LONG-TERM CARE FACILITY ADVISORY BOARD

Regular Meeting

July 11, 2012 at 1:30 in Room 1102

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

MINUTES

## July 11, 2012

1. **Call to Order**

Kay Parsons, Chair, called the meeting to order at 1:31 pm.

1. **Roll Call**

Natalie Smith called roll with the following LTCFAB members present: Kay Parsons, Chair; Dewey Sherbon, Vice Chair; Donna Bowers; Jane Carlson; Esther Houser; Theo Crawley; Mich Magness; Alan Mason; Dustin Cox; Linda Brannon; Wendell Short; H.F. Timmons; Margaret Wallace; Renee Hoback and Marla Heckman.

The following LTCFAB members were absent: Sharon Housh; Angela York; Bonita Cordray; Tammy Vaughn; Willie Cantwell; JoAnne Sellars; and Diana Sturdevant.

Currently, there are 4 vacancies on the LTCFAB which consist of 27 members.

A quorum was met with 15 members present.

1. **Review and Action to Approve/Amend January 11, 2012 and April 11, 2012 Regular Meeting Minutes:**

#### **Agenda Item #**3

#### **Vote 1**

**Motion:** Approval of the April 11, 2012 Regular Meeting Minutes

Motion Made by: Rene Hoback Seconded: Theo Crawley Motion Carried: Yes\_\_\_\_\_\_\_\_\_\_

Aye: 14 Abstain: 1 Nay: 0 Absent: 8\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Aye: 14 Abstain: 1 Nay: 0 Absent: 8***

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| --- | --- | --- | --- | --- |
| Donna Bowers | 🗹Aye 🞏 Abstain 🞏 Nay |  | Kay Parsons | 🗹Aye 🞏 Abstain 🞏 Nay |
| Jane Carlson | 🗹Aye 🞏 Abstain 🞏 Nay |  | JoAnne Sellars | 🞎Aye 🞏 Abstain 🞏 Nay |
| Theo Crawley | 🗹Aye 🞏 Abstain 🞏 Nay |  | Dewey Sherbon | 🗹Aye 🞏 Abstain 🞏 Nay |
| Sharon Housh | 🞎Aye 🞏 Abstain 🞏 Nay |  | Wendell Short | 🗹Aye 🞏 Abstain 🞏 Nay |
| Esther Houser | 🗹Aye 🞏 Abstain 🞏 Nay |  | H.F. Timmons | 🗹Aye 🞏 Abstain 🞏 Nay |
| Angela York | 🞎Aye 🞏 Abstain 🞏 Nay |  | Margaret Wallace | 🞎Aye 🗹 Abstain 🞏 Nay |
| Cassell Lawson | 🞎Aye 🞏 Abstain 🞏 Nay |  | Renee Hoback | 🗹Aye 🞏 Abstain 🞏 Nay |
| Mich Magness | 🗹Aye 🞏 Abstain 🞏 Nay |  | Diana Sturdevant | 🞏Aye 🞏 Abstain 🞏 Nay |
| Alan Mason | 🗹Aye 🞏 Abstain 🞏 Nay |  | Marla Heckman | 🗹Aye 🞏 Abstain 🞏 Nay |
| Bonita Cordray | 🞎Aye 🞏 Abstain 🞏 Nay |  | Vacant – General Public | 🞎Aye 🞏 Abstain 🞏 Nay |
| Dustin Cox | 🗹Aye 🞏 Abstain 🞏 Nay |  | Vacant – RC Operator | 🞎Aye 🞏 Abstain 🞏 Nay |
| Tammy Vaughn | 🞎Aye 🞏 Abstain 🞏 Nay |  | Vacant – Osteopathic/GP | 🞎Aye 🞏 Abstain 🞏 Nay |
| Linda Brannon | 🗹Aye 🞏 Abstain 🞏 Nay |  |  |  |
| Willie Cantwell | 🞎Aye 🞏 Abstain 🞏 Nay |  |  | Shading = Absent |

#### **Agenda Item #**3

#### **Vote 2**

**Motion:** Approval of the January 11, 2012 Regular Meeting Minutes

Motion Made by: Rene Hoback Seconded: Margaret Wallace Motion Carried: Yes\_\_\_\_\_\_\_\_\_\_

Aye: 15 Abstain: 0 Nay: 0 Absent: 8\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Aye: 15 Abstain: 0 Nay: 0 Absent: 8***

