

**7.9.2.56 SPECIALIZED SERVICES-QUALIFICATIONS:**

**A. PHYSICAL THERAPY:** Physical therapy shall be given or supervised only by a licensed physical therapist.

**B. SPEECH AND HEARING THERAPY:**

(1) Speech and hearing therapy shall be given or supervised only by a therapist who is licensed under the New Mexico Speech-Language and Pathology and Audiology Act, (Sections 61-14B-1 through 61-14B-16 NMSA 1978).

(2) Meets the educational standards, and is in the process of acquiring the supervised experience required for the certification of Speech-Language Pathologists.

**C. OCCUPATIONAL THERAPY:** Occupational therapy shall be given or supervised only by a therapist who meets the standard for registration as an occupational therapist of the American Occupational Therapy Association.

**D. EQUIPMENT:** Equipment necessary for the provision of therapies required by the residents shall be available and used as needed.

[5-2-89; 7.9.2.56 NMAC – Rn, 7 NMAC 9.2.56, 8-31-00]

**7.9.2.57 PHARMACEUTICAL SERVICES:**

**A. DEFINITIONS:** As used in this section:

(1) Medication: has the same meaning as the term "drug".

(2) Prescription medication: has the same meaning as the term "prescription drug".

**B. SERVICES:** Each facility shall provide for obtaining medications for the residents from licensed pharmacies.

**C. SUPERVISION:**

(1) Medication Consultant: Each facility shall retain a registered pharmacist who shall visit the facility at least monthly to review the drug regimen of each resident and medication practices.

(2) The pharmacist shall submit a written report of findings at least monthly to the facility's administrator.

**D. EMERGENCY MEDICATION KIT:**

(1) A facility may have one or more emergency medication kits available to each charge nurse. All emergency kits shall be under the control of a pharmacist.

(2) The emergency kit shall be sealed and stored in a locked area. The facility shall have a policy and procedures for access by staff to the emergency kit in case of need.

**E. REQUIREMENTS FOR ALL MEDICATION SYSTEMS:**

(1) Obtaining new medications: When medications are needed which are not stocked, a licensed nurse shall telephone an order to the pharmacist who shall fill the order.

(2) Storing and labeling medications: All medications shall be handled in accordance with the following provisions:

(a) The storage and labeling of medications shall be based on currently acceptable professional practices.

(b) The consulting pharmacist shall be responsible to develop policies and procedures governing all aspects of storage and labeling of medications.

(c) The consulting pharmacist shall be responsible for assuring the facility meets all requirements for storage and labeling as required by New Mexico Board of Pharmacy.

(3) Destruction of medications:

(a) Time limit: Unless otherwise ordered by a physician, a resident's medication not returned to the pharmacy for credit shall be removed to a locked storage area when discontinued by a physician's order. Such discontinued medications will be destroyed within thirty (30) days of the physician's discontinuance of use.

(b) Procedure: Records shall be kept of all medication returned for credit and/or disposal.

(c) Remaining controlled substances: Any controlled substances remaining after the

discontinuance of physician's orders or the discharge or death of the resident shall be inventoried on the appropriate U.S. drug enforcement agency form and one copy shall be kept on file in the facility.

**(4) Control of medication:**

**(a) Receipt of medications:** The administrator or a physician, nurse, or pharmacist, may be an agent of the resident for the receipt of medications.

**(b) Signatures:** When the medication is received by the facility, the person completing the control record shall sign the record indicating the amount received.

**(c) Discontinuance of medications:** The consulting pharmacist shall assist the facility to develop policies for the automatic discontinuance of medications.

**(5) Proof-of-use record:**

**(a) For schedule II drugs,** a proof-of-use record shall be maintained which lists, on separate proof-of-use sheets for each type and strength of schedule II drug, the date and time administered, resident's name, physician's name, dose, signature of the person administering dose, and balance.

**(b) Proof-of-use records shall be audited daily by the registered nurse or licensed practical nurse.**

**(6) Resident control and use of medications:**

**(a) Residents may have medications in their possession or stored at their bedside on the order of a physician.**

**(b) Medications which, if ingested or brought into contact with the nasal or eye mucosa, would produce toxic or irritant effects shall be stored and used only in accordance with the health, safety, and welfare of all residents.**

[7-1-60, 7-1-64, 5-2-89; 7.9.2.57 NMAC – Rn, 7 NMAC 9.2.57, 8-31-00]

**7.9.2.58 DIAGNOSTIC SERVICES:**

**A. REQUIREMENT OF SERVICES:** The facility shall provide for promptly obtaining required laboratory, x-ray, and other diagnostic services.

**B. FACILITY-PROVIDED SERVICES:** Any laboratory and x-ray services provided by the facility shall meet the applicable requirements for hospitals.

**C. OUTSIDE SERVICES:** If the facility does not provide these services, arrangements shall be made for obtaining the services from a physician's office, hospital, nursing facility, portable x-ray supplier, or independent laboratory.

**D. PHYSICIAN'S ORDER:** No services under the subsection may be provided without an order of a physician.

**E. NOTICE OF FINDINGS:** The attending physician shall be notified promptly of the findings of all tests provided under this subsection.

**F. TRANSPORTATION:** The facility shall assist the resident, if necessary, in arranging for transportation to and from the provider of service.

**(1) Any employee or agent of a regulated facility or agency who is responsible for assisting a resident in boarding or alighting from a motor vehicle must complete a state-approved training program in passenger transportation assistance before assisting any resident. The passenger transportation assistance program shall be comprised of but not limited to the following elements: resident assessment, emergency procedures, supervised practice in the safe operation of equipment, familiarity with state regulations governing the transportation of persons with disabilities, and a method for determining and documenting successful completion of the course. The course requirements above are examples and may be modified as needed.**

**(2) Any employee or agent of a regulated facility or agency who drives a motor vehicle provided by the facility or agency for use in the transportation of clients must complete:**

**(a) A state approved training program in passenger assistance and**

**(b) A state approved training program in the operation of a motor vehicle to transport clients of a regulated facility or agency. The motor vehicle transportation assistance program shall be comprised of but not limited to the following elements: resident assessment, emergency procedures, supervised practice in the safe operation of motor vehicles, familiarity with state regulations governing the transportation of persons with**