



Indiana State  
Department of Health

# LONG TERM CARE NEWSLETTER

**ISDH Long Term Care Newsletter**  
**Issue 2016-17**  
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## CMS Update

**Infection Control Pilot: 2017 Update**

The Centers for Medicare and Medicaid Services (CMS) is in the second year of a three-year pilot project to improve assessment of infection control and prevention regulations in long term care facilities, hospitals, and during transitions of care. All surveys during the pilot will be education surveys (no citations will be issued) and will be conducted by a national contractor.

Second year activities include using draft surveyor Infection Control Worksheet (ICWS) based on the new long term care regulation as well as the revised hospital surveyor ICWS. Forty hospital surveys will be paired with surveys of long term care facilities in order to provide an opportunity to assess infection prevention during transitions of care. In addition, CMS will pilot technical assistance opportunities for facilities in efforts to improve their infection control programs to meet these new regulations.

Both the [Draft pilot surveyor LTC ICWS](#) and [Draft pilot surveyor hospital IWCS](#) are available for review and to assist with development of infection prevention and control programs. Additional information is available in [SC 17-09-ALL - Infection Control Pilot: 2017 Update](#).

**Enforcement Suspended Until and Unless Injunction is Lifted**

On September 28, 2016, the Federal Register posted the notice of CMS final rule Reform of Requirements for Long Term Care Facilities. The rule was published in the Federal Register on October 4, 2016, and became effective on November 28, 2016.

On November 7, 2016, the United States District Court for the Northern District of Mississippi, Oxford Division (Civil Action No. 3:16-CV-00233), issued a preliminary order enjoining CMS from enforcing section 483.70(n)(1). The CMS will not enforce the new rule prohibiting skilled nursing facilities, nursing facilities and dually-certified facilities from using pre-dispute binding arbitration agreements while there is a court-ordered injunction in place prohibiting enforcement of this provision.

Additional information is available in [SC 17-12-NH Enforcement of Rule Prohibiting Use of Pre-Dispute Binding Arbitration Agreements is Suspended so Long as Court Ordered Injunction Remains in Effect](#).

### **Clarification of Automatic Fire Sprinkler System Installation Requirement in Attic Space in Long Term Care Facilities**

The Centers for Medicare and Medicaid Services (CMS) has received several requests for clarification concerning the installation of automatic fire sprinklers in concealed or attic spaces of health care facilities, specifically where Fire Retardant Treated Wood (FRTW) has been installed in attic spaces or used in construction of roofs.

The National Fire Protection Association (NFPA) Installation of Sprinkler Systems, NFPA 13, 2010 edition requires sprinkler protection in all areas of a building at Section 4.1. There are a few exceptions that permit sprinklers to be omitted in certain areas and still consider a building to be completely sprinkler protected; these exceptions are found at Section 8.15.1. The typical exceptions used in nursing homes are concealed spaces, with 12 examples; vertical shafts, with 2 examples; and exterior roofs and canopies. The exceptions for these locations are defined in a manner that limits their application to very specific instances.

This is a change, because FRTW was not discussed clearly with regards to concealed spaces in the 2000 edition of the LSC or the 1999 edition of NFPA 13. Additional information is available in [SC 17-14-LSC Clarification of Automatic Fire Sprinkler System, Installation Requirement in Attic Spaces in Long-Term Facilities](#).

### **Use of the Fire Safety Evaluation, National Fire Protection Association 101A, Guide on Alternative Approaches to Life Safety, 2013 Edition by Health Care Occupancies and Board and Care Occupancies**

The Centers for Medicare and Medicaid Services (CMS) will be using NFPA 101A, Guide on Alternative Approaches to Life Safety, 2013 Edition (2013 FSES), as one method for determining life safety code equivalencies. The 2013 FSES will be used in place of the 2001 FSES which was previously approved for use with the 2000 Life Safety Code. The 2013 FSES has been updated by the NFPA and is calibrated to the requirements found in the recently adopted 2012 Life Safety Code. This will allow for a more accurate determination of Life Safety Code equivalencies.

Additional information is available in [SC 17-15-LSC Use of the Fire Safety Evaluation System \(FSES\), National Fire Protection Association \(NFPA\) 101A, Guide on Alternative Approaches to Life Safety, 2013 Edition by Health Care Occupancies and Board and Care Occupancies](#).

## **Health Care Quality & Regulatory Services Staff Update**

### **Director of Informal Dispute Resolution - Suzanne Williams R.N.**

Suzanne joined the ISDH as a Nurse Surveyor in Long Term Care in 1995 and became a Survey Supervisor in 2012. For the past two years, Suzanne worked for the Ohio Department of Health, Office of Health Assurance and Licensing, as a long term care surveyor. Suzanne accepted the position of ISDH Director of Informal Dispute Resolution Program in October 2016.

### **Division of Health Care Education Staff Update**

Training Manager - Carly Hensley, R.N.

Carly graduated from the University of Indianapolis in 2014. Her nursing career started on a Moderate Acuity Adult Care Unit specializing in cardiac issues and strokes. Carly joined the ISDH in 2015 as a public health

nurse surveyor. In July 2016 she became a working leader and a QIS train the trainer. Prior to nursing, Carly worked as an office manager, where she developed procedure manuals.

### **Division of Long Term Care Staff Update**

Area 2 Supervisor - Shauna Carlson, R.N.

Shauna was born and raised in Hawaii for 17 years, before moving to South Bend, Indiana to attend nursing school. Following completion of nursing school she worked in acute care at Memorial Hospital in South Bend for 6 years. Shauna joined ISDH in 2012 as a public health nurse surveyor and accepted the Area 2 Supervisor position in November 2016. Shauna is married and has a 7 month old daughter.

Area 3 Supervisor - Christine Fodrea, R.N.

Christine started her nursing career in the Emergency Room and Intensive Care Unit followed by working on a flight team for several years. She then joined long term care, being a Director of Nursing for five years and regional nurse consultant for eight years. Christine joined ISDH in 2010 as a public health nurse surveyor and accepted the Area 3 Supervisor position in October 2016.

Area 4 Supervisor - Erica Ruder, R.N.

Erica graduated from University of Indianapolis School of Nursing. She has worked in anesthesia at University Hospital and the operating room at Riley Hospital for Children. In May 2015 Erica joined ISDH as a public health nurse surveyor and accepted the Area 4 Supervisor position in October 2016. Erica is married and has three children.

Area 6 Supervisor - Tracina Moody, R.N.

Tracina returned to ISDH in November 2016 as Area 6 Supervisor. Her prior experience was in acute care settings as a Vascular Access Nurse and in Cardiac Progressive Care. Tracina has an Associate of Science in Nursing from the University of Indianapolis and a Bachelor of Science in Public Health Policy and Administration from Indiana University Purdue University Indianapolis.

Enforcement - Jennifer Wrigley

Jennifer attended the University of Evansville and graduated with a degree in Classical Archaeology. She has worked at the Indiana State Archives, Commission of Public Records, Family and Social Services' Bureau of Developmental Disabilities Services and Division of Aging's - Money Follows the Person grant. Jennifer's current position is Provider Services Program Director within the Long Term Care Licensing and Enforcement Program.

[Survey Area Map](#)