

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS

THIS AGENDA CONSTITUTES NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE
BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS
IN COMPLIANCE WITH THE OPEN MEETING LAW, M.G.L. c. 30A, § 20

Thursday, December 19, 2013
10:00 a.m.

239 Causeway Street ~ 4th Floor ~ Room 417A
Boston, Massachusetts 02114

“Amended” - Agenda

Time	Item #	Item	Exhibits	Staff Contact
10:00 a.m.	I.	Call to Order Determination of Quorum		
	II.	Approval of Agenda	Draft Agenda	
	III.	Approval of Minutes of Regularly Scheduled Meeting A. November 21, 2013 Board Meeting B. September 19, 2013 Board Meeting	Draft Minutes	
	IV.	Adjudicatory Session None	Closed Session	
	V.	M.G.L. c. 112, § 65C Session A. November 21, 2013 Board Meeting	Closed Session	

	VI.	Administrator in Training A. <u>Request for Administrator in Training Approval</u> None B. <u>Request for Administrator in Training Credit</u> 1. <u>Barton, Elizabeth</u> Facility: Plymouth Rehabilitation and Health Care Center – Plymouth Preceptor: Matthew Muratore, NH2402 C. <u>Request for Administrator in Training Change of Preceptor</u> 1. <u>Naranja, Kelly</u> Facility: Chelsea Center – Chelsea (Previous) Preceptor: Robert Taber, NH3539 (Current) Preceptor: Christine Keane, NH3550 D. <u>Administrator in Training Mid-Point Review</u> 1. <u>Lucente, Rebecca</u> Facility: Spaulding Nursing & Therapy Center – W. Roxbury Preceptor: Christine Reilly, NH3372 E. <u>Administrator in Training Completion Review</u> 1. <u>Clark, Michele</u> Facility: Golden Living Center – West Newton Preceptor: Stephen Copper, NH2097 2. <u>Mark, Delicia</u> Facility: The Neville Center @ Fresh Pond – Cambridge Preceptor: Katherine Norfleet, NH5099 3. <u>Griffin, Amy</u> Facility: Epoch Senior Healthcare – Chestnut Hill Preceptor: Ellen Alperen, NH3411 4. <u>Thurston, Jeffrey</u> Facility: Prescott House Preceptor: Shari LaRoche, NH3199	Applications and related documents	
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	VII.	Review of Applications for Licensure by Reciprocity A. <u>Tavares, Richard</u> Licensed in Rhode Island (Issued 8/12/03) (Expires 6/30/14)	Reciprocity Application and related documents	
	VIII.	Review of Applications for License Reactivation (within 3 years of license expiration) A. <u>Doyle, Mark, NH2750</u> (Expired 6/30/13) Practice on an expired license.	Reactivation Applications and related documents	
	IX.	Review of Applications for License Reactivation (more than 3 years since license expiration) None	None	
	X.	Triage None	None	
	XI.	Staff Assignments A. <u>SA-INV-4472</u> <u>John Brennan</u> <u>NH2921</u>	Staff Assignment Files and related documents	
	XII.	Docketed Complaints A. <u>NHA-2012-007</u> <u>William Reidt</u> <u>NH2977</u>	Complaint Files and related documents	
	XIII.	Continuing Education A. <u>Request for CEU Approval</u> 1. <i>“Compliance Training: Code of Conduct and Business Ethics”</i> Requested by: David Ianacone, NH3105	CEU request and related documents	
	XIV.	Requests for Deemed Status None	None	

	XV.	Other Business/Announcements A. <u>Hand-outs</u> : Copy of the Open Meeting Law PowerPoint Presentation Slides B. <u>Discussion</u> : Random CEU Audit C. 2014 Board Meeting Calendar	Hand-outs	
2:00 p.m.	XVI.	Adjournment		

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS

BOARD MEETING

Thursday, December 19, 2013
239 Causeway Street - 4th floor, Room 417A
Boston, MA 02114

