

**NEVADA BOARD OF EXAMINERS
FOR
LONG TERM CARE ADMINISTRATORS**

QUARTERLY BOARD MEETING

AUGUST 4, 2015



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STATE OF NEVDA
BOARD OF EXAMINERS FOR LONG-TERM CARE ADMINISTRATORS
3157 North Rainbow Boulevard, #313
Las Vegas, Nevada 89108
Telephone: 702-486-5445 Fax: 702-486-5439
Website: www.beltca.nv.gov
E-mail: beltca@beltca.nv.gov

MEETING NOTICE AND AGENDA

Date & Time:	August 4, 2015, 9:00 am
Place of Meeting:	Grant Sawyer State Office Building 555 East Washington Avenue Room 4412 Las Vegas, Nevada 89102
Video Conferencing:	and Legislative Counsel Bureau 401 South Carson Street Room 3138 Carson City, Nevada 89701

All times are approximate. The Board reserves the right to take items in a different order, items may be combined for consideration by the Public Body and items may be pulled or removed at any time to accomplish business in the most efficient manner.

In certain situations, the option exists to declare the meeting on that agenda item to be a Closed (Executive) Session per NRS 241.030.

- I. OPEN MEETING
- II. ROLL CALL
- III. PUBLIC COMMENTS

This item is to receive comments, limited to five (5) minutes, on any issue and any discussion of those items. However, no action will be taken on an item raised during Public Comments. Comments based on viewpoint are welcome.

IV. APPROVAL OF THE FOLLOWING PROPOSED DISCIPLINARY ACTION** (Board may go into closed session) "for possible action"

- a. Miki Ton – Bell Care Home – Case No. B-36094
- b. Lisa Rogers – The Homestead Fallon – Case No. B-36103
- c. Trudy Andrews - Pacifica Senior Living Green Valley – Case No. B-36104
- d. Susan Sowers - Red Rock Assisted Living – Case No. B-36108
- e. Leonard Hirschhorn – Emeritus at Las Vegas – Case No. B-36109/36068
- f. Christopher Mirando – VN Senior Care At Winery Road – Case No. B-36111
- g. Cresencia Smith – Spring Valley Alzheimer's Care Center – Case No. B-36113
- h. Cresencia Smith – Special Loving Care Alzheimer's Center – Case No. B-36119

V. SECRETARY'S REPORTS:

- a. Approve Minutes of May 7, 2015 Meeting "for possible action".

VI. ADMINISTRATIVE REPORT

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

- a. Nursing Facility Administrator Licenses Issued "for possible action".
 - (1) Jensen, Benjamin
 - (2) Hunter, Mason
 - (3) Lomibao, Romulo
 - (4) Jones, Richard
 - (5) Larson, Molly
- b. Residential Facility Administrator Licenses Issued "for possible action".
 - (1) Bynum, Iredila
 - (2) Faires, Ambria
 - (3) McDonald, Patricia
 - (4) Gottschalk, Vanessa
- c. Inactive Requests "for possible action".
 - (1) Cline, Carolyn - RFA
 - (2) Cartino, June – RFA
 - (3) Doria, Jack – NFA
 - (4) Pophal, Mary – RFA
 - (5) Glum, Derrick – NFA
 - (6) McClain, Susan - RFA
 - (7) Atkin, Gary – RFA
 - (8) Carlgrin, Betty – RFA
- e. Approve or deny the License Renewal of Jake Call – RFA 9267 "for possible action"

VIII. UNFINISHED BUSINESS:

- a. RCAL AIT Program Reports "for possible action"
- b. NFA lack of AIT opportunities, and formalize training for preceptors "for possible action"

c. Regulation Workshop “for possible action” – Items noted to date:

1. NFA Preceptor qualifications
2. Background Checks – to be in alignment with HCQC – NAC 654.210
3. RFA Qualifications – NAC 654.1505.9.1
4. ICFs
5. Administrative Fines – NAC 654.181 – NAC 654.250 – Language regarding what happens if an administrative fine is not paid.
6. Master License – Health Service Executive which will require a change to NRS 654.
7. Dual Licensure/Number of beds.

IX. NEW BUSINESS:

- a. The role of the Ombudsman’s Office in the investigation of unlicensed group homes presented by Heather Korbolic, Social Services Manager of the State Long Term Care Ombudsman.
- b. Executive Director review.

X. DEPUTY ATTORNEY GENERAL’S REPORT

XI. BOARD MEMBER COMMENTS

XII. PUBLIC COMMENTS

This item is to receive comments, limited to five (5) minutes, on any issue and any discussion of those items. However, no action will be taken on an item raised during Public Comments. Comments based on viewpoint are welcome.

XIII. TIME/DATE/LOCATION OF NEXT REGULAR QUARTERLY MEETING(S) “for possible action”

XIV. ADJOURNMENT

**Pursuant to NRS 241.030(1), The Nevada State Board of Examiners for Long Term Care Administrators may conduct a closed meeting to consider the character, allegations of misconduct, professional competence, or physical and mental health of a person.

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary please notify the Board of Examiners for Long Term Care Administrators by calling the Board Office at 702-486-5445, or by e-mail at: belzca@belzca.nv.gov.

Anyone desiring additional information regarding the meeting, including information on how to obtain supporting board meeting material is invited to call Sandy Lampert, Executive Director, at (702) 486-5445.

Copies of BELTCA’s Meeting Minutes are available at no charge at BELTCA’s web site at:

beltca.nv.gov

The Agenda was posted at the following locations:
BELTCA'S website: www.beltca.nv.gov

Grant Sawyer State Office Building
555 East Washington Ave.
Las Vegas, NV 89101
Fax: 702-486-2012

ADSD
3416 Goni Rd., Building – D 132
Carson City, NV 89706
Fax: 775-687-0574

ADSD
1860 East Sahara Ave.
Las Vegas, NV 89104
Fax: 702-486-3572

DPBH
727 Fairview Dr., Suite E
Carson City, NV 89706
Fax: 775-684-1073

DPBH
4220 S. Maryland Pkwy.
Suite 810, Bldg. D
Las Vegas, NV 89119
Fax: 702-486-6520

ADSD
445 Apple Street
Reno, NV 89502
Fax: 775-688-2969

Public Library
Sierra View Branch
Fax 775-827-8792

Carson City Courthouse
100 Stewart St.
Carson City, NV 89701
Fax: 775-887-2146

Clark County – Las Vegas Library
732 North Las Vegas Blvd.
Las Vegas, NV 89101
Fax: 702-507-3598

By E-Mail

Sue Levinsky, ADSD, LV
Paul Shubert, DPBH, LV
Heather Korbolic, ADSD
Charles Perry
Rich Hernandez, Senior Transitions
Theresa Brushfield
Chris Nicholas, Administrator
Donald Sampson, DPBH

Jill Berntson, ADSD, Reno
Teresa Stricker, ADSD, LV
Donna McCafferty, DPBH
Daniel Mathis, NVHCA
Shawn McGivney
Mark McBride, Administrator
Susan Magluilo, Administrator
E. Beck (Grant Sawyer State Office Bldg)

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**BEFORE THE NEVADA STATE BOARD OF EXAMINERS
FOR LONG TERM CARE ADMINISTRATORS**

In the Matter of the Complaint for
Disciplinary Action Against

MIKI TON,

RESPONDENT

Residential Facility Administrator for

BELLA CARE HOME

Case No. B-36094

Filed: _____

Executive Secretary

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STIPULATION FOR SETTLEMENT

WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT MIKI TON ("RESPONDENT" or "TON") (collectively referred to as "the Parties"), hereby enter into this Stipulation for Settlement as follows:

Jurisdiction

1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to receive, investigate and take appropriate action with respect to any charge or complaint filed with the BOARD against a licensee.
2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the State of Nevada as a residential facility administrator ("RFA") by the BOARD, pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative Code chapters 654.
3. At all times relevant hereto, RESPONDENT was the Administrator of 2705 Gallagher Court, Las Vegas, Nevada 89117, ("the Facility"), License No. 9264, and

1 as a result of such licensure, his conduct in the capacity of a licensee was and is
2 governed by Nevada Revised Statutes ("NRS") Chapter 654, Nevada Administrative
3 Code ("NAC") 654, and other provisions of Nevada law.

- 4 4. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to
5 enter into a settlement agreement to resolve a disputed matter.

6 **Allegations**

- 7 5. In November, 2013, an Ombudsman from the Aging and Disability Services
8 ("ADSD") investigated certain allegation against TON. The interview confirmed that
9 TON removed monies from resident W's bank account without permission, removed
10 property from his personal residents without permission, and entered into an
11 agreement with resident W when he was not legally able to do so.
12
13 6. It was further revealed that resident W was deemed incompetent by a physician in
14 or around May 2013 and subsequently TON took advantage of his mental state.
15
16 7. It was also revealed that TON would have financially gained in excess of her
17 agreement with resident W had she collected all that she intended.
18
19 8. As a result of the foregoing conduct, RESPONDENT violated NRS 654.190(1)(f) by
20 exploiting the resident-relationship with resident W for financial gain.
21
22 9. As a result of the foregoing conduct, RESPONDENT violated NAC 654.210(2)(u)
23 by exploiting resident W as defined in NRS 200.5092.
24
25 10. Chairperson, Margaret McConnell determined that emergency circumstances
26 existed which posed a risk to public welfare and which required immediate action on
27 the part of the BOARD, therefore, on or about July 12, 2014, the BOARD sent a
28 notice of Summary Suspension of License; Notice of Summary Suspension,
Complaint, and Notice of Hearing to RESPONDENT, by personal service, notifying
her that because of the above allegations, her license was immediately suspended

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and a hearing was scheduled for August 7, 2014 pursuant to NRS 233B.127(3).

