

Proposed Amendments to O. Reg. 79/10 under the *Long-Term Care Homes Act, 2007*

Proposed Amendments (proposed effective date of January 1, 2016)

1. Amend section 1 of the Regulation to add a definition of the “2015 Design Manual” and include references to the 2015 Design Manual in the definitions of “private room”, “semi-private room” and “standard room”.
2. Amend section 18 of the Regulation, relating to lighting, as follows:

Homes to which the 2009 design manual or the 2015 design manual applies	
Location	Lux
Enclosed Stairways	Minimum levels of 322.92 lux
In all other areas of the home to which residents have access, including common areas, corridors, resident bedrooms and vestibules, washrooms, and tub and shower rooms.	Minimum levels of 322.92 lux
All other homes	
Location	Lux
Enclosed Stairways	Minimum levels of 322.92 lux
At the bed of each resident when the bed is at the reading position	Minimum levels of 322.92 lux
In all other areas of the home to which residents have access, including common areas, corridors, resident bedrooms and vestibules, washrooms, and tub and shower rooms.	Minimum levels of 215.28 lux

3. Amend section 47 of the Regulation, relating to personal support worker qualifications, as follows:
 - a. update the personal support worker qualifications to allow long-term care home licensees to hire personal support workers who successfully complete a personal support worker program that meets the new common educational standard established by the Ministry of Training, Colleges and Universities;
 - b. reference the new common educational standard publications dated July 2014 and October 2014;
 - c. require a third party approved by the Ontario Association of Continuing Education School Board Administrators to assess and confirm that the

personal support worker programs offered by the district school boards meet the new common educational standard;

- d. require a personal support worker to provide the long-term care home licensee with a copy of the person's graduation certificate or course transcript issued by the education provider which the long-term care home would have to keep on file;
- e. allow long-term care home licensees to hire personal support workers who successfully complete by July 1, 2018 a personal support worker program that meets any one of the following current qualifications:
 - the vocational standards established by the Ministry of Training, Colleges and Universities;
 - the standards established by the National Association of Career Colleges; or
 - the standards established by the Ontario Community Support Association
- f. amend the exemption provision in section 47(3)(b) so that personal support workers who do not meet either the current educational standards or the new common educational standard may be hired by a long-term care home licensee if:
 - i. the person was working or employed as a personal support worker at a long-term care home any time within the 12-months prior to July 1, 2011; and
 - ii. the person was working as a personal support worker in a long-term care home:
 - 1. on a full-time basis for at least three years during the five years immediately before being hired; or
 - 2. on a part-time basis for the equivalent of at least three full-time years during the seven years immediately before being hired.
- g. include a new provision to allow long-term care home licensees to hire personal support workers who have moved to Ontario from another province or country, were trained and/or educated in that province or country, and meet the following requirements:
 - completion of a personal support worker program in another province or country as well as having a set of skills that, in the reasonable opinion of the long-term care home licensee, is equivalent to those that the long-term care home licensee would expect of a person who has completed a personal support worker program that meets the new common educational standard; and
 - the personal support worker program completed by the individual is a minimum of 600 hours in duration, counting both class time and practical experience time.

4. Amend section 77(3) of the Regulation, relating to the minimum staffing hours for food service workers in long-term care homes, to allow compliance to be determined by an inspector, including the Director.
5. Amend section 328 of the Regulation, relating to beds in abeyance, to allow long-term care home licences to be amended to include beds in abeyance that existed prior to the *Long-Term Care Homes Act, 2007* and to exempt these licence amendments from the full licensing review process/requirements under the *Long-Term Care Homes Act, 2007* and Regulation.
6. Dissolve the Board of Management for the District of Algoma, and revoke Schedule 1 of the Regulation, relating to this Board of Management, as it ceased to operate Algoma Manor (which was its sole substantive function) as of November 1, 2011.
7. Revoke paragraph 16 of section 318(1) as this exemption relating to the religious and spiritual practices program is not required for licensees of alternative settings.