



ILLINOIS DEPARTMENT OF PUBLIC HEALTH
OFFICE OF HEALTH CARE REGULATION
525 W. JEFFERSON, SPRINGFIELD, IL.

LONG TERM CARE FACILITY ADVISORY BOARD MEETING

August 15, 2019 • 10:00 AM

APPROVED MEETING MINUTES

I. CALL TO ORDER AND INTRODUCTIONS:

Aimee Isham called board meeting to order.

MEMBERS PRESENT: Patrick Baalke*, Mike Bibo*, Karen Christensen*, Dr. Albert Maurer*, Candice Moore* and Ronald Nunziato*, Kelly Richards, Dr. Alma Labunski*
***Indicates voting member**

MEMBERS NOT PRESENT: Dale Simpson, George Bengel, Mark McCurdy, , Martin Gorbien*
***Indicates voting member**

IDPH REPRESENTATIVES: Sean Dailey, Aimee Isham, Connie Jensen, Becky Jorn, George Logan, Michelle Millard and Jennifer Uhles.

GUESTS: Bill Bell, Eric White.

- **A QUORUM WAS ESTABLISHED.**

II. APPROVAL OF MEETING MINUTES:

PASSED BY 6 VOTES. BOARD MEMBERS APPROVED MEETING MINUTES FOR MAY 16, 2019.

III. MEMBERSHIP UPDATE:

A. Membership Vacancies:

- 1) Resident Advisory Council Member (Voting).
- 2) Advocacy or Legal Assistance Member (Voting).

❖ Governmental Affairs will help to recruit and fill membership vacancies.

B. Expired Terms: N/A

IV. OLD BUSINESS:

A. Medical Marijuana Use in LTC Facilities:

- This topic will be an ongoing discussion. According to the Providers Association to expand longer than medical, effective January 1, 2019.

B. Electronic Monitoring Devices:

Electronic devices (i.e., Alexa, Amazon Echo, Google Home). These devices can record and capture confidential information. Physicians main concern is a HIPAA violation and privacy for the residents.

C. Rulemaking:

Amendments to Part 300 presented to the Board for their advice. Discussion followed. Specific advice from the Board:

(1)Section 300.110 – Skilled Nursing and intermediate Care Facilities Code:

- Under Section (e), discussion to strike out the reference to the Rehab Center as a recommendation. Department will take under advisement and review.
- Under Section (g), paragraph is identical to section 300.3300 (y). Department will take under advisement and review.
- Under Section H (2), discussion to add language Assistant Living Facility. Department will take under advisement and review.
- Association (NFPA) Standard No. 101: Life Safety Code, Appendix B (1981), status is pending for rule making and will update.
- Under Section (i), receiving a notice of impending strike within 24 hours. Department will take under advisement and review.
- Under the State of Illinois Statutes: ID/DD Community Care Act and the MC/DD Act language will be included.
- Discussion to review the definition of Physician to include the PA/NP issue. Physician's assistants and nurse practitioners allowed under federal requirements, under the authority of a Physician to be able to do certain activities to be included within the code.

(2)State of Illinois Rules: Sections to be referenced as Acts instead of Codes:

- Section (xii), Intermediate Care for the Developmentally Disabled Facilities Code.
- Section (xiii), Medically Complex for the Developmentally Code.
- Section (xix), Specialized Mental Health Rehabilitation Facilities Code.
- Section (xx), Supportive Residences Licensing Code.

(3)Section 300.2040 (c): Diet Orders:

- Recommend correct spelling of dietician to dietitian.

(4)Section 300.3210 (q): General: Discussion to separate into three separate items:

- Any residents outside the unit requires a Physician's approval.
- Inside the unit does not require a Physician's approval under the act, only requires the facility approval.
- Identifying information on both.

(5)Section 300.3240 (f): Abuse and Neglect:

- Discussion to remove paragraph until concern for recording devices such as Amazon echo, Google home, Alexa is addressed.

(6)Section 300.3250 (k): Communication and Visitation:

- Discussion of same concern for recording devices to be addressed regarding privacy.

(7)Section 300.3300 (y): Transfer or Discharge:

- Section 300.3300 (y) is a duplicate to section 300.110 (g). Recommendation to be placed under section 300.110 (g).

(8)Section 300.7090: Compliance with the Alzheimer's Disease and Related Dementias Services Act:

- A facility shall comply with the Alzheimer's Disease and Related Dementias Services Act and the Alzheimer's Disease and Related Dementias Services Code. Alzheimer's Disease and Related Dementias Services Code (77 Ill. Adm. Code 973). Recommendation to be moved to Section 300.110 (g).

(9)Section 300.1620 (d): Compliance with Licensed Prescriber's Orders:

- A medication order not specifically limiting the time or number of doses shall be automatically stopped in accordance with written policies approved by the State pharmaceutical advisory committee. Department will take under advisement and review regarding a standing order.
- ❖ Department will take under advisement all suggestions.

D. Update on Pending Rules:

- Section 300.660 – Nursing Assistants
 - Section 300.661 – Health Care Worker Background Check (also HCWBC Code definition addition needed)
 - Section 300.663 Registry of Certified Nursing Assistants
 - Section 300 National Fire Protection Association (NFPA)
 - Section 300.120 Application for Licensure (facility specific email address)
 - Part 395 LTC Assistants and Aides Training Program Code: Pre-filed with JCAR.
- ❖ Status is pending and will have an update at the next meeting for board members to vote.

V. New Business:

A. Part 300 Informed Consent and Staffing Requirements

- Section 300.230 (c) and (e): Discussion for a posting and more clarification. The department will take under advisement and review.
 - Section 300.686 (8): Discussion to delete the words possible/possibly and use the word likely instead. The department will take under advisement and review.
 - Section 300.686 (c): Discussion to add the word symptom to the language “to treat a specific” and to remove “unless antipsychotic drug therapy is necessary.” The department will take under advisement and review.
 - Section 300.686 (f): Discussion of the consent forms to be reviewed and voted on at the next meeting in November.
 - Section 300.1230 b (1): Discussion for more clarification.
- ❖ Board members suggested that the department adopt a fillable form for Consent for Psychotropic Medication Administration.
- ❖ Board members requested a special meeting in September to discuss Part 300 Informed

Consent and Staffing Requirements.

B. Revisions to the LTC Facility Advisory board bylaws:

- Technical changes and additions throughout the bylaws.
- The Attorney General and OMA requires the board to adopt and follow public comment rules in the bylaws.

VI. Public Comment:

None

VII. Adjourn:

Board members agreed to adjourn.

VIII. Next Meeting:

- ❖ Long-Term Care Board Special Meeting is scheduled for September 16, 2019 at 10:00 am.