

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, March 17, 2017
10:00 a.m. to 2:00 p.m.

239 Causeway Street ~ 4th 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		Board Chair
	II	Approval of Agenda	Draft Agenda	Board
	III	Conflict of Interest		Board Chair
	IV	Approval of Minutes of Regularly Scheduled Meeting A. February 17, 2016 Board Meeting	Draft Minutes	Board
	V	Staff Action Policy <ul style="list-style-type: none"> • Preceptor Qualifications • Approved Status: NAB Standards 	Draft Policy	MS
	VI	Administrator in Training <p>A. <u>Request for Administrator in Training Approval</u> None</p> <p>B. <u>Request for Administrator in Training Credit</u></p> <ol style="list-style-type: none"> 1. <u>Rajat Sheth</u> <u>Facility:</u> Brush Hill Care Center <u>Employer:</u> Milton HC Operating LLC <u>Preceptor:</u> Brian Freedman (COI-Former Board Member) 2. <u>Temitope Shodunke</u> <u>Facility:</u> Wingate At Silver Lake <u>Employer:</u> Scott Schuster <u>Preceptor:</u> Lori Anderson, NH5126 	Applications and related documents	Board Members

	VII	<p>Administrator in Training</p> <p>C. <u>Request for Administrator in Training Change of Preceptor</u></p> <ol style="list-style-type: none"> 1. <u>Mohammad Ali</u> <u>Facility:</u> Rose Court at Linden Ponds <u>Employer:</u> Erikson Living Retirement <u>Preceptor:</u> James Centola, NH5094 2. <u>Marie Zadeh</u> <u>Facility:</u> Windemere Nursing & Rehabilitation Center <u>Employer:</u> WNR, Inc. <u>Preceptor:</u> Matthew Muratore, NH2402 3. <u>Richard Barry</u> <u>Facility:</u> Sachem Center for Health & Rehabilitation <u>Employer:</u> National HealthCare Associates <u>Preceptor:</u> Lisa Singer, NH5263 <p>D. <u>Administrator in Training Mid-Point Review</u></p> <ol style="list-style-type: none"> 1. <u>Patrick Wood</u> <u>Facility:</u> Hannah Duston Healthcare Center <u>Employer:</u> Whittier Health Network <u>Preceptor:</u> Christopher Olenio, NH3366 2. <u>Richard Barry</u> <u>Facility:</u> Sachem Center for Health & Rehabilitation <u>Employer:</u> National HealthCare Associates <u>Preceptor:</u> Paul Marchway, NH5060 <p>E. <u>Administrator in Training Completion Review</u></p> <ol style="list-style-type: none"> 1. <u>Jacques Camy</u> <u>Facility:</u> Marina Bay Skilled Nursing & Rehabilitation Center <u>Employer:</u> Alliance Health <u>Preceptor:</u> Mary Kilcommons, NH2534 	Applications and related documents	Board Member
	VIII	<p>Review of Applications for Licensure by Reciprocity</p> <ol style="list-style-type: none"> 1. <u>Christopher Cavarretta</u> (NH) 2. <u>Michael Biderman</u> (NY) 	Applications and related documents	Board Member
	IX	<p>CEU Request</p> <ol style="list-style-type: none"> 1. <u>Facility:</u> Jeanne Jugan Residence <u>Course:</u> Quality Assurance & Performance Improvement: Requirements & Implementation <u>Licensees:</u> 1-Maureen Weiss, NH5468 2-Rosemary Rese, NH5452 3-Mary E. Segalla, NH5140 4-Joan P. Ross, NH3566 		

	X	Approved Status Request: New Program 1. Notre Dame Educational bridge Center New Course: Positive Approach to Care		
	XI	Open Investigations <i>Triage(s)</i> None <i>Staff Assignment(s)</i> None <i>Complaint(s)</i> None		
	XII	Flex Session A. Announcements B. Topics for the next Agenda		Board
	XIII	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	Board Chair
2:00 p.m.	VX	Adjournment-next Board meeting scheduled for April 21, 2017		Board

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS

BOARD MEETING

Friday, March 17, 2017

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
Mary McKenna, Executive Office of Elder Affairs
James Divver, Nursing Home Administrator 4
Michael Baldassarre, Nursing Home Administrator 2
Patrick J Stapleton, Nursing Home Administrator 5 (Non-Proprietary
Nursing Home)
MaryEllen Coyne, Office of Long Term Services and Supports at
MassHealth
Jeannette Sheehan, Public Member 1
Mary K. Moscato, Hospital Administrator

