



Oklahoma State  
Department of Health

## **LONG-TERM CARE FACILITY ADVISORY BOARD**

### **Regular Meeting**

**August 9, 2006 at 1:30 p.m. in Room 1102**

Oklahoma State Department of Health, 1000 NE 10th Street, Oklahoma City, OK

## **MINUTES**

*Approved November 8, 2006*

### **1) Call to Order**

Diane Hambric called the meeting to order at 1:39 p.m. Wednesday, August 9, 2006. The 2006 Long-Term Care Facility Advisory Board meeting notices were filed and posted with the Secretary of State's office website on November 18, 2005. They were filed November 18, 2005 and posted on the Oklahoma State Department of Health (OSDH) website. The August 9, 2006 meeting agenda was posted July 25, 2006 on the OSDH website and at the OSDH building's front entrance on August 4, 2006.

### **2) Roll Call**

Leslie Roberts called roll. The following members were present: Donna Bowers; Gayla Campbell; Jane Carlson; Clara Haas; Diane Hambric, Chair; Esther Houser; Chris Kincaid; Cassell Lawson; Juana Meadows; Kay Parsons; Ginny Rahme; Dewey Sherbon, Secretary-Treasurer; Wendell Short; H.F. Timmons; and Margaret Wallace.

The following members were absent: Alice Cash; Steve Cox; Theo Crawley; Tracy DeForest; Dr. Terence Grewe; Ann Hays; Mich Magness, Vice-Chair; Dawn Mendenhall; Jane Mershon; Winston Neal; Ralph Palmer; and Dr. Peter Winn.

Identified OSDH staff present were: James Joslin, Assistant Chief of LTC; Mary Womack, Office of General Counsel, OSDH; Dorya Huser, Chief of LTC; Mary Fleming, Director of LTC Survey; Lisa McAlister, Director of Nurse Aide Registry; Gary Miller, Nurse Aide Registry; Darlene Simmons, Director of Health Facilities Division; Dr. Henry Hartsell Jr., Chief of Health Resources Development Service (HRDS); and Leslie Roberts, LTC.

Identified guests present were: Stephanie Merritt, Tulsa Tech; Joyce Clark, Achievis Sr. Living; Kathleen Best, Touchmark at Coffee Creek; Kristi Allison, ORALA; John Belzer, OUHSC, Department of Geriatrics; Holly Mattingly, Norman Senior Care; C. Craig Cole, Attorney, C. Craig Cole & Associates; John E. Gatliff II, Attorney, C. Craig Cole & Associates; Carrie Burnsed, Attorney, C. Craig Cole & Associates; Paula Smith, Attorney, C. Craig Cole & Associates; Debbie Atlee, Chronic Disease, OSDH; Bryan Moore, Legend Senior Living; Amy Talley, Brighton Gardens of Tulsa; Chris Mahen; Beth Mell, Michigan; Annette Valenzuela, Heatheridge; Wilma Warford, Heatheridge; Penny Ridenour; Oralene Sherbon; Ned Gray, OK Dept. of Career Tech; Suzanne Harris, AL relative; Jan Ellis, AL relative; Stacy

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Scott, Alleve Home Care & Hospice; Shirley Inglis, OSU-Sereten; Norma Noles, Silver Oak; Deborah Holmes, Sojourn Care; Eric Lindsey, OKALA; Patricia Dairty, TCC/NEAHEC; Grant Gilchrist, Arbor House; Patsy Holland; Georgia Wind; Loree Smith; Greg Guymon; Nancy Smart, Tulsa Tech; Kay Stewart; James McSpadden, ORALA; Holly Mattingly, Norman Senior Care; Scott Brasier, Norman Senior Care; Greg Frogge, McAfee Taft; L. Louise Crake, OK Board of Nursing; Rhea Ann Lee, Frontier Hospice; and Belinda Arguello, Silver Oak.

**3) Review and Action to Approve/Amend the May 10, 2006 Regular Meeting Minutes**

*Approval/Amendment of minutes for May 10, 2006 regular meeting.*

*After discussion, Esther Houser made a motion to approve the May 10, 2006 regular meeting minutes with exception located on page 5 of 6, agenda item 8, first bullet. The reference to 63 O.S. 1-1939.I(1) will be corrected to 63 O.S. 1-1939.1(1).*

*Seconded by Ginny Rahme. Motion carried.*

Aye: 15 Abstain: 0 Nay: 0 Absent: 12

Donna Bowers	Aye	Mich Magness	Absent
Gayla Campbell	Aye	Juana Meadows	Aye
Jane Carlson	Aye	Dawn Mendenhall	Absent
Alice Cash	Absent	Jane Mershon	Absent
Steve Cox	Absent	Winston Neal	Absent
Theo Crawley	Absent	Ralph Palmer	Absent
Tracy DeForest	Absent	Kay Parsons	Aye
Dr. Terence Grewe	Absent	Ginny Rahme	Aye
Clara Haas	Aye	Dewey Sherbon	Aye
Diane Hambric	Aye	Wendell Short	Aye
Ann Hays	Absent	H.F. Timmons	Aye
Esther Houser	Aye	Margaret Wallace	Aye
Chris Kincaid	Aye	Dr. Peter Winn	Absent
Cassell Lawson	Aye		

**4) Presentation of Successful Certified Medication Aide (CMA) Training**

*Guest speaker will present a real story of successful CMA training.*

Ms. Hambric introduced guest speaker, Dr. John Belzer of the OUHSC, Department of Geriatrics. Dr. Belzer provided an overview of the geriatric program including the program requirements and modules. He stated the program has tripled since inception. The program was operated by a grant, which was not received this year. Each state does their own assessment regarding training needs. Dr. Belzer is hoping the grant will be reinstated. Annette Valenzuela stated this training has provided [students] the ability to identify more easily with residents and family members. In addition, [students] have increased their knowledge, which has made a tremendous difference. They have gained confidence.

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Ms. Huser expressed her regret that Dr. Belzer's program was not funded. His attendance is appreciated and hearing the positive results from the training is encouraging. Ms. Parsons added that it is a tough course, but the CMA's have come back to work with more professional attitudes and confidence. Ms. Huser expressed a possibility the Department may help facilitate a scholarship, maybe from CMP (Civil Monetary Penalty) monies.

Dr. Hartsell reported there are currently ten (10) approved programs throughout the state. Other discussion included recognition of CMA's with specialized training, such as increased pay and college credits. Ms. Houser commended the program as it gives staff opportunities to progress.

**5) Appoint a Nominating Committee for 2007 LTCFAB Officers**

After brief discussion, the Nominating Committee for 2007 LTCFAB Officers was appointed. Dewey Sherbon agreed to Chair the committee. Committee members are Chris Kincaid, Ginny Rahme, and Esther Houser.

**6) Discussion of the Long-Term Care Issues**

- *Report on the Provider Training for ICFs/MR (Intermediate Care Facilities for the Mentally Retarded).*

Ms. Huser stated the provider trainings have been well attended. The attendance to the Oklahoma City training was 200 and 260 in Tulsa. Mr. Sherbon stated the training was outstanding. Speakers were prepared and staff allowed time for Q & A (questions & answers). He gave kudos to Long Term Care for the hard work. Oralene Sherbon expressed her amazement at the work [OSDH] does and that she sees a caring attitude in staff. Ms. Huser added that participants are there to learn. Ms. Huser thanked her staff and Dr. Hartsell for their hard work. The two-day provider training offered 12 CEU's from the OSBENHA (Oklahoma State Board of Examiners for Nursing Home Administrators).

Ms. Parsons requested the Advisory Board to discuss agenda item 8 prior to agenda item 7.

**7) Update on the Ad Hoc Nursing Facility Rule Review Committee (originally agenda item 8)  
*Update on the progress of the Ad Hoc Nursing Facility Rule Review Committee regarding the review of statutory changes and proposed amendments to OAC 310:675, Nursing and Specialized Facilities.***

Ms. Parsons reported the meetings had very small attendance. She provided an update on discussion and consensus items. The proposed rules will be brought to the Advisory Board when consensus of all items is reached.

**8) Update on the Ad Hoc Assisted Living Regulation Review Committee (originally agenda item 7)  
*Update on the progress of the Ad Hoc Assisted Living Regulation Review Committee regarding the review of proposed amendments to OAC 310:663, Continuum of Care and Assisted Living rules, which were presented at the February 8, 2006 Long-Term Care Facility Advisory Board meeting.***

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Esther Houser stated there has been good participation at the meetings. She provided an overview of the consensus items. A handout was provided listing sections of the rule along with a copy of the proposed rules in which the Committee reached consensus. Discussion included proposed rules from OKALA, appropriateness of placement, and Michigan regulations. Beth Mell discussed the impact of legislation in Michigan after it passed. She observed an improvement in the relationship between the Michigan Health Department and assisted living centers.

Discussion included families wanting to 'age in place' in assisted living centers. Sue Harris stated a family member who could not afford third party services was moved to a nursing home and [her] health declined. Jan Ellis stated her family member is very happy in an assisted living center. Prior to [her] assisted living residency [she] was in a nursing home for rehabilitation and had very little social life until [she] went to an assisted living facility. Now, [she] is a social butterfly. Ms. Hambric expressed concern about transfer trauma. Further discussion included, heavy care and concerns for the residents' right to decide. Margaret Wallace recommended that the Ad Hoc Committee should continue discussion.

Clara Haas stated she has been in and out of assisted living centers and is shocked at what she has seen in the facilities. Ms. Haas stressed that there are good nursing homes out there. Donna Bowers added that the rules are not for the good homes. Penny Ridenour said the good homes are over-regulated. Wendell Short reminded everyone that each program is established for a specific purpose.

**9) New Business**

*Not reasonably anticipated 24 hours in advance of meeting.*

**10) Public Comment**

*Please limit comments to three (3) minutes.*

Louise Drake announced an orientation to the Board of Nursing will be held October 16, 2006 at Mercy Health Center. Any licensed nurse or administrator may attend. Contact the Board of Nursing at 962-1804. The cost is \$35.00. Public comments were also made throughout the meeting.

**11) Adjournment**

The meeting was adjourned at 3:05 p.m.

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