

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, September 20, 2019
10:00 a.m. to 2:00 p.m.**

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

Agenda

If you need reasonable accommodations in order to participate in the meeting, contact the DPH ADA Coordinator Yulanda Kiner, Phone: 617-624-5848 in advance of the meeting. While the Board will do its best to accommodate you, certain accommodations may require distinctive requests or the hiring of outside contractors and may not be available if requested immediately before the meeting.

Time	Item #	Item	Exhibits	Staff Contact
10:00 a.m.	I	Call to Order Determination of Quorum Notice of Electronic Recording		Chair
	II	Conflict of Interest Approval of General Session Agenda	Draft Agenda	Board
	III	Approval of Minutes of Regularly Scheduled Meeting A. July 16, 2019 Board Meeting Minutes	Draft Minutes	Board
	IV	Templates for Fines	Templates and Memo	VB
	V	Education Approval A. Mass – ALA <i>Course:</i> From Challenge to Opportunity: Igniting Change in Assisted Living <i>Request:</i> 5 CEUs B. <i>Massachusetts Guardianship Policy Institute</i> <i>Course:</i> Abuse and Self-Neglect <i>Request:</i> 6.5 CEUs	Submission Sent Electronically	RC

Time	Item #	Item	Exhibits	Staff Contact
	VI	CEU Approval Request A. Robert McMahan Course: Universal Infection Prevention and Control <i>Request: 28 hours</i>	Letter and Supporting Documents	RC
	VII	Licensing Applications: A. AIT with Credits (Education & Work Experience) Application No. 941704 Andrew Arcidi B. AIT with Credits (Work Experience) Application No. 939645 Cheryl Lynch	Applications	Board
	VIII	Flex Session A. Announcements/Discussions 2019 Conflict of Interest Law Education Requirements B. Topics for the next Agenda	Verbal	RC
	IX	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 necessity of modifying probation conditions for a Licensee. 2. Specifically, the Board will discuss complaints or charges brought against a Licensee or Licensees. 3. Finally, 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 closed session(s).	Closed Session	Board Chair
	X	65C Session: N/A		Board Counsel
	XI	Adjudicatory Session: N/A		Board Counsel

Time	Item #	Item	Exhibits	Staff Contact
2:00 p.m.	XII	Adjournment -next Board meeting scheduled for October 18, 2019.		Board

COMMONWEALTH OF MASSACHUSETTS

BOARD OF REGISTRATION OF NURSING HOME ADMINISTRATORS
BOARD MEETING

Friday, July 19, 2019

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

MINUTES

Present:

Mary K. Moscato, Hospital Administrator, Secretary
Sister Jacquelyn McCarthy, Nursing Home Administrator 2
Roxanne Webster, Registered Nurse
Naomi M. Prendergast, Nursing Home Administrator 4
Nursing Home)
Mary Ellen Heine, Office of Long Term Services and Supports at Mass
Health
Daniel Gebremedhin, Physician
Sherman Lohnes, Department of Public Health, Vice-Chair
Mary McKenna, Executive Office of Elder Affairs
Patrick J Stapleton, Nursing Home Administrator 5 (Non-Proprietary)

Not Present:

William Graves, NHA, Chair Nursing Home Administrator 1
Nancy Lordan, Nursing Home Administrator 3

Staff Present:

Roberlyne Cherfils, Executive Director, Multi-Boards, BHPL
Karen Geoghegan, Assistant Executive Director, Multi-Boards, BHPL
Jonane Nicolas, Office Support Staff, Multi-Boards, BHPL
Mary Strachan, Board Counsel, Office of the General Counsel, DPH
Lisa Seeley-Murphy, Board Investigator, BHPL
Jamel Caraballo, Temp-Office Support Specialist, Multi-Boards, BHPL

I. Call to Order

Board Chair, Mr. Lohnes, determined that a quorum of the Board was present. The meeting was called to order at 10:02 a.m. by Mr. Lohnes who informed all present that the meeting was being recorded.

II. Approval of the Agenda

Discussion: Mr. Lohnes informed the Board that there was a conflict of interest. Ms. Cherfils informed the Board there was a conflict of interest on Item # VI. A. 2. (Candace Walker Application No. 935749) and that the Board member would recuse. Ms. Cherfils said that despite the recusal, there would still be eight Board members voting on matter and that was a sufficient number to maintain quorum on the matter.

Action: Board member Mrs. Prendergast moved to approve the agenda. The motion was seconded by Ms. Webster and passed unanimously.

Document: BORNHA Agenda for July 19, 2019

III. Approval of the Regular Minutes:

DISCUSSION: Ms. Cherfils made an edit on the third page of the minutes under the action to read as "because the case was not rise to the level of discipline." Ms. Strachan made an edit on page two item V under Staff Assignments to change that the Licensee was not present.

ACTION: Mr. Stapleton made a motion to approve the minutes with edits. Ms. McKenna seconded the motion. The vote passed unanimously.

Document: May 17, 2019 Board Meeting Minutes

IV. NBA Annual Meeting: Conference Update

DISCUSSION: Ms. Cherfils updated the Board on the NAB annual meeting that she attended. Ms. Cherfils referred to the full NAB annual meeting agenda that was sent to Board before the meeting electronically and highlighted two key issues from the annual meeting for the Board.

The first key issue is that NAB is still working on the adoption of the HSE- Health Services Executive across several states. Board staff is in the process of identifying differences between the regulations and the NAB standards. When that analysis is complete, it will be brought it to the Board for review.

The second key issue was from the Commonwealth of Virginia's presentation on the healthcare workforce study. Ms. Cherfils said that there is little research or data collected on Administrators. Given the number of Administrators planning to retire, that group is concerned whether there are enough new NHAs in the pipeline to replace them in the workforce. Ms. Cherfils is working on ways to collecting data on NHAs.

ACTION: None

Document: NBA Memo

V. Educational Approval:

- A. Massachusetts Coalition for the Prevention of the Medical Errors
Course: A Collaborative Approach to Reducing
Readmissions: Harnessing the Patient Voice to Enhance Care Transitions
Request: 7.5 Contact Hours

DISCUSSION: Ms. Moscato stated the Collaborative Approach to Reducing was on a previous agenda. She stated she reviewed it again and found out that it was an outstanding report and she recommended that the Board approve 7.5 hours.

ACTION: Ms. McKenna made a motion to approve the educational program 7.5 contact hours. It was seconded by Ms. Heine. The motion passed unanimously.

VI. Licensing Applications:

A. AIT with Credit (Education & Work Experience)

1. Application No. 936402 Dennis Dineen

DISCUSSION: The Board reviewed his education and work experience. Based on his education and experience, the Board granted Mr. Dineen 160 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Ms. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

Ms. Prendergast recused herself at 10:13 a.m.

2. Application No. 934749 Candace Walker

DISCUSSION: The Board reviewed her education and work experience and voted to approve Ms. Walker for 40 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mr. Stapleton seconded the motion. The motion passed unanimously.

Document: Licensing Application

Ms. Prendergast entered the room at 10:15 a.m.

3. Application No. 931588 Jose Rudy Vargas Jr.

DISCUSSION: The Board reviewed his education and work experience and voted to approve Mr. Vargas for 40 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Ms. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

4. Application No. 936114 Bianka Kellici

DISCUSSION: The Board reviewed her education and work experience and voted to approve 40 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Ms. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

5. Application No. 942887 Karen Fumicello

DISCUSSION: The Board reviewed her education and work experience and voted to approve Ms. Fumicello for 80 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mrs. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

6. Application No. 942870 Christi Sullivan

DISCUSSION: The Board reviewed her education and work experience and voted to approve Ms. Sullivan for 80 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mrs. Heine seconded the motion. The motion passed unanimously.

7. Document: Licensing Application

B. AIT with Credits (Work Experience)

1. Application No. 929452 Rodica Anghel

DISCUSSION: The Board reviewed her work experience and voted to approve Ms. Anghel for 40 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mrs. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

2. Application No. 944792 Ashante Barrows

DISCUSSION: The Board reviewed Ms. Barrows' work experience and voted to approve her 80 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mrs. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

3. Application No. 937739 Benjamin Marshall

DISCUSSION: The Board reviewed Mr. Marshall's work experience and voted to approve him for 40 Hours of credit.

ACTION: Ms. McKenna made a motion to approve the request for credits. Mrs. Heine seconded the motion. The motion passed unanimously.

Document: Licensing Application

VII. Open Investigations:

Staff Assignments

A. SA-INV-14915: Sr. Mary Ludka, (NH2108)

Facility: Sisters of the poor

Attorney: N/A

COI: N/A

Licensee was not present

Ms. Seeley-Murphy presented this matter to the Board members. On April 14, 2019, the Licensee renewed her Nursing Home Administrator's license and checked "yes" on question #2 and 3 regarding discipline and/ or pending discipline in another jurisdiction. The Licensee submitted an explanation of her "yes" answers, stating that on April 9, 2019 she was notified by the New Jersey Board that she was in violation of New Jersey regulations for failing to take a required Ethics course for 4 CEUs. The Licensee has no prior history of investigations, complaints or discipline with the board.

DISCUSSION: Mr. Lohnes inquired about the reason why this was brought to the Board's attention. Ms. Seeley-Murphy explained that the license discipline showed up on the NPDB-National Practitioner Data Bank, and that this scenario is not covered by the Staff Action Policy.

ACTION: Ms. Webster made a motion to dismiss due to discipline not warranted. Ms. Moscato seconded the motion. The motion passed unanimously.

Document: Investigative Report

- B. NHA-2019-005: Bedard, Bruce (NH1633)
Facility: West Revere Health Care
Attorney: N/A
COI: N/A
Licensee was not present

Ms. Seeley-Murphy presented this matter to the Board members.

Licensee practiced without a License (License revoked 3/2/19). Licensee failed to respond to complaint. Board voted to authorize a fine. General Practice Standards based on multiple surveys regarding quality improvements among other things, and the Licensee's failure to respond in 2018. The Licensee also had a 2007 closed complaint and 2015 closed Staff Assignment.

On April 11, 2019, the board was notified by the Division of Health Care Facility Licensure and Certification (the "Division") that deficiencies were cited at a substandard quality of care level when a recertification survey was completed on March 22, 2019 at West Revere Health Center located at 133 Salem Street, Revere, MA. RC; Failing to respond to a Board investigation

DISCUSSION: Ms. Strachan recommended the Board dismiss because the board already has revoked his license in resolution of the previous complaint at the facility at Everett, and the second complaint was related to him working after the revocation was still standing.

ACTION: Ms. Webster made a motion to dismiss due to the license already having been revoked and authorized a fine. Ms. McKenna seconded the motion. The motion passed unanimously.

Document: Investigative Report

VIII. Flex Session

A. Announcements/Discussions

DISCUSSION: Ms. Cherfils explained that there are some months that the Board packets contain a very large number of pages. In order to save time and resources, she would like to reduce the number of printed pages by not including all of the CEU program documents in the hardcopies of the Board packet. Those pages will continue to be included in the electronic copies of the Board packets.

ACTION: None

B. Topics for the next Agenda

DISCUSSION: None

ACTION: None

IX 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.

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There being no more business to discuss in Regular Session, Board Chair Mr. Lohnes moved the Board to Executive Session at 10:40 a.m. and asked the Board members to do a roll call vote.

X. 65 C Session – N/A

XI. Adjudicatory- N/A

XII. Adjournment

The next meeting of the Board of Registration of Nursing Home Administrators will be held on Friday, July 19, 2019. The Board meeting begins at 10:00 a.m.

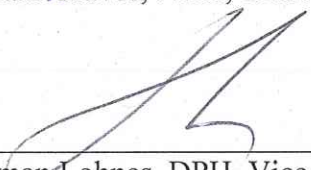
Respectfully submitted:



William Graves, NHA, Chair

11/15/19

Date



Sherman Lohnes, DPH, Vice Chair

11/15/19

Date

Mary K. Moscato, NHA Secretary

Date