

BOARD OF LONG TERM CARE ADMINISTRATION

October 13, 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=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
October 13, 2021**

	<p><u>Roll Call</u> Keysha Dale, Chairperson B. Michelle Harris Shawntelle Nesmith</p> <p><u>Staff:</u> LaTrice Herndon, Executive Director Frank Meyer, Associate Director Ajay Gohil, Board Attorney Fatima Abby, Health Licensing Specialist Deb Moss, Investigator Gregory Scurlock, Compliance Officer</p> <p><u>Visitor:</u> Dallas Salisbury</p>	
<p>OS-1013-01</p>	<p><u>OPEN SESSION AGENDA</u></p> <p><u>Board Action:</u> Acceptance of Agenda for October 13, 2021 Open Session Agenda.</p> <p><u>Motion:</u> Motion made by Dr. Harris to accept the October 13, 2021 Open Session Agenda. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-1013-02</p>	<p><u>OPEN SESSION MINUTES</u></p> <p><u>Board Action:</u> Consideration of the Open Session Minutes from the July 21, 2021 meeting.</p> <p><u>Motion:</u> Motion made by Ms. Nesmith to accept the July 21, 2021. Seconded by Dr. Harris.</p> <p><u>Vote:</u></p>	

	Ms. Dale, Dr. Harris, Ms. Nesmith voted in favor of the motion. The motion passed unanimously.	
OS-1013-03	<p><u>BOARD/DEPARTMENT’S REPORT</u></p> <p><u>EXECUTIVE DIRECTOR’S REPORT</u></p> <p>A. Introduction of the New Executive Director</p> <ul style="list-style-type: none"> ▪ Ms. LaTrice Herndon introduced herself to the Board as the New Board Executive Director. <p>B. Operational Status Update</p> <ul style="list-style-type: none"> ▪ Mr. Frank Meyer, Associate Director, welcomed Ms. Herndon. In addition, he thanks Ms. Aisha Nixon, Former Executive Director for the LTCA Board. ▪ The Licensure Waiver ended on July 25, 2021 and it was extended on October 30, 2021. In addition, Dr. Nesbitt issued declaration in which implementing process for certain professionals to obtain temporary license once they submit a full application. <p>C. Update related to the Licensure Waiver</p> <ul style="list-style-type: none"> ▪ It has been extended until October 30, 2021. <p>D. Covid Vaccine/Vaccination Requirement</p> <ul style="list-style-type: none"> ▪ Deadline was September 30, 2021. <p>E. NAB Meeting</p> <ul style="list-style-type: none"> ▪ NAB Meeting is scheduled on October 20-22, 2021. <p>F. Licensure Census</p> <ul style="list-style-type: none"> ▪ There are 57 licensed nursing home administrators. <p><u>BOARD ATTORNEY’S REPORT</u></p> <ul style="list-style-type: none"> • Mr. Gohil provided updated on the next Board meetings: <ul style="list-style-type: none"> ○ January 12, 2022 ○ April 13, 2022 ○ July 13, 2022 ○ October 12, 2022 	

	<p style="text-align: center;"><u>CHAIRPERSON’S REPORT</u></p> <ul style="list-style-type: none"> ○ Ms. Dale welcomed Ms. Herndon. ○ Provided updates on the upcoming and prior conventions. 	
<p>OS-1013-04</p>	<p><u>ASSISTED LIVING ADMINISTRATORS (ALA) RULEMAKING</u></p> <p><u>Board Action:</u> Update will be provided by the Board Attorney.</p> <p><u>Background:</u> In July 2021, 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). The Board voted to allow staff to brainstorm and include the recommended information.</p> <p>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></p>	

	<p>There is no motion. Mr. Gohil indicated that this is under the public comment period. Mr. Salisbury indicated that he will be submitting comments.</p>	
OS-1013-05	<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> A potential candidate has an inquiry and wishes to take course to ultimately become a Nursing Home Administrator in D.C. The candidate 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"> • Organization and Financing of Aging Service <p><u>Motion:</u> Motion made by Dr. Harris to accept the course toward management of long term care institution. Seconded by Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
OS-1013-06	<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>January 12, 2022</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</p>	

	<p>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 Ms. Nesmith.</p> <p><u>Vote:</u> Ms. Dale, Dr. Harris, Ms. Nesmith voted in favor of the motion. The motion passed unanimously.</p>	
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