11. On or about July 31, 2014, RESPONDENT, represented by counsel, waived the 45 day hearing requirement pursuant to NRS 233B.127(3), therefore, the August 7, 2014 hearing date was vacated.

12. RESPONDENT acknowledges that information has been received by the BOARD or its agent, which constitutes sufficient grounds for the initiation of an administrative hearing.

Settlement

13. The Parties desire to resolve any disputed matters relating to the BOARD'S investigation, and recognize that continued litigation of this dispute would be protracted, costly and time consuming, and therefore, the Parties have reached a settlement agreement in the interest of judicial and administrative economy.

14. RESPONDENT has elected to enter into this settlement agreement rather than face the possibility of further disciplinary action by the BOARD if the BOARD were to prevail at a disciplinary hearing.

Administrative Penalty

15. RESPONDENT shall be placed on a twenty-four (24) month PROBATION immediately following the Effective Date of the BOARD'S final order wherein RESPONDENT shall maintain a grade of B or better for all her facilities, and agrees that if the facility receives a grade below a B, her license shall be immediately suspended until she comes before the BOARD at the next quarterly board meeting and RESPONDENT shall submit to residential financial audits by the BOARD. Months that RESPONDENT is not an active RFA at a facility will not count toward the PROBATION months.

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16. RESPONDENT shall complete Modules 1 through 8 of the Nevada Best Practices Training and RFA Regulation Training to be provided by the BOARD within thirty (30) days after the Effective Date of the BOARD's final order. The BOARD's Executive Secretary will email RESPONDENT to provide the necessary information for completion. If training is not completed in this time, RESPONDENT is in default.

17. RESPONDENT shall complete 2 CEU's in Ethics to be provided by the BOARD within thirty (30) days after the Effective Date of the BOARD's final order. The BOARD's Executive Secretary will email RESPONDENT to provide the necessary information for completion. If the CEU'S are not completed in this time, RESPONDENT is in default.

18. RESPONDENT shall pay the following monetary assessment to the BOARD:

Administrative Fine:	\$3,000.00
Best Practices Training:	\$ 400.00
RFA Regulation Training:	\$ 50.00
Administrative and Legal Costs:	<u>\$ 375.00</u>
Total Assessed	<u>\$3,825.00</u>

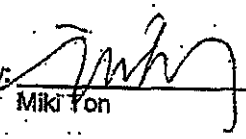
19. RESPONDENT shall pay to the BOARD the total sum of \$450.00 prior to attendance for the training. The remaining \$3,375.00 shall be due within thirty (30) days after the Effective Date of the BOARD's final order, otherwise, RESPONDENT is in default. RESPONDENT may request a payment plan from the Executive Secretary PRIOR to default which will consist of ten percent (10%) of the remaining balance being due within thirty (30) days after the Effective Date of the BOARD's final order and subsequent equal monthly payments as determined by the Executive Secretary.

1 **Complete Agreement**

2 38. This settlement agreement consists of nine pages and embodies the entire
3 agreement between the BOARD and RESPONDENT. It may not be altered,
4 amended or modified without the express consent of the parties.

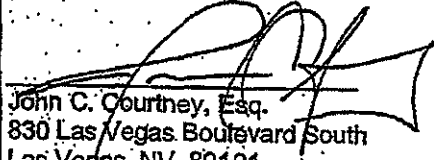
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6 Date: 7/22/15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

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10 By: 
Miki Ton

By: _____
Terry Clodt
Investigating Board Member

11
12 Approved as to form and content:
JOHN PETER LEE, LTD

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14 
15 John C. Courtney, Esq.
16 830 Las Vegas Boulevard South
Las Vegas, NV 89101
17 Phone: 702.382.4044
Fax: 702.3823.9950

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

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**BEFORE THE NEVADA STATE BOARD OF EXAMINERS
FOR LONG TERM CARE ADMINISTRATORS**

In the Matter of the Complaint for
Disciplinary Action Against

LISA M. ROGERS,

RESPONDENT

Residential Facility Administrator for

THE HOMESTEAD – FALLON

Case No. B-36103
Filed: _____

Executive Secretary

STIPULATION FOR SETTLEMENT

WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT LISA M. ROGERS ("RESPONDENT" or "ROGERS") (collectively referred to as "the Parties"), hereby enter into this Stipulation for Settlement as follows:

Jurisdiction

1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to receive, investigate and take appropriate action with respect to any charge or complaint filed with the BOARD against a licensee.
2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the State of Nevada as a residential facility administrator ("RFA") by the BOARD, pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative Code chapters 654.
3. At all times relevant hereto, RESPONDENT was the Administrator of THE HOMESTEAD – FALLON, 365 West A St., Fallon, Nevada 89406, ("the Facility"),

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

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License No. 9351, and as a result of such licensure, his conduct in the capacity of a licensee was and is governed by Nevada Revised Statutes ("NRS") Chapter 654, Nevada Administrative Code ("NAC") 654, and other provisions of Nevada law.

4. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to enter into a settlement agreement to resolve a disputed matter.

Allegations

5. On or about July 7, 2014 through August 25, 2014, the State of Nevada Division of Public and Behavioral Health ("DPBH"), conducted annual State Licensure survey at the Facility. Subsequently, DPBH issued its Statements of Deficiencies ("SOD") against the Facility.

6. On or about January 22, 2015, the BOARD sent a "Notice Pursuant to Nevada Revised Statute ("NRS") 233B.127(3) of Intent to Take Administrative Action for Violations of Chapter 654 of NRS and Chapter 449 of NRS" to RESPONDENT, by certified mail, notifying her of an investigation concerning allegations of Chapter 654 violations.

7. On or about February 19, 2015, the BOARD sent correspondence to RESPONDENT, by certified mail, notifying RESPONDENT that sufficient evidence had been found for disciplinary action to be commenced, and that the Board proposed such action would be brought for an administrative hearing.

8. RESPONDENT acknowledges that information has been received by the BOARD or its agent, which constitutes sufficient grounds for the initiation of an administrative hearing.

Settlement

9. The Parties desire to resolve any disputed matters relating to the BOARD'S investigation, and recognize that continued litigation of this dispute would be

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protracted, costly and time consuming, and therefore, the Parties have reached a settlement agreement in the interest of judicial and administrative economy.

10. RESPONDENT has elected to enter into this settlement agreement rather than face the possibility of further disciplinary action by the BOARD if the BOARD were to prevail at a disciplinary hearing.

Administrative Penalty

11. RESPONDENT shall maintain a grade of C or better for all her facilities for the eighteen (18) months immediately following the Effective Date of the BOARD's final order, and agrees that if the facility receives a grade below a C, her license shall be immediately suspended until she comes before the BOARD at the next quarterly board meeting.

12. RESPONDENT shall complete 40 hours of the Nevada Best Practices Training to be provided by the BOARD and 16 CEU hours on Medication Training and submit the Certificates of Completion to the BOARD within thirty (30) days after the Effective Date of the BOARD's final order, and pay the following monetary assessment to the BOARD:

Administrative Fine:	\$ 900.00
Best Practices Training:	\$ 400.00
Administrative and Legal Costs:	<u>\$ 375.00</u>
Total Assessed	<u>\$1,675.00</u>

13. RESPONDENT shall pay to the BOARD the total sum of \$1,675.00 within (30) after the Effective Date of the BOARD's final order, otherwise, RESPONDENT is in default.

14. In the event of default, **RESPONDENT agrees that her license shall be immediately suspended.** The suspension of RESPONDENT'S license shall

1 continue until the unpaid balance is paid in full and until the training is completed in
2 full. RESPONDENT acknowledges that if her license is suspended, the suspension
3 is subject to reporting to all appropriate agencies and becomes part of his
4 permanent record.

5 15. RESPONDENT acknowledges that the BOARD has the legal power and authority to
6 take action against her, including instituting debt collection actions for unpaid
7 monetary assessments in this case.

8 16. RESPONDENT acknowledges that the BOARD will retain jurisdiction over this
9 matter until all terms and conditions set forth in this settlement agreement have
10 been met to the satisfaction of the BOARD.

11 17. The BOARD agrees not to pursue any other or greater remedies or fines in
12 connection RESPONDENT'S alleged conduct, and that once this agreement is fully
13 performed, the BOARD will close its file in this matter.

14
15 **Public Record**

16 18. RESPONDENT acknowledges that if adopted by the BOARD, this settlement
17 agreement and all associated documentation become a matter of public record.

18 19. RESPONDENT acknowledges that if adopted by the BOARD, this settlement
19 agreement is subject to reporting to all appropriate agencies and becomes part of
20 her permanent record.

