

8.540 Private Duty Nursing

8.540.1 DEFINITIONS

Continuous nursing means the required services are medically complex enough to require ongoing assessment, planning, and intervention by a licensed nurse on a continual basis and consistent with the nature and severity of the member's condition. This includes services that are provided to a member whose condition requires ongoing monitoring, assessment, and nursing interventions on a constant basis.

Designated Representative means a person appointed by the member to act on their behalf for healthcare and treatment decisions as documented in the member's advanced healthcare directive or other comparable documentation.

Family/In-Home Caregiver means an unpaid individual who assumes a portion of the ~~client's~~ member's Private Duty Nursing care in the home, when Home Health Agency staff is ~~not present~~ absent. A Family/In-Home Caregiver may either live in the ~~client's~~ member's home or go to the ~~client's~~ member's home to provide care.

Group Nursing means the provision of Private Duty Nursing services by a Registered Nurse or Licensed Practical Nurse to more than one member in a private home setting.

Home Health Agency means an ~~public~~ agency or ~~private~~ organization ~~or part of such an agency or organization which~~ that is certified for participation as a Medicare Home Health provider under Title XVIII of the Social Security Act and licensed as a Class A provider through the Colorado Department of Public Health and Environment.

Medical Necessity means a Medical Assistance program good or service as defined in Program Integrity rules (10 CCR 2505-10, 8.076.1.8). For children 20 and younger, this is defined in the Early and Periodic Screening, Diagnosis, and Treatment rules (10 C.C.R. 2505-10,8.280.1.)

Medically Stable means the member's skilled-care medical needs are routine and not subject to frequent change because of health issues.

Nursing Assessment means an individualized comprehensive assessment completed by the Home Health Agency staff that accurately reflects the member's current health status and includes information that may be used to demonstrate the member's

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progress toward achievement of the desired outcomes. The comprehensive assessment shall identify the member's need for home care and meet the member's medical, nursing, rehabilitative, social, and discharge planning needs.

Physician or Allowed Practitioners means a physician, physician assistant (PA), nurse practitioner (NP), or clinical nurse specialist (CNS) who oversees the delivery of skilled care to a member within their scope of practice, in accordance with State law who is actively enrolled with Health First Colorado.

Plan of Care means a care plan developed by the Home Health Agency in consultation with the ~~client~~ member, that has been ordered by the **attending** physician or allowed practitioner for the provision of services to a **client** member at his/her residence, and periodically reviewed and signed by the physician or allowed practitioner in accordance with Medicare requirements at 42 C.F.R. 484.18.

Private Duty Nursing (PDN) means ~~face-to-face Skilled Nursing that is more individualized skilled care that requires the application of continuous~~ **than the** nursing care, including judgment, assessment, planning, intervening, and evaluation, provided in the ~~that is available under the~~ home setting by a registered nurse or a licensed practical nurse under the supervision of a registered nurse who is employed by or contracted with a licensed Home Health Agency. ~~health benefit or routinely provided in a hospital or nursing facility.~~

Re-Hospitalization means any hospital admission that occurs after the initial hospitalization for the same condition.

Skilled Nursing Tasks means tasks that must be provided by a registered nurse or a licensed practical nurse considering the service's complexity, the member's condition, and accepted standards of medical and nursing practice.

Skilled Nursing/skilled nursing service means services provided under the licensure, scope, and standards of the Colorado Nurse Practice Act, Title 12 Article 38 of the Colorado Revised Statutes, performed by a registered nurse (RN) under the direction of a physician or allowed practitioner, or a licensed practical nurse (LPN) under the supervision of an RN and the direction of a physician or allowed practitioner, for tasks that cannot be delegated.

Technology Dependent means the use of medical devices without which adverse health consequences or hospitalization would likely follow. ~~a client who:~~

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- ~~a. Is dependent at least part of each day on a mechanical ventilator; or~~
- ~~b. Requires prolonged intravenous administration of nutritional substances or drugs; or~~
- ~~c. Is dependent daily on other respiratory or nutritional support, including tracheostomy tube care, suctioning, oxygen support or tube feedings when they are not intermittent.~~

Utilization Management means a process that evaluates the efficiency, appropriateness, and medical necessity of the treatments, services, and procedures provided to members on a case-by-case basis.

Utilization Review Contractor means a third-party vendor contracted by the Department to perform utilization management functions for specific services.

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