



From: [Irrchelp](#)
To: [Michelle Elliott](#); [DH, LTCRegs](#)
Cc: [Fiona Cormack](#)
Subject: [External] FW: Public Comment for 4.1 hours
Date: Saturday, August 28, 2021 6:31:01 PM

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#3312

From: Michelle Cohen <michelleandmorg@yahoo.com>
Sent: Saturday, August 28, 2021 1:23 PM
To: Irrchelp <irrchelp@irrc.state.pa.us>; Michelle Cohen <michelleandmorg@yahoo.com>
Subject: RE: Public Comment for 4.1 hours

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1. The public wants regulations of 4.1 hours per day of a Licensed Nurse in addition to Licensed Social Workers for every patient or person in the care of Nursing Home.
2. The public wants regulations that support 4.1 hours per day of a Licensed Nurse in addition to a Licensed Social Worker to care for patients or person in unlicensed Assisted Living Centers.
3. The State must be required to oversee the Quality Management and Auditing of Nursing Homes and unlicensed Assisted Living Facilities for people on Medicaid and Medicare.
4. The state must be responsible for the people in Nursing Homes under the Federal and State Regulations of Medicare and Medicaid.
5. Owners of Nursing Homes should be required to provide only licensed and Qualified Staff including Licensed Social Workers, BSN and Licensed Nurses at a 4.1 hours per day in every facility who are also required to be mandated reporters of abuse, neglect and health and safety.
6. The state must adhere to the Medicaid regulations under CMS for oversight responsibilities to beneficiaries of Medicaid and Medicare.
7. The State of PA must adhere to the assurances of the Federal Funding and that includes Quality management and accountability must be a priority for individuals in Nursing Homes.
8. What is the Quality Management and oversight of the Office of the Attorney General? The OAG Must investigate the abuse and neglect of people in nursing homes and hold the nursing care and assisted living providers to the standards of Medicare and Medicaid Quality Management.
9. Under 62 PS 1407 the state has criminalized family members who are unpaid and natural supports who have timesheet errors and over housekeeping without Notice and Remediation. Family members have been denied due process of Medicaid and Medicare rules. Please define what "Adequate care" is in PA for families and Nursing homes.
10. Please provide the guidance and regulations for families who take care of their loved ones that meet the ICF/IDD level of care for the disabled and Protections for the family taking care of individuals.

11. States must meet the requirements of HCBS and provide more care in home for the elderly and the disabled including all the assurances including the Right to Fair Hearing for services that were identified but not provided.

12. Nursing homes should be a source for people who want to remain in their homes with Qualified Staff for HCBS Waivers, Medicaid and Medicare. Moreover, all assurances of the waivers and the rules and regs must be transferred to the people/families, power of attorneys, surrogates, guardians and common law employees.

13. People who prefer to receive services in a nursing home, family home or an institution must receive Notice, Remediation and Corrective Action through the Counties in where the individual resides for any and all Program Violations.

Thank you