Board Members

not Present:

Roxanne Webster, Registered Nurse, Secretary
Sherman Lohnes, Department of Public Health
Daniel Gebremedhin, Physician

Staff Present:

Roberlyne Cherfils, Executive Director, Multi-Boards, BHPL
Philip Beattie, Deputy Executive Director, Multi-Boards, BHPL
Mary Strachan, Board Counsel, Office of the General Counsel, DPH
Anson Chu, Office Support Specialist, Multi-Boards, BHPL
Clifford V. Pascarella II, JD, Board Investigator, BHPL

Guests:

Adam Chamber
Gerald Labelle and Attorney Alaina Anderson
Laura Dos Santos and Attorney Heather Overholser Berchem
Joanne Bruelle

- I. Call to Order - Determination of Quorum
A quorum of the Board was present. Ms. Lordan, Board Chair, called the meeting to order at 10:02 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. Graves seconded the motion; Motion passed with Board members present and voting in favor unanimously

Document: March 17, 2017 Regularly Scheduled Board Meeting Agenda.

III. Conflict of Interest

DISCUSSION: Ms. Cherfils asked the Board members to review the agenda and disclose if there is any conflict of interest regarding any items on the agenda. Ms. Cherfils also informed the Board members that the one AIT applicant that's been deferred for several months is all set to be review by the Board.

No member noted a conflict.

IV. Approval of Minutes

A. Minutes of the Regularly Scheduled Board Meeting: February 17, 2017

The Board reviewed the February 17, 2017 Regularly Scheduled Board Meeting Minutes.

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

Documents: February 17, 2017 Regularly Scheduled Board Meeting Minutes

Staff Action Policy

1. Preceptor Qualifications:

Ms. Strachan reviewed the policy and explained the purpose of the Preceptor Qualification policy. Specifically, under this policy, the Board authorizes staff to determine if a particular NHA who wants to act as preceptor to a license applicant meets the requirements set forth in the Board's regulations at 245 CMR 3.02(1)(b). If the staff determines that a NHA is a qualified preceptor, staff will not list the preceptor's name on a AIT application; rather just the name of the owner of the nursing home will be listed. The purpose of this policy is to avoid loss of quorum and appearance of conflict of interest. Mr. Divver asked if he needs to recuse himself if a case involving his corporate employer comes before the Board. Ms. Strachan explains that most likely, the answer is "yes" but it depends on the case. He should discuss with Board Counsel prior to the meeting to determine if a conflict of interest or the appearance of a conflict exists.

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

Documents: Draft Policy

2. Approved Status: NAB Standards

DISCUSSION: Ms. Strachan informed the Board that the proposed policy regarding license renewal CE's and Approved Status is not yet complete and asks the Board to defer until the next scheduled Board meeting as she is gathering and compiling the information for the Board.

V. Administrator in Training

F. Request for Administrator in Training Approval

None

G. Request for Administrator in Training Credit

Ms. Lordan made the following recommendations:

1. Rajat Sheth

Facility: Brush Hill Health Care Center

Employer: Milton HC Operating LLC

Preceptor: Brian Freedman, NH2864 (Former Board Member)

RECOMMENDATION: Approve – 1 month credit

ACTION: Because Mr. Freedman, the proposed preceptor, is a former Board member and is known to some current Board members, those Board members submitted Appearance of Conflict forms to the Governor's Office to disclose their relationships with Mr. Freedman. These members included: J. Divver, W. Graves, N. Lordan, M. McKenna, and R. Webster. Mr. Lohnes did not submit said form as he planned to recuse himself from all matters concerning Mr. Freedman, and in fact, was not present at the meeting. Mr. Divver made a motion to accept the recommendation; Mr. Graves seconded the motion; Motion passed with Board members present and voting in favor. Mr. Baldassarre recused himself from voting.

Documents: AIT Application and related documents.

2. Temitope Shodunke

Facility: Wingate At Silver Lake

Employer: Scott Schuster

Preceptor: Lori Anderson, NH5126

RECOMMENDATION: Approve – 3 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.

VI. Administrator in Training

H. Request for Administrator in Training Change of Preceptor

Ms. Lordan made the following recommendations:

1. Mohammad Ali

Facility: Rose Court at Linden Ponds

Employer: Erikson Living Retirement

Preceptor: James Centola, NH5094

RECOMMENDATION: Approve

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

Documents: AIT Application and related documents.

