

Illinois Long Term Care Council Meeting Minutes
Tuesday, May 23, 2017
10:00 AM to 1:30 PM

The meeting was called to order by Director Jean Bohnhoff at 10:01am.

Introductions were made by attendees and roll was taken.

Voting members present: Wayne Smallwood, Dr. Carolyn Peck, Bill Bell, Brenda Winskell, Stephen Iden.

Voting members present via phone: David Sutor, Lori Hendren, Marsha Johnson, Emily Meade, John England

Voting Members Absent: Donald Schuchmann, Matt Hartman, Greg Wilson, and John Hosteny.

State Agency Representatives Present:

Department on Aging: Director Jean Bohnhoff, Jamie Freschi, Rhonda Armstead, Ellen Byron, Jose Jimenez, Lora Mccurdy, Alex Burke, Anna O'Connell, Chuck Miller, LaRonda Williams

Department of Healthcare and Family Services: Janene Brickey

Department of Veteran's Affairs: Lenard Winnicki

Illinois State Police Medicaid Fraud Unit: Katherine Johnson

Illinois Department of Public Health Bureau Chief of Long Term Care: Darlene Harney

Secretary of State - phone: Mary Riseling

Recorder: Janet Dobrinsky

Director Bohnhoff started with minutes from three previous meetings. Due to a quorum not being present at the last three meetings, no action could be taken at those meetings.

Steve Iden moved to approve all the minutes presented excluding any actions taken during the minutes as the meetings were for informational purposes only. Rhonda Armstead suggested an amendment be included in each set of minutes that since a quorum was not present, no action was taken at the meetings. Steve Iden made a motion to accept the minutes with the amendment added and a 2nd by Bill Bell

Director announced staff changes:

Rhonda Armstead - General Counsel

Anna O'Connell - Chief Fiscal Officer

Ellen Byron - Deputy General Counsel

Director Bohnhoff shared new information on Colbert.

- Colbert will be moving to DHS.
- Population under Colbert would fit better under OHS
- Secretary Dimas and transition team will be assisting with the move.
- Most Colbert staff work out of Chicago office.
- Possible October timeframe for transition.
- Wayne Smallwood asked if there is a list of people in Colbert.
- Lora Mccurdy will provide at the next meeting benchmarks of where it stands.

Director Bohnhoff announced a new Internal Auditor Nick Barnard has started at Aging and Director Bohnhoff shared sad news of Bert Weber's passing. Bert worked in the Older Americans Division.

10:20 Public Forum-

- Steve Iden asked if anyone from the public had any comments.
- Steve also asked if there any family members that have comments or concerns?
- There was no response.

10:25 Ethics Training:

- Rhonda Armstead said we only have 50% turned in and the training is due by May 31, 2017.
- Rhonda said state employees do need to take the training too.
- Ellen clarified the state employees who are appointed to the board need to take the additional training.

Ombudsman Update: Jamie Freschi

- Consumer Choice Website and are ready to accept information from the facilities. A letter will be sent out to all facilities so they can submit their information.
- Questionnaire will be sent to each facility services, staffing, demographics, etc.
- Consumers can search website for the type of facility that is needed.
- Google map will show pinpoint of where facility is located.
- Wayne Smallwood asked when the site would be up? Jamie said instructions will include Illinois.gov link for submission of information. It will depend on when information is received.

- Contact person at each site will receive a notice annually to update submitted information.
- Bill Bell asked if there is any way without Legislative mandate to allow facilities a specific ID for all communication. The ID would not change.
- Darlene Harney said emails are tied to the administrator. IDPH is looking into this too.
- Ellen Byron said in IDoA contracts we ask for one email address.
- Jamie and Darlene both said they would look into the issue of having one contact email.
- Bill Bell asked if there will be a link to Medicare and Jamie said yes there would be.
- Steve Iden asked if Ombudsman would take a copy to the facilities and check the information. Jamie said periodically they will check the website to see what needs updated.

Policy and Procedures:

- Ellen Byron is working on them and they were sent out as drafts to Regional Ombudsman, Ombudsman Providers and AAAs for comment. Written responses were sent back out.
- Modifications have been made and Ellen is reviewing them and look for early June 2017 for policies and procedures to be completed.
- Federal Rule mandated the changes to the policy and procedures.
- A new section in the policies and procedures is when a resident threatens to harm themselves.
- Adding training to Level 2 or separate training Ombudsman need to take.
- There will be tools available if resident wants to harm themselves.
- Director asked how its handled if a resident threatens to harm themselves.
- Jamie said the tool that can be used how to identify if the resident is high or low risk and how to proceed.
- The Ombudsman should call Jamie or call the Suicide Hotline for assistance.
- Darlene Harney asked Jamie on who follows up with the facility to check on the resident or add it to the care plan.
- Jamie said each one is case by case. Doing their very best to bring in other agencies into the case.
- Emily Meade asked about Mental Health classes.
- Jamie is trying to determine where Ombudsman stand with this issue.
- Director Bohnhoff asked about other states and how they approach this.
- Jamie has found that they do not have anything.
- Dr. Peck said there are good sites for suicide training and she is going to forward to Jamie.
- Steve Iden suggested that IDoA may want to consider the attorney confidentiality rules that they could go against this if there is a possibility of harm to oneself or to others.

