

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**

**Friday, July 15, 2016
10:00 a.m. to 2:00 p.m.**

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

Agenda

Time	Item #	Item	Exhibits	Staff Contact
10:00 a.m.	I.	Call to Order Determination of Quorum Notice of electronic recording		
	II.	Approval of Agenda	Draft Agenda	
	III.	Approval of Minutes of Regularly Scheduled Meeting A. June 17, 2016 Board Meeting	Draft Minutes	
	IV.	Discussion with the Associate Commissioner A. Nursing Home Rapid Response Plan Overview & Updates	PowerPoint Slides	LT
	V.	Administrator in Training A. <u>Request for Administrator in Training Approval</u> None B. <u>Request for Administrator in Training Credit</u> 1. <u>Aines, Nita</u> <u>Facility:</u> Hebrew Rehabilitation Center <u>Preceptor:</u> Scott Ariel, NH5328 2. <u>Lee, Angela</u> <u>Facility:</u> Jewish Healthcare Center <u>Preceptor:</u> Steven Willens, NH2177	Applications and related documents	

	<p>Administrator in Training</p> <p>C. <u>Request for Administrator in Training Change of Preceptor</u> None</p> <p>D. <u>Administrator in Training Mid-Point Review</u></p> <p>1. <u>Mahoney, Aymsley</u> <u>Facility:</u> Alliance Health Care Center - Braintree <u>Preceptor:</u> Mary Kilcommons, NH2534</p> <p>2. <u>Keddy, Jennifer</u> <u>Facility:</u> Holden Rehabilitation & Skilled Nursing Center <u>Preceptor:</u> Tara D’ Andrea, NH5049</p> <p>3. <u>Hodge, Teresa</u> <u>Facility:</u> Bethany Health Care Center <u>Preceptor:</u> Sister Jacquelyn McCarthy, NH2258</p> <p>4. <u>Shea, Arline</u> <u>Facility:</u> Sutton Hill Center – Genesis Health Care <u>Preceptor:</u> Gary DiPietro, NH2670</p> <p>E. <u>Administrator in Training Completion Review</u> None</p>	Applications and related documents	
	<p>VI. Review of Applications for Licensure by Reciprocity</p> <p>A. <u>Jonathan Done</u> (Licensed in: NY)</p>	Applications and related documents	
	<p>VII. Review of Applications for License Renewal (within/Over 3 years of license expiration)</p> <p>None</p>	None	
	<p>VIII. Triage</p> <p>A. <u>TRG-9285</u> Sister Joan Coyne</p>	Verbal	MS
	<p>IX. Staff Assignments</p> <p>A. <u>SA-INV-7711</u> Thomas Lynch</p> <p>B. <u>SA-INV-7740</u> John Tryder</p>	Memo and related documentations	CP
	<p>X. Docketed Complaints</p> <p>None</p>	None	
	<p>XI. Probation Monitor Report</p> <p>None</p>	None	

	XII.	Continuing Education A. "Current Issues in Medicaid" <u>Requested by: Mary Uschmann, NH933</u>	Documents related to requests for CEU	
	XIII.	Requests for Approved Status None	None	
	XIV.	Policies None	None	
	XV.	Other Business/Announcement None	None	
	XVI.	Flex Session A. Topics for the next Agenda		
	XVII.	Executive Session (Roll call vote) The Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. 1. Specifically, the Board will discuss and evaluate the <u>Good Moral Character</u> provision of a pending application. 2. In addition, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensees relevant to their petitions for license status change. The Board will not reconvene in open session subsequent to the executive session.	Closed Session	
	XVIII.	Adjudicatory Session None	None	
11:00 a.m.	XIX.	M.G.L. c. 112, § 65C Session None	None	
2:00 p.m.	XX.	Adjournment-next Board meeting scheduled for [August 19, 2016]		

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS

BOARD MEETING

Friday, July 15, 2016

239 Causeway Street - 4th floor, Room 417A/B

Boston, MA 02114

MINUTES

Board Members

Present:

Nancy Lordan, Nursing Home Administrator 3, Chair
William Graves, Nursing Home Administrator 1, Vice-Chair
Roxanne Webster, Registered Nurse, Secretary
James Divver, Nursing Home Administrator 4
Sherman Lohnes, Department of Public Health
Mary McKenna, Executive Office of Elder Affairs
Michael Baldassarre, Nursing Home Administrator 2
MaryEllen Coyne, Office of Long Term Services and Supports at
MassHealth
Aaron Tobey, Public Member 2

