

STATE OF NEVADA
BOARD OF EXAMINERS FOR LONG-TERM CARE ADMINISTRATORS

Minutes of Regular Quarterly Board Meeting

**November 1, 2012
10:30 am – 4:00 pm**

**The Grant Sawyer State Office Building
555 East Washington Ave., Room 4412
Las Vegas, Nevada 89101
and
Video Conferencing
Legislative Counsel Bureau
Conference Room 3138
401 South Carson Street
Carson City Nevada 89701**

- I. Chair, Margaret McConnell called the meeting to order at 10:30 a.m.
- II. Executive Secretary, Sandy Lampert called the roll and a quorum was present.

Board Members:

| | |
|---------------------------------------|----------------------------------|
| Margaret McConnell, Chair | Mary Ellen Wilkinson, Vice Chair |
| Douglas Sinclair, Secretary/Treasurer | Lindsay Hansen, M.D. |
| Terry Clodt | Linda Gelinger (Excused) |
| Mary Liveratti, ADSD | |

Staff:

| | |
|----------------------------|------------------------------------|
| Sophia G. Long, Esq. DAG | Sandy Lampert, Executive Secretary |
| Vivienne Rakowsky, Counsel | |

Guests:

| | |
|---------------------------------|--------------------------------|
| Shiela Weeks, NFA | Howard Hughes, RFA |
| Scott Weiss, NFA | Donna McCafferty, HCQC |
| LynnAnn Homnick, RFA | Sharnina Starling-Buford, ADSD |
| Rosemary Womack, The Abba Group | Cristina Abu-Dayyeh |
| Christine Carafelli | |

III. PUBLIC COMMENTS

IV. Disciplinary action against Cristina Abu-Dayyeh, Residential Facility Administrator, License No. RFA 9039

Sophia Long will serve as counsel for Cristina Abu-Dayyeh and Vivienne Rakowsky will act as counsel for the Board. Vivienne Rakowsky provided the Board Members with a copy of the Stipulation of Facts prepared by Deputy Attorney General, Sophia Long.

Ms. Abu-Dayyeh was sworn in by Counsel, Vivienne Rakowsky.

Sophia Long requested that the Board find Ms. Abu-Dayyeh guilty based on the contents of the Stipulation of Facts. Ms. Long requested that the Board make 2 separate votes. The first vote would determine whether Ms. Abu-Dayyeh is found in violation of any of the provisions of Chapter 654. If so, then the Board would vote on the discipline. Chair, Margaret McConnell, asked for a motion. Douglas Sinclair moved to find Ms. Abu-Dayyeh guilty as stipulated. Lindsey Hansen, M.D. seconded. Motion passed. Terry Clodt abstained.

Sophia Long informed the Board that Ms. Abu-Dayyeh has 3 prior disciplinary actions that have been sent to collection, and her license is currently suspended. Ms. Long also informed the Board that there is another disciplinary action pending. Chair, Margaret McConnell, noted that out of 4 deficiencies, 3 are repeats. Sophia Long stated that Ms. Abu-Dayyeh would like to address the Board. Ms. Abu-Dayyeh requested that the Board adjust her penalties based on her income and asked to have her license reinstated. Donna McCafferty of HCQC was sworn in by Counsel, Vivienne Rakowsky. Ms. McCafferty stated that HCQC has a provision that any provider who has not paid their sanction will not have their license renewed for the facility. Ms. Abu-Dayyeh currently has \$900.00 in outstanding HCQC fine sanctions based on the survey that occurred in May of 2012. There was a delay in receiving the Plan of Correction and the sanctions were not paid within the required 30 days. Douglas Sinclair noted a pattern of negligence. Chair, Margaret McConnell, asked for a motion. Douglas Sinclair moved the revoke Cristina Abu-Dayyeh's license. Mary Ellen Wilkinson seconded. Motion passed. Terry Clodt abstained.

V. APPROVAL OF THE FOLLOWING PROPOSED DISCIPLINARY ACTION

- a. Dawn M. Aragon – Willow Creek at San Martin – Case No. B-36048
- b. Freda Castro – Pleasant Care Group Home – Case No. B-36049
- c. Patricia Lite – Golden Valley Group Care – Case No. B-36041
- d. Sigrid Mohrhardt – Silver Sky Deer Springs – Case No. B-36047
- e. Wendy Ramirez – Fremont Assisted Living – Case No. B-36046

Chair, Margaret McConnell, asked for a motion. Mary Ellen Wilkinson motioned to approve the disciplinary actions. Mary Liveratti seconded. Motion carried. Terry Clodt abstained.

VI. SECRETARY/TREASURER'S REPORTS:

- a. Secretary/Treasurer, Douglas Sinclair, directed the Board to a copy of the minutes from the meeting of August 17, 2012. Chair, Margaret McConnell called for a motion. Mary Ellen Wilkinson moved to approve. Lindsey Hanson, M.D. seconded. Motion carried.
- b. Secretary/Treasurer, Douglas Sinclair reviewed the financial statements as of August 31, 2012. Chair, Margaret McConnell, called for a motion. Terry Clodt moved to approve. Mary Ellen Wilkinson seconded. Motion carried.

VII. ADMINISTRATIVE REPORT – Executive Secretary, Sandy Lampert, reported that BELTCA was audited by the FBI for fingerprinting procedures. We were in compliance in all but one item. Consequently, the Board has made changes in how fingerprinting and reports are handled. Discussion took place as to whether the Board would be interested in hosting an industry meet and greet with a possible partnership with ADSD, HCQC, etc. There seemed to be a general agreement that this would be a valuable undertaking. Sandy Lampert informed the Board that a special Teleconference meeting will be held at 10:00 am on December 7th to vote on the proposed regulation amendments. Margaret McConnell talked about the National Emerging Leadership Conference to be held in Washington DC in June of 2013 for young administrators, and asked if the Board would be interested in sponsoring 1 or 2 candidates for this conference.

VIII. ADMINISTRATOR LICENSES ISSUED MUST RECEIVE FINAL BOARD APPROVAL WHEN ALL REQUIREMENTS HAVE BEEN MET.

- a. Nursing Facility Administrator Licenses Issued
 - (1) Abdouch, Donald
 - (2) Gay, Lindsey
 - (3) Broyles, Catherine
 - (4) Biesinger, Stephen

Chair, Margaret McConnell, called for a motion. Douglas Sinclair moved to approve the Nursing Facility Administrator Licenses. Mary Ellen Wilkinson seconded. Motion carried.

- b. Residential Facility Administrator Licenses Issued
 - (1) Saxton, Bryce
 - (2) Wicklund, Barry
 - (3) Gavner, Debora
 - (4) Akiyame, Danielle
 - (5) Haltom, Julie
 - (6) Colbert, Robert
 - (7) Millo, Zosima

Chair, Margaret McConnell, called for a motion. Terry Clodt moved to approve the Residential Facility Administrator Licenses. Lindsay Hansen, M.D. seconded. Motion carried.

- c. Inactive Requests
 - (1) Heywood, Barbara, RFA
 - (2) Obena, Nelson, RFA

Chair, Margaret McConnell, called for a motion. Douglas Sinclair moved to approve the Inactive License Requests. Lindsay Hansen, M.D. seconded. Motion carried.

- d. Review of Probationary requirements "for possible action"
 - (1) Howard Hughes

Sandy Lampert, Executive Secretary, reported that Mr. Hughes has complied with all terms of his disciplinary action. HCQC staff confirmed that Mr. Hughes' property currently has a grade of A.

- e. NFA Request for waiver to be licensed at more than 1 facility for more than 90 days "for possible action"

(1) Sheila Weeks, NFA 508 – Sheila Weeks stated that she is currently the administrator of Care Meridian, a 35 bed Nursing Facility. Care Meridian is building another facility approximately 3 miles from Ms. Weeks' facility which will have a 31 bed pediatric wing and 26 beds for adults, for a total of 61 beds. Ms. Weeks stated that the facility should be opening in December, and that she has an AIT who should be sitting for the NAB Exam in January, 2013. Ms. Weeks stated that she has been licensed since December of 2008. Ms. Weeks is requesting a waiver to allow her to be the administrator of these two facilities for more than 90 days for herself as well as her AIT once she is licensed. Mary Ellen Wilkinson suggested that the waiver only be considered for Ms. Weeks because of her experience. Lindsay Hansen, M.D. motioned to grant the waiver to Sheila Weeks for a period of no longer than 6 months. After 6 months 1 administrator will be required at each facility. Douglas Sinclair seconded. Motion passed.

(2) Scott Weiss, NFA 251 – Scott Weiss stated that he is currently the administrator of Las Ventanas, a 60 bed skilled facility. He is requesting a variance to be the administrator of a 6 bed ICF surgical recovery facility stating that the facility would only be opened 3 days per week. Mary Ellen Wilkinson questioned the distance between the 2 facilities

to which Mr. Weiss responded, about 20 minutes. After some additional discussion, Chair, Margaret McConnell asked for a motion. Douglas Sinclair moved to grant the waiver for 6 months with a limitation of 6 beds and no more than 3 days per week. Lindsay Hansen, M.D. seconded. Motion passed.

IX. UNFINISHED BUSINESS:

a. RCAL AIT Program Report – Rosemary Womack reported that July 1, 2012, started a new contract year for ABBA. 9 AIT candidates entered the program, 10 have completed the Classroom Introductory Course using the Senior Living University Program. 11 have completed their AIT training. 6 have taken the NAB exam and passed, 3 have passed the NAB Exam and are waiting for their results and 2 are scheduled to take the exam in the next 2 weeks. 8 are in the process of mentoring training. Diana Roberts is now working for ABBA in Northern Nevada, and ABBA plans to open an office in Reno around the first of the year. ABBA is gearing up for the 100 hour classes when the new requirements take effect. ABBA is now offering 4 hour CEUs every Friday. 2 DVDs have been created for the Regulation Training, one for RFAs and the second for NFAs.

b. NFA AIT Preceptor Training – Since most of the NFA candidates are out of state, at present there is not a great need for Preceptors. Rosemary Womack pointed out that there is not presently a program available for NFA Administrators in Nevada and the lack of AIT opportunities.

X. NEW BUSINESS:

XI. DEPUTY ATTORNEY GENERAL'S REPORT – Sophia Long, Deputy Attorney General, reported on the proposed changes to the Open Meeting Law. The changes include how Public Bodies post supporting documents, corrective actions and codifying the definition of deliberation in private.

XII. BOARD MEMBER COMMENTS – Mary Ellen Wilkinson asked the Board to look at National licensing. Margaret McConnell reported that NAB will be doing a practice analysis of the industry. NAB will be studying the viability of providing a super credential that could be acknowledged throughout the country.

XIII. PUBLIC COMMENTS

XIV. TIME/DATE/LOCATION OF NEXT REGULAR QUARTERLY MEETING – The next meeting will be held on Thursday, February 7, 2013 at 9:00 a.m.

XV. ADJOURNMENT – Chair, Margaret McConnell, called for a motion. Douglas Sinclair moved to adjourn. Terry Clodt seconded. Motion carried.

Respectfully submitted:

Sandy Lampert

Sandy Lampert
Executive Secretary

Attested:

Douglas Sinclair

Douglas Sinclair
Secretary/Treasurer