

Adult Foster Home Provider Alert

Policy updates, rule clarifications and announcements

Date: September 30th, 2021
To: APD Adult Foster Home Providers
From: Safety, Oversight and Quality Unit
Topic: **Division 47 Revision**

Division 47 Revision Notification for APD and DD Adult Foster Homes

The Oregon Board of Nursing (OSBN) has made several changes to Division 047 which are the rules that govern the delegation of nursing procedure. You are being notified as an RN may have rescinded a delegation based on a rule that will no longer be allowed effective January 1, 2022. These changes may require the RN working with your AFH to update delegation **prior** to January 1, 2022.

OAR 851-047-0030 (7) (e) is repealed Effective January 1, 2022. This rule allowed the RN to determine a delegation was no longer needed based on the skill of the unlicensed person, the longevity of the relationship, with the caregiver and the client's condition.

You are being notified because if an RN rescinded a nursing procedure under this rule, an RN would need to assess the Medicaid eligible clients and caregivers and begin the delegation process if it is safe to do so **prior to January 1, 2022**.

The AFH may need to communicate with the Local Office regarding delegation needs for Medicaid eligible clients, if the:

- RN no longer works with your AFH;
- RN is no longer in the LTCCN Program;
- RN was private pay. *For private pay clients, arrangements must be made directly with your RN to ensure a nursing procedure is delegated; or*
- Client has one of the nursing procedures listed below and there has never

been an RN delegation service provided.

There is no specific list of nursing procedures, but the following list reflects what nursing procedures are typically delegated in ODHS licensed settings:

- Subcutaneous injections, usually insulin but any medication that is administered subcutaneously.
- Gastrostomy (g-tube) or jejunostomy (j-tube) tube for fluids, food, medications, or maintenance flushing.
- Straight urinary catheterization.
- Peritoneal dialysis (also known as home dialysis).
- Manual stimulation (inside the rectum to stimulate a bowel movement—usually ordered for individuals that are paralyzed).
- Trach suctioning and care.

If any of your Medicaid eligible clients have one or more of these procedures and there is no delegation for the procedure, contact your local office immediately. Additionally, if there is a delegation but the RN has not returned to reauthorize the delegation in more than six months, contact the local office immediately.

There are some tasks that RNs have been known to delegate and may have rescinded because the task does not meet the definition of a nursing procedure. If an RN rescinded the following, you do not need to contact the local office:

- Non-injectable medications (except those that are administered through a g-tube or j-tube).
- Wound dressing changes (Note: only the steps for changing a dressing can be taught (wound *management* cannot be taught or delegated).
- Routine care of collection bags for urinary catheters, colostomies etc.
- CBG testing when the client only has oral diabetic medication and no *insulin*.
- INR Testing.
- IM injections for Glucagon for diabetics; and Epi-pens for allergies. These are taught and not delegated.

If you use a RN that is private pay and does not participate in the LTCCN Program, please refer them to the [OSBN website](#).

It is the responsibility of the RN to read and follow the new rule changes. If the RN has questions refer them back to the OSBN via their practice question mailbox: www.oregon.gov/osbn/Pages/scope-practice.aspx
