Hand in Hand: A Training Series for Nursing Homes

Centers for Medicare & Medicaid Services

Resources

January 20, 2012

Reporting Reasonable Suspicion of a Crime in Long Term Care Facilities

Questions & Answers
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<td>1. What is the purpose of the TCOE and how is it used?</td>
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**Notes**

- The TCOE is a tool designed to improve care coordination and patient outcomes in healthcare settings.
- It is used to identify areas for improvement, set goals, and measure progress over time.
- The TCOE process involves data collection, analysis, and action planning.
- The TCOE is an iterative process that requires ongoing attention and adaptation to changing patient needs.
### 3. Who is a “covered individual?”

- Any employee of a nursing home (inclusive of any employee of the federal or state government that operates a nursing home).

### 4. Definition

- (1) A “qualified” individual must be able to read, write, and understand English.
- (2) Does the nursing home maintain an employee health and safety program?

### 5. Who do I contact if I have a complaint or violation of a clause?

- (2) If I have a complaint, should the facility call?
- (3) Can CMS provide examples of non-compliance in which it could be?

### 6. What are facility’s reporting obligations?

- (2) When the state distributes the provisions of §11801

### 7. Federal regulations

- (1) Can facilities be held liable under any federal or criminal laws?

### 8. Training

- (2) Training

### 9. Final thoughts

- (2) Cybersecurity and mental health in the context of the federal regulations.
In this training session, you will learn about the implementation of the Affordable Care Act (ACA) and the reporting requirements for long-term care facilities.

**Section 11090 Long Term Care Facilities Reporting Requirements**

Reporting requirements for long-term care facilities are outlined in section 11090 of the ACA.

1. **Who is responsible?**
   - The administrators and providers of the facilities are responsible for ensuring that the reporting requirements are met.

2. **Effective date of the section 6700 requirement.**
   - The requirements for the reporting of health care fraud and abuse became effective as of the date of the Act (February 17, 2010).

Reporting requirements under section 11090 of the ACA.
Section 11930 requires reporting in cases of 24 hours or 2+ days. When there is a reasonable expectation of a case of 24 hours or 2+ days, reporting should be initiated. Providers of services of health care should report to the Secretary and local law enforcement immediately.

C) When a child missing a child has no reasonable expectation of the child to return, the Secretary may take action to locate the child.

The Secretary of the Department of Health and Human Services is authorized to take action to locate a child who has been reported missing under this section. The Secretary may take action to locate a child who is believed to be in imminent danger of harm to himself or herself or another person. The Secretary may also take action to locate a child who is believed to be in imminent danger of serious harm to himself or herself or another person.

C. Reporting Requirements

a. All reasonable suspicions of a case have to be reported to the State Survey Agency. In there a
Reporting When There's Been Action Required

C.16. "In the number of cases reported to the local agency for the reporting of cases reported, are there different numbers for

compliance?

Compliance.

C.17. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

compliance?

Compliance.

C.18. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

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C.19. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

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Compliance.

C.20. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

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Compliance.

C.21. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

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C.22. When there's been action required, was the action reported to the local agency for the reporting of cases reported, are there different numbers for

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(Reading to the Patient and Caregiver Agreement)

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The following are required: 

1. The policy shall be posted in a location where the employees of the facility may reasonably be expected to see it. The policy shall be readily accessible to the employees of the facility.

2. The policy shall include:

   a. The name and address of the facility.
   b. The name and telephone number of the person to contact in case of a crisis or emergency.
   c. The name and telephone number of the designated person(s) responsible for implementing the policy.
   d. The name and telephone number of the designated person(s) responsible for coordinating the implementation of the policy.

3. The policy shall be reviewed at least every six months and updated as necessary.

We are not aware of any exceptions to the requirements outlined in 119.20. However, we encourage facilities to make assessments under the criteria.

If you have any questions, please contact the Medicare and Medicaid Services Office.

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Definitions

The definitions provided are different and more specific than those previously used in reporting an incident under CMS regulations. A list of definitions is included in the Guide to the CMS Long-Term Care (LTC) Program. These definitions are used to ensure that the correct term is used in reporting an incident to CMS. The definitions are as follows:

(1) When is the definition of "employee" and "contractor" used in Section 11508 of the Act?

(2) Are employees of contractors bound by the same applicable regulations covered?

(3) Are contractors bound by the same applicable regulations covered?

(4) Are contractors bound by the same applicable regulations covered?

(5) Are contractors bound by the same applicable regulations covered?

In order to ensure compliance with the regulations, contractors, subcontractors, and their employees must be familiar with these definitions and their implications on the reporting of incidents.
The notice should include the following:

- The notice begins a facility's policies and the manner of filing such a complaint.
- Secretary receives a facility's policies and the manner of filing such a complaint.
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