

North Dakota Department of Health

LONG TERM CARE ADVISORY
COMMITTEE MEETING MINUTES

November 19, 2019
10:00 a.m. – 3:00 p.m.

Committee Members Present:

Darleen Bartz, Chief, Health Resources Section, ND Department of Health
Bruce Pritschet, Director, Division of Health Facilities, ND Department of Health
Kathy Laxdal, Program Manager, Division of Health Facilities, ND Department of Health
Rocksanne Peterson, Recorder, Division of Health Facilities, ND Department of Health
Craig Christianson, Chairman of the ND LTC Association, Sheyenne Care Center, Valley City
Peggy Krikava, Education Director, ND Long Term Care Association
Scott Foss, Board of Examiners for Nursing Home Administrators
Shelly Peterson, Executive Director, ND Long Term Care Association
Michelle Lauckner, Quality Health Associates
Karla Backman, State LTC Ombudsman, ND Department of Human Services
Monte Engel, Division of Life Safety & Construction, ND Department of Health

Also, present:

Dirk Wilke, Chief Operating Officer, ND Department of Health
Caprice Knapp, Director, Medical Services, ND Department of Human services

Committee Members Absent:

Carole Watrel, AARP
Joan Ehrhardt, Consumer Representative
Randal Albrecht, Consumer Representative
Dr. Bruce Hetland, Bismarck Medical Director, Nursing Home Medical Directors Association
Representative Gary Kreidt, ND House of Representatives (New Salem)
LeeAnn Thiel, Administrator, Division of Medical Services, DHS
Jamie Steig, Quality Health Associates

Welcome

A meeting of the Long-Term Care Advisory Committee was called to order at 10:03 a.m. on November 19, 2019. The meeting was held in AV 210 at the State Capitol. Introductions were made for our guests.

Public Comment

No comments.

Approval of Minutes

The minutes from the August 20, 2019 Long Term Care Advisory Committee meeting were distributed and reviewed. Craig Christianson made the motion to approve the minutes with changes; Shelly Peterson seconded the motion. Motion carried.

Standing Reports& Legislative Update

Legislative Update: Representative Gary Kreidt.

- No report.

North Dakota Long Term Care Association: Shelly Peterson/Craig Christianson.

- Shelly reported they are in the process of completing the fall regional meetings. The issue of staffing keeps coming up at the meetings. They would like to find ways to reduce the use of contract staff. Eighty percent of facilities are using contract staff. This is mostly CNA's. Craig asked whose responsibility it would be to report an abuse on contracted staff. Darleen stated that would be the facilities responsibility. Craig spoke about the struggles regarding abuse and contract staff. Besides staffing issues, there are occupancy issues, two facilities will be closing their basic care facilities; Walhalla and New Town. There is talk of New Town wanting to open a NF. Stanley is opening an assisted living. Darleen asked about the occupancy rate.
- Shelly reported on the payment system, Darleen attended the last meeting. Shelly felt the last meeting went well, hoping to have Joe Labarski come in and train members on the new payment system and feels the pricing model could work. Quality is a major component. Craig feels last meeting was productive. Caprice stated there are a few things that need to be tied up. There will be another meeting in December and February.
- Shelly reported on the leadership changes at the Long-Term Care Association. Cynthia Treadwell will replace Craig as the chair. Thank you, Craig, for your service.
- Peggy reported on upcoming educational pieces. Scott's term as chair of the ND Board of examiners for Nursing Home administrators will be up in June.
- Craig reported Gary Riffe passed away. Gary had been the administrator of High Acres in Jamestown.

Quality Health Associate of North Dakota: Michelle Lauckner/Jayme Steig.

- Michelle explained changes to their organization Great Plains QIN. She also stated the contracts with CMS have finally come through. Some of the goals are to decrease Opioid use, improving nursing home care, community collaboration, and care transitions.
- Michelle gave an update on the Music and Memory program; ADM's and ADL's have improved since the project has started. The group discussed the renewal of the CMP music and memory project, funds are available to cover one renewal of the project. Shelly inquired as to how much money spent; so far \$79,000.

- Darleen asked if Quality Health Associate of ND will have to lay off staff. Michelle gave an update on their staff. They have had a few people retire, at this point and time she didn't think so.

State Ombudsman: Karla Backman.

- Karla reported the hearing for electronic monitoring will be held on December 10, 2019. Shelly isn't able to attend the hearing, Karla asked if she would be willing to write a letter of support.
- Karla stated their reporting system software is changing.
- Karla also reported they are continuing to do advocacy for residents.
- Kathy asked if any facilities have installed cameras. Shelly stated it has been a non-issue at their meetings. Karla stated they are not tracking this data at this time. She also asked about the transfer discharge information, Karla has not pulled data, but she knows there has been issues. Peggy asked if it was something that should be brought up at convention. Karla stated that it probably wouldn't hurt to go over the regulations. Bruce stated ND does a lot better than other states in our region on transfer/discharges. The group discussed transfer/discharge.
- The group discussed the crisis programs. Caprice spoke about the strategy meetings and trying to hire someone as a zone operator. She stated each zone will have a director for the crisis program for behavioral health crisis programs.

Division of Health Facilities: Bruce Pritschet

- Bruce reported the average number of deficiencies for a health survey is currently 5.05. The top citation in the nation and region is F0880 and F0658 is the top citation in North Dakota.
- The length of time between surveys 11.588 months.
- Darleen talked about CMS project on CDIF and hand sanitizing. It will be an emphasis sometime in the future
- Bruce also talked about some mandatory training that our surveyors took part in on Wednesday, November 13, 2019. Shelly was wondering if it would be available for facilities to view. It is not available at this time, Darleen stated she will check on it. Bruce will touch base on it this afternoon.
- Darleen reported Health Council approved the Basic Care End of Life rules.

Division of Life Safety & Construction: Monte Engel

- Monte reported the average number of deficiencies for an LSC survey is 2.00. The top citation in the nation and the region is K0353; K0511 was the top citation for North Dakota.
- One facility applied for basic care waivers, all five were approved. Dirk reported there will be a halt to the process and that it will go to rule making.
- Monte gave an update on the hiring a temporary LSC plans reviewer. During the last legislative session, we were given the approval to hire a temporary plans reviewer. We

have advertised three times but have been unsuccessful. We have suspended the advertisement at this time and will be going to the emergency commission to ask for it to be a full-time position. Monte also reported that he had a part-time temp position for several years, at the end of October the person in that handed in her resignation.

- Monte reported there are currently 138 beds in the bed lay away program. Shelly asked if he knew how many SNF converted to BC, Kathy stated since she started there have been 10 beds or 2 facilities. Monte stated there isn't a market for LTC beds. We have not heard any more on the potential facility in Minot. Shelly stated she is surprised they haven't reached out, because they have indicated that there will be memory care in the facility.

Old Business:

- Nurse Aide Registry Status Update: Bruce Pritschet
 - Bruce reported he has been spending a lot of time on the Nurse Aide Registry. As of last week, all the applications are online, the renewal process for medication aides are still being worked on. It will probably be up and running fully by the end of November. We have found that nursing homes have gone to secure to email systems creating a few issues with the incidents reporting.
 - Bruce reported we have received an application for another testing vendor, Prometric.
 - Darleen asked Shelly if she had heard if there are any issues regarding testing. Shelly has not heard anything.
 - HeadMaster came in for three days, they went over the handbook with Bruce, Kathy and some of the survey staff. There were changes made; a new skills handbook will be coming out on January 1, 2020.
 - Shelly asked if there was a nursing home that lost their NATP, yes there are a couple because of a CMP or sanction.
 - The group discussed the training of the CNA and the required hours.

New Business:

- LTC Pharmacy Academy: Rick Boehm
 - Rick Boehm gave some background information on how the LTC Pharmacy Academy got started. Darleen asked what the role of the academy of the role is. He stated is was to provide education, provide some consistencies, and a way for the smaller pharmacists to collaborate other pharmacists. This group is specific to ND only. Darleen asked how many members in the academy, Rick stated there are approximately 20. Bruce asked Rick what he is instructing nursing homes on how to deal with UAP 800 (hazardous drugs). He recommends developing guidelines that will work for your facility and to work with your pharmacist.
 - Rick spoke about what LTC Consultant Pharmacists address. 1) Reduce readmission rates in both hospital and LTC settings; 2) Antibiotic Stewardship; 3)

Antipsychotic/Psychotropic medication use; 4) When Medicine Hurts Instead of Helps: Preventing Medication Problems in Older Persons; 5) Other: fall risk and prevention, insomnia, and pharmaceutical waste.

- Craig asked why a LTC facility can't have a pharmacy onsite. Rick stated it can, the pharmacy needs to be 51% owned by pharmacist. The ND ownership law blocks it.
- Shelly asked why ND is high on antipsychotic medication use. ND was doing pretty good and the nation was not. Over time the nation has improved, and ND has remained about the same for antipsychotic use.

➤ CMS LTC Update: Bruce Pritschet/Kathy Laxdal

- Bruce gave an update from CMS Regional Update (ROSA), 14 states were represented, and 80 people attended the ROSA.
- Phase 3 due for implementation for November 28, 2019. Only if it is an IJ will they provide guidance. There won't be any update or training prior to the implementation. Regulations go into effect this date.
- The group discussed the focus on abuse citations and training. F600 if a resident injures another resident you will get the hand. Some states such as CA, have huge issues. CMS will be sending guidance once it is approved. The better and the more complete the report the longer it will take for our office to come and investigate. The new initial reporting form helps with the facility reporting. Shelly asked if CMS will change their mind if there was that many groans came from SSA. No, this is coming from higher up in the government. The group discussed if there could be training on this and when. Could it be possible by April or May? Don't know. CMS is putting a priority on it. Health Facilities will need to let RO know if we can't meet the work load. Bruce stated there is some over reporting.

➤ LTC Care Staffing Citation Discussion

- The group discussed the LTC Care staffing citation. This isn't usually cited unless it is a pattern or E level. In 2017 and 2018 staffing was cited 6 times. Craig's concern is how do you go about writing a plan of correction. Bruce stated a facility needs to do a root cause analysis.

○

QSO Memos – Kathy Laxdal:

- QSO-20-01-NH Consumer Alerts added to the Nursing Home Compare website and the Five Star Quality Rating System
- QSO-20-02-NH Updates to the Nursing Home Compare website and the Five Star Quality Rating System

Next Meeting Date and Time:

- Thursday, February 13, 2020; AV 212

Future Agenda Items:

State Hospital – Rosalie Etherington
QIO Scope of Work – Jayme Steig/Michelle Lauckner
Electronic Monitoring Program – Karla Backman
MPRO
Other

Meeting adjourned: 3:10 pm