

**BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS
MINUTES**

DATE: November 2, 2009

TIME: 9:00 a.m. C.D.T

LOCATION: 227 French Landing Dr
Heritage Place, Metro Center
Ground Floor, Iris Conference Room
Nashville, TN 37243

MEMBERS PRESENT: Harold Walker, NHA, Chair
Mark Davis, NHA, Vice Chair
Vickie Harris, NHA
Stephen J. D'Amico, MD
Craig Laman, NHA
Kathryn Wilhoit, RN, NHA
Jimmy Johnston, Consumer Member

MEMBER(S) ABSENT: Norma Lester, RN, NHA, Secretary

STAFF PRESENT: Marva Swann, Board Director
Mary V. Webb, Board Administrator
Alison Cleaves, Deputy General Counsel
Libby Miller, HRB Director
Juanita Stone, BIV Disciplinary Coordinator

GUEST: Richard Russell, Legal Counsel, Tennessee Health Care
Association, (THCA)

With a quorum being present, Mr. Walker called the meeting to order at 9:12 a. m.

Conflict of Interest

Alison Cleaves advised the Board members of their responsibilities under the Conflict of Interest Policy.

Office of General Counsel Report

Ms. Cleaves presented the Board with a legal report consisting of ten complaint cases against nursing home administrators that were generated from suspension of admissions

by the Commissioner and the generation of civil penalties imposed by the State's survey agency. The cases were presented anonymously to allow the Board to consider the facts and circumstances in each case and make a recommendation as to what disciplinary action if any would be appropriate. After discussion, Mr. Davis made a motion seconded by Dr. D'Amico to defer action until the next meeting. The motion carried. There was a question as to whether the rules require the Board's consultant to review the case and make a determination that the practice act had been violated. Ms. Cleaves was to research and advise at the next meeting.

Minutes

Mr. Davis made a motion seconded by Dr. D'Amico to approve the minutes for the August 3, 2009 meeting as presented. The motion carried.

Investigative/Disciplinary Reports

Juanita Stone, Disciplinary Coordinator for the Office of Investigations, presented the investigative and disciplinary reports. There are currently five (5) open cases in investigations. Ten (10) cases were transferred to the Office of General Counsel.

There are two (2) practitioners currently being monitored after Board disciplinary action.

Applicant Interviews/File Reviews

- A. **Joseph Njezic**—Mr. Njezic appeared before the Board. He is an AIT applicant. After interview and review of her file by the Board, Mr. Laman made a motion seconded by Mr. Davis to approve Mr. Njezic for a six-month AIT program. The motion carried.

- B. **Jeffrey Gabbert**—Mr. Gabbert appeared before the Board. He is an AIT applicant. After interview and review of his file by the Board, Ms. Harris made a motion seconded by Dr. D'Amico to approve Mr. Gabbert for a six-month AIT program. The motion carried.

- C. **Christopher Gustin**—Mr. Gustin is an AIT applicant. He was not present. After interview and review of his file by the Board, Ms. Wilhoit made a motion seconded by Ms. Davis to approve Mr. Gustin for a six-month AIT program. The motion carried.

- D. **Rebecca Strawn**—Ms. Strawn is an AIT applicant. She was not present. After review of her file by the Board, Mr. Laman made a motion seconded by Ms. Wilhoit to approve Ms. Strawn for a six-month AIT program. Mr. Davis recused himself. The motion carried.

