

Government of the District of Columbia
Office of the Chief Financial Officer



Jeffrey S. DeWitt
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Jeffrey S. DeWitt
Chief Financial Officer 

DATE: July 18, 2019

SUBJECT: Fiscal Impact Statement - Assisted Living Residence Rulemaking
Approval Resolution of 2019

REFERENCE: Draft Introduction as shared with the Office of Revenue Analysis on
July, 15 2018

Conclusion

Funds are sufficient in the fiscal year 2019 budget and fiscal year 2020 through fiscal year 2023 budget and financial plan to implement the resolution.

Background

The resolution approves rules from the Department of Health (DOH) to establish uniform, minimum standards of licensure for Assisted Living Residences (ALRs). Specifically, the regulations:

- Establish emergency preparedness and fire prevention guidelines;
- Require background checks of ALR license applicants;
- Require all ALRs to investigate and report unusual incidents that jeopardize the health and safety of ALR residents;
- Protect ALR residents from entering into agreements that would relieve ALRs from their duty to administer a medication to a resident;
- Require that residents who are involuntarily discharged receive proper written notice of the resources and the rights to challenge the discharge;¹
- Establish a standard for the types of health information that must accompany a resident who is discharged or transferred to another facility;
- Require each ALR to have no less than one registered nurse available twenty-four hours a day, seven days a week;

¹ As required under the Nursing Home and Community Residence Facility Residents' Protections Act of 1985, effective April 18, 1986 (D.C. Law 6-108; D.C. Official Code § 44-1001.01 et seq.).

The Honorable Phil Mendelson

FIS: “Assisted Living Residence Rulemaking Approval Resolution of 2019” Draft Introduction as shared with the Office of Revenue Analysis on July 15, 2019

- Require all ALRs to implement policies and procedures to supervise visitors accessing resident living units;
- Require that all ALRs maintain sufficient supervision of the healthcare professionals that are hired privately by ALR residents;
- Establish a standard for medication self-administration assessments;
- Require safe medication storage parameters; and,
- Require ALRs to document, investigate, and report all adverse drug reactions.

In addition to establishing new regulations, the proposed rulemaking will also clarify existing provisions to address current industry practices.

Financial Plan Impact

Funds are sufficient in the fiscal year 2019 budget and fiscal year 2020 through fiscal year 2023 budget and financial plan to implement the resolution. DOH can implement the proposed rules within existing resources.