2. Marie Zadeh

Facility: Windemere Nursing & Rehabilitation Center

Employer: WNR, Inc.

Preceptor: Matthew Muratore, NH2402

RECOMMENDATION: Approve

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

Documents: AIT Application and related documents.

3. Richard Barry

Facility: Sachem Center for Health & Rehabilitation

Employer: National HealthCare Associates

Preceptor: Lisa Singer, NH5263

RECOMMENDATION: Approve

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

Documents: AIT Application and related documents.

I. Administrator in Training Mid-Point Review

Ms. Lordan made the following recommendations:

3. Patrick Wood

Facility: Hannah Duston Healthcare Center
Employer: Whittier Health Network
Preceptor: Christopher Olenio, NH3366

RECOMMENDATION: Approve

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

Documents: AIT Application and related documents.

4. Richard Barry

Facility: Sachem Center for Health & Rehabilitation
Employer: National HealthCare Associates
Preceptor: Paul Marchway, NH5060

RECOMMENDATION: Approve

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

Documents: AIT Application and related documents.

J. Administrator in Training Completion Review

Ms. Lordan made the following recommendations:

2. Jacques Camy

Facility: Marina Bay Skilled Nursing & Rehabilitation Center
Employer: Alliance Health
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.

VII. Review of Applications for Licensure by Reciprocity

Ms. Lordan made the following recommendations:

1. Christopher Cavarretta (NH)

RECOMMENDATION: Approve – pending of the last piece of documentation

(reference letter)

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: Applications and related documents

2. Michael Biderman (NY)

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: Applications and related documents

VIII. CEU Request

Ms. McKenna made the following recommendations:

2. Facility: Jeanne Jugan Residence

Course: Quality Assurance & Performance Improvement: Requirements & Implementation

Licenses:

1-Maureen Weiss, NH5468

2-Rosemary Rese, NH5452

3-Mary E. Segalla, NH5140

4-Joan P. Ross, NH3566

RECOMMENDATION: Approve – 6 CEUs

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: CEU and related documents.

IX. Approved Status Request: New Program

2. Notre Dame Educational Bridge Center
New Course: Positive Approach to Care

RECOMMENDATION: Approve – 7 CEUs for both courses

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: CEU and related documents.

X. Open Investigations

Triage(s)

None

Staff Assignment(s)

None

Complaint(s)

None

XI. Flex Session

A. Announcements

Ms. Cherfils informed the Board of the annual NAB meeting and invited Board members to attend the meeting if they are interested. Ms. Cherfils plans to attend on the Board's behalf.

Ms. Cherfils also informed the Board that Board staff is starting an investigation regarding the Administrator of Wingate facility that was shown on the news. Specifically, video surfaced on a news website that showed 2 CNAs in an elderly patient's room at the nursing home attending to the patient in a "rough" manner. One CNA appear to pull the patient's hair and the other roughly grabs the patient and pushes her into a wheelchair.

B. Topics for the next Agenda

Staff Action Policy that was deferred on today's meeting.

XII. Executive Session (Roll call vote)

At 10:25 a.m., Ms. Lordan, Board Chair, announced that the Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of ? consider the Board will consider approving prior executive session minutes in accordance with M.G.L. ch.30A, § 22(a) for previous executive sessions of the Board.

The Board will not reconvene in open session subsequent to the executive session.

Mr. Graves made a motion to enter the Executive Session; Mr. Divver seconded the motion. Motion passed with Board members present and voting in favor: Ms. Lordan-yes, Mr. Graves-yes, Ms. McKenna-yes, Mr. Divver-yes, Mr. Baldassarre-yes, Mr. Stapleton- yes, Ms. Coyne-yes, Ms. Sheehan-yes, Ms. Moscato-yes; Opposed: None; Abstain: None; Recused: None.

The Board adjourned the Executive Session at 12:03 p.m.

XIII. Adjourn

There being no other business before the Board, Mr. Graves made a motion to adjourn the Board meeting; Mr. Divver seconded the motion. Motion passed with Board members present and voting in favor unanimously. The meeting was adjourned at 12:03 p.m.

The next meeting of the Board of Registration of Nursing Home Administrators will be held on Friday, April 21, 2017. The Board meeting begins at 10:00 a.m.

Respectfully submitted:

Nancy Lordan, NHA
Chair

Date