

CHAPTER 43F

**STANDARDS FOR LICENSURE OF
ADULT AND PEDIATRIC DAY HEALTH
SERVICES FACILITIES**

Authority

N.J.S.A. 26:2H-1 et seq., specifically 26:2H-5;
and Reorganization Plan No. 001-1996.

Source and Effective Date

R.2001 d.205, effective June 18, 2001.
See: 32 N.J.R. 1920(a), 33 N.J.R. 2121(a).

Chapter Expiration Date

Chapter 43F, Standards for Licensure of Adult and Pediatric Day Health Services Facilities, expires on June 18, 2006.

Chapter Historical Note

Chapter 43F, Manual of Standards for Licensure of Non-Residential Medical Day Care Facilities, was adopted as R.1979 d.452, effective January 2, 1980. See: 11 N.J.R. 437(b), 11 N.J.R. 622(b).

Chapter 43F, Manual of Standards for Licensure of Non-Residential Medical Day Care Facilities, was repealed and Chapter 43F, Manual of Standards for Licensure of Adult Day Health Care Facilities, was adopted as new rules by R.1990 d.136, effective February 20, 1990. See: 21 N.J.R. 3385(a), 22 N.J.R. 635(a).

Subchapter 23, Physical Plant, and Subchapter 24, Functional Requirements, were adopted as R.1990 d.421, effective September 4, 1990. See: 21 N.J.R. 3403(a), 22 N.J.R. 2703(a).

Pursuant to Executive Order No. 66(1978), Chapter 43F, Manual of Standards for Licensure of Adult Day Health Care Facilities, was readopted as R.1995 d.128, effective February 7, 1995. See: 26 N.J.R. 4532(a), 27 N.J.R. 939(a). Pursuant to Executive Order No. 66(1978), Chapter 43F, Manual of Standards for Licensure of Adult Day Health Care Facilities, expired on February 7, 2000.

Chapter 43F, Standards for Services and Licensure of Adult and Pediatric Day Health Services Facilities, was adopted as new rules by R.2001 d.205, effective June 18, 2001. See: 32 N.J.R. 1920(a), 33 N.J.R. 2121(a).

Chapter 43F, Standards for Services and Licensure of Adult and Pediatric Day Health Services Facilities, was renamed Standards for Licensure of Adult and Pediatric Day Health Services Facilities; Subchapter 2, Medicaid Eligibility and Program Participation for Adult and Pediatric Day Health Services, was repealed and Subchapter 2, Licensure Procedures, was adopted as new rules; Subchapter 3, Administration and Organization, was renamed Administration; Subchapter 4, Assessment; Plan of Care; Participant's Rights, was renamed Participant Rights; Subchapter 5, Participant Assessment and Plan of Care, was adopted as new rules; Subchapter 5, Services, was recodified as Subchapter 6, General Services; Subchapter 6, Staff Requirements, was repealed; Subchapter 7, Facility, was repealed and Subchapter 7, Nursing Services, was adopted as new rules; Subchapter 8, Pediatric Day Health Services Facilities, was recodified as Subchapter 19; Subchapter 8, Medical Services; Subchapter 9, Pharmaceutical Services; Subchapter 10, Dietary Services; Subchapter 11, Rehabilitation Services; Subchapter 12, Social Work Services; Subchapter 13, Activities Services; Subchapter 14, Physical Plant Requirements; Subchapter 15, Medical Records; Subchapter 16, Infection Control, Sanitation, and Housekeeping; Subchapter 17, Transportation Services; and Subchapter 18, Quality Improvement, were adopted as new rules; and Appendices A through F, were repealed by R.2005 d.388, effective December 19, 2005 (operative February 1, 2006). See: 36 N.J.R. 5240(a), 37 N.J.R. 385(a), 4931(a).

