



LONG-TERM CARE FACILITY ADVISORY BOARD

Regular Meeting

January 11, 2012 at 1:30 p.m. in Room 1102

Oklahoma State Department of Health, 1000 NE 10th Street, Oklahoma City, OK 73117-1299

Draft Minutes

1) Call to Order

Wendell Short, Chair, called the meeting to order at 1:32 p.m., Tuesday, January 11th, 2012. The 2012 Long Term Care Facility Advisory Board (LTCFAB) meeting notices were filed and posted with the Secretary of State and on the Oklahoma State Department of Health (OSDH) website on January 9th, 2012. The January 11th meeting agenda was posted on January 9th, 2012, on the OSDH website and was available from the security guards at the OSDH building's garage and front entrances on January 11th, 2012.

2) Roll Call

Doris Carder called roll with the following members present: Wendell Short, Chair; Kay Parsons, Vice-Chair; Margaret Wallace, Secretary-Treasurer; Theo Crawley, Jane Carlson, Esther Houser, Cassell Lawson, Mich Magness, Alan Mason, Bonita Cordray, Dustin Cox, Tammy Vaughn, Linda Brannon, Willie Cantwell, Dewey Sherbon, Diana Sturdevant, Renee Hoback, and Marla Heckman.

The following LTCFAB members were absent: Donna Bowers; Sharon Housh; JoAnne Sellars; H.F. Timmons, and Angela York.

Currently, there are four vacancies on the LTCFAB which consist of one (1) Osteopathic General Practitioner/Geriatrician position, one (1) Residential Care Home Operator/Administrator position, one (1) General Public Over Age of 65 position, and one (1) Licensed General Practitioner position (vacated by Dr. Peter Winn).

A quorum was met with fourteen (14) LTCFAB members present. Introduction of LTCFAB members and attendees commenced.

Identified Department of Health staff present were: Dorya Huser, Long Term Care (LTC); Jim Buck, LTC; Mike Cook, LTC; Mary Fleming, LTC; Patty Scott, LTC; Sue Davis, LTC; Doris Carder, LTC; Vicki Kirtley, Nurse Aide Registry (NAR); James Joslin, Health Resources Development Service (HRDS); John Judge, HRDS; Darlene Simmons, HRDS; and Mary Womack, OSDH Legal Office.

Meetings are posted at:

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

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

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

Identified guests present were: Marilyn Kipps, General Public; Jackye Ward, Oklahoma Board of Nursing; Oralene Sherbon, General Public; Nancy Poteete, Oklahoma Residential Assisted Living Association (ORALA); Joyce Clark, Achievis Senior Living; Gus Pekara, Downtown Consortium; Lisa Croston, OSU Wellness Center; Greg Frogge, McAfee & Taft; Becky Moore, Oklahoma Association of Health Care Providers (OAHCP); Ann Osborne, Francis Tuttle; Shelba Murray Francis Tuttle; Denise Wilson ORALA; and Marietta Lynch, OAHCP.

3) Review and Action to Approve Nomination of New Officers for 2012

Agenda Item #3

Vote 1

Motion: Approval of the Slate of Officers Nominated as Follows: Kay Parsons, Chair; Dewey Sherbon, Vice Chair; and Donna Bowers, Secretary-Treasurer

Motion Made by: Renee Hoback Seconded: Cassell Lawson Motion Carried: Yes

Aye: 16 **Abstain:** 2 **Nay:** 0 **Absent:** 5

Donna Bowers	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Kay Parsons	<input type="checkbox"/> Aye <input checked="" type="checkbox"/> Abstain <input type="checkbox"/> Nay
Jane Carlson	<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
Theo Crawley	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Dewey Sherbon	<input type="checkbox"/> Aye <input checked="" type="checkbox"/> Abstain <input type="checkbox"/> Nay
Sharon Housh	<input 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
Esther Houser	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	H.F. Timmons	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Angela York	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Margaret Wallace	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Cassell Lawson	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Renee Hoback	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Mich Magness	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Diana Sturdevant	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Alan Mason	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Marla Heckman	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Bonita Cordray	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – General Public	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Dustin Cox	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – GP	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Tammy Vaughn	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – Osteopathic/GP	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Linda Brannon	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – RC Operator	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Willie Cantwell	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay		Shading = Absent

