

BOARD OF LONG TERM CARE ADMINISTRATION

APRIL 14, 2021

10:00 am to 12:30 pm

MEETING MINUTES

Virtual Meeting Notice

Due to the COVID-19 pandemic, all board meetings were held virtually during the declared public health emergency.

Information on how to access the public portion of the meeting is listed below:

This meeting was available by Web

Meeting number: 160 019 7343

Password: yxJi3tSmv54

<https://dcnet.webex.com/dcnet/j.php?MTID=m2b72fb8b3db90f64385c42b549813954>

This meeting was available by Phone

Call in Number: 1-650-479-3208 Call-in toll number (US/Canada)

Access Code: 160 019 7343

**BOARD OF LONG TERM CARE ADMINISTRATION
OPEN SESSION MINUTES
APRIL 14, 2021**

	<p><u>Roll Call</u></p> <p>The April 14, 2021 Open Session meeting was called to order at 10:15am and a quorum was established.</p> <p><u>Board Members:</u> Keysha Dale, Chairperson B. Michelle Harris Shawntelle Nesmith (Absent for a portion of the meeting.)</p> <p><u>Staff:</u> Aisha Nixon, Executive Director Ajay Gohil, Board Attorney Fatima Abby, Health Licensing Specialist Deb Moss, Investigator</p> <p><u>Visitor:</u> Dallas Salisbury</p>	
<p>OS-0414-01</p>	<p><u>OPEN SESSION AGENDA</u></p> <p><u>Board Action:</u> Acceptance of Agenda for April 14, 2021 Open Session Meeting.</p> <p><u>Motion:</u> Motion made by Dr. Harris to approve the April 14, 2021 Open Session Agenda. Seconded by Ms. Dale.</p> <p><u>Vote:</u> Ms. Dale and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0414-02</p>	<p><u>OPEN SESSION MINUTES</u></p> <p><u>Board Action:</u> Consideration of the Open Session Minutes from the January 13, 2021 meeting.</p> <p><u>Motion:</u></p>	

	<p>Motion made by Dr. Harris to approve the January 13, 2021 Open Session minutes. Seconded by Ms. Dale.</p> <p><u>Vote:</u> Ms. Dale, and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0414-03</p>	<p><u>BOARD/DEPARTMENT’S REPORT</u></p> <p><u>EXECUTIVE DIRECTOR’S REPORT</u></p> <ul style="list-style-type: none"> • DC Health/HRLA Operational status remains in teleworks posture due to COVID-19. • The Mayor has extended D.C.’s public health emergency to May 20, 2021. The Mayor’s Administrative Order waiving licensure requirements for those in good standing in another jurisdiction to practice in the District now includes a clause that grants 60 days grace period to complete a contract or obtain a license. • District of Columbia will begin registering anyone who is over 16 years old for the vaccine starting on April 19, 2021. • Online licensure portal will be available to the public in April 2021. The staff are continuing to test the online system. • The NAB Midyear Conference will be held in person in October 2021. DC Health/HRLA will have to determine whether to allow the Board Members to travel. • <u>Licensure Census</u>: There are 55 licensed nursing home administrators. <p><u>BOARD ATTORNEY’S REPORT</u></p> <ul style="list-style-type: none"> • Board Attorney recommended the board to review Scope of Practices which is on the agenda. <p><u>CHAIRPERSON’S REPORT</u></p> <ul style="list-style-type: none"> • NAB Annual Meeting is scheduled on June 9-11, 2021. <p><u>Visitor:</u> Mr. Dallas Salisbury provided a recommendation on the composition of the Board by adding a resident of nursing home and/or assisted living facilities as a board/consumer member.</p> <p>The Board Executive Director will contact the Mayor’s Office of Talent and Appointments (MOTA) to inquire if it is</p>	

