

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

9:30 a.m., September 5, 2013
Synergy Business Park
110 Centerview Drive, Kingstree Building Room 105
Columbia, South Carolina

Thursday, September, 2013

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., presiding Chairman, of Greenville, called the regular meeting of the Board of Long Term Health Care Administrators to order at 9:38 a.m. Other members present for the meeting included: David B. Buckshorn, Vice Chairman, of Greenwood, Nikki Robertson, of Columbia, and Julius B. Kinney, Jr., of Anderson, Stefanie Corbett, of Columbia and Melvin K. Hiatt of Fairfax.

Staff members participating in the meeting included: Stephanie Calhoun, Administrative Assistant, Georgia L. Lewis, Advice Attorney, Office of Advice Counsel, Pat Hanks, Office of General Counsel, Ashley Bailey, Investigator, Office of Investigations and Enforcement, Enforcement, Althea Myers, Chief Investigator, Office of Investigations and Enforcement, Ramona Alston, Investigator, Office of Investigations and Enforcement and Holly Pisarik, Agency Director.

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

5. Chairman's Remarks

1. Introduction of New Board Member

Mr. McLeod introduced Stefanie Corbett, Assistant Deputy Director of Health Regulation-DHEC Division of Health Licensing as the new Board member-DHEC Official position.

2. Board Member Resignation Letter

Mr. McLeod read the resignation letter given by Marvin Hyatt, Nursing Home Consumer.

6. Administrator's Remarks
Long Term Health Care Regulation Fees

Ms. Bundrick had Holly Pisarik, Agency Director to address the Board concerning the fees in regulation.

MOTION

Mr. Kinney made a motion that the fees remain the same as in the regulations and that the Board increase fees annually to reflect the amount in legislation. Mr. Buckshorn seconded the motion which carried unanimously.

Ms. Pisarik, explained the budget to the Board as it relates to the Board operating in the red within three years. Charging the licensee with what is current in the regulations will keep this from happening. She also stated that the regulations for all of LLR fees are being looked at to increase or decrease revenue for the public to ensure that funds are being utilized appropriately.

7. Approval of the Meeting Minutes
June 6, 2013 Board Meeting Minutes

MOTION

Mr. Kinney made a motion the Board approve June 6, 2013 Board meeting minutes. Mr. Buckshorn seconded the motion which carried unanimously.

June 10, 2013 Conference Call Board Meeting

MOTION

Mr. Kinney made a motion the Board approve the June 10, 2013 Board meeting minutes. Mr. Buckshorn seconded the motion which carried unanimously.

8. New Business

Applicant Appearance(s) - Background
Erika D. Baker

Ms. Baker petitioned the Board to allow her to take the national nursing home administrator licensing exam again after failing three times.

MOTION

Mr. Kinney made a motion that Ms. Baker be allowed to sit for the national exam one more time and recommend she get with a preceptor to help with the areas of weakness. Mr. Hiatt seconded the motion which carried unanimously.

Christopher A. Terrell

Mr. Terrell appeared before the Board to request reconsideration of his application to practice as a nursing home administrator after being denied by the Credentials Committee for not having a second area of experience as required by SC Code of Laws 40-35-20(10)(a)(b)(c).

Executive Session In

MOTION

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

Executive Session Out

MOTION

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

MOTION

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

9. Compliance Report IRC Recommendations

Ms. Bundrick gave the Investigative Review Committee Report.

Dismissals

MOTION

Mr. Kinney made a motion to approve the dismissals. Ms. Robertson seconded the motion which carried unanimously.

Letters of Concern

MOTION

Mr. Kinney made a motion to approve the Letters of Concern. Mr. Buckshorn seconded the motion which carried unanimously.

Formal Complaints

MOTION

Mr. Kinney made a motion to approve the formal complaints. Mr. Buckshorn seconded the motion which carried unanimously.

Consent Agreements

2012-54

MOTION

Mr. Kinney made a motion to approve the consent agreement. Mr. Buckshorn seconded the motion which carried unanimously.

2012-30

MOTION

Mr. Buckshorn made a motion to approve the consent agreement. Ms. Robertson seconded the motion which carried unanimously.

2012-4

MOTION

Mr. Kinney made a motion to approve the consent agreement. Mr. Hiatt seconded the motion which carried unanimously.

Office of General Counsel

Mr. Hanks presented the Board with an overview of the cases in the Office of General Counsel. There are sixteen (16) open cases, nine (9) pending actions, four (4) pending Consent Agreement/Memorandum of Agreement, and five (5) possible hearings.

