

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, May 21, 2021
10:00 a.m.

General Session will be held via WebEx at:
<https://statema.webex.com/statema/j.php?MTID=md44c5e731bb7440d1908ad9994ce130a>
Call-In Telephone number 1-866-692-3580 (toll-free)
Meeting Number/Access Code: 185 320 4655
Meeting Password: dqMNRp5wQ88

All Votes Must Be Via Roll Call

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	Conflict of Interest Approval of Regular Session Agenda	Draft Agenda	Board
	III	Approval of Minutes of Regularly Scheduled Board Meeting A. April 16, 2021 General Session Minutes	Draft Minutes	Board
	IV	Flex Session A. Announcements/Discussions B. Topics for the next Agenda	Verbal	ED
	V	NHA Waiver Request A. Our Island Home, Nantucket Mass-Due to high housing cost on the island- OIH has had a difficult time recruiting an NHA. Facility has a qualified Assistant Administrator, Michelle Munroe, however she does not have a bachelor's degree. Facility is requesting this requirement to be waived.	Letter	Board Counsel

Time	Item #	Item	Exhibits	Staff Contact
	VI	<p>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.</p> <ol style="list-style-type: none"> 1. Specifically, 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. 2. Finally, the Board will discuss complaints or charges brought against a Licensee or Licensees. <p>The Board will not reconvene in open session subsequent to the closed session(s).</p>	Closed Session	Board Chair
	VII	65C Session: See 65c Agenda		Board Counsel
	VIII	Adjudicatory Session: N/A		Board Counsel
2:00 p.m.	IX	Adjournment: Next Board meeting scheduled for June 18, 2021		Board

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS
BOARD MEETING
Friday, May 21, 2021
VIA WebEx

239 Causeway Street - 4th floor, Room 417A/B
Boston, MA 02114

(OPEN SESSION)
MINUTES

Board Members

Present:

Sherman Lohnes, Vice-Chair | Department of Public Health
Mary K. Moscato, N.H.A., Secretary | Hospital Administrator
Carolyn Fenn | Executive Office of Elder Affairs
Nancy Lordan, N.H.A. | Nursing Home Administrator 3
Sister Jacquelyn McCarthy, N.H.A. | Nursing Home Administrator 2
Naomi M. Prendergast | N.H.A | Nursing Home Administrator 4
Patrick J. Stapleton, N.H.A. | Nursing Home Administrator 5 (Non-Proprietary Nursing Home)
Pavel Terpelets | Office of Long-Term Services and Supports
Roxanne Webster, R.N. | Registered Nurse

Board Members

Not Present:

William J. Graves, N.H.A. | Chair | Nursing Home Administrator 1

Staff Present:

Steven Joubert | Executive Director – Multi-Boards, BHPL
Karen Geoghegan | Assistant Executive Director - Multi-Boards, BHPL
Mary Strachan | Board Counsel - Office of the General Counsel, DPH

I. Call to Order | Determination of Quorum:

Mr. Sherman Lohnes, Board Vice-Chair, called the meeting of the Board of Registration of Nursing Home Administrators to order at 10:03 A.M. and provided verbal notice of recording. A quorum was established with members present via WebEx via roll call as follows: Carolyn Fenn: present; Sherman Lohnes: present; Nancy Lordan: present; Sr. Jacquelyn McCarthy: present; Mary K. Moscato: present; Naomi M. Prendergast: present; Patrick J. Stapleton: present; Pavel Terpelets: present; Roxanne Webster: present. Absent: William Graves.

II. Conflict of Interest | Approval of Regular Session Agenda

Mr. Lohnes asked members to review the agenda.

DISCUSSION:

None.

ACTION:

Motion by Ms. Mary Moscato to approve the agenda as presented, seconded by Ms. Naomi Prendergast and unanimously approved by roll-call vote as follows: Carolyn Fenn: yes; Sherman Lohnes: yes; Nancy Lordan: yes; Sr. Jacquelyn McCarthy: yes; Mary K. Moscato: yes; Naomi M. Prendergast: yes; Patrick J. Stapleton: yes; Pavel

Terpelets: yes; Roxanne Webster: yes. Absent: William Graves.

Document: May 21, 2021 Agenda

III. Approval of April 16, 2021 Minutes

DISCUSSION:

None.

ACTION:

Motion by Ms. Moscato to approve the April 16, 2021 minutes as presented, seconded by Mr. Patrick Stapleton and unanimously approved by roll-call vote as follows: Carolyn Fenn: yes; Sherman Lohnes: yes; Nancy Lordan: yes; Sr. Jacquelyn McCarthy: yes; Mary K. Moscato: yes; Naomi M. Prendergast: yes; Patrick J. Stapleton: yes; Pavel Terpelets: yes; Roxanne Webster: yes. Absent: William Graves.

Document: April 16, 2021 minutes

IV. Open Investigations: N/A

V. Flex Session

A. Announcements:

Ms. Moscato asked if a memo regarding the change in CEUs for the upcoming cycle had been circulated and posted to the website. Mr. Joubert confirmed that it had. Ms. Nancy Lordan asked if meetings would resume in-person when the governor lifts the emergency order. Ms. Strachan explained that under Open Meeting Law, the meetings must be in-person and that the BHPL legal team had not received any guidance on this.

B. Topics for Next Session:

None.

VI. Waiver Request: Our Island Home

Mr. Steven Joubert presented the request to the Board. The facility has had difficulty recruiting a nursing home administrator and is looking to waive the requirement for a Bachelor's degree. They have an assistant administrator who would like to apply for her AIT but she does not have a Bachelor's degree.

DISCUSSION:

Ms. Strachan explained that the Board has historically not granted waivers regarding this issue and stated that if the Board members approve this request, they would need to explain their specific reasoning.. Mr. Lohnes asked if it was possible to restrict the License to Nantucket or make it conditional that the Licensee enroll in a Bachelor's degree program. Ms. Strachan replied that she would confirm this. Ms. Prendergast expressed hesitancy as it would indicate that the Board is willing to veer from regulations for this facility. Ms. Nancy Lordan agreed and stated that it could become a slippery slope, noting that facilities in other remote areas may request the same waiver. Ms. Carolyn Fenn stated that she would explore a conditional waiver. Mr. Stapleton expressed hesitancy to set the precedent to waive the Bachelor's degree. Ms. Prendergast stated that was concerned that this facility would request waivers from other clinical professions from DPH.

ACTION:

Motion to approve the request for waiver by Ms. Lordan, seconded by Ms. Moscato and unanimously denied by roll call vote as follows: Carolyn Fenn: no; Sherman Lohnes: no; Nancy Lordan: no; Sr. Jacquelyn McCarthy: no;

Mary K. Moscato: no; Naomi M. Prendergast: no; Patrick J. Stapleton: no; Pavel Terpelets: no; Roxanne Webster: no. Absent: William Graves. Recused: None, Abstained: None.

VII. M. G. L. c. 30A, §21 Executive Session:

Motion by Ms. Prendergast to move into Executive Session at 10:33 A.M., seconded by Ms. Webster and unanimously approved by roll call vote as follows: Carolyn Fenn: yes; Sherman Lohnes: yes; Nancy Lordan: yes; Sr. Jacquelyn McCarthy: yes; Mary K. Moscato: yes; Naomi M. Prendergast: yes; Patrick J. Stapleton: yes; Pavel Terpelets: yes; Roxanne Webster: yes. Absent: William Graves. Recused: None, Abstained: None.

VIII. Adjournment:

The Board did not reconvene in Open Session following Executive Session. The next meeting of the Board of Registration of Nursing Home Administrators is scheduled for Friday, June 18, 2021 at 10:00 A.M. via WebEx.

Respectfully submitted:

The Board of Registration of Nursing Home Administrators