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. GENERAL PROVISIONS

- 8:43F-1.1 Scope and purpose
- 8:43F-1.2 Definitions
- 8:43F-1.3 through 8:43F-1.11 (Reserved)

SUBCHAPTER 2. LICENSURE PROCEDURES

- 8:43F-2.1 Licensure application procedures and requirements
- 8:43F-2.2 Waiver
- 8:43F-2.3 Newly constructed or expanded facilities
- 8:43F-2.4 Preliminary conference
- 8:43F-2.5 Surveys
- 8:43F-2.6 License
- 8:43F-2.7 Surrender of license
- 8:43F-2.8 Action against a license
- 8:43F-2.9 Hearings
- 8:43F-2.10 Ownership
- 8:43F-2.11 Disclosure of ownership
- 8:43F-2.12 Transfer of ownership

SUBCHAPTER 3. ADMINISTRATION

- 8:43F-3.1 Appointment and responsibilities of the administrator
- 8:43F-3.2 Qualifications of the administrator of the adult day health services facility
- 8:43F-3.3 Administrative policies and procedures
- 8:43F-3.4 Mandatory notification
- 8:43F-3.5 Financial arrangements
- 8:43F-3.6 Participant care policies and procedures
- 8:43F-3.7 Denial of admission
- 8:43F-3.8 Involuntary discharge
- 8:43F-3.9 Verbal and telephone orders
- 8:43F-3.10 Interpretation services
- 8:43F-3.11 Notification of family
- 8:43F-3.12 Participant follow-up
- 8:43F-3.13 General record policies
- 8:43F-3.14 through 8:43F-3.23 (Reserved)

SUBCHAPTER 4. PARTICIPANT RIGHTS

- 8:43F-4.1 Policies and procedures regarding participant rights
- 8:43F-4.2 Rights of each participant
- 8:43F-4.3 through 8:43F-4.4 (Reserved)

SUBCHAPTER 5. PARTICIPANT ASSESSMENT AND PLAN OF CARE

- 8:43F-5.1 Pre-admission assessment
- 8:43F-5.2 Assistance with activities of daily living
- 8:43F-5.3 Assessment
- 8:43F-5.4 Development and implementation of plan of care, and discharge

SUBCHAPTER 6. GENERAL SERVICES

- 8:43F-6.1 General services provided
- 8:43F-6.2 General staffing requirements
- 8:43F-6.3 Personnel

SUBCHAPTER 7. NURSING SERVICES

- 8:43F-7.1 Designation of director of nursing services
- 8:43F-7.2 Qualifications of the director of nursing services
- 8:43F-7.3 Responsibilities of the director of nursing services
- 8:43F-7.4 Provision of nursing services
- 8:43F-7.5 Responsibilities of licensed nursing personnel

SUBCHAPTER 8. MEDICAL SERVICES

- 8:43F-8.1 Provision of medical services
- 8:43F-8.2 Designation of a medical consultant

- 8:43F-8.3 Medical consultant's responsibilities
- 8:43F-8.4 Responsibilities of physicians, advanced practice nurses and physician assistants

SUBCHAPTER 9. PHARMACEUTICAL SERVICES

- 8:43F-9.1 Provision of pharmaceutical services
- 8:43F-9.2 Medication administration policies and procedures
- 8:43F-9.3 Pharmacy reporting policies and procedures
- 8:43F-9.4 Pharmacy control policies and procedures

SUBCHAPTER 10. DIETARY SERVICES

- 8:43F-10.1 Dietary services
- 8:43F-10.2 Qualifications of the food service supervisor
- 8:43F-10.3 Qualifications of the dietitian
- 8:43F-10.4 Administrator's responsibilities for dietary services
- 8:43F-10.5 General requirements for dietary services

SUBCHAPTER 11. REHABILITATION SERVICES

- 8:43F-11.1 Rehabilitative/habilitative services
- 8:43F-11.2 Rehabilitation/habilitation supplies and equipment

SUBCHAPTER 12. SOCIAL WORK SERVICES

- 8:43F-12.1 Qualifications of social workers
- 8:43F-12.2 Provision of social work services

SUBCHAPTER 13. ACTIVITIES SERVICES

- 8:43F-13.1 Designation of activities director
- 8:43F-13.2 Qualifications of activities director
- 8:43F-13.3 Provision of activities services

