

**DIVISION OF PUBLIC AND BEHAVIORAL HEALTH  
ASSISTED LIVING ADVISORY COUNCIL MEETING  
FINAL MINUTES**

**Date: July 19, 2018**

**Time: 10 AM**

Meeting locations Videoconference to:

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

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

The agenda was posted in compliance with Nevada's Open meeting law.

**Attending in Las Vegas - ALAC Members:**

Linn Thomé, Merrill Gardens, Green Valley Ranch, Co-Chair  
Julie Peterson, Vintage Park  
Shawn McGivney, Tender Loving Care Senior Residence  
Dora Valentin Tompkins, Angel Care Residential Home

**Attending in Carson City- ALAC Members:**

Margaret McConnell, BELTCA  
Vangie Molino, Vista Adult Care  
Wendy Knorr, Atria Senior Living

**Members attending by teleconference:**

Diane Roberts, Washoe County  
Simona Cocea, Desert Springs Senior Living  
Chris Mirando, RFA, Majestic Management of Pahrump, Inc.  
Patrick Ward Five Star Premier Residences  
Gina Stutchman, Co-Chair

**Ex Officio Member:**

Robert Kidd, CEO, Perry Foundation (attending in Las Vegas)

**Others attending**

Anna Olsen-Figueroa, Social Services Manager, Home and Community Based Waiver Program  
Jennifer Williams Woods, State Long-Term Care Ombudsman, ADSD  
Crystal Wren, Social Services Chief, ADSD  
Lisa Campbell, Nevada Assisted Living Association (NALA)  
Phil Glessner, candidate for ALAC, Las Vegas  
Cindy Young, ADSD  
Jeanne Bishop-Parise, Administrator, candidate for ALAC (teleconference)

**Approval of minutes for the meeting of April 19, 2018.** *Linn Thomé, Co-Chair*

THERE WAS A MOTION TO APPROVE THE MEETING MINUTES OF APRIL 19, 2018. THERE WAS A SECOND TO THE MOTION. MOTION PASSED UNANIMOUSLY.

Make recommendations for renewal of two-year terms as members of ALAC. Term(s) expires July 2018  
*Linn Thomé, Co-Chair*

- Chris Mirando, Five Star Home Care Services
- Patrick Ward, Five Star Premier Residences
- Simona Cocea, Desert Springs Senior Living
- Wendy Knorr, Atria Senior Living –interested in at large position
- Jeremy Thomson, Clark Hill, LLP – notified that he will not be renewing
- Dora Valentin Tompkins, Angel Care Residential Home

SHAWN MCGIVNEY MOVED TO APPROVE RENEWAL OF ALL MEMBERS. THERE WAS A SECOND TO THE MOTION. MOTION PASSED UNANIMOUSLY

Nominations and possible election for three openings on Assisted Living Advisory Council. The openings on the council are: 1) group care provider from a facility with the Assisted Living Services Endorsement, 2) At-Large and 3) Large Group Care Provider from rural frontier Nevada. *Linn Thomé, Co-Chair*

- Nicole Graham, Administrator, Silver Sky at Deer Springs
- Phil Glessner, Administrator, New AGC
- Betty McKay Bachman – application withdrawn
- Jeanne Bishop-Parise, Administrator, Park Place Assisted Living

Margaret McConnell asked if Phil Glessner was brand new to the industry. Shawn McGivney said he was a member of the HIRC Advisory Council, great diplomat and communicator, and commented he is opening a new assisted living facility.

MARGARET MCCONNELL MOVED TO NOMINATE ALL THREE CANDIATES UNDER THE APPROPRIATE CATEGORY OF REPRESENTATION ON THE SNAC. SHAWN MCGIVNEY SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

**Health Care Quality and Compliance update:** *Steve Gerleman, Pat Elkins*  
**Regulation updates**

Nathan Orme, Education and Information Officer, HCQC commented regulation updates will be posted on our web site. The small business impact survey has been received and posted as well. He said he will try and send them to all the licensees through the CLICS data base. He said that on the Health Facilities home page on the web site, on the right hand side the regulations will be posted.

Shawn McGivney said that they are requesting more open dialogue with the industry than just being referred to a web site. He asked:

- What is the estimated timetable for the regulations that affect assisted living facilities.
- Is there anything that the ALAC can do that can expedite the regulations.
- The live in caregiver exemption is important and he recommended a letter be drafted to the Department of Labor emphasizing how important it is and that we would be willing to work with them to help move that forward.