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Donna Bowers | 🗹Aye 🞏 Abstain 🞏 Nay |  | Kay Parsons | 🗹Aye 🞏 Abstain 🞏 Nay |
| Jane Carlson | 🗹Aye 🞏 Abstain 🞏 Nay |  | JoAnne Sellars | 🞎Aye 🞏 Abstain 🞏 Nay |
| Theo Crawley | 🗹Aye 🞏 Abstain 🞏 Nay |  | Dewey Sherbon | 🗹Aye 🞏 Abstain 🞏 Nay |
| Sharon Housh | 🞎Aye 🞏 Abstain 🞏 Nay |  | Wendell Short | 🗹Aye 🞏 Abstain 🞏 Nay |
| Esther Houser | 🗹Aye 🞏 Abstain 🞏 Nay |  | H.F. Timmons | 🗹Aye 🞏 Abstain 🞏 Nay |
| Angela York | 🞎Aye 🞏 Abstain 🞏 Nay |  | Margaret Wallace | 🗹Aye 🞎 Abstain 🞏 Nay |
| Cassell Lawson | 🞎Aye 🞏 Abstain 🞏 Nay |  | Renee Hoback | 🗹Aye 🞏 Abstain 🞏 Nay |
| Mich Magness | 🗹Aye 🞏 Abstain 🞏 Nay |  | Diana Sturdevant | 🞏Aye 🞏 Abstain 🞏 Nay |
| Alan Mason | 🗹Aye 🞏 Abstain 🞏 Nay |  | Marla Heckman | 🗹Aye 🞏 Abstain 🞏 Nay |
| Bonita Cordray | 🞎Aye 🞏 Abstain 🞏 Nay |  | Vacant – General Public | 🞎Aye 🞏 Abstain 🞏 Nay |
| Dustin Cox | 🗹Aye 🞏 Abstain 🞏 Nay |  | Vacant – RC Operator | 🞎Aye 🞏 Abstain 🞏 Nay |
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| Linda Brannon | 🗹Aye 🞏 Abstain 🞏 Nay |  |  |  |
| Willie Cantwell | 🞎Aye 🞏 Abstain 🞏 Nay |  |  | Shading = Absent |

1. **State of Long Term Care:**

Dr. Terry Cline began by thanking the Advisory board member for volunteering their time and taking part in the board, noting the importance of the board. Dr. Cline spoke of Long Term Care’s impact on those we serve and those who receive service and made mention of his understanding of the challenges, i.e. workforce demands and funding challenges. He talked about Long Term Care’s improved quality of service and commitment to doing better. He also explained how the department has recently started moving to Quality Indicator Surveys (QIS) and is recognized as a registered QIS Department. This program will bring to light errors and mistakes that can be learned from which allows limitless opportunities to improve the future. He also noted the quality is a big push for the Department of Health. Dr. Cline touched on the budget challenges stating that the Department of health has been hit hard during these challenging economic times, with a twenty percent (20%) cut over the past three years (3). But also noting these cuts came out of State Appropriations which is only sixteen percent (16%) of the overall budget. Although the Department of Health is at Three hundred (300) fewer staff members than three (3) years ago, no cuts have been made to Long Term Care. Long Term Care has actually seen an increase in staff with surveyors thanks to Dorya Huser, Chief, LTC. Dr. Cline then closed and asked for questions from the board.

Dewey Sherbon asked Dr. Cline if there were sufficient funds to increase automated technology within the Department of health, in which he answered that that was something that was being worked on. He then allowed Dr. Hank Hartsdale to speak on behalf of the AMANDA program and the information system which is online and the State Health Department is currently a part of the piloting program. Alan Mason then asked if hospitals were being encouraged to get HMP’s to Long Term Care Facilities. It was stated that we look forward to the day when Long Term Care Facilities will be able to look up resident’s information on the computer and we continue to strive towards this effort. Kay then thanked Dr. Cline and Dr. Hartsdale for their time and being able to speak with the board today.

1. **Long Term Care Mandates:**

Dorya Huser, Chief, LTC, provided update that on the 1st of April 2012 Long Term Care engaged in a project to increase efficiency and workload mandates and have implemented an approved voluntary overtime program to help meet mandates. Since implementing this program the IJ High requirement has been met in all but Assisted Living. Mike Cook, Strategic planning and Compliance, LTC spoke on the current resources and workload, stating that we are currently up 500 investigations to date. The surveyors have made 2,904 onsite visits, conducting 3,873 surveys at 131,126 hours. Mike Cook also noted that we currently have 82 surveyors, with 65 currently in the field and 17 currently in training; which still puts the survey department 10% short on manpower. Mike then closed and asked for questions from the board.