SUBCHAPTER 14. PHYSICAL PLANT REQUIREMENTS

- 8:43F-14.1 Physical plant
- 8:43F-14.2 Barrier-free compliance
- 8:43F-14.3 Functional service areas
- 8:43F-14.4 Administration areas
- 8:43F-14.5 Employee facilities area
- 8:43F-14.6 Housekeeping services area
- 8:43F-14.7 Social work services area
- 8:43F-14.8 Activities area
- 8:43F-14.9 Nursing service areas
- 8:43F-14.10 Quiet room/area
- 8:43F-14.11 Dietary service area
- 8:43F-14.12 Occupational therapy service area
- 8:43F-14.13 Physical therapy service area
- 8:43F-14.14 Space for speech language pathology and audiology services
- 8:43F-14.15 Nutritional counseling area
- 8:43F-14.16 Laundry service area
- 8:43F-14.17 Emergency plans and procedures

SUBCHAPTER 15. MEDICAL RECORDS

- 8:43F-15.1 Maintenance of medical records
- 8:43F-15.2 Assignment of responsibility
- 8:43F-15.3 Contents of medical records
- 8:43F-15.4 Medical records policies and procedures

SUBCHAPTER 16. INFECTION CONTROL, SANITATION, AND HOUSEKEEPING

- 8:43F-16.1 Administrator's responsibilities for infection control
- 8:43F-16.2 Infection control policies and procedures
- 8:43F-16.3 Employee health history and examinations
- 8:43F-16.4 Regulated medical waste
- 8:43F-16.5 Provision of housekeeping, sanitation, and safety
- 8:43F-16.6 Housekeeping
- 8:43F-16.7 Participant environment

SUBCHAPTER 17. TRANSPORTATION SERVICES

- 8:43F-17.1 Transportation services

- 8:43F-17.2 Security and accountability during transportation

SUBCHAPTER 18. QUALITY IMPROVEMENT

- 8:43F-18.1 Quality improvement program
- 8:43F-18.2 Use of restraints
- 8:43F-18.3 Personal care services

SUBCHAPTER 19. PEDIATRIC DAY HEALTH SERVICES FACILITIES

- 8:43F-19.1 Services
- 8:43F-19.2 Staffing
- 8:43F-19.3 Use of restraints
- 8:43F-19.4 Provision of cribs or mats
- 8:43F-19.5 Staff qualifications
- 8:43F-19.6 Facility

SUBCHAPTER 1. GENERAL PROVISIONS

8:43F-1.1 Scope and purpose

The rules in this chapter pertain to all facilities that provide adult or pediatric day health services, regardless of the source of payment. These rules constitute the basis for the licensure of adult and pediatric day health services facilities by the New Jersey Department of Health and Senior Services. The Medicaid rules for adult and pediatric day health services are contained in N.J.A.C. 8:86. Adult and pediatric day health services facilities provide specialized, integrated care to participants in order to assist them in reaching the functional levels of which they are capable, as well as to protect their health and safety. The purpose of this chapter is to establish minimum rules to which an adult or pediatric day health service facility must adhere to be licensed to operate in New Jersey. An adult day or pediatric day health services facility that is a Medicaid provider shall also comply with the regulations at N.J.A.C. 8:86.

Amended by R.2005 d.388, effective December 19, 2005 (operative February 1, 2006).
See: 36 N.J.R. 5240(a), 37 N.J.R. 385(a), 4931(a).
Rewrote the section.

8:43F-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Administration-adult day health services facility” means an identifiable administrative unit within the adult day health services facility headed by a director/administrator, responsible for the overall conduct of all adult day health service program activities.

“Activities of daily living (ADL)” means the functions or tasks for self-care, which are performed either independently or with supervision or assistance. Activities of daily living include dressing, bathing, toilet use, transfer, locomotion, bed mobility and eating. In pediatric day health care facilities, ADL may include developmental stimulation, diaper changing and toilet training.