



CERTIFIED MAIL – RETURN RECEIPT REQUESTED
MAILING DATE:

Ms. Erica Gevaudan, Administrator
Asbury Place, Inc.
Asbury Place
760 Bower Hill Road
Pittsburgh, Pennsylvania 15243

JUN 03 2014

Dear Ms. Gevaudan:

Thank you for your request for a waiver of 55 Pa.Code Ch. 2600 (relating to personal care homes). You have requested a waiver of 55 Pa.Code § 2600.190(a) (relating to medication administration training) for [REDACTED]

The Department of Public Welfare (Department) is denying a waiver of § 2600.190(a) in accordance with § 2600.19(a)(3) (relating to waivers), since there is no benefit to residents from the waiver of this regulation. The Department of Public Welfare in collaboration with the Pennsylvania State Board of Nursing developed the Medication Administration Course. The purpose of this training program is to provide training for non-medically licensed staff persons in community settings to properly administer medications.

A direct care staff person must have a current nursing license (LPN, RN or higher) in good standing in Pennsylvania, or have successfully completed and passed the Department's Medication Administration Course in order to pass medications in a licensed personal care home. According to the documentation submitted with the waiver request form, [REDACTED] has a license to be a "nurse" in the Republic of the Philippines; this license expired on July 19, 2011. [REDACTED] nursing license is not from Pennsylvania, is expired, and does not denote what kind of nurse she was (LPN, RN, etc.).

If you disagree with the Department's decision to deny the waiver, you have the right to appeal through hearing before the Bureau of Hearings and Appeals, Department of Public Welfare in accordance with 1 Pa.Code Part II, Chs. 31-35. If you decide to appeal, a written request for an appeal must be received within 10 days of the date of this letter by:

Jacob Herzing, Enforcement Manager
Bureau of Human Services Licensing
Department of Public Welfare
Room 631, Health and Welfare Building
625 Forster Street
Harrisburg, Pennsylvania 17120

This decision is final 11 days from the date of this letter, or if you decide to appeal, upon issuance of a decision by the Bureau of Hearings and Appeals.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew Jones", with a long, sweeping horizontal stroke extending to the right.

Matthew Jones
Director

Enclosure