

**MEETING MINUTES
BOARD OF NURSING HOME ADMINISTRATION**

October 23, 2018

These minutes were approved by the Board via mail ballot on February 6, 2019
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1. ROLL CALL

The meeting of the Board of Nursing Home Administration was called to order by Debra Sutton, Chair, at 1:01 p.m. in Conference Room LLA, Nebraska State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board Members and other interested parties in accordance with the Open Meetings Law. The following members answered roll call:

Members Present:

Scott Bahe, member
Amy Fish, member
Renea Gernant, Secretary
Karen Jones, member
Kevin Moriarty, member
Dean Schmidt, member
Debra Sutton, Chair
Alexander Willford, Vice-Chair

Members Absent:

Kathryn Hajj, member

Others Present:

Kris Chiles, Program Manager, Licensure Unit
Nancy Herdman, Health Licensing Coordinator, Licensure Unit
Ami Huff, Assistant Attorney General
Susan Aerni, Investigator
1 public person

2. ADOPTION OF AGENDA

Motion: Bahe moved, seconded by Willford, to adopt the agenda. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmidt, Sutton, Willford (8). Voting nay: none (0). Absent: Hajj (1). Motion Carried.

3. APPROVAL OF MINUTES (7-31-18)

Motion: Fish moved, seconded by Schmid, to approve the 7-31-18 minutes. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmidt, Sutton, Willford (8). Voting nay: none (0). Abstain: None (0). Absent: Hajj (1). Motion Carried.

4. INVESTIGATIVE REPORTS & OTHER CONFIDENTIAL INFORMATION - CLOSED SESSION

MOTION: Willford moved, seconded by Jones, to enter into closed session at 1:05 p.m. to hear discussions of investigative/other confidential nature, and for the prevention of needless injury to the reputation of the individuals. Sutton repeated the purpose of the motion. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmid, Sutton, Willford (8). Voting nay: none (0). Absent: Hajj (1). Motion Carried.

1:05 p.m. - public person departed meeting
1:14 p.m. - Aerni departed meeting

MOTION: Moriarty moved, seconded by Fish, to enter into open session at 1:22 p.m. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmid, Sutton, Willford (8). Voting nay: none (0). Absent: Hajj (1). Motion Carried.

1:22 p.m. - 1 public person entered meeting

5. APPLICATION REVIEW, RECOMMENDATION AND REPORT OUT ON MAIL BALLOTS – OPEN SESSION

Mikel Ardley – NHA AIT Applicant

MOTION: Bahe moved, seconded by Fish, to recommend denial of the license. The basis for the denial is history of convictions, failure to disclose 6 of 29 convictions, diagnosis and continued disrespect for the law. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmid, Sutton, Willford (8). Voting nay: None (0). Abstain: None (0). Absent: Hajj (1). Motion Carried.

6. UNFINISHED BUSINESS

a. Preceptor Stake Holder Committee Update and Next Steps

Fish reported she spoke with Pam Prescott of the Nebraska Health Care Association (NHCA). They talked about what could be done about those who take the preceptor training but never become a preceptor. NHCA did a survey of those who took the training and asked if they felt it prepared them and if they could serve as a preceptor. Most responded that it did prepare them but half said they could not serve as a preceptor. The next time NHCA will do preceptor training they will use the NAB materials and only provide the training to those who agree to be an active preceptor.

Fish commented she would like to see the AIT content updated in the regulations. She said the current content does a disservice to those being trained. Sutton suggested the regulations not be so specific in the training content. Chiles suggested the Board review their regulations beginning next year. Willford suggested setting up a meeting with Bo Botelho, Interim Chief Executive Officer, to explain the concern the Board has about outdated AIT content in the regulations. Chiles stated she could ask Department legal if it would be possible to not enforce a certain section of the regulations based on a Board position.

7. NEW BUSINESS

a. Reports/Updates

- **National Association of Long Term Care Administrator Boards (NAB)**

Fish reported the following:

- The next meeting is November 8-9, 2019, in Tucson, AZ.
- She will be working on item writing for the examination.
- They will be going thru the revised study guide.

- **LeadingAge Nebraska**

Sutton reported the following:

- Just completed the fall conference.
- Moving forward on the second phase of Senior Speaks.
- There is national proposed legislation on lifting the 2 year moratorium on training CNAs when there has been a facility deficiency.
- Working on Medicaid reimbursement with NHCA. Moriarty commented there were inequities in the current system. He stated proposals were presented to the State. He stated there had been no response but the State was considering managed care and the associations were opposed to that.
- Sutton is chairperson of the LeadingAge Nebraska board.

- **Nebraska Health Care Association**

This was addressed above.

b. Disciplinary and Non-Disciplinary Actions Take / Statistics: AIT/Mentoring, Examinations, Licensure and Administrative Penalties

Since January 1, 2018, there have been no disciplinary actions.

Examination results for 2018:

NHA only – 25 pass, 20 fail
CORE only – 26 pass, 3 fail

Current statistics:

Administrator Overseeing More than 1 Nursing Home – 17
NHA AIT – 2
NHA Mentoring Trainee – 9
NHA Preceptor – 84
NHA – 475
Provisional NHA – 34

c. Selection of Meeting Dates for 2019

The Board agreed to the following dates: 1-22-19, 4-23-19, 7-23-19 and 10-22-19

d. New Member Appointments

Chiles reported Natalie Manley would be the new physician member beginning 12-1-18.

Schmid was recognized for his 13 years of service to the Board.

8. ADJOURNMENT

MOTION: Schmid moved, seconded by Jones, to adjourn. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Schmid, Sutton, Willford (8). Voting nay: none (0). Absent: Hajj (1). Motion Carried.

The Chair, Sutton, declared the meeting adjourned at 2:05 p.m.

Respectfully submitted,

Renea Gernant, Secretary
Board of Nursing Home Administration

Summarized by: Nancy Herdman, Health Licensing Coordinator