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Chapter 411@ DEPARTMENT OF HUMAN SERVICES, AGING AND PEOPLE WITH DISABILITIES AND DEVELOPMENTAL DISABILITIES

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Division 90@ NURSING FACILITIES/LICENSING - VENTILATOR ASSISTED PROGRAM (VAP)

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Section 411-090-0110@ Definitions

## **411-090-0110 Definitions**

Unless the context indicates otherwise, the following definitions and the definitions in OAR 411-085-0005 apply to these rules:

### **(1)**

"Advertise" means to make publicly and generally known, usually by printed notice, broadcast, verbal marketing, website, or electronic communication.

### **(2)**

"Applicant" means the person, persons, or entity, submitting a complete facility application for endorsement as a Ventilator Assisted Program. Applicant includes a sole proprietor, each partner in a partnership, and each member in a limited liability company, corporation, or entity that owns a nursing facility. Applicant also includes the sole proprietor, each partner in a partnership, and each member in a limited liability company, corporation, or entity that operates a nursing facility on behalf of the facility business owner.

### **(3)**

BiPAP/ST means bi-level positive airway pressure/spontaneous timed.

### **(4)**

CPAP means continuous positive airway pressure.

### **(5)**

"Department" means the Department of Human Services, Aging and People with Disabilities Program (APD).

**(6)**

"Emergency Situation" means a disruption to normal care and services caused by an unforeseen occurrence, whether natural, technological, or manmade, that is beyond the control of the licensee and the staff that are trained to work in the Ventilator Assisted Program are not available.

**(7)**

"Endorsement" means a nursing facility has received and maintained approval from the Department to provide specialized services in a Ventilator Assisted Program pursuant to these rules.

**(8)**

"Facility" means a nursing facility.

**(9)**

"Invasive Mechanical Ventilation" means a life support system designed to replace or support normal ventilation lung function.

**(10)**

"Licensee" means the entity that owns the nursing facility business, and to whom a nursing facility license has been issued.

**(11)**

"Management" or "Operator" means the entity possessing the right to exercise operational or management control over, or directly or indirectly conducts, the day-to-day operation of a facility.

**(12)**

"Nursing Facility" means a nursing facility as defined in OAR chapter 411, division 85.

**(13)**

"Pre-Service Training" means training that is completed before staff takes

responsibility of their job duties.

**(14)**

"Resident" means any individual dependent on invasive mechanical ventilation as a means of life support, individuals who are dependent on BiPAP or CPAP due to acute respiratory failure, and individuals who are transitioning from invasive mechanical ventilation who live in a nursing facility.

**(15)**

"Tracheostomy" means the surgical creation of an opening into the trachea through the neck, with tracheal mucosa being brought into continuity with the skin; also, the opening so created. The term is also commonly used to refer to a tracheotomy done for insertion of a tube.

**(16)**

"These Rules" mean the rules in OAR chapter 411, division 90.

**(17)**

"Ventilator" means a device to provide breathing assistance to individuals. This includes both positive and negative pressure devices.

**(18)**

"Ventilator Assisted Program" means the program that provides services to residents who are dependent on invasive mechanical ventilation as a means of life support.

**(19)**

"Ventilator Assisted Program Unit" means a unit that meets the Ventilator Assisted Program criteria described in these rules.

**(20)**

"Ventilator Assisted Program Unit Staff" means a facility employed or contracted person who has the required training, and whose primary responsibility is to

provide services to residents' dependent on invasive mechanical ventilation as a means of life support.