

## Legal Perspective on Pressure Injuries

**Presented by:** The Florida Professional Liability Self-Insurance Programs

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**Requirements for Successful Completion:** This CME activity consists of an educational component (slides, audio/online lecture) which is followed by an online post-test. Certificates are awarded upon successful completion (80% proficiency) of the post-test. In order to receive credit, participants must view the presentation in its entirety

**Release Date:** 07/01/2021

**Expiration Date:** 06/30/2023

**Target Audience:** Physicians, Specialty Physicians, Primary Care Physicians, Physicians Assistants, Residents, APRN's, Clinical Nurse Specialists, Registered Nurses and Licensed Practical Nurses.

**Learning Objectives:** As a result of the participation in this activity, participants should be able to:

1. Describe the medical-legal environment surrounding pressure ulcer issues.
2. Discuss how breakdowns in recognized practices can have negative legal ramifications.
3. Improve communication and documentation to better demonstrate good patient care and serve as "pre-emptive legal medicine".
4. Apply a multidisciplinary approach to the provision of pressure ulcer care.
5. Recognize the current medical thinking and federal requirements that pressure ulcers are a medical diagnosis.

**CME Advisory Committee Disclosure:** Conflict of interest information for the CME Advisory Committee members can be found on the following website: <https://cme.ufl.edu/disclosure/>. All relevant financial relationships have been mitigated.

**Accreditation:** The University of Florida College of Medicine is accredited by the Accreditation Council for Continuing Medical Education (ACCME) to provide continuing medical education for physicians.

**Credit:** The University of Florida College of Medicine designates this enduring material for a maximum of 1 *AMA PRA Category 1 Credit™*. Physicians should claim only the credit commensurate with the extent of their participation in the activity.

Approved for by the Florida Board of Nursing as satisfying, 1.0 contact hours, licensure requirement. Course participants should claim only the credit commensurate with the extent of their participation in the activity.

**Contact:** If you have any questions please feel free to contact SIPHELP at (352) 273-7006 or at [SIPHELP@ad.ufl.edu](mailto:SIPHELP@ad.ufl.edu).

### Bibliographic Sources:

1. EdwardsRagatzp A. (2010, April 28). Suit Against Memorial Hospital-Jacksonville, FL - Edwards & Ragatz, P.A. - Part 2. Retrieved April 25, 2011, from YouTube.com: <http://www.youtube.com/watch?v=biLyDLFpW6w>
2. Lyder CH. Pressure ulcer prevention and management. JAMA. 2003; 289 (2):223-226. Reddy M. Gill SS, Rochon P A. Preventing pressure ulcers: A systematic review. L. 2006: 296:974-984.
3. Redelings MD, Lee NE, Sorvillo F. Pressure ulcers: More lethal than we thought? Advances in Skin & Wound Care. 2005. 18(7):367-372.
4. <http://Uwww/CIns.hhs.gov/apps/media/press/factsheet>. December 2008
5. Redy M. Gill SS, Rochon P A. Preventing pressure ulcers: A systematic review. JAMA. 2006:296: 974-984.
6. FindALawyer .. (2008, January 16). Nursing Home Abuse Lawyers Kansas City, MO. Retrieved April 25, 2011, from YouTube.com: <http://www.youtube.com/watch?v=Q1NImgrR8Do&feature=mfu> in order&list=UL