10. Committee Reports

Credentials Committee

The Board took the report of the Credentials Committee as information. The report shows six (6) nursing home administrators (NHA), fourteen (14) Community Residential Care Facility Administrators (CRCFA), and two (2) Dual candidates have been approved since August 29, 2013. The report shows one (1) NHA provisional license, two (2) CRCFA provisional licenses and zero (0) dual provisional license have been issued since August 29, 2013. It also shows six (6) nursing home administrators, four (4) community residential care administrators and zero (0) dual administrator licensed between June 6, 2013 and August 29, 2013. Since January 1, 2013, seventeen (17) nursing home administrators, thirteen (13) community residential care administrators and one (1) dual administrator were licensed.

Education Committee

The Board took the report of the Education Committee as information. The report shows twenty-two (22) approved Sponsor CE applications, nine (9) approved Administrator CE application between June 6, 2013 and August 29, 2013. The report shows that seventy-two (72) approved Sponsor CE applications and one hundred (100) approved Administrator CE application between January 1, 2013 and August 29, 2013.

AIT Committee

The Board took the AIT Committee report as information. The report shows nine (9) AIT candidates currently being trained by AIT Preceptors. It also shows two (2) candidates who completed the program. There are currently 48 Preceptors in South Carolina.

AIT Preceptor Update

The Board took this update as information.

Mr. Kinney stated that he will get in contact with some of the nursing home companies to get their administrators to become AIT Preceptors.

11. Other New Business

Statue Review-Approval - Sponsor Bill

The Board reviewed the Chapter 35 Statute.

Ms. Calhoun requested changes be made to the statue to reflect the number of hours of work experience for community residential care facility administrator within one year, nine months and six months in accordance with the education. The number of hours should be as follows:

1 year	384 work hours	Non-related health care degree
9 months	288 work hours	Associate degree
6 months	192 work hours	Bachelors degree

MOTION

Mr. Kinney made a motion to approve the Sponsor bill as written with the additions to 40-35-40. Mr. Buckshorn seconded the motion which carried unanimously.

Office of Finance Report

The Board reviewed the Financial Report. After some discussion it was taken as information.

2013 NAB Mid-Year Meeting-Election of Delegate

The Board reviewed the information from the National Association of Boards for Long Term Care Administrators. It was taken as information.

NAB Website and Database Launch

The Board reviewed the NAB information, which was taken as information.

2013 NAB Annual Meeting Update

Ms. Robertson gave an overview of some of the items discussed at the meeting. The items were revamping of the website, first annual report social media platform, video streaming, addition of two practice exams, possible creation of exam for hospice and home health.

Consent Agreement Extension Request

Board members discussed whether staff or the Board chair could approve requests for extension on Consent Agreements.

MOTION

Mr. Kinney made a motion to allow periodic payments for fines at the discretion of the chair. Mr. Buckshorn seconded the motion which carried unanimously.

2013 Renewal

The Board took the report as information. The report shows 68 inactive CRCFs renewed, 546 active CRCFs renewed, 23 inactive NHAs renewed, 301 active NHAs renewed, 18 inactive Duals renewed and 139 active Duals renewed. The report also shows 11 inactive lapsed CRCFs, 30 active lapsed CRCFs, 5 inactive lapsed NHAs, 16 active lapsed NHAs, 1 inactive lapsed dual and 9 active lapsed duals.

2013 CE Audit

The Board took the report as information. Out of 1, 095 licenses a 10% random CE audit was conducted. There were 25 active NHAs audited, 47 active CRCFs audited and 12 active Duals audited.

AIT Program-Other States

The Board discussed accepting AIT programs from other states. The Board directed staff to review the programs from other states for compatibility. If there are any questions or concerns, the licensure application and the program will be sent to the Credentials Committee for review.

12. Old Business

Hearing Panel/Officer

Ms. Lewis explained the process of have a hearing officer or panel.

Mr. Kinney suggested staff contact Pam Dukes, former Board member to see if she would be willing to hear outstanding cases.

13. Hearings

Case #2010-14

The respondent requested a continuance.

Case#2012-34

Mr. Hanks present the Memorandum of Agreement to the Board.

Executive Session In

MOTION

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

Executive Session Out

MOTION

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

MOTION

Mr. Kinney made a motion to charge the respondent with the violation of 40-35-110(1)(2), 93-230(11), a fine of \$200 to be paid in 90 days and to be placed on probation for one year. Mr. Buckshorn seconded the motion, which carried unanimously.

14. Public Comments

There were no public comments.

15. Adjournment

MOTION

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

The September 5, 2013 meeting of the SC Board of Long Term Health Care Administrators adjourned at 3:05 pm.