21
22 **Voluntary Waiver of Rights**

23 20. RESPONDENT may at all times obtain the advice from competent counsel of her
24 choice. RESPONDENT has, at all times, received full cooperation of the BOARD's
25 staff before making the decision to settle this matter. No coercion has been exerted
26 upon RESPONDENT, nor have any promises been made other than those reflected
27 in this agreement. RESPONDENT freely and voluntarily entered into this
28

1 **Complete Agreement**

2 31. This settlement agreement consists of eight pages and embodies the entire
3 agreement between the BOARD and RESPONDENT. It may not be altered,
4 amended or modified without the express consent of the parties.
5

6 Date: 7-18-15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

9
10 By: *Lisa M. Rogers*
Lisa M. Rogers

By: _____
Terry Clodt
Investigating Board Member

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13 Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101
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1 **BEFORE THE NEVADA STATE BOARD OF EXAMINERS**
2 **FOR LONG TERM CARE ADMINISTRATORS**

3
4 In the Matter of the Complaint for
5 Disciplinary Action Against

6 TRUDY D. ANDREWS,
7 RESPONDENT

8 Residential Facility Administrator for
9 PACIFICA SENIOR LIVING
10 GREEN VALLEY

Case No. B-36104

Filed: _____

Executive Director

11
12 **STIPULATION FOR SETTLEMENT OF DISCIPLINARY ACTIONS**

13 WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF
14 EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT
15 TRUDY D. ANDREWS ("RESPONDENT" or "ANDREWS") (collectively referred to as "the
16 Parties"), hereby enter into this Stipulation for Settlement of Disciplinary Actions as follows:

17
18 **Jurisdiction**

- 19 1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to
20 receive, investigate and take appropriate action with respect to any charge or
21 complaint filed with the BOARD against a licensee.
- 22 2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the
23 State of Nevada as a residential facility administrator ("RFA") by the BOARD,
24 pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative
25 Code chapters 654.
- 26 3. At all times relevant hereto, RESPONDENT was the Administrator of PACIFICA
27 SENIOR LIVING GREEN VALLEY, 2620 E. Robindale Rd., Henderson, NV 89074
28

1 ("the Facility"), License No. 7091, and as a result of such licensure, his/her conduct
2 in the capacity of a licensee was and is governed by Nevada Revised Statutes
3 Chapter 654, Nevada Administrative Code 654, and other provisions of Nevada law.

- 4 4. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to
5 enter into a settlement agreement to resolve a disputed matter.

6 **Allegations**

7 5. On or about November 17, 2014 through November 21, 2014, the State of Nevada,
8 Division of Public and Behavioral Health ("DPBH") conducted a complaint
9 investigation at Pacifica Senior Living Green Valley, and subsequently DPBH issued
10 its Statements of Deficiencies ("SOD") against the Facility.

11 6. On or about March 5, 2015, the BOARD sent a "Notice Pursuant to Nevada Revised
12 Statutes ("NRS") 233B.127(3) of Intent to Take Administrative Action for Violations
13 of Chapter 654 of NRS and Chapter 449 of NRS" to RESPONDENT, by certified
14 mail, notifying him or her of an investigation concerning allegations of Chapter 654
15 violations.

16 7. On April 7, 2015, the Board sent correspondence to RESPONDENT, by certified
17 mail, notifying RESPONDENT that sufficient evidence had been found for
18 disciplinary action to be commenced, and that the BOARD proposed such action
19 would be brought for an administrative hearing.

20 8. Respondent acknowledges that information has been received by the BOARD or its
21 agent, which constitutes sufficient grounds for the initiation of an administrative
22 hearing.

23 9. The Parties desire to resolve any disputed matters relating to the BOARD'S
24 investigation, and recognize that continued litigation of this dispute would be
25 protracted, costly and time consuming, and therefore, the Parties have reached a
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1 settlement agreement in the interest of judicial and administrative economy.

2 **Violations of Law**

3 10. RESPONDENT admits that the conduct set forth in the DPBH survey and/or
4 complaint investigation constitutes a violation of law regulating the practice of
5 residential facility administrators and/or skilled nursing administrators.
6 RESPONDENT has elected to enter into this settlement agreement rather than
7 face the possibility of further disciplinary action by the BOARD.

8 **Administrative Penalty**

9
10 11. RESPONDENT shall maintain a grade of C or better for all of her facilities for the
11 eighteen (18) months immediately following the Effective Date of the Board's Final
12 order, and agrees that if licensee receives a grade below a C, her license shall be
13 immediately suspended until she comes before the Board at the next Quarterly
14 Board Meeting. Respondent shall also complete Module 1 – Administration and
15 Module 4 – Resident Care of the Nevada Best Practices Training to be provided by
16 the Board within thirty (30) days following the date of the Board's Final Order, and
17 pay the following monetary assessment to the BOARD:

18

19	Administrative Fine:	\$	1,000.00
20	Best Practices Training:		100.00
21	Administrative & Legal Costs:		<u>375.00</u>
22	Total Assessed:	\$	<u>1,475.00</u>

23 12. RESPONDENT shall pay to the BOARD the total sum of \$1,475.00, in twelve (12)
24 installments consisting of the first payment being ten (10) percent of the total
25 balance equaling \$147.52 and eleven (11) equal monthly installment payments
26 \$120.68 thereafter.

27
28 13. The first payment of \$147.52 is due and payable within thirty (30) days after the

1 EFFECTIVE DATE of the BOARD'S Final Order, with eleven (11) additional
2 installment payments of \$120.68, each installment payment becoming due and
3 payable on the 15th day of each next succeeding month after the first payment, until
4 the total balance due is paid in full. No grace period will be permitted. Any
5 installment payment not actually received by the BOARD on or before its due date
6 shall be construed as an event of default of this agreement by the RESPONDENT.

7 14. Any installment payment not actually received by the BOARD on or before its due
8 date shall be subjected to a Fifty Dollar (\$50.00) late fee and assessed Five Dollars
9 (\$5.00) per day after ten (10) days of due date.

10 15. If monthly installments are not brought current within thirty (30) days of due date,
11 the remaining unpaid balance shall become immediately accelerated, and the total
12 remaining unpaid balance of the monetary assessments shall become immediately
13 due and payable in full. In such event, debt collection actions for unpaid monetary
14 assessments in this case may be instituted by the BOARD.

15 16. In the event of default, **RESPONDENT agrees that his/her license shall be**
16 **immediately suspended.** The suspension of RESPONDENT'S license shall
17 continue until the unpaid balance is paid in full.

18 17. RESPONDENT acknowledges that the BOARD has the legal power and authority to
19 take action against her/him, including instituting debt collection actions for unpaid
20 monetary assessments in this case.

21 18. RESPONDENT acknowledges that the BOARD will retain jurisdiction over this
22 matter until all terms and conditions set forth in this settlement agreement have
23 been met to the satisfaction of the BOARD.

24 19. The BOARD agrees not to pursue any other or greater remedies or fines in
25 connection RESPONDENT'S alleged conduct, and that once this agreement is fully
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agreement, if after review by the BOARD, this settlement agreement is rejected.


31. If the BOARD does not accept the settlement agreement, it shall be regarded as null and void. Admissions by RESPONDENT in the settlement agreement will not be regarded as evidence against him at the subsequent disciplinary hearing. The RESPONDENT will be free to defend himself and no inferences against him will be made from his willingness to have entered into this agreement.

Complete Agreement

32. This settlement agreement consists of eight pages and embodies the entire agreement between the BOARD and RESPONDENT. It may not be altered, amended or modified without the express consent of the parties.

Date: 5/1/15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

By: 
Trudy D. Andrews
Licensee

By: _____
Sandy Lampert
Executive Director

1 **BEFORE THE NEVADA STATE BOARD OF EXAMINERS**
2 **FOR LONG TERM CARE ADMINISTRATORS**

3
4 In the Matter of the Complaint for
5 Disciplinary Action Against

6 **SUSAN SOWERS,**

7 **RESPONDENT**

8 Residential Facility Administrator for

9 **RED ROCK ASSISTED LIVING**
10 _____

Case No. B-36109

Filed: _____

Executive Secretary

11
12 **STIPULATION FOR SETTLEMENT**

13 WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF
14 EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT
15 SUSAN SOWERS ("RESPONDENT" or "SOWERS") (collectively referred to as "the Parties"),
16 hereby enter into this Stipulation for Settlement as follows:
17

18 **Jurisdiction**

- 19 1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to
20 receive, investigate and take appropriate action with respect to any charge or
21 complaint filed with the BOARD against a licensee.
- 22 2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the
23 State of Nevada as a residential facility administrator ("RFA") by the BOARD,
24 pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative
25 Code chapters 654.
- 26 3. At all times relevant hereto, RESPONDENT was the Administrator of RED ROCK
27 ASSISTED LIVING, 5975 W. Twain Ave, Las Vegas, Nevada 89103, ("the Facility"),
28

1 License No. 9054, and as a result of such licensure, his conduct in the capacity of a
2 licensee was and is governed by Nevada Revised Statutes ("NRS") Chapter 654,
3 Nevada Administrative Code ("NAC") 654, and other provisions of Nevada law.

- 4 4. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to
5 enter into a settlement agreement to resolve a disputed matter.

6 **Allegations**

- 7 5. On or about January 28, 2015, the State of Nevada Division of Public and
8 Behavioral Health ("DPBH"), conducted an initial survey grading and complaint
9 investigation of the Facility. Subsequently, DPBH issued its Statements of
10 Deficiencies ("SOD") against the Facility.
11
12 6. On or about March 26, 2015, the BOARD sent a "Notice Pursuant to Nevada
13 Revised Statute ("NRS") 233B.127(3) of Intent to Take Administrative Action for
14 Violations of Chapter 654 of NRS and Chapter 449 of NRS" to RESPONDENT, by
15 certified mail, notifying her of an investigation concerning allegations of Chapter 654
16 violations.
17
18 7. On or about April 23, 2015, the BOARD sent correspondence to RESPONDENT, by
19 certified mail, notifying RESPONDENT that sufficient evidence had been found for
20 disciplinary action to be commenced, and that the Board proposed such action
21 would be brought for an administrative hearing.
22
23 8. RESPONDENT acknowledges that information has been received by the BOARD or
24 its agent, which constitutes sufficient grounds for the initiation of an administrative
25 hearing.

