

## 010 DEFINITIONS

For the purposes of these rules the following terms are used, as defined herein:(3-17-22)

01.Administrator. The person delegated the responsibility for management of a facility by the legal owner, employed as a full-time administrator in each facility, and licensed by the state of Idaho. The administrator and legal owner may be the same individual.(3-17-22)

02.Advanced Practice Registered Nurse. A licensed registered nurse having specialized skills, knowledge and experience who is authorized under the Idaho Board of Nursing rules to provide certain health services in addition to those performed by licensed registered nurses (R.N.).(3-17-22)

03.Board. The Idaho State Board of Health and Welfare.(3-17-22)

04.Change of Ownership. The sale, purchase, exchange, or lease of an existing facility by the present owner or operator to a new owner or operator.(3-17-22)

05.Charge Nurse. One (1) or more licensed nurse(s) who has direct responsibility for nursing services in an operating unit or physical subdivision of a facility during one (1) eight (8) hour shift, to be provided by herself and by any other licensed nurse or auxiliary personnel under her immediate charge.(3-17-22)

06.Department. The Idaho Department of Health and Welfare.(3-17-22)

07.Director. The Director of the Department of Health and Welfare or designee.(3-17-22)

08.Director of Nursing Services (DNS). A licensed registered nurse currently licensed by the state of Idaho and qualified by training and experience.(3-17-22)

09.Existing Facility. A nursing home currently licensed.(3-17-22)

10.Governmental Unit. The state of Idaho, any county, municipality, or other political subdivision, or any department, division, board or other agency thereof.(3-17-22)

11.Hospital Licensing Act. The act set out in Sections 39-1301 through 39-1314, Idaho Code.(3-17-22)

12.Licensee. The person or organization to whom a license is issued.(3-17-22)

13.Licensing Agency. The Department of Health and Welfare.(3-17-22)

14.Licensed Nursing Personnel. A licensed registered nurse (R.N.) or licensed practical nurse

Section 050 Page 5

(L.P.N.) currently licensed by the Idaho State Board of Nursing.(3-17-22)

15.New Construction.(3-17-22)

a.New buildings to be used as a facility.(3-17-22)

b.Additions to existing buildings and/or added bed capacity.(3-17-22)

c. Conversion of existing buildings or portions thereof for use as a facility.(3-17-22)

16. Person. Any individual, firm, partnership, corporation, company, association, joint stock association, governmental unit, or legal successor thereof.(3-17-22)

17. Pharmacist. Any person licensed by the Idaho Board of Pharmacy as a licensed pharmacist.(3-17-22)

18. Physician. Any person who holds a license issued by the State Board of Medicine to practice medicine and surgery, osteopathic medicine and surgery, or osteopathic medicine, provided further, that others authorized by law to practice any of the healing arts will not be considered physicians (Section 54-1803(3), Idaho Code).(3-17-22)

19. Resident. An individual requiring and receiving skilled nursing care and residing in a facility licensed to provide the level of care required.(3-17-22)

20. Skilled Nursing Facility (SNF). A facility designed to provide area, space, and equipment to meet the health needs of two (2) or more individuals who, at a minimum, require inpatient care and services for twenty-four (24) or more consecutive hours for unstable chronic health problems requiring daily professional nursing supervision and licensed nursing care on a twenty-four (24) hour basis, restorative, rehabilitative care and assistance in meeting daily living needs. Medical supervision is necessary on a regular, but not daily, basis (Section 39-1301, Idaho Code).(3-17-22)

21. Substantial Compliance. A facility is in substantial compliance with these rules, regulations and minimum standards when there are no deficiencies that would endanger the health, safety, or welfare of the residents.(3-17-22)

22. Supervising Nurse. The one (1) licensed nurse designated by the DNS to be responsible for the overall direction and control of all nursing services throughout the entire facility during one (1) eight (8) hour shift.(3-17-22)

23. Waiver or Variance. A waiver or variance to these rules and minimum standards in whole or in part that may be granted under the following conditions:(3-17-22)

a. Good cause is shown for such waiver and the health, welfare or safety of residents will not be endangered by granting such a waiver;(3-17-22)

b. Precedent will not be set by granting of such waiver. The waiver may be renewed annually if sufficient written justification is presented to the Licensing Agency.(3-17-22)