Mich Magness asked what changed allowing the surveyors to complete more surveys in the timeframe specified. Mike Cook answered with the staff cares and take pride in their work and being allowed overtime has increased the efficiency and the ability to schedule more surveys. Dorya Huser then added the authorized overtime has increased the capacity of surveys that can be completed and surveyors and staff have the ability to complete surveys on the weekends. Mich Magness then asked what the long term solution is. Mike Cook stated the need for more personnel, over time, and finding a balance for FTE, and remedying the turn-over rate. Dewy Sherbon questioned quality improvement and asked if there is a quality assurance mechanism in place in the survey process. Dorya Huser stated that they are conducting quality assurance activities, that will give the ability to find areas of strength and weakness, there is also federal oversight, comparative surveys, and a staff that is willing to take a hard look and make changes to better the program. Mike Cook added the teams are reviewing each other’s work and then the work is reviewed in office by Mary Fleming’s team.CMS also conducts quality assurance on surveys using the State Standard Performance Surveys (SSPS) each year. With reviewing time frames, enforcement, and frequency will allow these to be used as improvement tools. Marla Heckman inquired to the time frame on the training period. Dorya Huser informed the board that the training period for surveyors is approximately a year, generally ten to twelve months before they could test to be SMQT certified, and also noted that the surveyor’s do not work alone until they are SMQT certified.

1. **Update on Legislation Addressed in the 2012 Session:**

Esther Houser provided an update on the current legislation. Esther Houser talked about two (2) of the major pieces that are related to Long Term Care. HB2270 by Representative Doug Cox and Senator Rob Johnson levies a fee on nursing facilities used to pull down Medicaid money. This allows provider fees to be increased to the federal level and staffing level to also increase.

Esther Houser also talked about HB 2566 by Representative Harold Wright and Senator Tom Ivester, stating this bill amends a section of the law pertaining to the rights of the residents. This will allow the residents the freedom of choice regarding any personal attending physicians and all other providers of medical service and supplies without financial penalty or fee charged by the assisted living center.

Alan Mason asked Esther Houser if the facility has the right to state what outside provider has to provide. Esther Houser answered no, but they can request the resident to sign a provision for this.

1. **Update on Long Term Care Background Check Program:**

James Joslin provided information on the Background Check Program and updates on grants for the program. He provided the board members and guest with a copy of the handouts that cover in detail on what is covered in the HB2582 and spoke about the website <http://onbc.health.ok.gov> which a vast amount of information on HB2582 and grant information. James Joslin talked on what still needs to happen and about using a staggered implementation when putting it into place. He also noted that this program works with the AMANDA system by use of SSN and Last name. James Joslin stated he believes we will see a significant change related to Homecare Agencies serving Medicare clients. He also notes there is a pilot program in place that is implementing the screening portion and they are working on phase 2 which is the printing process. Kay Parsons asked James Joslin if it was conceivable that the rule making would come before this advisory board. James Joslin stated that it was a possibility and that there is still much to consider.

1. **Update from Long Term Care:**

Mike Cook, LTC provided information on the implementation of the QIS Program, stating that this began June 1, 2011 and is and has been a long process. At this time there are eleven (11) qualified surveyors and three (3) of them are QIS trainers. He also noted that he is very proud of the staff and their support. Dorya Huser touched on the provider training that has taken place so far this year stating the speakers Lisa Tripp, Rick E. Harris and Linda Mae Shell did a wonderful job of keeping the rooms interest on the subjects they were speaking on. They covered root cause analyst, simple inexpensive ways to prevent falls. Dorya Huser also reminded the board that the next provider training would be July 26, 2012 in Tulsa. Dorya Huser then spoke about the mandates project, stating that it has been consuming and there are still some problem areas that need to be worked on, but saying it has been very worthwhile.

Dorya Huser asked Mary Fleming to speak on the Drug Reduction in Dementia Patients, saying it was a great opportunity for Oklahoma. Mary Fleming informed the board that the rollout date was March 30, 2012 and we are behind the power curb on this and that the goal of the program is to reduce antipsychotic medications by fifteen percent (15%) by the end of 2012. LTC’s goal is to get the word out by December 2012. Dorya noted that with this program we are trying to get Oklahoma off the top of the list. CMS is taking several steps to achieve goals of improved care by implementing enhanced training, increased transparency, and alternatives to antipsychotic medication.

1. **Nominating Committee for New Officers:**

Kay Parsons thanked Dewy Sherbon for the emails and reminders for the LTCFAB meeting. Kay Parsons then stated the committee would present their nominations at the October 10, 2012 meeting. This committee consists of the following members: Wendell Short- Chair, Dewy Sherbon, Esther Houser, Dustin Cox, Theo Crawley, Cassel Lawson, and Donna Bowers.

1. **New Business**

Kay Parsons informed the members that at the April 11, 2012 meeting she abolished the ADHOC committee.

1. **Public Comment**

Wes Bledsoe from A perfect Cause asked the board if they would be conducting background checks on foreign nationals. Esther Houser stated that the Background Check Program would tie into the FBI’s check to verify the status of the individual.

1. **Adjournment**

The meeting adjourned at 3:47 p.m.