

*****DRAFT - NOT FOR FILING*****

5122-30-28 **Medication.**

(A) Residential facilities licensed may store medications at a separate residential facility from the one in which the resident lives if the the following conditions are met:

- (1) The residential facility the items are stored at is licensed by the same operator;
- (2) The medications are readily accessible;
- (3) The resident receives the medication at the facility in which they live;
- (4) Time sensitive medications are stored at the resident's facility; and,
- (5) The items are not necessary in an emergency.

~~(A)~~ (B) Staff of a residential facility shall not administer medication to the facility's residents, except in a class one residential facility.

Staff of class one and class two facilities may assist with the self-administration of medication as part of personal care services in accordance with this rule.

~~(B)~~ (C) Staff shall assist with self administration or supervise the self administration of prescription medication only for whom the medication was prescribed and according to the prescribing physician's written instructions.

~~(C)~~ (D) Staff, who have the training required in paragraph (B) of rule 5122-30-20 of the Administrative Code, may only perform any of the following in providing assistance with self-administration of medication:

- (1) Remind a resident when to take medication and watch to ensure that the resident follows the directions on the container.
- (2) Assist a resident in the self-administration of medication by taking the medication from the locked area where it is stored, in accordance with rules adopted pursuant to this section, and handing it to the resident. If the resident is physically unable to open the container, a staff member may open the container for the resident.
- (3) Assist a physically impaired but mentally alert resident, such as a resident with arthritis, cerebral palsy, or Parkinson's disease, in removing oral or topical medication from containers and in consuming or applying the medication, upon request by or with the consent of the resident. If a resident is physically unable to place a dose of medicine to the resident's mouth without spilling it, a staff member may place the dose in a container and place the container to the mouth of the resident.

~~(D)~~ (E) The facility shall provide a central locked storage area for resident medications, and shall store medications for residents needing assistance with self-administration. Residents who do not require assistance with self-administration of medication shall store medications in individual locked personal storage areas or in the facility central storage area, at the discretion of the resident.

- (1) All medications centrally stored by the facility shall be clearly labeled with the resident's name, the name of the medication, and instructions for use.
- (2) The facility shall not remove and repackage medication from the pharmacy-dispensed container.

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- ~~(2)~~(3) The residential facility shall develop and follow written procedures for the disposal of any prescribed medications that are no longer being used by the person for whom they were prescribed. This shall include that disposal of prescribed medications is verified and recorded by two staff members of by an independent external entity. Records of medication destroyed by the facility shall be maintained for a minimum of three years or longer if required by law.
- ~~(E)~~(F) Medications that must be refrigerated shall be stored in a locked refrigerator or inside a refrigerator in a manner that prevents the removal of the locked storage area without a key or combination.
- ~~(E)~~(G) Residence in the facility shall not be contingent upon taking medications.
- ~~(F)~~(H) Nothing stated herein shall be construed to require or permit assistance in self-administration of medications to be imposed upon a resident capable of performing this activity without assistance.