



Oregon

Kate Brown, Governor

Department of Human Services

Safety, Oversight and Quality

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NF-20-136 – Provider Alert

Date: October 13, 2020

To: All Nursing Facilities
All Assisted Living Facilities
All Residential Care Facilities

From: Safety, Oversight and Quality
DHS Aging and People with Disabilities Program

RE: Bariatric Staffing Program Reporting Template

Summary: 2020 Fourth Quarter Nursing Assistant Staffing Report – Template has been revised to include minimum CNAs for bariatric residents

Please share this information with the person(s) responsible for the completion and e-mailing of the Nursing Assistant Staffing Quarterly Report to the Oregon Department of Human Services (ODHS), APD Safety, Oversight and Quality Unit.

The Nursing Facility Oregon Administrative Rules have been revised to require one additional Certified Nursing Assistant (CNA) for every 5 residents who have been prior approved by ODHS for the new bariatric rate.

The revised Oregon Administrative Rules (OARs) require the following:

[411-070-0087](#) Bariatric Criteria and Services (Adopted 07/01/2020)

- (1) A Medicaid eligible individual qualifies for the bariatric reimbursement rate if the individual has a physician diagnosis of obesity with a BMI > 40 and the individual meets the following criteria as defined in OAR chapter 411, division 015:
 - (a) Two-person full assist with ambulation or transfers; and
 - (b) Full assist in one of the following: cognition, eating or elimination.

(2) If an individual meets the criteria listed in section (1) of this rule, and the Department has authorized the bariatric rate, the facility must provide one (1) additional Certified Nursing Assistant, above the licensing staffing standard in OAR 411-086-0100(5), for every five (5) individuals receiving the bariatric rate.

[411-086-0100 Nursing Services: Staffing](#) (Adopted 09/03/2020)

(5) Minimum Certified Nursing Assistant Staffing

(o) If an individual meets the criteria documented in 411-070-0087, and the Department has authorized the bariatric rate, the facility must hire one (1) additional Certified Nursing Assistant, above the licensing staffing standard set forth in (5)(c) of this rule, for every five (5) individuals receiving the bariatric rate.

Due to the new rules, a revised Quarterly [CNA Staffing Report](#) has been developed for facilities to report additional CNAs employed to care for residents receiving the new bariatric rate. Facilities receiving the new bariatric rate are required to use this revised report for the January 2021 reporting period, covering the 4th Quarter 2020 CNA Staffing Report (Oct-Dec 2020).

The report template will also be posted for future use on the Nursing Facility Licensing Unit [Nursing Assistant Staffing Program website](#):

The e-mail address to submit the NA Staffing report is:

DHS.NAstaffing@dhsoha.state.or.us

To contact the Nursing Facility Licensing Unit please email:

NF.Licensing@dhsoha.state.or.us.