

1 10A NCAC 13K .0102 is proposed for readoption with substantive changes as follows:

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3 **10A NCAC 13K .0102 DEFINITIONS**

4 In addition to the definitions set forth in G.S. ~~131E-201~~ 131E-201, the following definitions shall apply throughout
5 this ~~Subchapter~~ following: Subchapter:

- 6 (1) "Agency" means a licensed hospice as defined in ~~Article 10~~ G.S. 131E-201(3).
- 7 (2) "~~Attending Physician~~" means ~~the physician licensed to practice medicine in North Carolina who is~~
8 ~~identified by the patient at the time of hospice admission as having the most significant role in the~~
9 ~~determination and delivery of medical care for the patient.~~
- 10 (3)(2) "Care Plan" means the proposed method developed in writing by the interdisciplinary care team
11 through which the hospice seeks to provide services ~~which~~ that meet the patient's and family's
12 medical, ~~psychosocial~~ psychosocial, and spiritual needs.
- 13 (4)(3) "Clergy Member" means an individual who has received a degree ~~from an~~ from a theological school
14 and has fulfilled ~~appropriate~~ denominational seminary requirements; or an individual who, by
15 ordination or authorization from the individual's denomination, has been approved to function in a
16 pastoral capacity. Each hospice shall designate a clergy member responsible for coordinating
17 spiritual care to hospice patients and families.
- 18 (5)(4) "Coordinator of Patient Family Volunteers" means an individual on the hospice ~~staff~~ team who
19 coordinates and supervises the activities of all patient family volunteers.
- 20 (6)(5) "Dietary Counseling" means counseling given by a licensed ~~dietitian~~ dietitian, licensed
21 dietitian/nutritionist, or licensed nutritionist as defined in ~~G.S. 90-357~~. G.S. 90-352.
- 22 (7)(6) "Director" means the person having administrative responsibility for the operation of the hospice.
- 23 (7) "Division" means ~~the Division of Health Service Regulation of the North Carolina Department of~~
24 Health and Human Services.
- 25 (8) "Governing Body" means the group of persons responsible for overseeing ~~the~~ operations of the
26 hospice, ~~specifically for~~ including the development and monitoring of policies and procedures
27 related to all aspects of the operations of the hospice program. The governing body ensures that all
28 services provided are consistent with accepted standards of hospice practice.
- 29 (9) "Hospice" means a coordinated program of services as defined in G.S. ~~131E-176(13a)~~. 131E-201.
- 30 (10) "Hospice Caregiver" means an individual on the hospice ~~staff~~ team who has completed hospice
31 caregiver training as defined in ~~10A NCAC 13K Rule .0402 of this Subchapter~~ and is assigned to a
32 hospice residential facility or hospice inpatient unit.
- 33 (11) "Hospice Inpatient Facility or Hospice Inpatient Unit" means ~~a licensed facility~~ as defined in ~~G.S.~~
34 ~~131E-201(3)~~. G.S.131E-201(3a).
- 35 (12) "Hospice Residential Facility" means as defined in ~~G.S. 131E-201(5)~~ is a facility licensed to provide
36 ~~hospice care to hospice patients as defined in G.S. 131E-201(4) and their families in a group~~
37 ~~residential setting~~. G.S. 131E-201(5a).

