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**Subject:** [External] Seeking Clarification  
**Date:** Thursday, July 22, 2021 4:13:27 PM  
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Good Afternoon,

We are seeking clarification on the intent of the proposed regulatory language regarding staffing contained in the Long-term Care Nursing Facilities proposed regulation scheduled to publish in the *Pennsylvania Bulletin* on Saturday, July 31, 2021.

The specific language in question:

§211.21 Nursing Services.

(a)(i) "A minimum number of general nursing care hours shall be provided for each 24-hour period. The total number of hours of general nursing care provided **during each shift** in each 24-hour period shall, when totaled for the entire facility, be a minimum of [2.7] 4.1 hours of direct resident care for each resident."

What is somewhat confusing is the highlighted language – during each shift- as written this language could be interpreted to require 4.1 hours of direct resident care for each resident in each shift. Which if the NF has 3 shifts – for example-would require 12.3 hours of direct care for each resident in a 24 hour period.

Can we please get clarification on the intent so we can accurately determine the implications of this change in regulation on NF providers?

Any assistance will be greatly appreciated.

Thank you

Gail

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