	possible to change the Board composition.	
OS-0414-04	<p><u>BOARD DELEGATIONS:</u></p> <p><u>Board Action:</u> The Board is to review the outlined delegated authorities and determine whether to accept or not.</p> <p><u>Background:</u> As the Board of Long Term Care Administration (“the Board”) is limited in how often it can meet, the Board has delegated various authorities to Board staff to help accomplish the goal of public safety. These delegated authorities are limited in nature and are intended to facilitate the business of the Board in an efficient and expedient manner, while at the same time ensuring patient safety is always maintained.</p> <p><u>Motion:</u> Motion made by Dr. Harris to approve delegated authorities with the revision on item C7 to indicate that HLS may approve and review completed and clean AIT applications via examination and reexamination application. Seconded by Ms. Dale.</p> <p><u>Vote:</u> Ms. Dale, and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
OS-0414-05	<p><u>ASSESSMENT FEE SCHEDULE</u></p> <p><u>Board Action:</u> Review and determine whether to approve the draft assessment fee schedule.</p> <p><u>Background:</u> To assist the Board with its work, Board staff drafted an assessment fee schedule for the Board to review. The schedule features the Board’s most frequently assessed matters.</p> <p>This matter was tabled for the next board meeting.</p>	
OS-0414-06	<p><u>ASSISTED LIVING ADMINISTRATORS (ALA) RULEMAKING</u></p> <p><u>Board Action:</u> Review the question from Senior Deputy Director.</p>	

	<p><u>Background:</u> In July 2020, the Board accepted the second proposed ALA Rulemaking. The Senior Deputy Director has reviewed the proposed rulemaking and has questions regarding the qualifications in 11302.1(c) and the requirement of 480 hours of practicum. Wanted clarity regarding why the requirements are more stringent than 11302.1(b). Based on the curriculum for nursing, medicine, and other health professional programs; social services, psychology, some of the core courses are required.</p> <p>The proposed ALA rules were opened to public comments. There are 2 Guardant letters included - one with the board attorney’s response and the other one is the comment from the public.</p> <p>In October 2019, the Board addressed the comments from the public. The attorney for the Board has made updates to the ALA rules to address the public comments received.</p> <p><u>Motion:</u> Motion made by Dr. Harris to approve the rulemaking with the changes under 11302.1(c) by requiring 320 practicum hours. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Ms. Nesmith and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0414-07</p>	<p><u>HEALTH OCCUPATION REVISION ACT (HORA) UPDATE</u></p> <p><u>Board Action:</u> The Board is to review and revise the HORA related to the professionals’ scope of practices for Nursing Home Administrator, Assisted Living Administrator, and Home Health Administrator.</p> <p><u>Motion:</u> Motion made by Dr. Harris to keep the scope of practice, additional qualification and board composition as it is. Seconded by Ms. Dale.</p> <p><u>Vote:</u> Ms. Dale and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	

<p>OS-0414-08</p>	<p><u>OPEN SESSION CONSENT AGENDA:</u></p> <p><u>Board Action:</u> Consideration of the applications approved for purposes of review and/or ratification of Board actions taken since the last Board meeting.</p> <p><u>Background:</u> The Consent Agenda is a record of the decisions and/or actions taken by the Board or its staff since the last meeting of the Board.</p> <p><u>Motion:</u> Motion made by Dr. Harris to approve the Open Session Consent Agenda. Seconded by Ms. Dale.</p> <p><u>Vote:</u> Ms. Dale and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0414-09</p>	<p><u>MOTION TO CLOSE</u></p> <p><u>Board Action:</u> To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p>The next meeting of the Board is scheduled for <u>July 14, 2021</u> at <u>10AM</u>.</p> <p><u>Background:</u> Chairperson, I move that the Board close the Open Public session portion of the meeting and move into the Closed Executive Session portion of the meeting pursuant to D.C. Official Code § 2-575(b) for the following purposes: to discuss disciplinary matters pursuant to § 2-575(b)(9); to seek the advice of counsel to the board, to preserve the attorney-client privilege, or to approve settlement agreements pursuant to § 2-575(b)(4); and to plan, discuss, or hear reports concerning ongoing or planned investigations pursuant to § 2-575(b)(14).”</p> <p><u>Motion:</u> Motion made by Ms. Dale to close the Open Session Meeting. Seconded by Dr. Harris.</p>	

	<p><u>Vote:</u> Ms. Dale and Dr. Harris voted in favor of the motion. The motion passed unanimously.</p>	
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This ends the Open Session Minutes.