

## Chapter NHA 5

### STANDARDS OF CONDUCT

NHA 5.01 Authority

NHA 5.02 Unprofessional conduct

**Note:** Chapter NHA 5 as it existed on June 30, 1980 was repealed and a new chapter NHA 5 was created effective July 1, 1980.

**NHA 5.01 Authority.** The rules in this chapter are adopted pursuant to authority under s. 456.10, Stats.

**History:** Cr. Register, June, 1980, No. 294, eff. 7-1-80.

**NHA 5.02 Unprofessional conduct.** The following conduct, without limitation because of enumeration, constitutes unfitness to practice as a nursing home administrator:

- (1) Violating in a negligent manner, by an act or acts of omission or commission, or aiding or abetting the violation of any law substantially relating to the practice of nursing home administration;
- (2) Practicing in a manner which substantially departs from the standard of care ordinarily exercised by a nursing home administrator which harms or could have harmed a patient;
- (3) Practicing while the ability of the nursing home administrator to competently perform duties is impaired by physical, mental or emotional disorder or drug or alcohol abuse;
- (4) Intentionally falsifying patient records;
- (5) Failing to report to the board any practice by a licensee that constitutes a consistent danger to the health, welfare, or safety of patient or public;
- (6) Engaging in any practice as a nursing home administrator which constitutes a substantial danger to the health, welfare, or safety of patient or public;
- (7) Refusing to render services to a person because of race, color, sex, religion, or age;
- (8) Obtaining or attempting to obtain any compensation by fraud;
- (9) Impersonating another nursing home administrator;
- (10) Advertising in a manner which is false, deceptive, or misleading;
- (11) Exercising undue influence on or taking unfair advantage of a patient;
- (12) Participating in rebate or fee-splitting arrangements with health care practitioners;
- (13) Having one's license revoked or suspended in another state or United States jurisdiction; or,

(14) Violating or attempting to violate any formal disciplinary order of the board.

**History:** Cr. Register, June, 1980, No. 294, eff. 7-1-80.