

## REGULATIONS FOR THE LICENSURE OF NURSING FACILITIES

**12 VAC 5-371-150. Resident rights.**

- A. The nursing facility shall develop and implement policies and procedures that ensure resident's rights as defined in ? 32.1-138 and 32.1-138.1 of the Code of Virginia.
- B. The procedures shall:
1. Not restrict any right a resident has under law;
  2. Provide staff training to implement resident's rights; and
  3. Include grievance procedures.
- C. The name and telephone number of the complaint coordinator of the center, the Adult Protective Services toll-free telephone number, and the toll-free telephone number for the State Ombudsman shall be conspicuously posted in a public place.
- D. Copies of resident rights shall be given to residents upon admittance to the facility and made available to residents currently in residence, to any guardians, next of kin, or sponsoring agency or agencies, and to the public.
- E. The nursing facility shall have a plan to review resident rights with each resident annually, or with the responsible family member or responsible agent at least annually, and have a plan to advise each staff member at least annually.
- F. The nursing facility shall certify, in writing, that it is in compliance with the provisions of ? 32.1-138 and 32.1-138.1 of the Code of Virginia, relative to resident rights, as a condition of license issuance or renewal.

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**12 VAC 5-371-260. Staff development and inservice training.**

A. All full time, part-time and temporary personnel shall receive orientation to the facility commensurate with their function or job-specific responsibilities.

B. All resident care staff shall receive annual inservice training commensurate with their function or job-specific responsibilities in at least the following:

1. Special needs of residents as determined by the facility staff;
2. Prevention and control of infections;
3. Fire prevention or control and emergency preparedness;
4. Safety and accident prevention;
5. Restraint use, including, alternatives to physical and chemical restraints;
6. Confidentiality of resident information;
7. Understanding the needs of the aged and disabled;
8. Resident rights, including personal rights, property rights and the protection of privacy, and procedures for handling complaints;
9. Care of the cognitively impaired;
10. Basic principles of cardiopulmonary resuscitation for licensed nursing staff and the Heimlich maneuver for nurse aides; and
11. Prevention and treatment of pressure sores.

C. The nursing facility shall have an ongoing training program that is planned and conducted for the development and improvement of skills of all personnel.

D. The nursing facility shall maintain written records indicating the content of and attendance at each orientation and in service training program.

E. The nursing facility shall provide inservice programs, based on the outcome of annual performance evaluations, for nurse aides.

F. Nurse aide inservice training shall consist of at least 12 hours per anniversary year.

G. The nursing facility shall provide training on the requirements for reporting adult abuse, neglect, or exploitation and the consequences for failing to make such a required report to all its employees who are licensed to practice medicine or any of the healing arts, serving as a hospital resident or intern, engaged in the nursing profession, working as social workers, mental health professional or law enforcement officer and any other individual working with residents of the nursing facility.

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I certify that this regulation is full, true, and corrected dated.

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E. A. Peterson, M.D., M.P.H.  
State Health Commissioner

Date