MINUTES

Board Members Present: Nancy Lordan, Nursing Home Administrator, Chair
William Graves, Nursing Home Administrator, Vice-Chair
Roxanne Webster, Registered Nurse, Secretary
Mary McKenna, Executive Office of Elder Affairs, Member
Janet Cutter, Executive Office of Public Welfare, Member
David Becker, Hospital Administrator, Member
Sherman Lohnes, Department of Public Health, Member
James Divver, Nursing Home Administrator, Member
Michael Baldassarre, Nursing Home Administrator, Member
Denise Dabney, Ph.D., Public Member

Staff Present: Ichelle Herbu, Assistant Executive Director, Multi-Boards, DHPL
Anson Chu, Administrative Assistant, Multi-Boards, DHPL
Mary Strachan, Board Counsel, Office of the General Counsel, DHPL
Marjorie Campbell, Nursing Investigator Supervisor, Office of Public Protection, DHPL
Philip Beattie, Board Investigator, Office of Public Protection, DHPL

Staff Not Present: Annette O'Brien, Interim Executive Director, Multi-Boards, DHPL

I. Call to Order – Determination of Quorum

A quorum of the Board was present. Ms. Lordan, Board Chair, called the meeting to order at 10:11 a.m.

II. Approval of Agenda

Board members reviewed the meeting Agenda.

Ms. Webster made a motion to move Item VI/A/1 to Item VI/B/1, add the Minutes of the November 21, 2013 M.G.L. c. 112, § 65C Session to the section 65C session agenda, and approve the Agenda as amended; Mr. Graves seconded the motion. The motion passed unanimously.

Document: December 19, 2013 Regularly Scheduled Board Meeting Agenda.

III. Approval of Minutes

- A. Minutes of the Regularly Scheduled Board Meeting: November 21, 2013
The Board reviewed the November 21, 2013 Regularly Scheduled Board Meeting Minutes.

Mr. Divver made a motion to approve the Minutes as presented; Mr. Baldassarre seconded the motion. The motion passed unanimously.

- B. Minutes of the Regularly Scheduled Board Meeting: September 19, 2013
The Board reviewed the September 19, 2013 Regularly Scheduled Board Meeting Minutes.

Mr. Graves made a motion to approve the Minutes as presented; Ms. Webster seconded the motion. The motion passed unanimously.

Documents: November 21, 2013 Regularly Scheduled Board Meeting Minutes
September 19, 2013 Regularly Scheduled Board Meeting Minutes

- IV. Adjudicatory Session (closed session)
None

- V. M.G.L. c. 112, § 65C Session (closed session)
[Mr. Becker made a motion to go into the Section 65C Session at 10:18 a.m.; Mr. Divver seconded the motion. The motion passed unanimously.]

[The Board adjourned the Section 65C Session at 10:19 a.m. and resumed its Regularly Scheduled Board Meeting.]

- VI. Administrator in Training
A. Request for Administrator in Training
None

- B. Request for Administrator in Training with Credit
Mr. Becker made the following recommendations:

1. Barton, Elizabeth
Facility: Plymouth Rehabilitation and Health Care Center - Plymouth
Preceptor: Matthew Muratore, NH2402
Approve
2-weeks credit

Mr. Lohnes made a motion to accept the recommendations of Mr. Becker; Ms. McKenna seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

- C. Request for Administrator in Training Change of Preceptor
Ms. Webster made the following recommendations:

1. Naranja, Kelly
Facility: Chelsea Center – Chelsea
(Previous) Preceptor: Robert Taber, NH3539
(Current) Preceptor: Christine Keane, NH3550 Approve

Mr. Divver made a motion to accept the recommendations of Ms. Webster; Ms. Baldassarre seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

D. Administrator in Training-Mid-Point Review

Mr. Becker made the following recommendations:

1. Lucente, Rebecca
Facility: Spaulding Nursing & Therapy Center – W. Roxbury
Preceptor: Christine Reilly, NH3372 Approve

Mr. Graves made a motion to accept the recommendations of Mr. Becker. Mr. Lohnes seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

E. Administrator in Training-Final Review

Ms. Webster made the following recommendations:

1. Clark, Michele
Facility: Golden Living Center – West Newton
Preceptor: Stephen Copper, NH2097 Approve

Mr. Divver made a motion to accept the recommendations of Ms. Webster; Mr. Baldassarre seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

2. Mark, Delicia
Facility: The Neville Center @ Fresh Pond – Cambridge
Preceptor: Katherine Norfleet, NH5099 Approve

Mr. Divver made a motion to accept the recommendations of Ms. Webster; Mr. Baldassarre seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

3. Griffin, Amy
Facility: Epoch Senior Healthcare – Chestnut Hill
Preceptor: Ellen Alperen, NH3411 Approve

Mr. Divver made a motion to accept the recommendations of Ms. Webster; Mr.

Baldassarre seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

4. Thurston, Jeffrey
Facility: Prescott House
Preceptor: Shari LaRoche, NH3199 Approve

Mr. Divver made a motion to accept the recommendations of Ms. Webster; Mr. Baldassarre seconded the motion. The motion passed unanimously.

Documents: AIT Application and related documents

VII. Review of Applications for Licensure by Reciprocity

Mr. Becker made the following recommendations:

- A. Tavares, Richard
Licensed in Rhode Island (Issued 8/12/03) (Expires 6/30/14) Approve

Ms. Divver made a motion to accept the recommendation of Mr. Becker; Mr. Graves seconded the motion. The motion passed unanimously.

Documents: Application for Licensure by Reciprocity and related documents

VIII. Review of Applications for License Reactivation (within 3 years of license expiration)

Ms. Webster made the following recommendations:

- A. Doyle, Mark, NH2750 (expired 6/30/13)
Practice on expired license Approve – with Advisory Letter

Ms. Webster informed the Board that on his Application for License Reactivation, Mr. Doyle disclosed that he practiced on an expired NHA license from June 30, 2013 until October 25, 2013.

Mr. Lohnes made a motion to reactivate Mr. Doyle's license and open a complaint against his license for unlicensed practice; Mr. Divver seconded the motion. The motion passed unanimously

Mr. Lohnes made a motion to dismiss the complaint with an Advisory Letter (non-disciplinary); Mr. Divver seconded the motion. The motion passed unanimously.

Documents: Application for License Reactivation and related materials

IX. Review of Applications for Licensure- Reactivation (more than 3 years since license expiration)

None

X. Triage
None

XI. Staff Assignments

A. SA-INV-4472 Brennan, John NH2921
Taunton Nursing Home-Taunton, MA

The Board reviewed the facts of the case and the allegations that the licensee informed a patient's family member that the patient would be discharged from the facility if the facility did not receive payment for services rendered within 30 days. Further, with the assistance of the police department, he would personally escort the patient to the family member's resident. Board discussion included licensee's response and a review of the supporting documents to the Board. In his statement to the Board, licensee denied making the statements as alleged.

After a discussion, the Board determined that there was insufficient evidence to determine that the license violated the standard of practice for discharging a patient from a facility. Mr. Graves made a motion to close the Staff Assignment; Ms. Webster seconded the motion. The motion passed unanimously.

Documents: Staff Assignment Summary and supporting documents

XII. Docketed Complaints

A. NHA-2012-007 Reidt, William NH2750 (Expired 6/30/14)

The Board reviewed the Statement of Deficiencies report ("Report") forwarded to Office of Public Protection ("OPP") from Department of Health Care Quality ("HCQ"). During a survey on January 12, 2013, HCQ surveyor found Hammond House Care and Rehabilitation Center to have deficiencies that required immediate corrective action to include the facility failed to conduct actual face-to face checks on a resident who was assessed to be at risk for elopement and to ensure that all residents are seen by a physician or a nurse practitioner at least once every sixty days. In his response to the Board, the licensee submitted a plan of correction for the deficiencies identified by HCQ.

