

**NEVADA STATE DIVISION OF PUBLIC AND BEHAVIORAL HEALTH  
ADULT DAY CARE ADVISORY COUNCIL MEETING  
SUMMARY MINUTES**

**Date: February 12, 2015**

**Time: 9 AM**

**MEETING LOCATIONS**

Videoconference to:

Division of Public and Behavioral Health  
Health Care Quality & Compliance  
727 Fairview Drive, Suite E  
Carson City, Nevada 89701

Division of Public and Behavioral Health  
Health Care Quality & Compliance  
4220 South Maryland Parkway, Building D, Suite 810  
Las Vegas, Nevada 89119

CALL IN NUMBER: 888-398-2342 ACCESS CODE 1530727

NOTE: SOME ADVISORY COUNCIL MEMBERS MAY ATTEND BY TELECONFERENCE

AGENDA ITEMS MAY BE TAKEN OUT OF ORDER, COMBINED FOR CONSIDERATION, AND/OR  
REMOVED FROM THE AGENDA AT THE CHAIRPERSON'S DISCRETION

**Members present:**

Dorothy Domingo  
Heather Lankford, Willow Creek Memory Care West  
Kathy Posada, Baby Boomers  
Helene Reilly, Nevada Adult Day Care Centers  
Jeffrey Klein, Nevada Senior Services, Inc.  
Diane Ross, The Continuum

**Members excused:**

Christopher Vito, Chair  
Howard Chin  
Patricia Capello  
Jeff Dold

Donna McCafferty, HCQC  
Patricia Elkins, HCQC  
Julie D. Bell, HCQC  
Heather Korbulik, Aging and Disability Services  
Terry Stricker, Aging and Disability Services  
Suzie Cortez, Nevada Adult Day Health Care Centers  
Christina Vito, Nevada Adult Day Care Centers  
Linda Anderson, Chief Deputy Legal Counsel, Attorney General's Office  
Lily Chin, New Life Care Center  
Mona Lisa Samuelson, Patient Advocate

**Carson City:**

Leslie Bittleston, Nevada Medicaid, DHCFP

Jennifer Frischmann, Nevada Medicaid, DHCFP

Leticia Metherell, HCQC

Chad Westom, Bureau Chief, Preparedness, Assurance, Inspection, and Statistics (PAIS)

Steve Gilbert, Program Manager, Medical Marijuana Program, PAIS

Sherry Crance, HCQC

*Silver State ADC*

Mona Lisa Samuelson, patient advocate

**Teleconference:**

Jeff Dold

Nenita Wasserman, HCQC

**Approval of minutes from the November 13, 2014 meeting.**

**THERE WAS A KATHY POSADA AND A SECOND TO THE MOTION. APPROVAL OF THE NOVEMBER 13, 2014 MEETING MINUTES. MOTION PASSED UNANIMOUSLY.**

**Bureau Topics** – *Julie D. Bell, MED, Health Facilities Inspection Manager, Health Care Quality and Compliance (HCQC)*

**Top ten tags for facilities for Adult Day Care**

The top ten tags reviewed by Don Sampson included:

Tag 170 - Service of Food; Dietary Consultants

Tag 153- Required Services

Tag 056 – Director and Employees – a TB testing tag

Tag 057 - Director and Employees – a TB related tag

Tag 088 – Files Concerning Employees

Tag 0158 – Housekeeping and Maintenance

Tag 020 – Licensing

Tag 030 – Operation of facility

Tag 093 – Files Concerning Employees

Ta 095 – Files Concerning Employees

Jeffrey Klein asked how many of the TB tags are new starts. Don Sampson said they do review this in our conferences that are coming.

Kathy Posada asked what does Tag 153 mean. Don Sampson replied for example it is like your medical license personnel providing medication.

**List of Open and Closed Adult Day Care Facilities.** *Julie D. Bell, HCQC*

Julie D. Bell explained that they were having difficulty running this report.

Jeffrey Klein said as the population ages, Nevada has the third fastest aging population. The 85 plus population in particular, it is a real matter of concern.

Don Sampson said there are three pending facilities one of which was recently licensed which has room for 80 clients which is located off East Bonanza. There are two others, one of which is quite large which will be able to take 200 on West Washington Avenue and Renaissance Drive.

**Partnerships in Training – development of staff training programs and external provider education.** *Julie D. Bell, HCQC*

Don Sampson provides development staff training programs and trainings for external providers.

Jeffrey Klein said he would like to have some members attend the trainings.

**Update and Discussion on Adult Day Care Fee Regulations.** *Julie D. Bell, HCQC*

Jeffrey Klein said that the members would like to be supportive as much as they can regarding fees. The issue was raised with several legislators and they want to make sure the fees are cost effective.

Julie D. Bell said the adult day care fee regulations will be pulled for now. Jeffrey Klein said if they could move it through the legislature while they are in session would save a lot of time.

Donna McCafferty said no one spoke against the fees at the Board of Health or at the public workshops that were held. She noted if there is an issue that the facilities have, it is most helpful to speak about it before it goes before the legislature for approval and would like to work collaboratively.

Jeffrey Klein asked what steps could be taken to help adult day care facilities to stay in compliance with the glucose testing. He said those that self-administer the glucose testing are exempt from the process. He asked what is required to provide documentation. Julie D. Bell said to make sure you document every time the patient does a self-test, where do you store the equipment, how are you able to support it.

**General Discussion on Medical Marijuana Policies for Facilities.** *Julie D. Bell, HCQC*

Julie D. Bell said a patient advocate is present today and she encouraged everyone to speak one at a time. If you have any other community partners that you would like us to reach out to, please let us know.

Mona Lisa Samuelson of Las Vegas said that she has helped many people in her community to be able to choose Opiates. She remarked that cannabis helps her so her body is not in pain and not bed ridden. She said by eating cannabis it helps your health and healing. She brought a sample application packet of what is provided to patients who are applying for a medical marijuana card.

Jeffrey Klein said regardless of whether you are for or against medical marijuana, there is a fundamental issue that according to state regulation, no one can bring in medicine without a prescription. The way regulations are drawn, prescription items have to be brought in an original container. He said the question is raised as to what is the responsibility of the facility while the patient is in the facility. The facility has to be in control of what they can and cannot have within their facility. He said it will be interesting to see how this issue evolves.

**Update on Centers for Medicare and Medicaid Services (CMS) new rules for home and community based settings - .** *Chuck Damon, Division of Health Care Financing and Policy (DHCFP)*

Chuck Damon gave an update on CMS new rules for home and community based settings. On January 19, 2015 there was a public workshop and that providers had complained about not being notified. The notices were compliant with Nevada's Open Meeting Law. The Transition Plan was submitted to CMS this week which should

be posted to the web site soon. He thanked Chris Vito and Jeffrey Klein who supplied information for a budget proposal for a rate increase but it did not make it into the budget.

Jeffrey Klein said thanked Chuck Damon and staff in his office for their hard work and appreciated the close collaboration. There are some elements for adult day care which are important for potential operators to be aware of to be sure the clients are safe. The new hospital waiver will restrict some operations.

In response to Diane Ross, Chuck Damon said the fee rate increase is not in the budget.

There was no public comment on the waiver.

### **Industry Updates**

Items under industry updates were discussed in previous items on this agenda.

Jeff Klein said regardless of where you stand on the issues, it is helpful if you weigh your opinion at the meetings before the legislature. He said he would send out the dates that everyone should attend.

**Public Comment** (No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.)

There was no public comment under this item.

### **Adjournment.**

Meeting adjourned at 9:59 a.m.