



OANHSS

LTCHA Implementation
MEMBER SUPPORT PROJECT

Overview of the New Long Term Care Homes Act (LTCHA)

General Presentation for Staff and Managers

Release date: October 29 2010

Ontario Association of Non-Profit Homes & Services for Seniors

7050 Weston Road, Suite 700, Woodbridge, Ontario L4L 8G7 (P) 905-851-8821 (F) 905-851-0744 www.oanhss.org

HOW LONG TERM CARE IS CHANGING

THE 30,000 FOOT VIEW

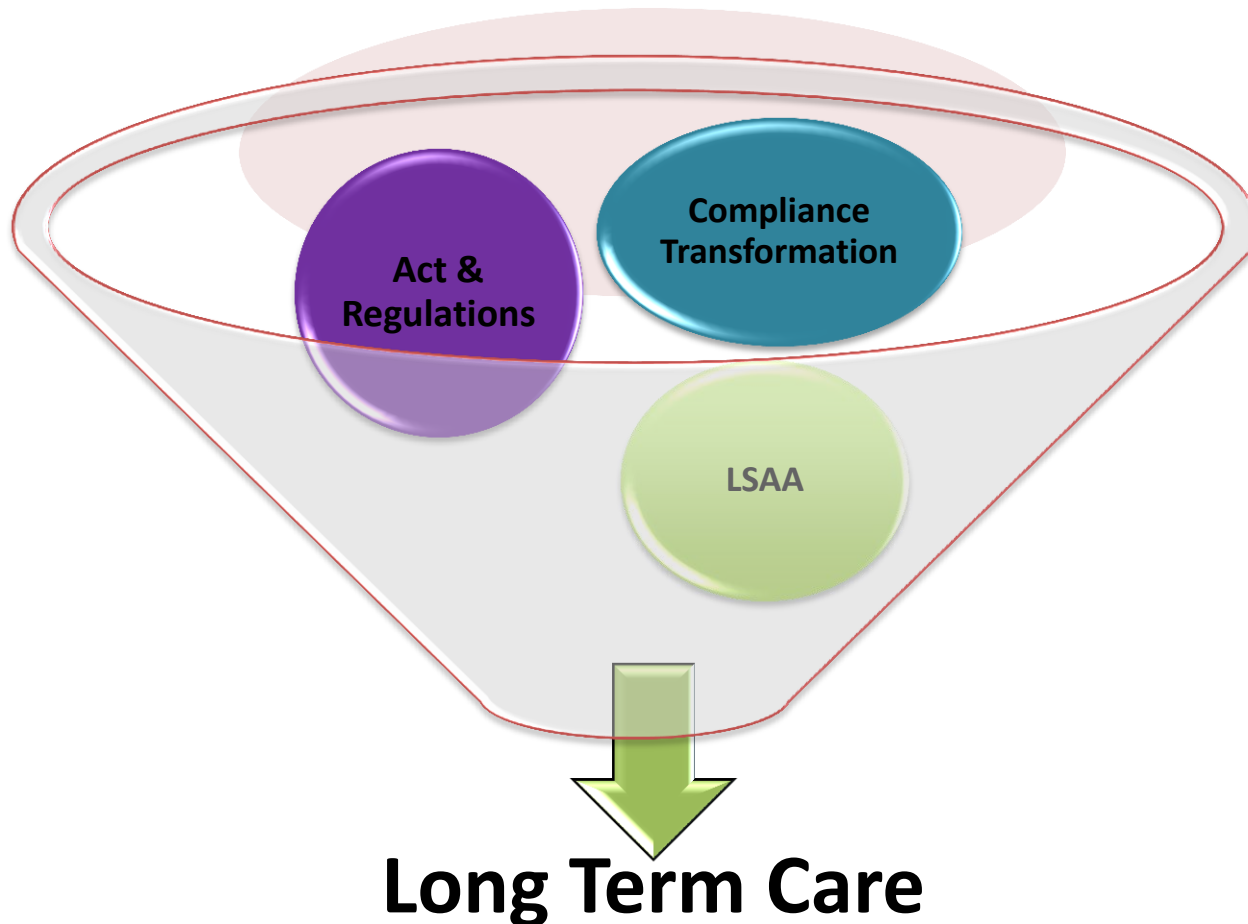


Presentation Objectives

At the completion of this presentation you will:

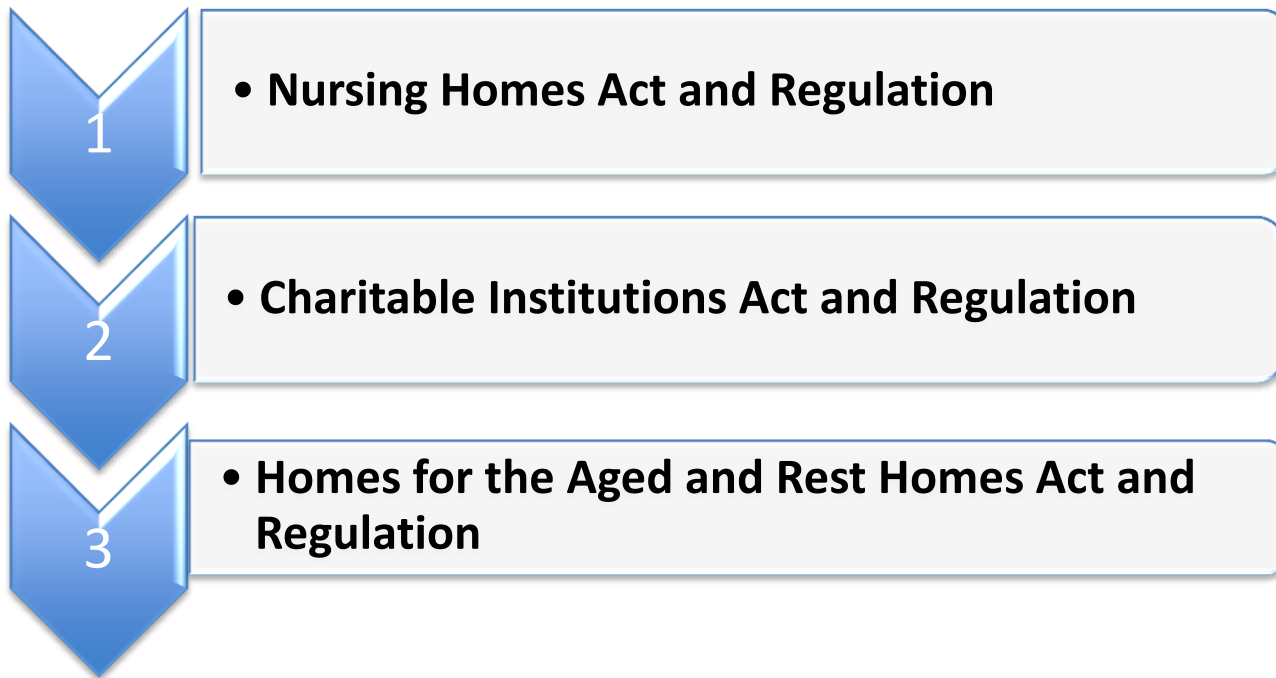
- Have an overview of the new legislation, regulations and inspection
- Have an understanding of how this impacts you, your team and the resident

MOHLTC Legal & Funding Parameters



LTC Homes Act and Regulations

The new legislation replaces the 3 previous Acts, Regulations and LTC Standards Manual as of **July 1, 2010**



LTC Homes Act and Regulations

- 1 Act instead of 3
- New regulations based on “best practices” and previous guidelines – much of which we are already doing
- Expectations and Guidelines from previous LTC Facility Program Manual are now legislated and mandatory

New Act and Regulations

- The new Long Term Care Homes Act and Regulations are integrated into the *Long-Term Care Homes Act, 2007 (LTCHA)*
- It is important to read the Act and corresponding sections of the Regulations together

Fundamental Principle of LTCHA

A long term care home is primarily **the home of its residents.**

The home is to be operated so that it is a place where residents may live with dignity and in security, safety and comfort and have their physical, psychological, social, spiritual and cultural needs adequately met.

Fundamental Principle of LTCHA

This New Legislation is intended to:

- Improve the resident's experience to promote a high quality of life for all residents
- Improve the safety and effectiveness of care provided in LTC homes
- Build capacity and strengthen accountability in the LTC sector

“Old” Program Manual

The Former LTC Program Facilities Manual included:

- Standards – which were a “must do”
- Guidelines – which were considered a “should do”, or best practices (but they were not “required to do”)

Compliance was based only on:

- A review against Standards
- Mainly focused on chart audits and observations by compliance advisors

LTCHA

What's New?

- *Are there changes? YES!*
- *Are many things exactly the same? YES!*
- *What do the changes mean to me and my Team?*
In most cases, “WHAT” needs to be done has not changed, however “HOW” you do it may be different.

LTCHA

What's New? ...cont'd

- MOHLTC Compliance Program has become the Long-Term Care Quality Inspection Program (LQIP)
- The Inspectors no longer have discretion. Errors resulting in non-compliance with the LTCHA and Regulation will generate a written notice of non-compliance

LTCHA

What's New? ...cont'd

- Inspectors have expanded powers, takeover and issuance of directives/actions/orders – graduated sanctioning
- Action/sanctions based on severity, scope and compliance history of the home and risk to the resident
- Homes may face severe penalties for continuing and/or serious non-compliance

LTCHA

Categories of Importance :

1. Preamble: the fundamental principle
2. Residents: Bill of Rights, Care and Services
3. Admission of Residents
4. Councils
5. Operation of Homes
6. Funding
7. Licensing
8. Compliance and Enforcement
9. Administration, Miscellaneous and Transition

LTCHA

Specifics

- Residents' Bill of Rights (expanded)
- Mission Statement to be developed, reviewed every 5 years & revised (as needed) with input from Residents' and Family Councils
- Plans of Care, Care Conferences (focus on inter-professional/ restorative approach)
- Mandatory "Programs" for all aspects of operations with each program having stated goals & objectives, relevant policies, procedures, protocols, measurable outcomes and annual evaluation

LTCHA

Specifics (continued)

- Responsive Behaviours - more specific re: approaches
- Reporting complaints, abuse and neglect – detailed definitions, investigation, documentation and response requirements in legislation - “whistle-blowing” protection for anyone who reports
- Minimizing Restraints – includes PASD’s
- Admission of Residents (now choice of 5 homes)
- Councils (Family and Residents’) - increased involvement
- QI program (expanded) – integrated, inter-professional and outcome-focused

LTCHA

What does it all mean?

- Ministry requirements in law (Act and Regulation) affects all departments (not just nursing)
- LTC homes policy, procedures and clinical protocols must be in compliance with the new legislation
- Initial and continuing education for all staff is prescribed
- Sharing relevant information with residents and families, including Residents' and Family Councils required

LTCHA

In Summary the New LTCHA means...

- Homes need to review, revise and develop Core Required Programs, with supporting protocols, policies and procedures to align with legislative requirements.
- Train ALL Staff on the new Inspection Process, Inspection Protocols, including the role they may be asked to play in the inspection process

LTCHA

In Summary the New LTCHA means...

- Do mock inspections
- Establish mechanisms to meet mandatory staff orientation and training requirements, including a method of tracking staff completion of required training

Q & A
