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S.B. 384
136th General Assembly

Bill Analysis

Version: As Introduced

Primary Sponsor: Sen. Liston

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SUMMARY

- Prohibits nurse and nurse aide hours spent on nondirect care duties from counting towards the direct care staffing hour requirements for nursing homes.

DETAILED ANALYSIS

Nursing home nurse and nurse aide direct care hours

Ohio law requires the Director of Health to adopt rules regarding the number and qualifications of nursing home personnel. Each nursing home must provide a minimum daily average of two and one-half hours of direct care per resident, to be provided by the following personnel:

- Registered nurses, including registered nurses who perform administrative and supervisory duties;
- Licensed practical nurses, including licensed practical nurses who perform administrative and supervisory duties;
- Nurse aides.¹

The bill modifies the two and one-half hours requirement. Under the bill, the rules adopted relating to those direct care hours cannot include hours in which a director of nursing, assistant director of nursing, registered nurse, licensed practical nurse, or nurse aide are engaging in activities that are not direct care, including:

- Staff scheduling, staff training, and staff meetings unrelated to patient care;

¹ R.C. 3721.04(D)(2).

- Billing or billing-related issues;
- Activities that are conducted pursuant to regulatory and administrative requirements unrelated to patient care, including licensure renewal and Department complaint investigations;
- Maintaining the facility’s physical environment, including food preparation, laundry, and housekeeping.²

HISTORY

Action	Date
Introduced	03-19-26

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² R.C. 3721.04(D)(3).