26 **Settlement**

- 27 9. The Parties desire to resolve any disputed matters relating to the BOARD'S
28 investigation, and recognize that continued litigation of this dispute would be

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protracted, costly and time consuming, and therefore, the Parties have reached a settlement agreement in the interest of judicial and administrative economy.

10. RESPONDENT has elected to enter into this settlement agreement rather than face the possibility of further disciplinary action by the BOARD if the BOARD were to prevail at a disciplinary hearing.

Administrative Penalty

11. RESPONDENT shall maintain a grade of C or better for all her facilities for the eighteen (18) months immediately following the Effective Date of the BOARD's final order, and agrees that if the facility receives a grade below a C, her license shall be immediately suspended until she comes before the BOARD at the next quarterly board meeting.

12. RESPONDENT shall complete Modules 1, 4, 7 and 8 of the Nevada Best Practices Training to be provided by the BOARD within thirty (30) days after the Effective Date of the BOARD's final order, and pay the following monetary assessment to the BOARD:

Administrative Fine:	\$1,000.00
Best Practices Training:	\$ 200.00
Administrative and Legal Costs:	<u>\$ 375.00</u>
Total Assessed	<u>\$1,575.00</u>

13. RESPONDENT shall pay to the BOARD the total sum of \$1,575.00 within (30) after the Effective Date of the BOARD's final order, otherwise, RESPONDENT is in default.

14. In the event of default, **RESPONDENT agrees that her license shall be immediately suspended.** The suspension of RESPONDENT'S license shall continue until the unpaid balance is paid in full and until the training is completed in

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full. RESPONDENT acknowledges that if her license is suspended, the suspension is subject to reporting to all appropriate agencies and becomes part of his permanent record.

15. RESPONDENT acknowledges that the BOARD has the legal power and authority to take action against her, including instituting debt collection actions for unpaid monetary assessments in this case.

16. RESPONDENT acknowledges that the BOARD will retain jurisdiction over this matter until all terms and conditions set forth in this settlement agreement have been met to the satisfaction of the BOARD.

17. The BOARD agrees not to pursue any other or greater remedies or fines in connection RESPONDENT'S alleged conduct, and that once this agreement is fully performed, the BOARD will close its file in this matter.

Public Record

18. RESPONDENT acknowledges that if adopted by the BOARD, this settlement agreement and all associated documentation become a matter of public record.

19. RESPONDENT acknowledges that if adopted by the BOARD, this settlement agreement is subject to reporting to all appropriate agencies and becomes part of her permanent record.

Voluntary Waiver of Rights

20. RESPONDENT may at all times obtain the advice from competent counsel of her choice. RESPONDENT has, at all times, received full cooperation of the BOARD'S staff before making the decision to settle this matter. No coercion has been exerted upon RESPONDENT, nor have any promises been made other than those reflected in this agreement. RESPONDENT freely and voluntarily entered into this agreement, motivated only by a desire to resolve the issues addressed herein.

1 **Complete Agreement**

2 31. This settlement agreement consists of eight pages and embodies the entire
3 agreement between the BOARD and RESPONDENT. It may not be altered,
4 amended or modified without the express consent of the parties.
5

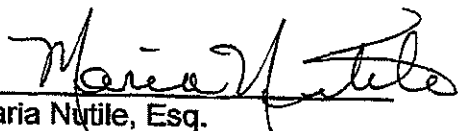
6 Date: 7-10-15

7 Date: _____
8 NEVADA STATE BOARD OF
9 EXAMINERS OF LONG TERM CARE
10 ADMINISTRATORS

11 By: 
12 Susan Sowers

13 By: _____
14 Terry Clodt
15 Investigating Board Member

16 Approved as to form and content:
17 NUTILE LAW

18 
19 Maria Nutile, Esq.
20 1070 W. Horizon Ridge Pkwy, Ste 210
21 Henderson, NV 89012
22 Direct: 702.307.4870
23 Fax: 702.307.4881
24
25
26
27
28

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

1 **BEFORE THE NEVADA STATE BOARD OF EXAMINERS**
2 **FOR LONG TERM CARE ADMINISTRATORS**

3 In the Matter of the Complaint for)
4 Disciplinary Action Against)

Case Nos. B36109
 B36068

5 LEONARD HIRSCHHORN,
6 RESPONDENT
7 Residential Facility Administrator for
8 EMERITUS @ LAS VEGAS
9)

Filed: _____

Executive Secretary

10
11 **VOLUNTARY SURRENDER**

12
13
14 Pursuant to Nevada Revised Statute 654.110(1)(f), the State of Nevada, Board of
15 Examiners for Long-Term Care Administrators ("Board") has jurisdiction to receive, investigate
16 and take appropriate action with respect to any charge or complaint filed with the Board
17 against a licensee. Respondent at all times relevant hereto, was and currently is, licensed in
18 the State of Nevada as a residential facility administrator ("RFA") by the Board, pursuant to
19 the provisions of Nevada Revised Statutes and Nevada Administrative Code chapters 654. At
20 all times relevant hereto, Respondent was the RFA of EMERITUS @ LAS VEGAS ("Facility")
21 located at 3025 E. Russell Road, Las Vegas, Nevada 89120, License No. 9265, and as a
22 result of such licensure, his conduct in the capacity of a licensee was and is governed by
23 Nevada Revised Statutes Chapter 654, Nevada Administrative Code 654, and other
24 provisions of Nevada law.

25 **Voluntary Recital**

26 I, LEONARD HIRSCHHORN ("Respondent"), wish to voluntarily surrender my RFA
27 License No. 9265 in lieu of other disciplinary action by the Board. I also agree that I may not
28 apply for any real estate license in the State of Nevada for a period of three (3) years.

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

1 Case B36109

2 1. On or about February 9, 2015, the State of Nevada, Bureau of Health Care and
3 Quality & Compliance ("HCQC") conducted a complaint investigation of the Facility.
4 The survey was completed on February 9, 2015, on which date HCQC issued its
5 Statement of Deficiencies against the Facility that included:

- 6 a. Respondent failed to provide adequate protective supervision for one (1)
7 resident as required by NAC 449.259(1)(a), thereby violating NAC
8 654.210(2)(n), and NRS 654.190(1)(e).
9 b. Respondent failed to ensure that six (6) residents were able to rest in their room
10 at any time, thereby violating NAC 449.259, NAC 654.210(2)(n) and NRS
11 654.190(1)(e).

12 Case B36115

13 2. On or about April 1, 2015, the State of Nevada, Bureau of Health Care and Quality
14 & Compliance ("HCQC") conducted a complaint investigation of the Facility. The
15 survey was completed on April 1, 2015, on which date HCQC issued its Statement
16 of Deficiencies against the Facility that included:

- 17 a. Respondent failed to ensure residents received needed services violation of
18 NAC 449.194, including the acts found in NAC 654.210.
19 b. Respondent failed to provide daily items listed on the menu violating NAC
20 449.217(4), including the acts found in NAC 654.210.
21 c. Respondent failed to ensure a planned an dated menus was posted in
22 violation of NAC 449.2175(3), including acts found in NAC 654.210.

23 I acknowledge that the above information has been received by the Board or its agent,
24 which constitutes sufficient grounds for the initiation of an administrative hearing. I have
25 elected to enter into this Voluntary Surrender rather than face the possibility of further
26 disciplinary action by the Board if the Board were to prevail at a disciplinary hearing.

27 I am aware of, understand, and have been advised of the effect of this Voluntary
28 Surrender, which I have carefully read and fully acknowledge. No coercion has been exerted

1 on me to enter into this agreement. I acknowledge my right to an attorney at my own
2 expense. I have had the benefit at all times of advice from competent legal counsel of my
3 choice if I so elected.

4 I am aware of my rights including the right to a hearing on any charges and/or
5 allegations, the right to examine witnesses who would testify against me, the right to present
6 evidence in my favor and call witnesses on my behalf, or to testify myself, the right to contest
7 the charges and allegations, the right to reconsideration, appeal or any other type of formal
8 judicial review of this matter, and any other rights which may be accorded to me pursuant to
9 the Nevada Administrative Procedures Act and the provision of Chapters 654 and 233B of the
10 Nevada Revised Statutes and the Nevada Administrative Code. I agree to waive the
11 foregoing rights upon acceptance of this agreement by the Board.

12 I understand that this action is subject to the public records law and may be published
13 and reported to all appropriate agencies and that the Board may be required to make this
14 Voluntary Surrender and related documents available for inspection. I understand that this
15 surrender is effective the day it is accepted by the Board, however, I agree to immediately
16 cease and desist practicing as a licensed residential facility administrator

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1 or any other activity covered under Chapter 654 of the Nevada Revised Statutes and the
2 Nevada Administrative Code in the state of Nevada.