Board Members

not Present:

Wayne S Saltsman, MD, PhD, Physician
Patrick J Stapleton, Nursing Home Administrator 5 (Non-
Proprietary Nursing Home)
Jeannette Sheehan, Public Member 1

Staff Present:

Philip Beattie, Acting Executive Director, Multi-Boards, DHPL
Mary Strachan, Board Counsel, Office of the General Counsel, DPH
Anson Chu, Office Support Specialist, Multi-Boards, DHPL
Marjorie Campbell, Investigator, Supervisor, Office of Public
Protection, DHPL
Clifford V. Pascarella II, JD, Board Investigator, DHPL
Lindsey Tucker, Associate Commissioner, DPH

Guests:

None

I. Call to Order - Determination of Quorum

A quorum of the Board was present. Ms. Lordan, Board Chair, called the meeting to order at 10:00 a.m.

II. Approval of Agenda

Board members reviewed the meeting Agenda.

DISCUSSION: None

ACTION: Mr. Divver made a motion to approve the agenda as presented; Mr. Lohnes seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Document: July 15, 2016 Regularly Scheduled Board Meeting Agenda.

III. Approval of Minutes

A. Minutes of the Regularly Scheduled Board Meeting: June 17, 2016

DISCUSSION: The Board reviewed the June 17, 2016 Regularly Scheduled Board Meeting Minutes.

ACTION: Mr. Divver made a motion to approve the agenda as presented; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor: Ms. Lordan-yes, Mr. Graves-yes, Ms. Webster-yes, Mr. Lohnes-yes, Mr. Divver-yes, Ms. McKenna-yes, Mr. Baldassarre-yes, Mr. Tobey-yes, Ms. Coyne – yes, Opposed: None; Abstain: None; Recused: None.

Documents: June 17, 2016 Regularly Scheduled Board Meeting Minutes

IV. Discussion with the Associate Commissioner

A. Nursing Home Rapid Response Plan Overview & Updates

DISCUSSION: Ms. Tucker, Associate Commissioner, presented and discussed the Nursing Home Rapid Response plan presentation to the Board. This is a new program developed by DPH's Division of Healthcare Facility Licensure and Certification (DHCFLC) intended to address some of the chronic problems faced by skilled nursing and other facilities. For example, initial licensure of owners of nursing homes. There has been a problem in recent years of out-of-state actors with a history of poorly managed nursing homes purchasing homes in MA and providing substandard care. More resources will be invested in initial background checks. DHCFLC also lost several surveyors during the Governor's early retirement program (ERIP) and the Division has been hiring replacements as quickly as possible. The additional staff will allow the Division to respond more quickly to both surveys and complaints. Ms. Tucker briefly talked about the Department's mission and the Commissioner's vision.

ACTION: None

Documents: PowerPoint Slides

V. Administrator in Training

F. Request for Administrator in Training Approval

None

G. Request for Administrator in Training Credit

Ms. Webster made the following recommendations:

1. Aines, Nita

Facility: Hebrew Rehabilitation Center

Preceptor: Scott Ariel, NH5328

RECOMMENDATION: Approve – 2 weeks credit

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

2. Lee, Angela

Facility: Jewish Healthcare Center

Preceptor: Steven Willens, NH2177

RECOMMENDATION: Approve – 2 month credit

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

H. Request for Administrator in Training Change of Preceptor

None

I. Administrator in Training Mid-Point Review

Ms. Webster made the following recommendations:

5. Mahoney, Aymsley

Facility: Alliance Health Care Center - Braintree

Preceptor: Mary Kilcommons, NH2534

RECOMMENDATION: Approve

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

6. Keddy, Jennifer

Facility: Holden Rehabilitation & Skilled Nursing Center

Preceptor: Tara D' Andrea, NH5049

RECOMMENDATION: Approve

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves

seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

7. Hodge, Teresa
Facility: Bethany Health Care Center
Preceptor: Sister Jacquelyn McCarthy, NH2258

RECOMMENDATION: Approve

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

8. Shea, Arline
Facility: Sutton Hill Center – Genesis Health Care
Preceptor: Gary DiPietro, NH2670

RECOMMENDATION: Approve

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: AIT Application and related documents.