- 1 (13) "Hospice ~~Staff~~ Team" means ~~members of the interdisciplinary team~~ as defined in ~~G.S.~~
2 ~~131E-201(7), nurse aides, administrative and support personnel and patient family volunteers. G.S.~~
3 ~~131E-201(6).~~
- 4 (14) "Informed Consent" means the agreement to receive hospice care made by the patient and family
5 ~~which that~~ specifies in writing the type of care and services to be provided. The informed consent
6 form shall be signed by the patient prior to service. If the patient's medical condition is such that a
7 signature cannot be obtained, a signature shall be obtained from the individual having legal
8 guardianship, applicable durable or health care power of attorney, or the family member or
9 individual assuming the responsibility of primary caregiver.
- 10 (15) ~~"Inpatient Beds" means beds licensed as such by the Department of Health and Human Services for~~
11 ~~use by hospice patients, for medical management of symptoms or for respite care.~~
- 12 (16)(15) "Interdisciplinary Team" means ~~a group of hospice staff~~ as defined in ~~G.S. 131E-201(7); G.S. 131E-~~
13 ~~201(6).~~
- 14 (17)(16) "Licensed Practical Nurse" means ~~a nurse holding a valid current license as required by G.S. 90,~~
15 ~~Article 9A, as defined in G.S. 90-171.30 or G.S. 171.32.~~
- 16 (18)(17) "Medical Director" means a physician licensed to practice medicine in North Carolina who directs
17 the medical aspects of the hospice's patient care program.
- 18 (18) "Nurse Practitioner" means as defined in G.S. 90-18.2(a).
- 19 (19) "Nurse Aide" means an individual who is authorized to provide nursing care under the supervision
20 of a licensed nurse, has completed a training and competency evaluation program or competency
21 evaluation program and is listed on the Nurse Aide Registry, at the Division of Health Service
22 Regulation. If the nurse aide performs Nurse Aide II tasks, ~~he or she~~ the nurse aide must shall also
23 meet the requirements established by the N.C. Board of Nursing as defined in 21 NCAC 36 .0405-
24 .0405, incorporated by reference including subsequent amendments and editions. This Rule may be
25 accessed at <http://reports.oah.state.nc.us/ncac.asp> at no charge.
- 26 (20) ~~"Occupational Therapist" means a person duly licensed as such, holding a current license as required~~
27 ~~by G.S. 90-270.29.~~
- 28 (21)(20) "Patient and Family Care Coordinator" means a registered nurse designated by the hospice to
29 coordinate the provision of hospice services for each patient and family.
- 30 (22)(21) "Patient Family Volunteer" means an individual who has received orientation and training as defined
31 in Rule .0402 of this Subchapter, and provides volunteer services to a patient and the patient's family
32 in the patient's home or in a hospice inpatient facility or hospice inpatient unit, or a hospice
33 residential facility.
- 34 (23)(22) "Pharmacist" means ~~an individual licensed to practice pharmacy in North Carolina as required in~~
35 ~~G.S. 90-85(15), as defined in G.S. 90-85.3.~~
- 36 (24) "Physical Therapist" means an individual holding a valid current license as required by G.S. 90,
37 ~~Article 18B.~~

1 ~~(25)~~(23) "Physician" means ~~an individual licensed to practice medicine in North Carolina, as defined in G.S.~~
2 90-9.1 or G.S. 90-9.2.

3 ~~(26)~~(24) "Premises" means the location or licensed site ~~from which~~ where the agency provides hospice
4 services or maintains patient service records or advertises itself as a hospice agency.

5 ~~(27)~~(25) "Primary Caregiver" means the family member or other person who assumes the overall
6 responsibility for the care of the patient in the patient's home.

7 ~~(28)~~(26) "Registered Nurse" means ~~a nurse holding a valid current license as required by G.S. 90, Article 9A.~~
8 as defined in G.S. 90-171.30 or G.S. 90-171.32.

9 ~~(29)~~(27) "Respite Care" means care provided to a patient for temporary relief to family members or others
10 caring for the patient at home.

11 (30) "Social Worker" means ~~an individual who performs social work and holds a bachelor's or advanced~~
12 ~~degree in social work from a school accredited by the Council of Social Work Education or a~~
13 ~~bachelor's or an advanced degree in psychology, counseling or psychiatric nursing.~~

14 (31) "Speech and Language Pathologist" means ~~an individual holding a valid current license as required~~
15 ~~by G.S. 90, Article 22.~~

16 ~~(32)~~(28) "Spiritual Caregiver" means an individual authorized by the patient and family to provide for their
17 spiritual ~~direction.~~ needs.

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19 *History Note: Authority G.S. 131E-202;*

20 *Eff. November 1, 1984;*

21 *Amended Eff. February 1, 1996; February 1, 1995; June 1, 1991; November 1, ~~1989.~~ 1989.*

22 *Readopted Eff. January 1, 2021.*