Nathan Orme said he would be follow up to reach out to the Department of Labor and see what they can do.

**Report on assisted living related programs at Perry Foundation.** *Robert Kidd, President and CEO, Perry Foundation*

- Robert Kidd said that emails will be sent out for the Tahoe Conference on August 5, 6, 2018. He reviewed the keynote speakers and activities for that conference which included Dena Schmidt, Administrator, ADSD; Siboney Zelaya, PhD, MPH, MSN, Ed RN, Transformative Leadership; Jill Vitale-Aussem, President and DCEO; Ron Reigle, Chief Compliance Officer, Marnell Gamin; Manny Clark, President, Optimizing; Ed McMahon, Ph.D, Sunrise Senior Living; James Willison, J.D., Laura Beck, MPAIT, Learning Development Guide.
- There will be their annual golf tournament in Sparks with Brookdale and Hearthstone.
- The Perry Foundation recently received their CPE, so they are qualified to give classes for medication management.

**Updates from Aging and Disability Services Division.**

Crystal Wren, Social Services Chief II commented on rate reimbursement, the transition process, and other information. She met with the Welfare Division and Health Care Financing and Policy (DHCFP) to come up with a good informational. The waiver application process is between three agencies. The Aging and Disability Services determines eligibility, at the same time the DHCFP is the administrator for the waiver. Welfare approves financially, DHCFP approves actual waiver enrollment.

A member commented that those individuals from the waiver application process may transition to a group home. The payment becomes a concern because if you admit someone today, welfare is not able to make them eligible until the following month.

Crystal Wren said that Welfare has a new system where they can review and remind people what resources they have. Sometimes they have to terminate the application and have them reapply when they can gather all the information. They do what they can to make sure you are paid for the entire item.

Jeanne Bishop Parise asked if there is an annual redetermination process that these waiver people have to undertake that would cause them to be taken off the program on an annual basis. When a Medicaid person is eligible for payment, is there an allowance that if they are in the hospital or skilled nursing that they can get paid for the residential facility for that same day.

Crystal Wren said there is an annual determination that must be completed. They will assist the recipient and generally if the individual has been on the program, they have had on occasion where they help people open a new bank accounts but have had to gather new documentation.

There was a round table discussion regarding clients being eligible for waiver application, what happens, spend down appropriate for the recipient which is determined by Welfare.

Crystal Wren said they would be open putting on a public workshop to help facilities understand their policies and procedures.

**Home Based and Community Waiver Information.**

Anna Olsen-Figueroa, Social Services Manager, Home and Community Based Waiver Program commented they are continuing to conduct assessments and place them on the wait list for the program. One of the issues brought to their attention related to when they conduct assessments. She commented that they are working in the north and south to set up trainings on social health assessments with their staff so there is more consistency.

**Discuss and make recommendations of topics for Administrator to take the State Board of Health** *Linn Thomé, Co-Chair*

No discussion under this item.

**Assisted Living Industry updates.** *Lisa Campbell, NALA*

- Helen Foley and herself have been attending the Legislative Health Committee and following the topics of reimbursement rates.
- Regulatory Issues/Concerns from Provider Perspective waiting for the workshop dates two work on regulations.
- Trying to increase membership.

**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.)

Shawn McGivney said there are individual parties that are serving as referral agents which are giving illegal referrals. In nursing homes, the social workers have to use a referral service. He said if you go to a nursing home and ask who they are referral services, they have many.

Margaret McConnell that BELTCA said it is not within the Board's purview to hold these resources accountable. There have been administrators that have reported but BELTCA requests that documentation be provided.

Lynne Tome said this appears to be a huge issue in Southern Nevada.

Shawn McGivney said that ALAC could recommend to HCQC to draft a letter and ask the Board of Health for an investigation on what a legal referral is.

Margaret McConnell said that a referral agency must reach certain standards and the statute is clear.

**Adjournment.**

The meeting was adjourned at approximately 11:45 a.m.

Approved by full ALAC with corrections made to Gina Stutchman as listed, Jennifere Williams-Woods, corrected title and adjournment time to 11:45 a.m.

Respectfully submitted,

N. Wasserman