

MINUTES
South Carolina Board of Long Term Health Care Administrators
Board Meeting

9:30 a.m., December 11, 2014
Synergy Business Park
110 Centerview Drive, Kingstree Building Room 105
Columbia, South Carolina

Thursday, December 11, 2014

Note: These minutes are a record of the motions and official actions taken by the Board and brief summary of the meeting.

1. Meeting Called to Order

Daniel R. McLeod, Jr, Chairman, of Greenville, called the regular meeting of the Board of Long Term Health Care Administrators to order at 9:30 a.m. Other members present for the meeting included: Nikki Robertson of Columbia and Melvin K. Hiatt of Fairfax.

Staff members participating in the meeting included: Lee Ann F. Bundrick, Administrator, Stephanie Calhoun, Administrative Assistant, Georgia L. Lewis, Advice Attorney, Office of Advice Counsel, Megan Flannery, Office of General Counsel, Ashley Bailey, Investigator, Office of Investigations and Enforcement,, Mark Sanders, Chief Investigator, Office of Investigations and Enforcement and Ramona Alston, Investigator, Office of Investigations and Enforcement.

Mr. McLeod announced that this meeting was held in accordance with Section 30-4-80 of the S.C. Freedom of Information Act by notice mailed to The State Newspaper, Associated Press, WIS-TV and all other requesting persons, organizations or news media. In addition, notice was posted on the bulletin boards at the main entrance of the Kingstree Building.

2. Pledge of Allegiance

All present recited the Pledge of Allegiance.

3. Introduction of Board Members and All Other Persons Attending

Mr. McLeod introduced the members present.

4. Consideration of Excuses for Absences of Board Members

Sonny Kinney was granted an excuse absence.

5. Chairman's Remarks

There were no chairman remarks.

6. Approval of the Meeting Minutes

September 4, 2014 Board Meeting Minutes

MOTION

Ms. Robertson made a motion to approve the September 4, 2014 Board meeting minutes. Mr. Buckshorn seconded the motion, which carried unanimously.

October 13, 2014 Conference Call Minutes

MOTION

Mr. Buckshorn made a motion to approve the October 12, 2014 Conference Call meeting minutes. Mr. Hiatt seconded the motion which carried unanimously.

7. Compliance Reports

Dismissals

MOTION

Ms. Robertson made a motion to accept the letters of dismissal. Mr. Hiatt seconded the motion, which carried unanimously.

Formal Complaints

MOTION

Ms. Robertson made a motion to accept the formal complaints. Mr. Buckshorn seconded the motion, which carried unanimously.

Letters of Caution

MOTION

Mr. Buckshorn made a motion to accept the letter of caution. Mr. Hiatt seconded the motion, which carried unanimously.

Office of Investigations

Althea Myers presented the OIE report.

There were 64 active investigations and twenty (20) closed cases. These cases were received from January 1, 2014 through November 20, 2014.

Office General Counsel Report

Meghan Flannery presented the OGC report.

There were twenty (20) open cases, eight (8) pending actions, three (3) pending CA/MOAs, four (4) pending hearings, five (5) pending final orders and six (6) closed. These cases are as of December 11, 2014.

8. Applicant Appearances

Sabreen Tamiko Johnson

Ms. Johnson appeared before the Board because her community residential care experience is more than 5 years ago, therefore, her application could not be handled in a routine manner by staff.

Executive Session In

MOTION

Ms. Robertson made a motion to go into executive session. Mr. Buckhorn seconded the motion, which carried unanimously.

Executive Session Out

MOTION

Ms. Robertson made a motion to go come out of executive session. Mr. Buckshorn seconded the motion, which carried unanimously.

MOTION

Mr. Buckshorn made a motion that Ms. Johnson be allowed to sit for the national and state exams. Mr. Hiatt seconded the motion, which carried unanimously.

William R. Flynn

Mr. Flynn appeared before the Board because he answered “no” to the questions on the application which states, “Have you ever been convicted of or pled guilty or nolo contendere to any felony, misdemeanor, crime of moral turpitude?”However, fingerprint background results indicate convictions.

MOTION

Mr. Hiatt made a motion that Mr. Flynn be allowed to sit for the national and state exams. Mr. Buckshorn seconded the motion, which carried unanimously.

Collin Michael Baranick

Mr. Baranick appeared before the Board because he answered “Yes” to the questions on the application which states, “Have you ever been convicted of or pled guilty or nolo contendere to any felony, misdemeanor, crime of moral turpitude?”However, fingerprint background results indicate convictions.

MOTION

Mr. Buckshorn made a motion that Mr. Baranick be allowed to sit for the national and state exams. Ms. Robertson seconded the motion, which carried unanimously.

Trenay Dukes

Ms. Dukes appeared before the Board because she answered “Yes” to the questions on the application which states, “Have you ever been convicted of or pled guilty or nolo contendere to any felony, misdemeanor, crime of moral turpitude?” However, fingerprint background results indicate convictions.

Executive Session In

MOTION

Ms. Robertson made a motion to go into executive session. Mr. Buckhorn seconded the motion, which carried unanimously.

Executive Session Out

MOTION

Mr. Buckshorn made a motion to go come out of executive session. Mr. Hiatt seconded the motion, which carried unanimously.