Ms. Herbu informed the Board that licensee did not submit documentation that verifies he completed the required continuing education for the past two license renewal cycles [June 2006 to July 2008 and June 2008 to July 2010]. In his response, Mr. Reidt did not clearly explain why he did not submit the information as requested.

After discussion, the Board determined that Mr. Reidt should be afforded a final opportunity to submit copies of continuing education certificates for the last two license renewal cycles [June 2006 to July 2008 and June 2008 to July 2010] or a written statement clarifying why he is unable to submit the information as requested. Further, Mr. Reidt must submit the documentation prior to January 1, 2014. Ms. Webster made a motion to defer Board action until the next regularly scheduled Board meeting; Mr. Graves seconded the motion. The motion passed unanimously.

Documents: Complaint Files and related materials

[Mr. Divver stepped out of the room briefly at 10:49 a.m.]

[Mr. Divver returned to the room at 10:51 a.m.]

XIII. Continuing Education

Ms. Cutter made the following recommendations:

A. Request for CEU Approval

1. *“Compliance Training: Code of Conduct and Business Ethics”*

Requested by: David Ianacone, NH3105

Approve: 2 CEUs

Mr. Graves made a motion to accept the recommendations of Ms. Cutter; Mr. Baldassarre seconded the motion. The motion passed unanimously.

Documents: Requests for CEU Approval and related documents

XIV. Requests for Deemed Status

None

XV. Other Business/Announcements

A. Distribution: Hand-out of the Open Meeting Law PowerPoint Slide Presentation

Ms. Herbu distributed copies of the Open Meeting Law (“OML”) PowerPoint presentation (“Hand-out”) to Board members and informed the Board that on November 20, 2013, staff from the Office of Attorney General gave a PowerPoint presentation regarding OML at 239 Causeway St., Boston, MA 02114, Conference Room 417. During the presentation, the hand-out was distributed to Board members and staff present. Mr. Lohnes noted that it would be helpful to have more information regarding M.G.L. c. 112, § 65C Session. Ms. Strachan provided the Board with the basics of section 65C session and informed the Board that the Open Meeting Law does not apply to the 65C session.

Documents: Hand-out of Open Meeting Law PowerPoint Slide Presentation

B. Discussion: Random CEU Audit

Ms. Herbu invited the Board to clarify the method for which a licensee will be randomly selected for the CEU audit. After a discussion, the Board determined that a selection will include two groups of licensee. The first group, Board staff will obtain a list from the staff at the Information Technology Department of thirty randomly selected licensees, and the second group, the Board will review prior Board meeting minutes to identify all licensees who violated the continuing education requirement of the Board regulations at 245 CMR 2.12 within the last three years [January 1, 2009 until December 31, 2013].

C. 2014 Board Meeting Calendar

Ms. Herbu distributed the 2014 Board Meeting calendar. Mr. Divver noted that the date of the regularly scheduled Board meeting on March 20, 2014 conflicts with the Annual Massachusetts Senior Care Spring Conference & Trade Show. The Board agreed that the meeting date for March 2014 should be changed and deferred the discussion to the next scheduled Board Meeting.

Document: List of Board Meeting dates for 2014

XVI. Adjourn

There being no other business before the Board, Mr. Divver made a motion to adjourn the Board meeting; Mr. Graves seconded the motion. The motion passed unanimously.

The meeting was adjourned at 11:12 a.m.

The next meeting of the Board of Registration of Nursing Home Administrators will be held on Thursday, January 16, 2014. The Board meeting begins at 10:00 a.m.

Respectfully submitted:

Nancy Lordan, NHA
Chair

Date