members at: <http://qualityinitiative.ahcancal.org>. This resource uses a process framework, based on the Nursing Process, to identify care objectives and expectations. It identifies tools and resources to help providers successfully manage antipsychotic medication use at the resident and facility level. The guide focuses on 7 critical steps needed to ensure quality outcomes that are successful and continuous.

Members will need to log-in to access the toolkits, as it is a member-only benefit. If log-in information is needed, please contact your facility Administrator or State Association and they can give you the information you need.

## **Dr. Benjamin Carson, Sr. to Address AHCA Annual Convention**



Renowned neurosurgeon Dr. Benjamin Carson, Sr. is the opening keynote speaker for the ANHA Annual Convention.

Born into poverty and raised by a single parent, it appeared all of the cards were stacked against Benjamin Carson when he started his life's journey. Today, Dr. Carson is a full professor of neurosurgery, oncology, plastic surgery and pediatrics at the Johns Hopkins School of Medicine, where he has also directed pediatric neurosurgery for over 25 years.

Named by CNN and TIME Magazine as one of the 20 foremost physicians in the world, he was also named one of the Library of Congress' "Living Legends," and was the subject of an award-winning movie entitled *Gifted Hands: The Ben Carson Story*, which premiered on TNT and is

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based on his memoir. Author of five books and father of three sons, Dr. Carson has a motivating and uplifting story that will truly inspire you. Don't miss this opening event — it's just a part of the inspiration that awaits you in Phoenix! [Register today!](#) Get the lowest registration rate when you register before the early bird deadline of July 19. The convention will be held October 6-9 in Phoenix, AZ.

## CALENDAR OF EVENTS

<u><i>Date</i></u>	<u><i>Event</i></u>	<u><i>Location</i></u>	<u><i>Time</i></u>
June 5	ANHA Region VI Act/SS Auxiliary Meeting RSVP: Katie Morgan (256) 825-9244, ext. 129 Speaker Topic: Virtual Dementia Tour	Orchard Health Care Hayneville	11:00 a.m.
June 5	ANHA Region IX Meeting RSVP: Irma Taylor (205) 343-7104, <a href="mailto:Irma.Taylor@northporthealth.com">Irma.Taylor@northporthealth.com</a> Speaker: Parker Ariail, Healthcare Services Group	Cypress Inn Tuscaloosa	12:00 p.m.
June 25	Seminar: Fall Prevention, Using Root Cause Analysis to Eliminate Alarms and Restraints	The Wynfrey Hotel Birmingham	8:30 a.m.
June 26	Seminar: Stop Workplace Drama	The Wynfrey Hotel Birmingham	9:00 a.m.

Alabama Nursing Home Association  
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**WEB SITES:**

Alabama Nursing Home Association <http://www.anha.org>  
AL Board of Examiners of Nursing Home Administrators <http://www.alboenha.state.al.us>  
AL Dept. of Public Health <http://www.adph.org>  
CMS <http://cms.gov>