

INTRODUCTION OF THE NURSING HOME STAFFING IMPROVEMENT ACT OF 2002 REP. HENRY A. WAXMAN

In March of this year, HHS provided Congress with the results of a decade-long study on staffing in our nation's nursing homes. HHS researchers concluded that 90% of nursing homes have staffing levels that are too low to provide adequate care. The researchers also identified specific minimum staffing levels that would substantially improve the quality of care received by nursing home residents.

The Bush Administration has chosen not to implement these much needed minimum staffing levels, even going so far as to limit public distribution of the study. In order to ensure that this important research is not ignored, the Nursing Home Staffing Improvement Act of 2002 would establish the minimum nurse staffing levels identified by HHS researchers.

The bill requires that nursing homes comply with HHS-identified staffing levels for registered nurses, licensed nurses, and certified nurse aides. These staffing levels would require that all nursing home residents receive between 4.1 and 4.85 hours of nursing care each day. The bill increases resources to nursing homes to comply with these staffing levels by reinstating the Boren Amendment and increasing the federal Medicaid match to states for payment of health care services by 1.5%.

There is an urgent need for this bill right now, as demonstrated by the findings of the HHS study and investigative reports issued by the minority staff of the Government Reform Committee. At the request of House members, the Government Reform Committee minority staff has written over 25 reports on nursing home conditions around the country. These reports have found that large numbers of nursing homes are being cited for violations of federal standards relating to pressure sores, preventable accidents, improper medical care, malnutrition, dehydration, and abuse. These reports also have found a clear relationship between more staffing and better care.

The Bush Administration claims that more research is necessary before we can establish minimum staffing standards. We have already had a decade of research from some of the foremost experts in the field. Now is the time for action.

We in Congress have a responsibility to do all we can to protect our nation's seniors. They helped our generation when we needed their help. And now it's our turn -- and our obligation -- to provide them with the highest quality of care.