4) Review and Action to Approve/Amend the April 13, 2011 Regular Meeting Minutes

Agenda Item #4

Vote 1

Motion: Approval of the April 13, 2011 Regular Meeting Minutes

Motion Made by: Esther Houser Seconded: Linda Brannon Motion Carried: Yes

Aye: 18 **Abstain:** 0 **Nay:** 0 **Absent:** 5

Donna Bowers	<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
Jane Carlson	<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
Theo Crawley	<input checked="" 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
Sharon Housh	<input 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
Esther Houser	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	H.F. Timmons	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Angela York	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Margaret Wallace	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Cassell Lawson	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Renee Hoback	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Mich Magness	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Diana Sturdevant	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Alan Mason	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Marla Heckman	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Bonita Cordray	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – General Public	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Dustin Cox	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – GP	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Tammy Vaughn	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – Osteopathic/GP	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Linda Brannon	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay	Vacant – RC Operator	<input type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay
Willie Cantwell	<input checked="" type="checkbox"/> Aye <input type="checkbox"/> Abstain <input type="checkbox"/> Nay		Shading = Absent

5) Update from Long Term Care

Dorya Huser, Chief, LTC, provided an update on the proposed rule changes for Chapter 663, Continuum of Care and Assisted Living; Chapter 675, Nursing and Specialized Facilities; and Chapter 680, Residential Care Homes. Chief Huser discussed the Oklahoma Assisted Living Association’s (OKALA) letter to the Oklahoma State Department of Health and Long Term Care Facility Advisory Board requesting cancellation of the Ad Hoc Committee to study the proposed rule changes. She provided an update on the recent LTC provider trainings and reviewed the success of the provider training the previous year. Approximately 365 attended each session, with a total of approximately 1000 attendees for the year. The training for next year is probably going to be shortened to one day in Tulsa and OKC (from two days previously).

6) Proposed Rules Ad Hoc Committee Update

Esther Houser provided an update on the previous Ad Hoc committee, stressing the need for committed volunteers. Margaret Wallace stated the history of the Ad Hoc committee has gotten important results and has consistently served the public as expected. Dewey Sherbon also stated how outstanding it is that the Oklahoma State Department of Health is willing to wait a year on implementing proposed changes to the regulation to be sure the changes are in the best interests of the State. The board agreed the Ad Hoc committee should be a part of the board for their 2012 term.

Volunteers and officers for the committee are as follows:

Esther Houser, Chair
 Renee Hoback, Co-Chair
 Linda Brannon, Vice Chair
 Theo Crawley
 Dustin Cox
 Marla Heckman
 Wendell Short

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>

Diana Sturdevant
Bonita Cordray
Dewey Sherbon

LTC representatives and LTC facility attendees also stated they would attend the meetings. LTC facility representatives stressed the importance of receiving notification e-mails with the agenda and previous minutes attached.

Chief Huser stated her office would check with their Legal office about requirements for the Ad Hoc meetings.

7) Quality Indicator Survey (QIS) Update

Dorya Huser, Chief, Long Term Care, received a letter from CMS stating they are concerned with their budget for QIS so they may not implement all the changes first anticipated at this time. Oklahoma is still in the program, however, since it was one of the last states selected.

Mike Cook, Strategic Planning and Compliance Officer, LTC, briefed on the success of the QIS program. Eight surveyors are certified. There are six surveyors for twelve nursing facilities and three surveyors will be trainers. QIS is on schedule, with the next surveyor class at the end of this month (January), training four surveyors at a time. We are moving forward as expected and should be up and running by mid-March.

Chief Huser commented on how enthusiastic the surveyors are and that federal trainers bragged about how competent Oklahoma surveyors are. The goal is for all surveyors to be trained in three to four years. The Inspector General (US) wants specific things investigated by the states. There are more than 140 "care areas" (thresholds, with "0" being abuse). Interviews are computer-input for care areas to come up or the surveyors can identify their own deficiencies.

Wendell Short mentioned that the facilities can purchase their own QIS programs to review and practice with the residents. Mr. Cook emphasized there is no training for the facilities but we do give presentations.

8) Oklahoma Long Term Care Background Check Program

James Joslin, Chief, Health Resources Development Services (HRDS), provided an update on the recent grant awarded to Oklahoma by the Centers for Medicare & Medicaid Services (CMS) to implement the Oklahoma Long Term Care Background Check Program. CMS provides the money for the background checks, but all employees of long term care facilities and their providers with actual direct access to the patients must be fingerprinted at the expense of the facility. This will streamline both the State and Federal background checks. He also reviewed the long term care employers to which this pertains, possible barriers some facilities may encounter, and the fees assessed.

9) New Business

Kay Parsons, Chair, thanked Vickey Kirtley for getting people back on the Nurse Aide Registry (NAR) and doing such an excellent job. Vickey Kirtley stated the NAR isn't behind on anything.

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/lcab.html>

10) Public Comment

Public comment was made throughout the meeting.

11) Adjournment

The meeting adjourned.

The next regular Long Term Care Facility Advisory Board Meeting is scheduled for April 11, 2012 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/lcab.html>