

BOARD OF LONG TERM CARE ADMINISTRATION

JULY 21, 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: 172 290 0979

Password: wJPwhgEp326

<https://dcnet.webex.com/dcnet/j.php?MTID=m23490380aec572a9797858f468b69e32>

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
JULY 21, 2021**

	<p><u>Roll Call</u> <u>Board Members:</u> Keysha Dale, Chairperson B. Michelle Harris Shawntelle Nesmith</p> <p><u>Staff:</u> Aisha Nixon, Executive Director Ajay Gohil, Board Attorney Fatima Abby, Health Licensing Specialist Deb Moss, Investigator</p>	
OS-0721-01	<p><u>OPEN SESSION AGENDA</u></p> <p><u>Board Action:</u> Acceptance of Agenda for July 21, 2021 Open Session Agenda.</p> <p><u>Motion:</u> Motion made by Dr. Harris to accept the July 21, 2021 Agenda. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
OS-0721-02	<p><u>OPEN SESSION MINUTES</u></p> <p><u>Board Action:</u> Consideration of the Open Session Minutes from the April 14, 2021 meeting.</p> <p><u>Motion:</u> Motion made by Dr. Harris to accept the April 14, 2021 Open Session Minutes. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	

<p>OS-0721-03</p>	<p><u>BOARD/DEPARTMENT’S REPORT</u></p> <p><u>EXECUTIVE DIRECTOR’S REPORT</u></p> <ul style="list-style-type: none"> • The Home Going Celebration of Ms. Veronica Longstreth, Associate Director of Health Facilities was on July 14, 2021. • DC Health employees returned to the office on July 12, 2021. Staff are in the office three days per week and are teleworking two days a week. • The new online application through Salesforce are live now. The department is no longer accepting paper application as of June 14, 2021. • Associate Director sent out poll to determine whether or not the Board members prefer in-person or virtual setting. Board meeting will continue to be conducted remotely. It may resume some in-person board meeting in 2022. • New Executive Director (ED) of the Board will start on the first week of August. Ms. Nixon is now the new Executive Director of Board of Medicine and will transfer her duties to the new ED. • The Mayor’s Administrative Order will expire on July 25, 2021. Practitioners who met the waiver will have 60 days grace period. • There are 55 active nursing home administrators. • Information on Board Member Appointments. <p><u>BOARD ATTORNEY’S REPORT</u></p> <ul style="list-style-type: none"> • AAG Gohil provided explanation on Board Member composition. <p><u>CHAIRPERSON’S REPORT</u></p> <ul style="list-style-type: none"> • There was no report on from the Board Chair. • Ms. Nesmith and Ms. Nixon provided updates on the NAB’s conference from June 2021. The upcoming NAB 2021 Mid-Year Meeting is scheduled on October 20-22, 2021 in Monterey, CA. 	
<p>OS-0721-04</p>	<p><u>ASSESSMENT FEE SCHEDULE</u></p> <p><u>Board Action:</u> Review and determine whether to approve the draft fines/assessment schedule.</p> <p><u>Background:</u> To assist the Board with its work, Board staff drafted a</p>	

	<p>finances/assessment schedule for the Board to review. The schedule features the Board’s most frequently assessed matters.</p> <p>This matter was tabled from the last board meeting.</p> <p><u>Motion:</u> Motion made by Dr. Harris to update the fines/assessments schedule. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0721-05</p>	<p><u>ASSISTED LIVING ADMINISTRATORS (ALA) RULEMAKING</u></p> <p><u>Board Action:</u> The Board is to review the ALA rulemaking again and provide the clarification.</p> <p><u>Background:</u> In April 2021, the Board voted to approve the rulemaking with the changes under 11302.1(c) by requiring 320 practicum hours.</p> <p>ALA rulemaking was forwarded for legal sufficiency. The OAG office needed clarification on “training requirements” that 11311.5 intends to exempt.</p> <p>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> Recommendation on section (11311.5) was shared with the Board to only include for individuals who have meet all the requirements as listed in section 11306 (licensure by Endorsement).</p> <p>Motion made by Dr. Harris to allow staff to brain storm and include the recommended information. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0721-06</p>	<p><u>Question from the Public:</u></p> <p><u>Board Action:</u> The Board is to review the course descriptions and determine whether the courses meet the DC requirements.</p> <p><u>Background:</u> The Director of Health Care Management Programs at Utica College contacted the Board regarding the Graduate Certificate in Nursing Home Administration. The Utica College Nursing Home Administrator (NHA) Program offers coursework required for NHA licensing in New York State. This program is specifically designed and registered to provide students with the necessary coursework required to meet the educational requirements of licensure in New York. They had an inquiry from a potential candidate who wishes to take our program but ultimately become a Nursing Home Administrator in D.C. They would like to know if the following courses meet the DCMR Title 17, Chapter 62, Section 6202.1 (b) required courses:</p> <ul style="list-style-type: none"> • AGE 503- Perspectives in Gerontology (3 credits) • FIN 585- Healthcare Financial Management (3 credits) • HCA 527- Ethical and Legal Issues (3 credits) • HCA 615- Human Resource Management (3 credits) • HCA 621- Nursing Home Administration (3 credits) <p><u>Motion:</u></p>	

	<p>Motion made by Ms. Nesmith to accept the course descriptions from Utica College to meet the DC requirements. Seconded by Dr. Harris.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-0721-07</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>October 13, 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 at 11:28 AM. Seconded by Dr. Harris.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, and Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	