- J. Administrator in Training-Final Completion Review
None

- VI. Review of Applications for Licensure by Reciprocity
Ms. Webster made the following recommendations:

- A. Jonathan Done (Licensed in: NY)

RECOMMENDATION: Approve

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Baldassarre seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: Applications and related documents

- VII. Review of Applications for License Renewal (within/Over 3 years of license expiration)
None

VIII. Triage

A. TRG-9285 Sister Joan Coyne

DISCUSSION: Ms. Strachan gave a brief overview on this triage case to the Board. This case is brought back before the Board as the Board requested for more information last time. A former employee of the facility where Sister Joan Coyne is the NHA is a small facility for retired nuns. A former employee submitted to the Office of Public Protection (OPP) a complaint form that did not clearly allege misconduct or a violation of NHA laws or regulations, but seem to accuse Sr. Coyne of requiring the employee to “pre-document” patients’ mental status. On the Complaint Form, the former employee wrote in “call me” in several places. OPP’s supervisor called the former employee, but she was not able to obtain any additional concrete allegations. Moreover, the Complainant failed to provide any witnesses or documentation to support her claim. The Licensee has a history of discipline, but details were not presented to the Board during the last meeting. Ms. Strachan provided a summary of the complaint, the Licensee’s cooperation and the Board’s prior discipline which the Licensee completed in order to resolve the complaint. The Board reviewed the additional information that was presented in to them.

ACTION: Mr. Divver made a motion to close/dismiss the Triage case; Ms. Webster seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: Statement of Deficiencies

IX. Staff Assignments

A. SA-INV-7711 Thomas Lynch

DISCUSSION: Mr. Pascarella gave a brief overview on this staff assignment case to the Board. The Board reviewed all the supporting documentations and responses.

ACTION: Ms. Divver made a motion to close the Staff Assignment, Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor: Ms. Lordan-yes, Mr. Graves-yes, Ms. Webster-yes, Mr. Lohnes-yes, Mr. Divver-yes, Ms. McKenna-yes, Mr. Baldassarre-yes, Mr. Tobey-yes, Ms. Coyne – yes, Opposed: None; Abstain: None; Recused: None.

Documents: Statement of Deficiencies

B. SA-INV-7740 John Tryder

DISCUSSION: Mr. Pascarella gave a brief overview on this staff assignment case to the Board. The Licensee is the NHA at Corey Hill Nursing Home. DHCFLC performed a survey of Corey Hill on May 11, 2015 and found various deficiencies, and more importantly, an “Immediate Jeopardy”¹ however, when DHCFLC sent a follow up surveyor on May 19, 2015, all

¹ A resident of the facility who required continuous oxygen and who continued to smoke cigarettes went outside the facility to smoke and brought his oxygen tank with him His beard caught fire and the resident was burned.

deficiencies were corrected. The Board reviewed all the supporting documentation and responses.

ACTION: Mr. Divver made a motion to invite the Administrator to meet with the Board face to face in order for Board members to ask for more information regarding this situation, Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor: Ms. Lordan-yes, Mr. Graves-yes, Ms. Webster-yes, Mr. Lohnes-yes, Mr. Divver-yes, Ms. McKenna-yes, Mr. Baldassarre-yes, Mr. Tobey-yes, Ms. Coyne – yes, Opposed: None; Abstain: None; Recused: None.

Documents: Statement of Deficiencies

X. Docketed Complaints
None

XI. Probation Monitor Report
None

XII. Continuing Education
Ms. McKenna made the following recommendations:

A. “Current Issues in Medicaid”
Requested by: Mary Uschmann, NH933

RECOMMENDATION: Deferred until there’s more information regarding whether the program is open to the public. Also, Board Staff will look into the same CE request from last month to ensure that Licensee is told the same.

ACTION: Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously.

Documents: Documents related to requests for CEU

XIII. Requests for Approved Status
None

XIV. Policies
None

XV. Other Business/Announcements
None

XVI. Flex Session
None

XVII. Executive Session (Roll call vote)
Deferred

ACTION: Mr. Graves made a motion to accept the recommendation; Mr. Divver seconded the motion; Motion passed with Board members present and voting in favor unanimously.

XVIII. Adjudicatory Session
None

XIX. M.G.L. c. 112, § 65C Session
None

XX. Adjourn
There being no other business before the Board, Mr. Divver made a motion to adjourn the Board meeting; Mr. Baldassarre seconded the motion. Motion passed with Board members present and voting in favor unanimously. The meeting was adjourned at 11:15 a.m.

The next meeting of the Board of Registration of Nursing Home Administrators will be held on Friday, August 19, 2016. The Board meeting begins at 10:00 a.m.

Respectfully submitted:

Nancy Lordan, NHA
Chair

Date