7. FindLaw. (2009, April 13). Kansas City Med Mal Lawyers Bed Sores Attorneys Missouri. Retrieved April 25, 2011, from YouTube.com: [http://www.youtube.com/watch?v=3j7FrrER-3c&feature=mfu\\_in\\_order&list=UL](http://www.youtube.com/watch?v=3j7FrrER-3c&feature=mfu_in_order&list=UL)
8. Ayello, E.A., Capitolo, K.L., Fowler, E., Mulder, G., & Fife, C.E. (2009). *Legal Issues in the Care of Pressure Ulcer Patients: Key Concepts for Healthcare Providers*. Chicago, IL; International Expert Wound Care Panel.
9. Saiontz & Kirk, P.A. (2011). *Pressure Sore Lawyers - Bedsore Malpractice Lawsuits- Pressure Ulcer Attorneys*. Retrieved April 19, 2011, from Salontz & Kirk, P.A. ([www.youhavealawyer.com](http://www.youhavealawyer.com)): <http://www.youhavealawyer.com/malpractice/pressure-sore-bedsore.html>
10. Center for Medicare and Medicaid Services. (2010, December 08). *Hospital-Acquired Conditions*. Retrieved April 25, 2011, from Centers for Medicare and Medicaid Services: <http://www.cms.gov/HospitalAcqCond/06Hospital-AcquiredConditions.asp#TopOfPage>
11. (483.25clTagF314) (Centers for Medicare and Medicaid, 2004)
12. InstantLegalAnswers. (2009, May 13). *New York Attorneys: Can I Sue Because of Bed Sores Suffered While In A NY Hospital?* Retrieved April 25, 2011, from Youtube.com: [http://www.youtube.com/watch?v=8NF3Nwk020&feature=MFU\\_in\\_order&list=UL](http://www.youtube.com/watch?v=8NF3Nwk020&feature=MFU_in_order&list=UL)
13. Edman71. (2006, August 11). *Boardroom Medical Negligence Lawyer Ad*. Retrieved April 25, 2011, from YouTube.com: [http://www.youtube.com/watch?v=felaj7XqUHE&feature=mfu\\_in\\_order&list=UL](http://www.youtube.com/watch?v=felaj7XqUHE&feature=mfu_in_order&list=UL)
14. Ayello, E.A. Capitolo, K.L., Fowler, E., Mulder, G., & Fife, C.E. (2009). *Legal Issues in the Care of Pressure Ulcer Patients: Key Concepts for Healthcare Providers*. Chicago, IL: International Expert Wound Care Panel.
15. MedlineIndustries. (2010, February 18). *Kevin Yankowsky on Assessing the Legal Implications of Pressure Ulcers*. Retrieved April 25, 2011, from YouTube.com: [http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player\\_embedded](http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player_embedded)
16. UFHealthScience. (2011, January 27). *Pressure Ulcer Education*. Retrieved April 25, 2011, from YouTube.com: <http://www.youtube.com/watch?v=OCW2R4vnxXc>
17. MedlineIndustries. (2010, February 18). *Kevin Yankowsky on Assessing the Legal Implications of Pressure Ulcers*. Retrieved April 25, 2011, from YouTube.com: [http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player\\_embedded](http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player_embedded)
18. Guzick, D.S. (2003). *Forward*. In J. R. Woods, & F. A. Rozovsky, *What Do I Say: Communicating Intended or Unanticipated Outcomes in Obstetrics* (pp. ix-x). San Francisco, CA: Jossey-Bass
19. Edelston, Jacqueline. *A study of nursing documentation*. *Nursing Management* 21, (November 1990): 40-46
20. MedlineIndustries. (2010, February 18). *Kevin Yankowsky on Assessing the Legal Implications of Pressure Ulcers*. Retrieved April 25, 2011, from YouTube.com: [http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player\\_embedded](http://www.youtube.com/watch?v=oF1pnmLlha8&feature=player_embedded)
21. Florida Statutes § 90.106 (2011)
22. Wake, MD W. T. *Pressure Ulcers: What Clinicians Need to Know Permanente*. J.2010 Summer: 14 (2.): 56-60. Published online : summer, 2010
23. Dorner, Becky, RD, LD; Posthauer, RD, CD & Thomas, David, MD, CMD, FACP-National Pressure Ulcer Advisory Panel. *The Role of Nutrition in Pressure Ulcer Prevention and Treatment: National Pressure Advisory Panel White Paper*.
24. Dan Berlowitz, M.D., M.P.H.; Carol VanDeusen Lukas, Ed.D; Victoria Parker, Ed.M, D.B.A.; Andrea Niederhauser, M.P.H.; Jason Silver, M.P.H.; Caroline Logan, M.P.H.; Elizabeth Ayello, Ph.D., RN, APRN, BC, CWOCN, FAPWCA, FAAN and Karen Zulkowski, D.N.S., RN, CWS- *Preventing Pressure Ulcers in Hospitals*, AHRQ, [www.ahrq.gov](http://www.ahrq.gov), Publication # 11-0053EF.