

Illinois Department of Public Health
Office of Health Care Regulation

Long-Term Care Facility Advisory Board Meeting

February 18, 2016 - 10:00 a.m.

APPROVED MINUTES

Call to Order and Introductions

Darlene Harney, Chair, called to order meeting at 10 a.m.

Members present in Springfield: Mike Bibo, Robert Roiland, Donna Ginther, Amanda Ginther (proxy for Donna Ginther), Mary Button, Jamie Freschi, and Bill Bell

Members present in Bellwood: Pamela Blatter, Dr. Alma Labunski

Members present in Chicago: Kathleen Swanson, Dr. Jack Bulmash, and John Sern (sitting in as visitor)

Members absent: Kelly Cunningham, Kevin Switzer, Joyce McGrady, George Bengel

IDPH representatives: Jackie Manker, Sean Dailey, Sandy Justice, Darlene Harney, Connie Jensen, George Logan

Approval of 11/17/15 meeting minutes

Donna Ginther motioned to approve minutes, Bob Roiland seconded. November 17, 2015 minutes were approved unanimously.

Membership Update

1) Membership vacancies – 2 voting public members

a) One (1) physician

b) One (1) Resident Advisory Council

Michelle Gentry- Wiseman, Assistant Director is reaching out to medical community in search of a physician.

Dr. Bulmash, who is retiring expressed his thanks in serving this State and this board for the last 28 years. He asked to be advised of future meetings, as a member of the public, not a voting member.

2) New members

a) George Bengel, Section Manager of the CILA Rights Reimbursement Program, IL Department of Human Services, not present at the meeting and no one present on his behalf.

Old Business

1) Update on Subpart S

a) Went to Legal Services for review early summer, then to the Governor's Office, who asked that it be broke up into subparts. They want it broken up into smaller parts, split up and submitted in phases. The hope is to have this accomplished by the next meeting for discussion and approval.

2) Complaint Intake Questions and Data – Complaint Section on IDPH website has been corrected and is available for viewing on the website. "Healthcare Regulations", "Nursing Home", click on right side columns, forms can be printed off

- 3) Complaint Data Review status – Bill Bell would like additional information on anonymous complaints, if substantiated, how many had deficiencies and/or if there were deficiencies were they related to the complaint or something else? Is this possible?
- 4) LTC Facility Serious Injury Incident Report status – Connie Jensen stated there were no updates at this time and hopes to have information for review at next meeting.

V. New Business

- 1) SMHRF regulations status – Regulations were adopted over a year ago.
 - a) Facility must provide notice of a change in licensure (Medicaid termination). On February 29, 2016 facilities will be terminated from the certification program. They will remain licensed as a nursing facility until they receive a provisional license as a SMHRF. Applications will be accepted March 1 – 31, 2016.
 - b) What happens to residents that don't qualify to be in a SMHRF based on the admission criteria? The facility must assist in finding placement for the resident.
- 2) Distressed Facilities Regulations status– Sean Dailey hopes to have a review completed and ready at the next meeting
- 3) Informed Consent status – Sean Dailey is working on the language, it has passed around internally and hopes it will be ready for review in the future. Will a work group have an opportunity to review and discuss? The Department will take that under advisement.
- 4) Behavioral Unit rulemaking status has been on the books for awhile, will there be an opportunity to provide input before being presented for rulemaking? The Department will take that under advisement.
- 5) Medical Marijuana - Does IDPH intend to propose regulations/rules/guidelines for the use of medical marijuana in health care facilities? We are checking with other states, the law wasn't written for nursing home residents, just at home citizens, who can take the medication when they want. The Department needs to figure out how this will work and have rules written up. The resident has the right to use it, but legislation needs to be written to support and address it. There is a SB5534 that has been introduced that addresses medical marijuana use in a nursing home.
- 6) Regulations and Consent Form development status –This form is now on the IDPH website, click on "Nursing Homes", far right of the page, easily identifiable with the other forms on the site. Residents have a right to have electronic monitoring devices in their rooms, but some rulemaking or regulation clarification is needed. Concerns were raised for the roommate also. The Department does not believe that administrative rules are needed at this time. Comments and concerns raised by the members will be taken under advisement and additional comments/concerns should be submitted to Darlene Harney. A trailer bill is being introduced to make some changes to the Act.
- 7) Amendments to the Bylaws - changes/revisions made so meetings can take place via video conference (allowed by Open Meetings Act); voting requirements, 6 voting members voting affirmatively for the board to take action; board meetings by telephone allowed for advisory boards and members would be allowed to vote. A motion was made to allow attendance by telephone was made and seconded. A motion was made to adopt the amendments and seconded. Amendments were adopted.

VI. Meetings

- 1) Next meeting is May 19, 2016 10:00 a.m.
- 2) Agenda items due to Darlene Harney by April 21, 2016.
- 3) Confirm attendance via email to Blanca Farris by May 5, 2016, Blanca.Farris@illinois.gov

Meeting adjourned