

1 10A NCAC 13B .5408 is readopted with changes as published in 36:12 NCR 1029-1032 as follows:

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 3 **10A NCAC 13B .5408 COMPREHENSIVE INPATIENT REHABILITATION PROGRAM STAFFING**  
 4 **REQUIREMENTS**

5 (a) The staff of the inpatient rehabilitation facility or unit shall ~~include at a minimum:~~ include:

6 (1) the inpatient rehabilitation facility or unit shall be supervised by a rehabilitation ~~nurse.~~ nurse as  
 7 defined in Rule .5401 of this Section. The facility shall ~~identify the nursing skills necessary to meet~~  
 8 ~~the needs of the rehabilitation patients in the unit and~~ assign staff qualified to meet ~~those needs;~~ the  
 9 needs of the patient;

10 (2) the minimum nursing hours per patient in the rehabilitation unit shall be 5.5 nursing hours per patient  
 11 day. At no time shall direct care nursing staff be less than two full-time equivalents, one of which  
 12 must be a registered nurse;

13 (3) the inpatient rehabilitation unit shall employ or provide by contractual agreements ~~sufficient~~  
 14 therapist to provide a ~~minimum~~ of three hours of specific (physical, occupational or speech) or  
 15 combined rehabilitation therapy services per patient day;

16 ~~(4) physical therapy assistants and occupational therapy assistants shall be supervised on site by~~  
 17 ~~physical therapists or occupational therapists;~~

18 ~~(5)(4)~~ (5)(4) rehabilitation aides shall have documented training appropriate to the activities to be performed and  
 19 the occupational licensure laws of his or her supervisor. The overall responsibility for the on going  
 20 supervision and evaluation of the rehabilitation aide remains with the registered nurse as identified  
 21 in Subparagraph (a)(1) of this Rule. Supervision by the physical therapist or by the occupational  
 22 therapist is limited to that time when the therapist is on-site and directing the rehabilitation activities  
 23 of the aide; and

24 ~~(6)(5)~~ (6)(5) hours of service by the rehabilitation aide are counted toward the required nursing hours when the  
 25 aide is working under the supervision of the nurse. Hours of service by the rehabilitation aide are  
 26 counted toward therapy hours during that time the aide works under the immediate, on-site  
 27 supervision of the physical therapist or occupational therapist. Hours of service shall not be dually  
 28 counted for both services. Hours of service by rehabilitation aides in performing nurse-aide duties  
 29 in areas of the facility other than the rehabilitation unit shall not be counted toward the 5.5 hour  
 30 minimum nursing requirement described for the rehabilitation unit.

31 (b) Additional personnel shall be provided as required to meet the needs of the patient, as defined in the comprehensive  
 32 inpatient rehabilitation evaluation.

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 34 *History Note: Authority G.S. ~~131E-75(b);131E-79; 143B-165;~~*  
 35 *RRC Objection due to lack of statutory authority Eff. January 18, 1996;*  
 36 *Eff. May 1, ~~1996.~~ 1996;*  
 37 *Readopted Eff. August 1, 2023.*