

18:385 (April 1992), amended LR 32:401 (March 2006), repealed LR 35:1539 (August 2009).

**§503. Board Domicile; Meetings**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3461-3482.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Wholesale Drug Distributors, LR 18:385 (April 1992), amended LR 29:1481 (August 2003), LR 32:401 (March 2006), repealed LR 35:1540 (August 2009).

**§507. Rule Promulgation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3461-3482.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Wholesale Drug Distributors, LR 18:385 (April 1992), amended LR 32:401 (March 2006), repealed LR 35:1540 (August 2009).

**§509. Inspection Contracts**

A. The board may contract with any person or agency it deems qualified to conduct any inspections or reinspections.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3461-3482.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Wholesale Drug Distributors, LR 18:385 (April 1992), amended LR 30:1481 (July 2004), LR 32:401 (March 2006), LR 35:1540 (August 2009).

**Chapter 7. Disciplinary Procedures**

**§711. Grounds for Disciplinary Action**

A. After notice and hearing, the board may deny, revoke or suspend a license or otherwise sanction a licensee, for any of the grounds set forth in R.S. 37:3474.1 or R.S. 37:3474.2 and any of the following:

1. - 3. ...

B. The authority of the board to impose a monetary penalty in a case is not to be affected by any other civil or criminal proceeding concerning the same violation, nor shall the imposition of a monetary penalty preclude the board from imposing other sanctions.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3461-3482.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Wholesale Drug Distributors, LR 18:384 (April 1992), amended LR 32:403 (March 2006), LR 35:1540 (August 2009).

**Chapter 8. Fees**

**§801. Fees**

A. The board may collect the following fees.

1. Initial License Fee—\$200
2. License Renewal Fee—\$200
3. Initial Inspection Fee—\$100
4. Duplicate License Fee—\$10
5. License Reinstatement Fee for licenses suspended, revoked, or expired—\$200
6. License Verification Fee—\$15

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3461-3482.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Wholesale Drug Distributors, LR 32:403 (March 2006), amended LR 35:1540 (August 2009).

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Executive Assistant

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**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

**Adult Residential Care Providers—Minimum Licensing  
Standards—Dementia Training Requirements  
(LAC 48:I.6803, 6851 and 6867)**

The Department of Health and Hospitals, Bureau of Health Services Financing amended LAC 48:I.6803, §§6851 and §6867 in the Medical Assistance Program as authorized by R.S. 36:254 and R.S. 40:2200.1-2200.5. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq.

**Title 48**

**PUBLIC HEALTH—GENERAL**

**Part 1. General Administration**

**Subpart 3. Licensing and Certification**

**Chapter 68. Adult Residential Care Providers  
Licensing Standards**

**Subchapter A. General Provisions**

**§6803. Definitions**

\* \* \*

*Alzheimer's Special Care Unit (ASCU)*—any adult residential care provider, as defined in R.S. 40:2166.3, that segregates or provides a special program or special unit for residents with a diagnosis of probable Alzheimer's disease or related disorder so as to prevent or limit access by a resident to areas outside the designated or separated area, or that advertises, markets, or otherwise promotes the facility as providing specialized Alzheimer's/dementia care services.

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:2166.1-2166.8 and R.S. 40:2200.1-2200.5.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:2582 (December 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1540 (August 2009).

**Subchapter D. ARCP Services**

**§6851. Alzheimer Special Care Units**

A. - B.2. ...

C. Staff Training for Alzheimer's/Dementia Program. In an ARCP that advertises or markets itself as an ASCU, training in specialized care of residents who are diagnosed by a physician as having Alzheimer's/dementia shall be provided to all licensed and unlicensed staff who provide direct care to such residents. Said training shall be provided in accordance with the provisions established in §6867 of this Chapter.

D. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:2166.1-2166.8 and R.S. 40:2200.1-2200.5.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:2595 (December 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1540 (August 2009).

## Subchapter F. Provider Responsibilities

### §6867. Staff Training

A. - H.1. ...

#### I. Dementia Training

1. All employees shall be trained in the care of persons diagnosed with dementia and dementia-related practices that include or that are informed by evidence-based care practices.

2. ARCP staff who provide care to residents in an Alzheimer's special care unit shall meet the following training requirements:

a. Staff who provide direct face-to-face care to residents shall be required to obtain at least eight hours of dementia-specific training within 90 days of employment and eight hours of dementia-specific training annually. The training shall include the following topics:

- i. an overview of Alzheimer's disease and related dementias;
- ii. communicating with persons with dementia;
- iii. behavior management;
- iv. promoting independence in activities of daily living; and
- v. understanding and dealing with family issues.

b. Staff who have regular contact with residents, but who do not provide direct face-to-face care, shall be required to obtain at least four hours of dementia-specific training within 90 days of employment and two hours of dementia training annually. This training shall include the following topics:

- i. an overview of dementias; and
- ii. communicating with persons with dementia.

c. Staff who have only incidental contact with residents shall receive general written information provided by the facility on interacting with residents with dementia.

3. ARCP staff who do not provide care to residents in an Alzheimer's special care unit shall meet the following training requirements:

a. Staff who provide direct face-to-face care to residents shall be required to obtain at least two hours of dementia-specific training annually. This training shall include the following topics:

- i. an overview of Alzheimer's disease and related dementias; and
- ii. communicating with persons with dementia.

b. All other staff shall receive general written information provided by the facility on interacting with residents with dementia.

4. Any dementia-specific training received in a nursing or nursing assistant program approved by the Department of Health and Hospitals or the Department of Social Services may be used to fulfill the training hours required pursuant to this Section.

5. Adult residential care providers may offer a complete training curriculum themselves or they may contract with another organization, entity, or individual to provide the training.

6. The dementia-specific training curriculum must be approved by the department. To obtain training curriculum approval, the organization, entity, or individual must submit the following information to the department or its designee:

- a. a copy of the curriculum;

b. the name of the training coordinator and his/her qualifications;

c. a list of all instructors;

d. the location of the training; and

e. whether the training will be web-based or not.

7. A provider, organization, entity, or individual must submit any content changes to an approved training curriculum to the department, or its designee, for review and approval.

8. If a provider, organization, entity, or individual, with an approved curriculum, ceases to provide training, the department must be notified in writing within 30 days of cessation of training. Prior to resuming the training program, the provider, organization, entity, or individual must reapply to the department for approval to resume the program.

9. Disqualification of Training Programs and Sanctions

a. The department may disqualify a training curriculum offered by a provider, organization, entity, or individual that has demonstrated substantial noncompliance with training requirements including, but not limited to:

- i. the qualifications of training coordinators; or
- ii. training curriculum requirements.

10. Compliance with Training Requirements

a. The review of compliance with training requirements will include, at a minimum, a review of:

- i. the existence of an approved training curriculum; and
- ii. the provider's adherence to established training requirements.

b. The department may impose applicable sanctions for failure to adhere to the training requirements outlined in this Section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:2166.1-2166.8 and R.S. 40:2200.1-2200.5.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:2599 (December 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1541 (August 2009).

Alan Levine  
Secretary

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### RULE

#### Department of Health and Hospitals Bureau of Health Services Financing

##### Nursing Facilities—Minimum Licensing Standards Dementia Training Requirements (LAC 48:I.9701 and 9727)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 48:I.9701 and §9727 in the Medical Assistance Program as authorized by R.S. 36:254 and R.S. 40:2200.1-2200.5. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq.