

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

**Date: August 25, 2016**

**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

**Members:**

Chris Vito, Chairperson (Las Vegas)  
Jeffrey Klein, Vice Chair (Las Vegas)  
Howard Chin, New Life Adult Day Health Care Center (Las Vegas)  
Patricia Capello (teleconference)  
Kathy Posada, Baby Boomer's Activities Club

**Absent:**

Jeff Dold, More to Life Adult Day Health Center, LLC

**Las Vegas attendees:**

Amir Bringard, HCQC  
Christina Dencopolos, UNLV  
Steve Gerleman, HCQC  
Susan Hirsch, Nevada Senior Services  
Lily Chin, New Life Adult Day Care  
Jack K., AHA  
Tom McCoy, ACS Can  
Camy Retzl, Nevada Tuberculosis Controller  
Julie Russell  
Ben Schmanss, AHA  
Paul Shubert, Acting Bureau Chief, HCQC  
Deb Williams, SNHD

**Excused:** Diane Ross, The Continuum

Jeff Dold, More to Life Adult Day Health Center, LLC

**Carson City:**

Karen Beckerville, Douglas County  
Kellie Lee  
Emily Buntin, CV Adult Day Care  
Jennifer Frischmann, Division of Health Care Finance and Policy  
Eva Medina, Consumer Direct  
Nenita Wasserman, HCQC  
Ariana Ramos  
Vinny Valiente, HCQC

**Approval of minutes from the May 26, 2016 meeting. Chris Vito, Chairperson**

**HOWARD CHIN MOVED APPROVAL OF THE MAY 26, 2016 MEETING MINUTES. SECONDED BY JEFFREY KLEIN, MOTION PASSED UNANIMOUSLY.**

**Bureau Topics – Health Care Quality and Compliance (HCQC) Don Sampson, HCQC**

Questions and Answers regarding Food Service ops/issues. Vincent Valiente, REHS

Vinny Valente reviewed common citations regarding Food Service ops/issues. He commented to get a handle on the five most common citations is to have a strong staff control person in the facility's kitchen. Checking these should be a daily habit in the kitchen. For example dishwasher he said if the dishwasher is not working and he comes in for an inspection and the dishwasher is not working, that is a mandatory tag. He recommended to having a policy in place to test the dishwasher every morning. He said if he comes in for an inspection and the dishwasher is not working, his first question will be is have you tested the dishwasher today.

Vinny Valiente attended today's meeting to discuss any specific concerns. He asked if anyone received a tag that they did not agree with.

Kathy Posada said she was concerned if were they getting more citations in the kitchen than normal.

Vinny Valiente said with the adult day care facility type, write ups come at the end of the year. He said he would compile those and get them to the group at the first quarter meeting in 2017. He asked that everyone look at past inspection reports and make note of correcting those things on a daily basis. He noted to be sure to look at the: dishwashers, food protection, food spoilage, food that is over seven days expiration, food temperatures, pot holding, frequent hand washing by staff, change gloves frequently. He said when he appears for an inspection, he is taking snapshot in time.

Vinny Valiente encouraged everyone to contact him when they have a question and not wait until a meeting. His email is [vvaliente@health.nv.gov](mailto:vvaliente@health.nv.gov).

**Review of top ten tags for facilities for Adult Day Care.**

Don Sampson he provided two hand outs – the top ten in 2011 and 2012 compare to 2015 and 2016  
2011-2012

1. 057 Director and Employees – TB testing
2. 170 – Service of Food, Dietary Consultants
3. 056 Director and Employees – Physical
4. 072- Orientation and Training of Employees – 12-year Training cycle
5. 110- Requirements for Facility
6. 111 – Requirements for Facility – meds backed
7. 123 – Plan for Emergencies – Drill for Evacuation
8. 155 Required Services – 1 employee CPR
9. 163 – Administration of Medication
10. 027 – Insurance – 30 day notice to come

2015 – 2016

1. 170- Service of Food Dietary Consultants
2. 056 Director and Employees
3. 110 Requirements for facility
4. 123 Plan for Emergencies, Drill for Evacuation

5. 155 Required Services
6. 040 Policies and Procedures
7. 057 Director and Employees
8. 067 Supervision of Clients Volunteers
9. 070 Orientation and Training of Employees
10. Orientation and training of Employees

Julie Russell said this is really great and to see the TB tag has improved. She thanked for the invitation and the TB Program is here for you. There is a facility manual, frequently asked questions are posted on the web. Her email informal work group to discuss issues and challenges or laws to update. She said her program has resources and materials available regarding TB.

Chris Vito requested her to visit one or two facilities and give a summary of her program.

Jennifer Frischmann said this may be a great opportunity to bring in HCQC in with her work group, so that we can stream line some practices and get things aligned.

Chris Vito it is about timeliness quality of service to the client. He said that they have a care giver taking care of their loved one who just got a job so she is trying to get the client to adult day care. She has been missing too much work and as a Clark County School District teacher is on the verge of losing her job. He is excited that things are improving and if they could align the regulations to safely shorten the process would be a positive step.

Paul Shubert asked if there is a standard for testing that Medicaid has that indicates that TB testing has to be done in adult day care.

Julie Russell, said that when HCQC changes something, that her office also needs to change our procedures.

Paul Shubert said that there is one standard that has been discussed and other places they can look at to make it more amenable for the industry to provide a service faster. TB is one standard.

Julie Russell said part of the challenge is what the updates are and some facilities are going by old regulations.

Chris Vito said when workshops are given, it will be easier to identify what policies are out of alignment.

Chris Vito said Medicaid and HCQC, are two different roles for two different agencies so anytime they can make them gel it makes things smoother.

### **List of Open and Closed Adult Day Care Facilities and bed capacities.**

Don Sampson reviewed the list of open and closed adult day care facilities and bed capacities which was a handout that was distributed to the group and is available on the web. Don Sampson said he used the new electronic system and was able to pull the open, closed and pending facilities.

**Update on staff changes at HCQC.** – Paul Shubert noted that Kyle Devine has temporarily moved over to SAPTA but he may be returning. They have hired two managers and he moved up to Donna McCafferty's position, He commented that Julie Bell left and two new managers were hired and introduced Amir Bringard, and Steve Gerleman. He said that they are going to support the supervisors and surveyors.

## **Updates from Nathan Orme, Education and Public Information Officer, HCQC**

Paul Shubert noted that Nathan has been very proactive in getting information and education out to everyone. He introduced new staff Amir Bringard and Steve Gerleman. Paul Shubert said that Don Sampson has always be helpful for the nonmedical facilities. If you every have any questions, do not hesitate to contact staff.

## **Update on Centers for Medicare and Medicaid Services (CMS) Home and Community Based Services 1915 (i) Plans – Jennifer Frischmann, Division of Health Care Financing and Policy (DHCFP)**

Jennifer Frischmann said when 1915i is referenced it is the authority to reimburse adult day care services. We also operate 1915c is for the frail and elderly. In March 2015, new federal regulations were released and the intent behind it was to ensure that the settings where services occur are integrated into the community or 1915 I services have full access to the community just like everyone else does. The feds said there has to be conflict free case management. Medicaid requires a service plan be provided. With conflict free case management, the provider cannot be the sole provider of that service plan. We are trying to work collaboratively with the industry. The case managers with Medicaid can be part of the service. She was impressed with the number of providers that showed up to the last work shop which was very successful. There was 15 representatives from the industry. Forms and processes were reviewed. She said she has four staff down staff who are part of that. She said a smaller work group was formed as an offshoot to work on some of the issues. She said the adult day care facilities was a pleasure to work with.

Jennifer Frischmann gave a transportation update. On July 1, 2016, MTM became an official new vendor for rides for those covered under Medicare/Medicaid. It was the perfect storm when they transferred over during a holiday week from RTC South. Major problems resulted with Southern RTC cancelled 423 prescription rides which left them with so many people without rides. To further complicate that, MTM contracted with several adult day cares out of the transit areas. These same adult day cares had a contract with RTC South. RTC South said that facilities could not have contracts with MTM and RTC South. RTC South required MTM to enter into their system so it is for the 423 people can have rides; currently 20 are back on prescription rides. Effective September 1, MTM will be scheduling on demand rides. There are members that are going to meet with RTC South to try and get the prescription rides going again. Continuing, she said there will be much political fallout with this so they are scheduling meeting with the Las Vegas City Councilmen that sit on the southern RTC board. They are also reaching out to the respective legislators. MTM will be reaching out to the affected adult day care providers. She said they do not want to see further deterioration of the situation and do not want to see any headlines that say RTC refuse to give rides to the elderly.

Chris Vito said that it was a perfect storm and the adult day care facilities were frustrated and that it will calm down but it will take efforts from Jennifer Frischmann's office, RTC, and MTM to calm it down. Many of the Medicaid members want services now.

Jennifer said since RTC canceled prescription rides, those folks will not be transferred over to paratransit with the RTC.

## **Updates related to Adult Day Care: Chris Vito, Chairperson and Jeff Klein, Vice Chair**

- a. Upcoming legislative session. Chris Vito said he wanted to let HCQC and Medicaid =know that the legislature sometimes forgets ADCAC. Jeff Klein has be influential in reminding them it has been 14 years and encourages the new providers when that when notified of legislative hearings, please participate and let your legislator know that you are concerned.

Jeff Klein said that they have provided testimony written and oral and had active conversations and communications at DHHS at every level and try to continue to be a voice for their community. There will be at least one bill draft request coming forward. He chaired the legislative commission of aging,

and provide briefing documents for the legislators. The issue of rates and waivers will be there. There are 500 people waiting to get on the elder waiver and people die in the meantime that are on the waiting list. They advocate LTS waivers that the resources are provided and employees of the state. That doesn't mean the community can't point out that there should be invest in LTS and more investment in the wait list and a better network. The back issues brief is in the midst of round of edits that will go to the Commission on Aging then it will become the Commission's recommendation to the legislators. The way it works is that there is a packet that is for legislators and candidates and ask legislators and candidates and provide a free kit on how to organize those visits and let them see your settings. This puts a face and a name for them which helps there viewpoints. There will be a pre-session process.

The commission is happy to provide members to attend your event and help you organize. There will be a senior issues day on the hill. Last session there was better than two-thirds attendance.

**Recruitment for open slot on the Adult Day Care Advisory Council.**

Heather Lankford resigned. Chris Vito will be contacting someone up north to ask them be on the ADCAC.

**Readmission Task Force.** Chris Vito said he is a member of HEELS, a large group, taking on a task force and will be asking if they will join the readmission task force part of the hospital providers and some physicians on how to minimize the readmission to the hospital. If anyone wants to join the task force and therefor an adult day care provider.

**Medicare Demonstration on Adult Day Healthcare.** National Adult Day Care Association demonstration will be given to have them do it here in Nevada since it has the largest senior population in the country.

Jeffrey Klein noted that Medicare is taking public comment on new CMS rule, he sent an email out to everyone and encouraged everyone to go on line and make a supportive comment.

**Industry Updates**

The meeting was adjourned at approximately 10:29.