3
4 Date: 7-14-15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

6
7 By: 
LEONARD HIRSCHHORN
8 Licensee

By: _____
SANDY LAMPERT
Executive Director

9
10 Submitted by:

11 ADAM PAUL LAXALT
Attorney General

12 By: _____
13 SOPHIA G. LONG, ESQ.
Deputy Attorney General
14 555 E. Washington Avenue,
Suite 3900
15 Las Vegas, Nevada 89101
16 (702) 486-3420

1 **BEFORE THE NEVADA STATE BOARD OF EXAMINERS**
2 **FOR LONG TERM CARE ADMINISTRATORS**

3
4 In the Matter of the Complaint for)
5 Disciplinary Action Against)
6 CRESENCIA C. SMITH,)
7 RESPONDENT)
8 Residential Facility Administrator for)
9 SPRING VALLEY ALZHEIMER'S CARE CENTER)
10 _____)

Case No. B-36113
Filed: _____

Executive Director

11
12 **STIPULATION FOR SETTLEMENT OF DISCIPLINARY ACTIONS**

13 WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF
14 EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT
15 CRESENCIA C. SMITH ("RESPONDENT" or "SMITH") (collectively referred to as "the
16 Parties"), hereby enter into this Stipulation for Settlement of Disciplinary Actions as follows:

17 **Jurisdiction**

- 18
- 19 1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to
20 receive, investigate and take appropriate action with respect to any charge or
21 complaint filed with the BOARD against a licensee.
 - 22 2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the
23 State of Nevada as a residential facility administrator ("RFA") by the BOARD,
24 pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative
25 Code chapters 654.
 - 26 3. At all times relevant hereto, RESPONDENT was the Administrator of SPRING
27 VALLEY ALZHEIMER'S CARE CENTER, 6428 Crystal Dew Dr., Las Vegas,
28

1 4. NV 89118 ("the Facility"), License No. 9062, and as a result of such licensure,
2 his/her conduct in the capacity of a licensee was and is governed by Nevada
3 Revised Statutes Chapter 654, Nevada Administrative Code 654, and other
4 provisions of Nevada law.

5 5. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to
6 enter into a settlement agreement to resolve a disputed matter.

7 **Allegations**

8 6. On or about March 13, 2015 the State of Nevada, Division of Public and Behavioral
9 Health ("DPBH") conducted complaint investigation at Spring Valley Alzheimer's
10 Care Center and subsequently DPBH issued its Statements of Deficiencies ("SOD")
11 against the Facility.

12 7. On or about May 21, 2015, the BOARD sent a "Notice Pursuant to Nevada Revised
13 Statutes ("NRS") 233B.127(3) of Intent to Take Administrative Action for Violations
14 of Chapter 654 of NRS and Chapter 449 of NRS" to RESPONDENT, by certified
15 mail, notifying him or her of an investigation concerning allegations of Chapter 654
16 violations.

17 8. On June 10, 2015, the Board sent correspondence to RESPONDENT, by certified
18 mail, notifying RESPONDENT that sufficient evidence had been found for
19 disciplinary action to be commenced, and that the BOARD proposed such action
20 would be brought for an administrative hearing.

21 9. Respondent acknowledges that information has been received by the BOARD or its
22 agent, which constitutes sufficient grounds for the initiation of an administrative
23 hearing.

24 10. The Parties desire to resolve any disputed matters relating to the BOARD'S
25 investigation, and recognize that continued litigation of this dispute would be
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1 protracted, costly and time consuming, and therefore, the Parties have reached a
2 settlement agreement in the interest of judicial and administrative economy.

3 **Violations of Law**

4 11. RESPONDENT admits that the conduct set forth in the DPBH survey and/or
5 complaint investigation constitutes a violation of law regulating the practice of
6 residential facility administrators and/or skilled nursing administrators.
7 RESPONDENT has elected to enter into this settlement agreement rather than
8 face the possibility of further disciplinary action by the BOARD.
9

10 **Administrative Penalty**

11 12. RESPONDENT shall maintain a grade of C or better for all of his/her facilities for the
12 eighteen (18) months immediately following the Effective Date of the Board's Final
13 order, and agrees that if licensee receives a grade below a C, his/her license shall
14 be immediately suspended until he/she comes before the Board at the next
15 Quarterly Board Meeting. Respondent shall also Modules 1, 4, and 7 of the Nevada
16 Best Practices Training to be provided by the Board within thirty (30) days after the
17 Effective Date of the Board's Final Order, and pay the following monetary
18 assessment to the BOARD:
19

20	Administrative Fine:	\$	1,000.00
21	Best Practices Training:		150.00
22	Administrative & Legal Costs:		<u>375.00</u>
23	Total Assessed:	\$	<u>1,525.00</u>

24
25 13. RESPONDENT shall pay to the BOARD the total sum of \$1,525.00, in twelve (12)
26 installments consisting of the first payment being ten (10) percent of the total
27 balance equaling \$152.53 and eleven (11) equal monthly installment payments
28

\$124.77 thereafter.

14. The first payment of \$152.53 is due and payable within thirty (30) days after the EFFECTIVE DATE of the BOARD'S Final Order, with eleven (11) additional installment payments of \$124.77, each installment payment becoming due and payable on the 15th day of each next succeeding month after the first payment, until the total balance due is paid in full. No grace period will be permitted. Any installment payment not actually received by the BOARD on or before its due date shall be construed as an event of default of this agreement by the RESPONDENT.
15. Any installment payment not actually received by the BOARD on or before its due date shall be subjected to a Fifty Dollar (\$50.00) late fee.
16. If monthly installments are not brought current within thirty (30) days of due date, the remaining unpaid balance shall become immediately accelerated, and the total remaining unpaid balance of the monetary assessments shall become immediately due and payable in full. In such event, debt collection actions for unpaid monetary assessments in this case may be instituted by the BOARD.
17. In the event of default, **RESPONDENT agrees that his/her license shall be immediately suspended.** The suspension of RESPONDENT'S license shall continue until the unpaid balance is paid in full.
18. RESPONDENT acknowledges that the BOARD has the legal power and authority to take action against her/him, including instituting debt collection actions for unpaid monetary assessments in this case.
19. RESPONDENT acknowledges that the BOARD will retain jurisdiction over this matter until all terms and conditions set forth in this settlement agreement have been met to the satisfaction of the BOARD.
20. The BOARD agrees not to pursue any other or greater remedies or fines in

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knowledge obtained by the BOARD through consideration of this settlement agreement, if after review by the BOARD, this settlement agreement is rejected.

32. If the BOARD does not accept the settlement agreement, it shall be regarded as null and void. Admissions by RESPONDENT in the settlement agreement will not be regarded as evidence against him at the subsequent disciplinary hearing. The RESPONDENT will be free to defend himself and no inferences against him will be made from his willingness to have entered into this agreement.

Complete Agreement

33. This settlement agreement consists of eight pages and embodies the entire agreement between the BOARD and RESPONDENT. It may not be altered, amended or modified without the express consent of the parties.

Date: 6/23/15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

By: Cresencia C. Smith
Cresencia C. Smith
Licensee

By: _____
Sandy Lampert
Executive Director

1 **BEFORE THE NEVADA STATE BOARD OF EXAMINERS**
2 **FOR LONG TERM CARE ADMINISTRATORS**

3
4 In the Matter of the Complaint for)
5 Disciplinary Action Against)

Case No. B-36119

6 CRESENCIA C. SMITH,)

Filed: _____

7 RESPONDENT)

Executive Director

8 Residential Facility Administrator for)

9 SPECIAL LOVING CARE)
10 ALZHEIMER'S CENTER)

11
12 **STIPULATION FOR SETTLEMENT OF DISCIPLINARY ACTIONS**

13 WHEREAS, as more fully addressed below, the NEVADA STATE BOARD OF
14 EXAMINERS OF LONG TERM CARE ADMINISTRATORS, ("BOARD"), and RESPONDENT
15 CRESENCIA C. SMITH ("RESPONDENT" or "SMITH") (collectively referred to as "the
16 Parties"), hereby enter into this Stipulation for Settlement of Disciplinary Actions as follows:

17 **Jurisdiction**

- 18
- 19 1. Pursuant to Nevada Revised Statute 654.110(1)(f), the BOARD has jurisdiction to
20 receive, investigate and take appropriate action with respect to any charge or
21 complaint filed with the BOARD against a licensee.
 - 22 2. RESPONDENT at all times relevant hereto, was and currently is, licensed in the
23 State of Nevada as a residential facility administrator ("RFA") by the BOARD,
24 pursuant to the provisions of Nevada Revised Statutes and Nevada Administrative
25 Code chapters 654.
 - 26 3. At all times relevant hereto, RESPONDENT was the Administrator of SPECIAL
27 LOVING CARE ALZHEIMER'S CENTER, 6562 W. Mesa Vista Ave., Las Vegas, NV
28

1 89118 ("the Facility"), License No. 9062, and as a result of such licensure, his/her
2 conduct in the capacity of a licensee was and is governed by Nevada Revised
3 Statutes Chapter 654, Nevada Administrative Code 654, and other provisions of
4 Nevada law.

- 5 4. Pursuant to Nevada Revised Statute 233B.121(5), the BOARD is authorized to
6 enter into a settlement agreement to resolve a disputed matter.
7

8 **Allegations**

- 9 5. On or about April 6, 2015 the State of Nevada, Division of Public and Behavioral
10 Health ("DPBH") conducted an annual State Licensure survey at Special Loving
11 Care Alzheimer's Center and subsequently DPBH issued its Statements of
12 Deficiencies ("SOD") against the Facility.
- 13 6. On or about June 11, 2015, the BOARD sent a "Notice Pursuant to Nevada Revised
14 Statutes ("NRS") 233B.127(3) of Intent to Take Administrative Action for Violations
15 of Chapter 654 of NRS and Chapter 449 of NRS" to RESPONDENT, by certified
16 mail, notifying him or her of an investigation concerning allegations of Chapter 654
17 violations.
- 18 7. On July 6, 2015, the Board sent correspondence to RESPONDENT, by certified
19 mail, notifying RESPONDENT that sufficient evidence had been found for
20 disciplinary action to be commenced, and that the BOARD proposed such action
21 would be brought for an administrative hearing.
- 22 8. Respondent acknowledges that information has been received by the BOARD or its
23 agent, which constitutes sufficient grounds for the initiation of an administrative
24 hearing.
- 25 9. The Parties desire to resolve any disputed matters relating to the BOARD'S
26 investigation, and recognize that continued litigation of this dispute would be
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1 protracted, costly and time consuming, and therefore, the Parties have reached a
2 settlement agreement in the interest of judicial and administrative economy.

3 **Violations of Law**

4 10. RESPONDENT admits that the conduct set forth in the DPBH survey and/or
5 complaint investigation constitutes a violation of law regulating the practice of
6 residential facility administrators and/or skilled nursing administrators.
7 RESPONDENT has elected to enter into this settlement agreement rather than
8 face the possibility of further disciplinary action by the BOARD.
9

10 **Administrative Penalty**

11 11. RESPONDENT shall maintain a grade of B or better for all of his/her facilities for the
12 eighteen (18) months immediately following the Effective Date of the Board's Final
13 order, and agrees that if licensee receives a grade below a B, his/her license shall
14 be immediately suspended until he/she comes before the Board at the next
15 Quarterly Board Meeting. Respondent shall also complete Modules 1, 4, 6 and 7 of
16 the Nevada Best Practices Training to be provided by the Board within thirty (30)
17 days after the Effective Date of the Board's Final Order, and pay the following
18 monetary assessment to the BOARD:
19

20	Administrative Fine:	\$	3,000.00
21	Best Practices Training:		200.00
22	Administrative & Legal Costs:		<u>375.00</u>
23	Total Assessed:	\$	<u>3,575.00</u>

24
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26 12. RESPONDENT shall pay to the BOARD the total sum of \$3,575.00, in twelve (12)
27 installments consisting of the first payment being ten (10) percent of the total
28 balance equaling \$357.30 and eleven (11) equal monthly installment payments

1 \$292.50 thereafter.

- 2 13. The first payment of \$357.50 is due and payable within thirty (30) days after the
3 EFFECTIVE DATE of the BOARD'S Final Order, with eleven (11) additional
4 installment payments of \$292.50, each installment payment becoming due and
5 payable on the 15th day of each next succeeding month after the first payment, until
6 the total balance due is paid in full. No grace period will be permitted. Any
7 installment payment not actually received by the BOARD on or before its due date
8 shall be construed as an event of default of this agreement by the RESPONDENT.
- 9 14. Any installment payment not actually received by the BOARD on or before its due
10 date shall be subjected to a Fifty Dollar (\$50.00) late fee.
- 11 15. If monthly installments are not brought current within thirty (30) days of due date,
12 the remaining unpaid balance shall become immediately accelerated, and the total
13 remaining unpaid balance of the monetary assessments shall become immediately
14 due and payable in full. In such event, debt collection actions for unpaid monetary
15 assessments in this case may be instituted by the BOARD.
- 16 16. In the event of default, **RESPONDENT agrees that his/her license shall be**
17 **immediately suspended.** The suspension of RESPONDENT'S license shall
18 continue until the unpaid balance is paid in full.
- 19 17. RESPONDENT acknowledges that the BOARD has the legal power and authority to
20 take action against her/him, including instituting debt collection actions for unpaid
21 monetary assessments in this case.
- 22 18. RESPONDENT acknowledges that the BOARD will retain jurisdiction over this
23 matter until all terms and conditions set forth in this settlement agreement have
24 been met to the satisfaction of the BOARD.
- 25 19. The BOARD agrees not to pursue any other or greater remedies or fines in
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knowledge obtained by the BOARD through consideration of this settlement agreement, if after review by the BOARD, this settlement agreement is rejected.

31. If the BOARD does not accept the settlement agreement, it shall be regarded as null and void. Admissions by RESPONDENT in the settlement agreement will not be regarded as evidence against him at the subsequent disciplinary hearing. The RESPONDENT will be free to defend himself and no inferences against him will be made from his willingness to have entered into this agreement.

...
...
...
Complete Agreement

32. This settlement agreement consists of eight pages and embodies the entire agreement between the BOARD and RESPONDENT. It may not be altered, amended or modified without the express consent of the parties.

Date: 7/19/15

Date: _____
NEVADA STATE BOARD OF
EXAMINERS OF LONG TERM CARE
ADMINISTRATORS

By: Cresencia C. Smith
Cresencia C. Smith
Licensee

By: _____
Sandy Lampert
Executive Director

3

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

Draft Minutes of Regular Quarterly Board Meeting

**May 7, 2015
9:30 a.m.**

**Nevada Early Intervention Service
3811 W. Charleston Blvd.
Suite 112
Las Vegas, Nevada 89102
and
Video Conferencing
Nevada Early Intervention Service
2667 Enterprise Rd.
Reno, Nevada 89512**

- I. Chair, Margaret McConnell called the meeting to order at 9:32 a.m.
- II. Executive Director, Sandy Lampert called the roll and a quorum was present.

Board Members:

Margaret McConnell, Chair

Terry Clodt, Sec/Treas.

Jane Gruner, ADSD - Excused

Lilia Sioson - Excused

Mary Ellen Wilkinson, Vice Chair

Lindsay Hansen, M.D.

Linda Gelinger - Excused

Staff:

Sandy Lampert, Executive Director

Guests:

Heather Korbolic, ADSD

III. PUBLIC COMMENTS –

IV. APPROVAL OF THE FOLLOWING PROPOSED DISCIPLINE ACTIONS

- a. Nelia Buendia – Providence Home Care – Case No. B-36100
- b. Julieta G. Iban – Golden Valley Group Care 2 – Case No. B-36102

Chair, Margaret McConnell called for a motion. Lindsey Hansen moved to approve the Disciplinary Actions. Mary Ellen Wilkinson seconded. Motion carried. Terry Clodt abstained.

V. SECRETARY'S REPORTS:

- a. Approval of the Minutes of February 9, 2015 Meeting – Secretary, Terry Clodt moved to approve. Mary Ellen Wilkinson seconded. Motion carried.

- VI. ADMINISTRATIVE REPORT: Executive Director, Sandy Lampert, reported that the office is purchasing a new copy machine and we are now looking into the possibility of making the Board Office paperless.
- VII. ADMINISTRATOR LICENSES ISSUED MUST RECEIVE FINAL BOARD APPROVAL WHEN ALL REQUIREMENTS HAVE BEEN MET.

- a. Nursing Facility Administrator Licenses Issued
- (1) Olsen, Katherine
 - (2) Chappelow, Lisa
 - (3) Donohue, Daniel
 - (4) Smith, Lowell
 - (5) Kohn, Ashley
 - (6) Flygare, Brady
 - (7) Leinweber, Michael

Chair, Margaret McConnell, called for a motion. Terry Clodt moved to approve the Nursing Facility Administrator Licenses. Lindsey Hansen seconded. Motion carried.

- b. Residential Facility Administrator Licenses Issued
- (1) Dixon, Vanessa
 - (2) Cadaval, Stacey
 - (3) Cowley, Peter
 - (4) Gray, Denise
 - (5) Graham, Nicole

Chair, Margaret McConnell, called for a motion. Lindsey Hansen moved to approve the Residential Facility Administrator licenses. Mary Ellen Wilkinson seconded. Motion carried.

- c. Inactive Requests
- (1) Phillips, Susan - RFA
 - (2) Hines, Shelia - RFA
 - (3) Pangilinan, Angel - RFA

Chair, Margaret McConnell, called for a motion. Terry Clodt moved to approve the Inactive License Requests. Lindsey Hansen seconded. Motion carried.

VIII. UNFINISHED BUSINESS:

a. RCAL AIT Program Report – Executive Director, Sandy Lampert, reported that so far this fiscal year we have 21 new applicants, of which 6 have been licensed, 5 are ready to take the NAB Exam, 3 are now taking the Nevada Best Practices Training and 7 are in the earlier stages of the training. The new program has allowed the Board to monitor the training and receive reports from the mentors and the RFA candidates. The feedback has been very positive. The Board has a terrific group of mentors that will be acknowledged at a luncheon to be held today. For this fiscal year, these mentors have given to the Board 440 hours of their time and they have done a exceptional job. A mentor training will be held in May in Reno.

b. NFA Lack of AIT Opportunities – Mary Ellen Wilkinson reported that Corporations on the East Coast are much more willing to provide AIT programs. Chair, Margaret McConnell, informed the Board that NAB has commissioned a noted Health Care instructor from the University of Eau Claire in Wisconsin to write an AIT Training Program, that NAB will offer to State Boards free of charge. It will be a hands-on, well directed program which has up to this

time not been available. Lindsey Hansen suggested that the Board might offer some kind of recognition to facilities that provide AIT Training. Margaret McConnell brought up for discussion the problem of an ICF/recovery facility providing an AIT program since the Bureau is now requiring this type of facility to have an administrator. The Board reached out to NAB for its opinion on this matter. NAB did not feel that a small facility of 6 beds would be able to provide adequate training for licensure. The Board needs to establish minimum requirements for facilities that can provide AIT programs. After some discussion, the Board decided that it would not approve a small facility for an AIT program.

IX. NEW BUSINESS:

a. Regulation Workshop – Chair, Margaret McConnell, brought up the need for a Regulation Workshop to review items that may need to be amended. Some are as follows:

1. NFA Preceptor qualifications
2. Background Checks – to be in alignment with HCQC – NAC 654.210
3. RFA Qualifications – NAC 654.1505.9.1
4. ICFs
5. Administrative Fines – NAC 654.181 – NAC 654.250 – Language regarding what happens if an administrative fine is not paid.
6. Master License – Health Service Executive which will require a change to NRS 654.
7. Dual Licensure/Number of beds.

X. DEPUTY ATTORNEY GENERAL'S REPORT –

XI. BOARD MEMBER COMMENTS – Terry Clodt informed the Board that the County Commissioners are talking about Public Guardians.

XII. PUBLIC COMMENTS – Heather Korbolic (ADSD) reported on the following bills:

1. AB 28 - Requires the Office of the Ombudsman to offer Person Centered Care Training.
2. AB 222 – Fines for unlicensed facilities.
3. AB 223 – Changes the definition of Elder Abuse by adding abandonment.
4. AB 242 – Acute SNIF – Study for post acute care.
5. AB 325 – Establishes licensure for Private Guardianship.

XIII. TIME/DATE/LOCATION OF NEXT REGULAR QUARTERLY MEETING – The next meeting will be held on Wednesday, July 29, 2015 at 9:30 a.m.

XIV. ADJOURNMENT – Meeting was adjourned at 11:35 am.

Respectfully submitted:

Sandy Lampert

Sandy Lampert
Executive Director

Attested by:

Terry Clodt

Terry Clodt
Secretary/Treasurer

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Jake Call – RFA 9267 – License Renewal – Approve or Deny

Mr. Call submitted his License Renewal Application and answered “yes” on Item 7 that reads “Since the date of your last Application/Renewal of your license, have you been investigated or arrested for, charged with, convicted of, plead nolo contendere to or received pretrial diversion for an offense or violation of any federal, state or local law, including any foreign country, which is a misdemeanor, gross misdemeanor, or felony, excluding any minor traffic offense (driving or in control of a motor vehicle while under the influence of any chemical substance or alcohol is not considered a minor traffic offense), or had any criminal records sealed or expunged, or advised by an attorney that you do not have to list the conviction, in any jurisdiction?”

State of Nevada

Board of Examiners

For Long Term Care Administrators

3157 N. Rainbow Blvd., #313

Las Vegas, Nevada 89108

To Whom It May Concern,

I regret to inform that Board that as I apply for a renewal of my Residential Facility Administrator's license that I must answer yes to question 7, regarding any arrest or charge of an offense greater than a minor traffic offense. On May 30, 2015 I was arrested and charged with operating a motor vehicle while under the influence of alcohol. I have plead not guilty to these charges, however, must still go through the judiciary process. At the current time, further legal proceedings have not been given a set date. My legal counsel and I are working hard to remove these charges from my record but the wheels of justice are not fast paced. I have not been convicted of any crime but rather only charged. I moreover certify that I do not have an addiction to any drug or chemical substance, including alcohol. In working with my legal counsel I will be attending an evaluation to prove that very fact. I implore this Board to look past this isolated incident and look to my tenure as evidence that I am fit to maintain my license.

Sincerely,



Jake Call

RFA 9267

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Nevada State Long Term Care Ombudsman Program

NRS 427A.125 requires the State Long Term Care Ombudsman Program (SLTCOP) to advocate for the protection of the health, safety, welfare and rights of residents of facilities for long-term care.

The State Long Term Care Ombudsman Program:

- **Advocates** for increased consumer protections in state and federal laws and regulations.
- **Educates** residents about their rights.
- **Empowers and supports** residents and families to discuss concerns with facility staff.
- **Identifies and seeks to remedy** gaps in facility, government, or community services.
- **Protects** the health, safety, welfare, and rights of individuals living in nursing homes and assisted living facilities.
- **Provides information and assistance** regarding long-term services and supports.
- **Receives and investigates complaints**, and assists residents to resolve problems.
- **Represents** residents' interests before governmental agencies.
- **Respects** the privacy and confidentiality of residents and complainants

FFY14 Long Term Care Ombudsmen

- Opened 936 cases and investigated 1,623 complaints on behalf of Nevada's Long Term Care residents;
- Responded to complaints from concerns about exercising preference and civil rights to involuntary discharges;
- Resolved, or partially resolved, 85% of nursing home complaints and 82% of group home/assisted living complaints.

FFY14 Ombudsmen Activities

- Facility Visits – 2,017 visits;
- Information and assistance to facility residents and family –18,583 consultations;
- Consultation to facility providers – 4,868 consultations;
- Council Support – attended 202 resident council meetings and 14 family council meetings.

FFY14 Statistics

- 9.5 Full-Time Equivalent (FTE) Ombudsman staff;
- 15 Volunteers at the close of Federal Fiscal Year (FFY) 2014– who provide residents with education about the Long Term Care Ombudsman program and resident rights;
- 548 Licensed Long Term Care Facilities;
- 13,727 licensed beds = 1,445 beds per Ombudsman.

SLTCOP Role in Unlicensed Group Home Investigations (31 cases in FFY14)

1. Intake receives calls from concerned citizens (residents, home health aides, family members, friends, neighbors, law enforcement, etc)
2. SLTCOP Supervisor reviews all intakes related to long term care facilities to determine whether to open to SLTCOP staff. If the reported concern is at an address that is not licensed through HCQC SLTCOP checks with NNAHMS, SNAMHS, and Developmental Services to determine if the home is a Supported Living Arrangement.

3. If the home is a Supported Living Arrangement the referral is directed to the appropriate entity (NNAMHS, SNAMHS, Developmental Services)
 4. If the home has no affiliation a case is opened based on the allegation that the home is operating as unlicensed.
 5. SLTCOP policy is to initiate cases within 7 business days; however with unlicensed group homes we assign two staff and typically visit the home within 1 business day.
 6. SLTCOP make an unannounced visit to the home with EPS, HCQC, and/or law enforcement as appropriate.
 7. SLTCOP assesses the situation and call 911 to tend to emergent resident needs.
 8. SLTCOP interview all residents and assess what kind of assistance they need and what kind of assistance is, or is not, being provided. SLTCOP staff assists with finding alternative placement and contacting family based on the resident's consent and direction.
 9. SLTCOP attempts to find out how each resident found, or was placed in the home (SNF discharge? Hospital discharge? Case manager?) in order to provide education to that entity and so that the information can be included in referrals.
 10. If the SLTCOP feels that the facility is operating as an unlicensed group home (accepting money to provide assistance or supervision) a referral is made to HCQC who has the authority to cite the home.
-

Public comment by Shawn McGivney MD, RFA

08/04/15

The industry of Residential Facilities for Groups is concerned about NRS 435 licensed Supported Living Arrangement housing being mistaken for unlicensed group homes.

We believe this is a common occurrence based on a high number of complaints to the HCQC, (licensing agency for "group homes") which operates under NRS 449. To our knowledge the HCQC gets complaints of unlicensed group homes weekly and finds out that many are NRS 435 licensed SLA homes which neither HCQC or the state long term care ombudsman have any jurisdiction over.

We believe the lack of any public list of licensed SLA's and lack of ombudsman visits contributes to this lack of transparency of Sla's and the raises questions about the care they provide in the community.

We also believe that ombudsman and other monitoring is needed for SLA nrs 435 regulated homes to keep the many disabled people living in that setting safe. They have no required sprinklers and no required beltca monitored administrator which leaves the physically and cognitively disabled and senior disabled over age 60 living in those settings at risk.

We are also concerned that having many unrelated people living in a single family home many of whom smoke and have known mental illness and issues with compliance with house rules put all who live in SLA setting at risk for fire and emergency's. We believe not having a sprinkler is a risky living situation for those with any physical and / or cognitive disabilities.

We request that Beltca investigate the terms under which disabled people can live safety in SLA settings and to find out what comparable monitoring disabled people in SLA's have to a beltca certified administrator with formal broad based training and enforcement like Beltca administrators have. Moreover, if there is none we urge beltca to help defend the disabled and seniors living in SLA's as they do those living in NRS 449 regulated RFFG.

We urge the ombudsman and Beltca to both support the NRS 449 industries motion to require nrs 435 and nrs 449 both to have ombudsman visits, sprinklers, and similar safety features to keep disabled people safe in all living situations in Nevada.

We request that both Beltca and the ombudsman participate in AB 242 the study of long term care settings in Nevada and comment on why SLA NRS 435 are excluded from monitoring by these agencies that oversee all/ most other long term care settings and how that lack of monitoring and transparency might negatively impact the safety of seniors with varying degrees and types of cognitive loss and disabilities.

We attach the NABS 2014 annual report to confirm a national trend toward more training, monitoring and over sight of the wide range of LTC settings and away from lower standards of supervision as appears to be the standard in NRS 435 Sla's.

Shawn McGivney MD, RFA

NAB's Professional Practice Analysis Aligns Leadership Core Competencies Across Expanding Continuum of Care

Long term care supports and services and the stakeholders involved in that ecosystem are at a turning point. By 2030, approximately 72.1 million people 65 and older will live in the U.S., more than twice the number in 2000. As Americans live longer and in greater numbers, consumers are looking for more options and more reliable information about the variety of long term care supports and services. Although seniors represent the majority of the population served, it is important to recognize that long term care services are not exclusive to seniors but include all individuals receiving these services. !!!

The Professional Practice Analysis is the most recent example of the NAB's responsiveness to stakeholder needs, contributing to consumer confidence about the consistency and quality of long term care services.

In response to this trend, providers of long term care supports and services are working to create more living and lifecare choices along an expanding continuum of care. Also fueling the development of new options and services: legislative changes at the federal level that call for state Medicaid programs to fund home and community-based services, an emerging area within this expanding continuum of care. And the new healthcare law, The Patient Protection and Affordable Care Act, requires lines of services to coordinate care and offers provider incentives to keep consumers out of hospitals, prompting a potential increase in the use of home care or adult day care settings.

Add to this rapidly changing environment the 51 different practice standards established by each of the 50 states and the District of Columbia, which discourage long term care administrators from relocating to another job in a different state.

Finally, colleges and universities that educate long term care professionals seek uniform, quality degree programs, which have been difficult to develop because of the inconsistency of state and federal licensing requirements. Meaningful curricula to respond to and anticipate this broader scope of home and community-based long term care services options are required.

As these factors converge, they present two primary opportunities that will benefit all stakeholders:

- 1 aligning professional development of long term care administrators to position the profession and its future leaders to adapt to further growth and
- 2 developing a better career advancement path that will recruit and retain a high caliber of dedicated talent in the long term care field.

The National Association of Long Term Care Administrator Boards (NAB), the recognized authority for leadership core competencies in long term care, conducted a Professional Practice Analysis (PPA) study to capitalize on these opportunities to ensure the ongoing recruitment and retention of high performing long term care administrators.

National Association of Long Term Care Administrator Boards: A History of Leadership

When the federal government mandated the licensure of nursing home administrators more than 40 years ago, there was no accompanying national mandate for establishing practice standards for education, training and continuing education. As a result, each of the 50 states and the District of Columbia has a different practice standard, which complicates an already complex system and makes it difficult to attract and prepare leaders in long term care administration. NAB established and periodically updates core competencies for nursing home administrators and a national examination program, which each of the 50 states and the District of Columbia adopted. More than 20 years later, NAB again assumed a leadership role when it introduced core competencies for assisted living administrators, established an accreditation program for degree programs in long term care administration and created standards and an approval process for continuing education programs. We now have an opportunity to create a new vision to transform the mandates on Nursing Home Administrators (NHA) to a direction of leadership strength for Residential Care/Assisted Living (RC/AL) and other lines of support and services through NAB's enhanced and improved credentialing process.

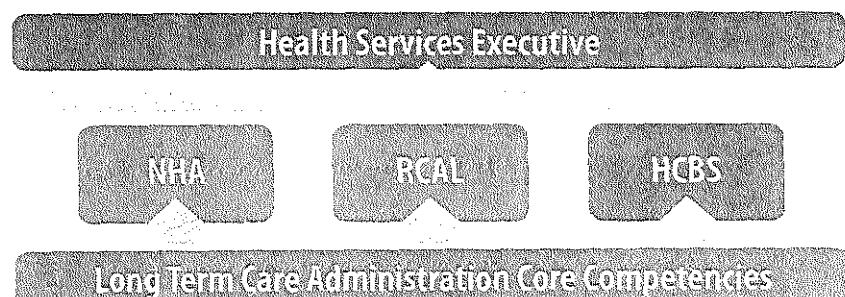
Fast forward to the needs of today's consumers, providers, educators and NAB members, and it becomes clear why NAB is leading the effort to conduct a PPA to create new and updated credentials for executives responsible for multiple lines of service within the long term care continuum. Additionally, NAB seeks to standardize the long term care administrator license, enabling administrators to work in any state with recognition and acceptance of a broad-based license meeting state-specific licensure requirements.

Today, at this pivotal point in the evolution of long term care, NAB is exploring a new vision for the competencies required of executives in the field. Based on recommendations developed in partnership with sponsors and participants of the National Emerging Leadership Summit, NAB's PPA will articulate both broad and specific knowledge related to home and community-based services, assisted living, hospice, home care, adult day care, independent living and skilled nursing care. The PPA analyzes the knowledge tasks and skills an administrator must possess both to enter the profession and to demonstrate competency to advance throughout his career. Outcome data will be the basis for new curricula in college and university degree programs, training programs, competency measures and continuing competencies.

In addition, to streamline licensure and recognize students who achieve a high level of education and training, NAB seeks to develop a nationally recognized and voluntary Health Services Executive License (HSEL) to recognize administrators and provide the mobility for long term care professionals to work in different states. Taking the process one step further, NAB will work with member state boards and agencies to accept this HSEL as meeting state licensing and/or certification requirements.

NAB seeks to develop a nationally recognized and voluntary Health Services Executive License (HSEL) to recognize administrators and provide the mobility for long term care professionals to work in different states.

STRENGTHENING INCLUSION OF ALL PROSPECTS



Clearly the trend is for more training and not less as appears to be the case

Clearly, one of the key components of this evolving long term care ecosystem is the class of professionals tasked with managing multiple lines of services (including nursing home, assisted living, home and community-based services). What skills and education will these administrators require? What is the best way to train, recruit and develop a career path for a new generation of managers and executives in the long term care field? And what lessons be learned from the development of earlier long term care models?

in SLA supervision

The PPA identifies the domains of practice, tasks performed, and knowledge and skills required of individuals responsible for leadership in organizations that provide long term care supports and services. It validates the job descriptions of current administrators (and the emerging role of the home and community-based services administrator) and explores the expanding role of the health services executive. Finally, outcomes will provide a foundation for the development of leadership models to share with similar organizations and partners in the international arena.

A steering committee and task force comprised of health services executives from across the long term care line of services provided oversight of NAB's two-phase, 16-month study.

A practice analysis is a structured description of a profession's practice. This best practices approach is an initial step in a broader process of identifying the need for and form(s) of a particular credential. The results lead to a description of practice that serves as a basis for exam content consistent with practical applications. A steering committee and task force comprised of health services executives from across the long term care line of services provided oversight of NAB's two-phase, 16-month study.

Phase One involved subject matter experts (SMEs) who developed and revised the practice description across multiple lines of service. These SMEs were a representative group of practitioners, employers/supervisors, educators, regulators and members of professional associations. Focus groups and independent reviews of the practice descriptions rounded out Phase One activities.

In Phase Two, both a pilot survey and large-scale survey of practitioners validated the practice description. Throughout the process, extensive quantitative and qualitative analyses were conducted along with outlining examination specifications for current and potential credentials. Profiles of practice, examination specifications and test content were identified, and these facets will benefit a wide range of stakeholder groups (associations, academics, regulators, foundations, as well as thought leaders and select international constituencies).

Five primary domains were identified:

- 1 Customer Care, Supports, and Services
- 2 Human Resources
- 3 Finance
- 4 Environment
- 5 Management and Leadership

Within each domain is a detailed list of knowledge, tasks and skills. This list is the foundation for academic programs, administrator-in-training programs, examinations and continuing education programs.

Professional Practice Analysis: Goals & Stakeholder Benefits

Since its founding, NAB has helped guide and lead the profession of long term care administration. The PPA creates a basis for competency-based credentials that will keep pace with the dynamic long term care environment. Addressing the needs of existing programs like the NHA and the RC/AL exam, the PPA provides a framework for new credentials that focus on the particular needs and/or issues that help drive the success (and the key areas of interest) of the primary stakeholder groups involved:

STAKEHOLDER	AREAS OF INTEREST
PRACTITIONERS:	Career progression, professional image, jurisdictional mobility
REGULATORS:	Efficient model for professions of today (and tomorrow); enhanced public protection
EMPLOYERS:	Identifying, developing and retaining executive leadership
EDUCATORS:	Articulating a basis for practice standards against which curricula will be evaluated and proved
NAB:	Catalyzing change and charting a path to enhance the image of the long term care profession on the national and international stage

Conclusion

To be successful and serve the needs of all stakeholders, this evolving long term care ecosystem demands the right educational curricula, training and credentialing programs to recruit, retain and develop high-caliber career professionals in the long term care field. The PPA is the latest example of how NAB continues to anticipate and respond to stakeholder needs and more specifically, contribute to consumer confidence regarding the consistency and quality of long term care services.



National Association
of Long Term Care
Administrator Boards

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B.E.L.T.C.A.

From: Charles Perry [charles@nvhca.org]
Sent: Tuesday, August 04, 2015 6:15 PM
To: B.E.L.T.C.A.
Cc: 'Margaret McConnell'
Subject: Today's public comment
Attachments: image001.jpg

Sandy,

It was good seeing you at today's BELTCA meeting. Thank you for sharing the AGENDA with me. Per Mrs. McConnell's request I submit the following as my public comments.

Madame Chair and Board members, I am Charles Perry, former CEO of the Nevada Health Care Association (NVHCA) and Founder - Director of the NVHCA Perry Foundation. Thank you for the opportunity to address the Board. I also serve on the Board of Directors of Desert Health Care Facilities, Inc., the operator of the Highland Manor facilities located in Elko, Fallon and Mesquite. As you know it's very difficult to recruit personnel in the rural areas, especially Registered and Licensed staff; indeed ALL categories of qualified personnel. We recently experienced a significant delay in the licensure of an Administrator at Highland Manor Fallon due to the supposed unreadability of fingerprints. I've learned that BELTCA has no procedure for granting temporary or provisional licenses for NFAs similar to what the State Board of Nursing has for nurses going through the procedure. Is it possible that such a procedure can be put in place for your licensees? As you know, I respect and support BELTCA, its members and the Staff. You have a very important role and are making a difference. Thank you.



A handwritten signature in cursive script that reads "Charles Perry".

Charles Perry
Founder - Director, NVHCA Perry Foundation
702-592-3054