MOTION

Mr. Buckshorn made a motion that Ms. Dukes be allowed to sit for the national and state exams. Upon renewal she must submit another SLED report. Mr. Hiatt seconded the motion, which carried unanimously.

Michael R. Laughery

Ms. Laughery appeared before the Board because his community residential care experience is more than 5 years ago, therefore, his application could not be handled in a routine manner by staff.

MOTION

Mr. Hiatt made a motion that Mr. Laughery be allowed to sit for the NHA state exam. Ms. Robertson seconded the motion, which carried unanimously.

9. New Business-Board Approval

Case# 2011-51 and 2013-27 Consent Agreement

MOTION

Mr. Buckshorn made a motion to accept the Consent Agreement for case 2011-51 and 2013-27. Ms. Robertson seconded the motion, which carried unanimously.

Case# 2012-48-Relinquishment

MOTION

Mr. Buckshorn made a motion to accept the Agreement to Relinquish for case 2012-48. Mr. Hiatt seconded the motion, which carried unanimously.

Case# 2012-49-Relinquishment

MOTION

Ms. Buckshorn made a motion to accept the Agreement to Relinquish for case 2012-49. Ms. Robertson seconded the motion, which carried unanimously.

10. Disciplinary Hearings

Case# 2010-14

Meghan Flannery, Office of General Counsel, stated that respondent decided to relinquish his license to practice as a Community Residential Care Facility Administrator.

MOTION

Ms. Robertson made a motion to accept the Agreement to Relinquish for case 2010-14. Mr. Hiatt seconded the motion, which carried unanimously.

Case# 2013-33

Executive Session In

MOTION

Mr. Buckshorn made a motion to go into executive session. Ms. Robertson seconded the motion, which carried unanimously.

Executive Session Out

MOTION

Mr. Hiatt made a motion to go come out of executive session. Ms. Robertson seconded the motion, which carried unanimously.

MOTION

Mr. Buckshorn made a motion that Mr. Dixon receive a public reprimand and that this be placed in a Final order. Ms. Robertson seconded the motion, which carried unanimously.

Case# 2012-52

Executive Session In

MOTION

Mr. Hiatt made a motion to go into executive session. Mr. Buckhorn seconded the motion, which carried unanimously.

Executive Session Out

MOTION

Ms. Robertson made a motion to go come out of executive session. Mr. Hiatt seconded the motion, which carried unanimously.

MOTION

Ms. Robertson made a motion that Mr. Jones receive a Public Reprimand and that this be placed in a Final Order. Mr. Hiatt seconded the motion, which carried unanimously.

11. Administrator's Remarks

Legislative Regulation Update

Ms. Lewis presented the Board with changes made to Regulation 93.

MOTION

Mr. Hiatt made a motion to accept the changes made to Regulation 93. Ms. Robertson seconded the motion, which carried unanimously.

Office of Finance

Ms. Bundrick gave the office of finance report for August 2014, September 2014 and October 2014. The Board took this report as information.

2014 NAB Annual Meeting

Ms. Robertson reported to the Board that NAB will go forward with the creation and implementation of the Health Service Executive License. However, it will be an option and they will not get rid of the individual testing process and license. This came about because there are States do not want to adopt this license. Ms. Calhoun stated that they are going to come up with a packet that will have information gear specifically for that State and present it to the Board, but there could still be information in the packet that the State may not agree with. It was found that many NHA State Boards do not license Assisted Living Administrators. NAB will have to contact the agency in the States that license ALF Administrators to find out their licensing requirements. The packet will have to be tweaked upon receiving this information and presented each State Board.

Ms. Robertson stated that Leading Age and others associations are supporting the implementation of the Health Service Executive License. NAB is trying to determine how to get the States to support this new license. The Member Relations Outreach Committee is coming of with a plan to reach out to States and other organizations to gain support.

Ms. Calhoun and Lee Ann Bundrick attended the State Executive Committee. Ms. Calhoun updated the committee with information regarding upcoming regulation changes and that the Board has been in contact with in the schools in South Carolina about incorporating the AIT program into their curriculum. Ms. Robertson mentioned that NAB has three different

committees looking at all aspects of the program to see what changes or additions need to be made to improve the program.

2015 Board Meeting Dates

The 2015 Board Meeting dates were presented to the Board without objection.

Election of Officers

MOTION

Mr. Buckshorn made a motion that the current officers remain. Ms. Robertson seconded the motion which carried unanimously.

Reactivation of Retired License Application Criminal Conviction Staff Licensing Authorization NHA and CRCF State Exam Test Questions Update NAB State-Based Exam Increase

MOTION

Mr. Hiatt made a motion that the above topics be tabled until the March 5, 2015 Board meeting. Ms. Robertson Hiatt seconded the motion which carried unanimously.

12. Committee Reports

Credentials Committee Education Committee AIT Committee

MOTION

Ms. Robertson made a motion that the Committee Reports be tabled until the March 5, 2015 Board meeting. Ms. Hiatt seconded the motion which carried unanimously.

Adjournment

MOTION

Mr. Kinney made a motion to adjourn the meeting. Mr. Hiatt seconded the motion which carried unanimously.

The December 11, 2014 Board meeting of the SC Board of Long Term Health Care Administrators adjourned at 2:30 pm.