- E. **Traci O’Kelley**—Ms. O’Kelley is an AIT applicant. She was not present. After review of her file by the Board, Mr. Laman made a motion seconded by Mr. Davis to approve Ms. O’Kelley for a six-month AIT program. The motion carried.
- F. **Benjamin Lee**—Mr. Lee is an AIT applicant. He was not present. After review of his file by the Board, Mr. Laman made a motion seconded by Ms. Harris to approve Mr. Lee for a six-month AIT program. Mr. Davis recused himself. The motion carried.
- G. **Robert Polahar**—Mr. Polahar is a hospital administrator who appeared before the Board to be approved to take the NAB exam. After interview and review of his file, Ms. Wilhoit made a motion seconded by Ms. Harris to approve Mr. Polahar to take the NAB exam. The motion carried.
- H. **Michelle Glover**—Ms. Glover’s file was presented to the Board to be reviewed for licensure by reciprocity. Ms. Glover is currently licensed as a nursing home administrator in the state of Kentucky. After review of her file, Mr. Davis made a motion seconded by Ms. Wilhoit to approve Ms. Glover for licensure by reciprocity. The motion carried.
- I. **Ann Beasley**—Ms. Beasley’s file was presented to the Board to be reviewed for licensure by reciprocity. Ms. Beasley is currently licensed as a nursing home administrator in the state of Georgia. After review of her file, Mr. Davis made a motion seconded by Ms. Davis to approve Ms. Beasley for licensure by reciprocity. The motion carried.
- J. **James Rife, Sr.**—Mr. Rife’s file was presented to the Board to be reviewed for licensure by reciprocity. After review of his file, Ms. Wilhoit made a motion seconded by Ms. Davis to defer action on Mr. Rife’s file until he appears before the Board for interview and shows proof of completion of an anger management program. The motion carried.
- K. **Al Tooks**—Mr. Tooks’ file was presented to the Board to be reviewed for licensure by reciprocity. Mr. Tooks is currently licensed as a nursing home administrator in the state of Texas. After review of his file, Mr. Laman made a motion seconded by Mr. Davis to approve Mr. Tooks for licensure by reciprocity. The motion carried.
- L. **Courtney White**—Ms. White’s file was presented to the Board to be reviewed for licensure by reciprocity. Ms. White is currently licensed as a nursing home administrator in the state of Kentucky. After review of her file, Mr. Davis made a motion seconded by Ms. Harris to approve Mr. Tooks for licensure by reciprocity. The motion carried.

- M. **Yvonne Cook**—Ms. Cook’s file was presented to the Board to be reviewed for licensure by reciprocity. Ms. Cook is currently licensed as a nursing home administrator in the state of Kentucky. After review of her file, Mr. Davis made a motion seconded by Mr. Laman to approve Ms. Cook for licensure by reciprocity. The motion carried.
- N. **Climaity Anderson**—Ms. Anderson appeared before the Board due to her having failed the NAB exam twice. Her preceptor, John Simeton, was also present to explain the recommendations he has made to Ms. Anderson to enable her to successfully pass the exam in the future. After interview, the Board granted Ms. Anderson permission to retake the NAB exam.

Correspondence

Leonard Kyle Chamberlain, NHA, submitted a letter to the Board requesting that all but six (6) of the thirty-six (36) hours required for his continuing education units be waived for the years 2007 and 2008. Mr. Chamberlain stated that all but six (6) hours of the continuing education documentation for those years were destroyed in a fire. He also submitted a letter from Meshon Orange, Human Resources Director for his former employer, SunBridge of Winchester, TN, attesting that he had completed continuing education for that period, but that the file containing the documentation could not be located. After discussion, Mr. Davis made a motion seconded by Dr. D’Amico to defer action on Mr. Chamberlain’s request until the next meeting, giving him an opportunity to obtain verification from the course providers.

Board Reports

Administrator’s Report

There are 768 active nursing home administrators as of June 1, 2009.

The following is an account of Board activity from July 31, 2009 through October 27, 2009.

- New licenses—4
- Retired licenses—5
- Renewals—74 (30 renewed online)

Board Members

All positions are currently filled.

Ratifications

Mr. Davis made a motion seconded by Mr. Laman to approve the following list of **new licensees**. The motion carried.

ADAM FRANKLIN COGGIN

JAMES EARL DELANEY
BOBBY LEE GRINDSTAFF
MICHAEL D. MURPHY

Mr. Davis made a motion seconded by Mr. Laman to approve the following list for **reinstatement** of licensure. The motion carried.

JACK DENNIS MILLIGAN

Mr. Laman made a motion seconded by Ms. Wilhoit to approve the following applicants as **preceptors**.

HOLLY HOPKINS
MILLICENT MORLEY
BARBARA MORRISON

Adjournment

There being no further business, the meeting adjourned at 11:55 a.m.

These minutes were ratified at the March 1, 2010 meeting.