

1 10A NCAC 13D .2303 is proposed for amendment as follows:

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3 **10A NCAC 13D .2303 NURSE STAFFING REQUIREMENTS**

4 (a) The facility shall provide licensed nursing personnel consistent with applicable occupational regulations and
5 sufficient to accomplish the following:

- 6 (1) patient needs assessment;
7 (2) patient care planning; and
8 (3) supervisory functions in accordance with the levels of patient care advertised or offered by the
9 facility.

10 (b) The facility ~~shall provide other nursing personnel sufficient to ensure that activities of daily living, personal~~
11 ~~care, delegated restorative nursing tasks and other health care needs, as identified in each patient's plan of care, are~~
12 ~~met.~~ must have sufficient nursing staff to provide nursing and related services to attain or maintain the highest
13 practicable physical, mental, and psychosocial well-being of each patient, as determined by patient assessments and
14 individual plans of care.

15 (c) A multi-storied facility shall have at least one direct-care staff member on duty on each patient care floor at all
16 times.

17 (d) Except for designated units with higher staffing requirements noted elsewhere in this Subchapter, daily direct
18 patient care nursing staff, licensed and unlicensed, shall ~~equal or exceed 2.1 nursing hours per patient per day. (This~~
19 ~~is sometimes referred to as nursing hours per patient day or NHPPD or NH/PD.)~~ include:

- 20 (1) ~~Inclusive in these nursing hours is the requirement that at~~ At least one licensed nurse is on duty for
21 direct patient care at all times.
22 (2) ~~Nursing care shall include the services of a~~ A registered nurse for at least eight consecutive hours
23 a day, seven days a week. This coverage can be spread over more than one shift if such a need
24 exists. The director of nursing may be counted as meeting the requirements for both the director of
25 nursing and patient staffing for facilities with a total census of 60 nursing beds or less.
26 (3) ~~Nursing support personnel, including ward clerks, secretaries, nurse educators and persons in~~
27 ~~primarily administrative management positions and not actively involved in direct patient care,~~
28 ~~shall not be counted toward compliance with minimum daily requirements for direct care staffing.~~

29 (e) ~~An exception to meeting the minimum staffing requirements shall be reported to the Department at the end of~~
30 ~~each month. Staffing waivers granted by the federal government for Medicare and Medicaid certified beds shall be~~
31 ~~accepted for licensure purposes.~~

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33 *History Note: Authority G.S. 131E-104;*

34 *Eff. January 1, 1996. 1996;*

35 *Amended Eff. January 1, 2013.*