

(4) THE QUALITY ASSURANCE COMMITTEE FOR A NURSING HOME SHALL REVIEW AND APPROVE ANNUALLY THE QUALITY ASSURANCE PLAN FOR THE NURSING HOME.

(5) EACH NURSING HOME SHALL ESTABLISH A WRITTEN QUALITY ASSURANCE PLAN THAT:

(I) INCLUDES PROCEDURES FOR CONCURRENT REVIEW FOR ALL RESIDENTS;

(II) ~~INCLUDES CRITERIA FOR REVIEW, INCLUDING BUT NOT LIMITED TO, NURSING CARE, MEDICATION ADMINISTRATION, UNPLANNED WEIGHT LOSS, DECUBITUS ULCERS, FALLS, ACCIDENTS, UNEXPLAINED HOSPITAL VISITS OR ADMISSIONS OF RESIDENTS, AND INCIDENT REPORTS~~ PROVIDES CRITERIA THAT ROUTINELY MONITORS NURSING CARE INCLUDING MEDICATION ADMINISTRATION, PREVENTION OF DECUBITUS ULCERS, DEHYDRATION AND MALNUTRITION, NUTRITIONAL STATUS AND WEIGHT LOSS OR GAIN, ACCIDENTS AND INJURIES, UNEXPECTED DEATHS, CHANGES IN MENTAL OR PSYCHOLOGICAL STATUS, AND ANY OTHER DATA NECESSARY TO MONITOR QUALITY OF CARE;

(III) INCLUDES METHODS TO IDENTIFY AND CORRECT PROBLEMS; AND

(IV) IS READILY AVAILABLE TO NURSING HOME RESIDENTS AND THEIR FAMILIES, GUARDIANS, OR SURROGATE DECISION MAKERS.

(6) THE QUALITY ASSURANCE PLAN SHALL BE SUBMITTED TO THE DEPARTMENT BY JANUARY 1, 2001, AND AT THE TIME OF LICENSE RENEWAL.

(7) THE NURSING HOME ADMINISTRATOR SHALL TAKE APPROPRIATE REMEDIAL ACTIONS BASED ON THE RECOMMENDATIONS OF THE NURSING HOME'S QUALITY ASSURANCE COMMITTEE.

(8) THE SECRETARY MAY NOT REQUIRE THE QUALITY ASSURANCE COMMITTEE TO DISCLOSE THE RECORDS AND THE REPORTS PREPARED BY THE COMMITTEE EXCEPT AS NECESSARY TO ASSURE COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION.

(9) IF THE DEPARTMENT DETERMINES THAT A NURSING HOME IS NOT IMPLEMENTING ITS QUALITY ASSURANCE PROGRAM EFFECTIVELY AND THAT QUALITY ASSURANCE ACTIVITIES ARE INADEQUATE, THE DEPARTMENT MAY IMPOSE APPROPRIATE SANCTIONS ON THE NURSING HOME TO IMPROVE QUALITY ASSURANCE INCLUDING MANDATED EMPLOYMENT OF SPECIFIED QUALITY ASSURANCE PERSONNEL.

(C) (1) EACH NURSING HOME SHALL DISPLAY ON EACH FLOOR OF THE NURSING HOME A NOTICE THAT EXPLAINS THE CURRENT RATIO OF LICENSED PERSONNEL TO RESIDENTS AND UNLICENSED UNLICENSED PERSONNEL TO RESIDENTS.

(2) THE NOTICE SHALL BE: