



LONG-TERM CARE FACILITY ADVISORY BOARD

Regular Meeting

April 8, 2009 at 1:30 p.m. in Room 1102

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

Minutes

(Approved October 14, 2009)

1) Call to Order

Wendell Short, Chair, called the meeting to order at 1:34 p.m. Wednesday, April 8, 2009. The 2009 Long-Term Care (LTC) Facility Advisory Board meeting notices were filed and posted with the Secretary of State and Oklahoma State Department of Health (OSDH) website on October 10, 2008. The April 8, 2009 meeting agenda was posted March 20, 2009 on the OSDH website and at OSDH building's front entrance on April 3, 2009.

2) Roll Call

Gayle Freeman called roll with the following members present: Wendell Short, Chair; Kay Parsons, Vice Chair; Margaret Wallace, Secretary-Treasurer; Jane Carlson; Theo Crawley; H.F. Timmons; Dewey Sherbon; Diane Hambric; Jane Mershon; Dawn Mendenhall; Clara Haas; Esther Houser; Cassell Lawson; Mich Magness and Dr. Peter Winn.

The following members were absent: Ginny Bond; Gayla Campbell; Tracy DeForest; JoAnne Sellars; Chris Kincaid and Dr. Jean Root.

Currently, there are five vacancies on the Board.

Identified OSDH staff present was: Henry F. Hartsell Jr., PHS; Dr. Tim Cathey, PHS; Dorya Huser, LTC; Jim Buck, LTC; Mary Fleming, LTC; Karen Gray, LTC; and Gayle Freeman, LTC.

Identified guests present were: Mary Brinkley, OKAHSAs; Oralene Sherbon; Joyce Clark, Achievis; Marilyn Kipps and Crystal Mappes, OAHCP.

A quorum was reached. Introduction of LTC Facility Advisory Board members and attendees commenced.

3) Review and Action to Approve/Amend the January 7, 2009 Regular Meeting Minutes.

Meetings are posted at:

<http://www.health.ok.gov/calendar/mtngs/index.html>

<http://www.sos.state.ok.us/meetings/agencymeets.asp?intAgency=316>

Approved minutes are posted at <http://www.health.ok.gov/calendar/mtngs/ltcab.html>

Approval/Amendment of minutes for January 7, 2009 regular meeting.

**Agenda Item #3
 Vote 1**

After brief discussion, Jane Mershon made a motion to approve the January 7, 2009 regular meeting minutes. Seconded b: Kay Parsons. Motion carried.

Aye: 12 Abstain: 3 Nay: 0 Absent: 7

Ginny Bond	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant-Pharmacist	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Donna Bowers	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Gayla Campbell	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Dawn Mendenhall (Exp)	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Jane Carlson	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Jane Mershon (Exp)	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Vacant (Exp)	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Kay Parsons	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Vacant-NH Adm	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Dr. Jean Root	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Theo Crawley (Exp)	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	JoAnne Sellars	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Tracy DeForest	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Dewey Sherbon	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Clara Haas	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Wendell Short	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Diane Hambric (Exp)	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	H.F. Timmons	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Esther Houser	<input type="checkbox"/> Aye <input checked="" type="checkbox"/> Abstain <input type="checkbox"/> Nay	Margaret Wallace (exp)	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Chris Kincaid (Exp)	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Dr. Peter Winn	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Cassell Lawson	<input type="checkbox"/> Aye <input checked="" type="checkbox"/> Abstain <input type="checkbox"/> Nay		
Mich Magness	<input type="checkbox"/> Aye <input checked="" type="checkbox"/> Abstain <input type="checkbox"/> Nay		Shading = Absent

4) Best Practices Medical Directors

Dr. Peter Winn welcomed Dr. Cathey back from his deployment to Iraq. Dr. Winn explained the Best Practices Medical Directors subcommittee had met five (5) times since the creation of the committee in December of 2007. Dr. Winn presented a review of the handout provided. The next meeting of the Best Practices Subcommittee will be Wednesday, June 10, 2009 at 2:30 in room 314 at the Oklahoma State Department of Health. Dr. Winn informed the group that Governor Brad Henry has designated April 13th – 18th as Palliative Care Week.

Wendell thanked Dr. Winn for all of his time and work.

5) Ad Hoc Rules/Regulation Review

Dewey Sherbon gave a report-update on the first meeting of the Ad Hoc committee on rule and regulation review. He related that Dr. Hartsell had provided excellent developmental information to review. Dewey provided a handout of proposals from the Thursday, March 5, 2009 Ad Hoc meeting. He advised anyone interested in the items proposed could attend the next Ad Hoc meeting to be held at Shepherd Mall, Entrance B & C, Suite 40, Roy Keen Room Thursday, April 16 - 1:00 - 3:30 Dept. of Human Services Aging Services/Ombudsman Office 2401 N.W. 23rd Street, Suite 40 Oklahoma City, OK 73107.

Meetings are posted at:

<http://www.health.ok.gov/calendar/mtngs/index.html>

<http://www.sos.state.ok.us/meetings/agencymeets.asp?intAgency=316>

Approved minutes are posted at <http://www.health.ok.gov/calendar/mtngs/lcabc.html>

6) Update on Long Term Care Facility for Sex Offenders

Dr. Hartsell, Deputy Commissioner, Public Health Services, provided an update-status report on the Long Term Care Facility for sex offenders. Dr. Hartsell explained the legislature in 2008 enacted H.B. 2704, which added a new section of law in the public health code that directed the State Department of Health to initiate a Request for Proposal (RFP) through the state central purchasing system. The RFP was for the operation of a Long Term Care Facility for sex offenders who are assigned a numeric risk level of level two (2), or three (3) under the Sex Offenders Registration Act. (Dr. Hartsell explained the definition of a level 1, 2, or 3-sex offender.) A solicitation for an RFP was published in December 2008, and the request ran for approximately sixty days, through February 3, 2009. A provision in the bidding process for questions was provided. The solicitation was issued by the Health Department asking bidders to submit proposals to establish and operate a long-term care facility for level two or three sex offenders. The bid was set to accommodate any range of long-term care facilities. The statute did not limit this to nursing facilities only; the facility could have been an assisted living facility, residential care home or an adult day care center. The statute did not provide any funding mechanism. It was thought the funding might come through Medicaid, Medicare, or some other source of funding. Bids were requested, the bid time was opened for sixty days and no bids were received, also no questions or inquires were received during the solicitation period. Dr. Hartsell indicated that the Health Department has satisfied the duty under the statute to initiate the proposal. A time of questions and answers followed Dr. Hartsell's report

7) Update from Long Term Care

Dorya Huser presented information on Provider Training dates for 2009; she announced the theme for this year's long-term care facility provider training would be "Reaching for the Stars." Residential Care, Assisted Living and ICF/MR have been added to the schedule. Ms. Huser announced the scholarship money for the Certified Nurse Aide (CNA) Career ladder is in the process of being launched within the next thirty to sixty days. Jim Buck is working with several of the Technology Centers and is close to having the details of the contracts finalized. The scholarships for the Career Ladder for CNAs are funded by the Civil Money Penalty fund. Dorya announced that Dr. Terry Cline is the new Commissioner of Health and is deployed to Iraq at this time; his anticipated time to begin work at the Oklahoma State Department of Health is July 2009.

8) New Business

Esther Houser announced that H.B. 2030 had passed today, April 7, 2009. H.B. 2030 creates a Silver Alert for missing vulnerable adults / elderly. The Bill is similar to the Amber Alert. Esther also advised another Bill passed the house yesterday, April 7, 2009; the Bill would eliminate licensure rules for ICF/MR facility administrators.

9) Public Comment

Public comment was made throughout the meeting.

10) Adjournment

The meeting adjourned at 2:31 p.m.

*The next regular Long Term Care Facility Advisory Board Meeting is scheduled for July 8, 2009
At 1:30 p.m. in room 1102 of the Oklahoma State Department of Health*

Meetings are posted at:

<http://www.health.ok.gov/calendar/mtngs/index.html>

<http://www.sos.state.ok.us/meetings/agencymeets.asp?intAgency=316>

Approved minutes are posted at <http://www.health.ok.gov/calendar/mtngs/ltcab.html>