- Jamie said she is going to tell her Ombudsman to make the right call at that time.
- Steve Iden explained there are 3 levels of reporters. One being the mandated reporter who has to tell, second being the volunteer reporter who is not required to tell and the confidential reporter is not allowed to tell.
- Jamie thanked everyone for the resources.

Peer Place:

- For on-line documentation a new vendor called Peer Place.
- As of 4-7-2017, they have not been able to enter any data.
- Go "live" date for Peer Place is June 13th, 2017 and start entering information.
- This will not allow any benchmarks to be done.
- Everyone is trained on newsystem.

Regional Ombudsman's Program

- Area 3, which is Quad Cities area is now responsible for Ombudsman services that were in area 6 which is the Quincy area.
- The Regional Ombudsman that was working in the Quincy area was hired on so residents are not seeing any changes. Just in management.

Home Care Ombudsman Update: LaRhonda Williams

- Working with MCOs and ACL. Recently, staff went to DC for training on MMAI programs.
- Restructuring and rebranding the program.
- Will start community education, getting into fairs and community events for building the brand.

HB 3392

- Staffing and improper discharge bill.
- Working with nursing homes and assisted living.
- Every quarter improper discharges are discussed.
- Illinois was Ranked #1 on improper discharge in the nation.
- This bill would give individuals proper representation at a hearing.
- The bill gives Public Health the authority to take the resident back.

Bill Bell stated on the poster for Ombudsman there is confusion regarding the purchase of audio or visual electronically monitoring. The confusion is for a roommate they may see it as electronic monitoring as being a TV. There needs to be clarification on what electronic monitoring is and that's it not a radio or TV.

- Ombudsman was trying to avoid the words electronically monitored.

- Need to make sure the residents understand that they can have electronically monitoring in their room.
- Steve suggested to take this portion out until the law is completely understood
- Alex Burke reported there are several bills that have substantive changes but he doesn't see it coming down.
- Jamie said they are working with Attorney General's Office that people understand they have the right to have this monitoring.
- Bill suggested changing the term for better clarification. He said he has 3 or 4 calls for providers.

Steve Iden brought forth that one of the mandates of the council to make recommendations to the Department. If a member does have something to bring up, need to have a discussion.

Legislative Update: Alex Burke:

- Final stretch of regular session which ends on May 31st.
- Debating in Senate the Grand Bargaining package.
- Stop Gap is on its 3rd reading in House.
- **SB 707** in House - requires State Agencies to report to DOiT if there is a data breach
- **SB 2201** - requires Medicaid Benefit to be re-determined every 3 months rather than yearly.
- **SB 1319** - would allow video conferencing equipment to be used in Adult Guardianship hearings and place notification that video conferencing is available on bond and summons. Passed the Senate and hopefully through the House very soon.
- **SB 84**- passed both houses and heading to Governor's desk that would create the developmentally and disability services task force. Committees from other agencies will report to the Governor's Office by July 2018.
- **HB 223** - Passed House and 3rd reading in the Senate which would allow for physicians to order nursing home residents to wear identifying wristlets. Residents who have Alzheimer's and wonder would be able to wear wristlets unless order from Power of Attorney.
- **SB1409** Has passed Senate and will be heard in the House it does variety of things; Members from the Mortality Review Team of DuPage County are behind the bill. Deals with a number of financial exploitation and identity theft issues that are incorrectly placed in statute to have financial exploitation cases to be heard in the counties that it happened in or where the victim/victims reside and will allow more cases to be heard on exploitation.
- **SB 1773** House Amendment - - In provisions allowing nursing facilities to assist residents with Medicaid applications in cases where they have no other means of applying, permits the facility to use two

existing OHS forms for consent and appeal, even after the resident passes away. Robin Gabel is the sponsor.

State Agency Reports

Illinois Department on Aging. Lora Mccurdy - Choices for Care - Pre and post screenings -

- SB 2929 Worked with HFS, OHS and others shorten time frame for post screens which was 10 days for CCUs to do the DON to 2 days.
- Require CCUs to responds to hospitals on weekends for anyone leaving the hospital to the Nursing Facility or back to the community.
- Tracking Hospitals to provide 24 hour notice the CCUs that a screening needs to occur.
- 45 CCUs are to report on a weekly basis how many post screens are being completed.
- Illinois Hospital Association is very supportive of this and willing to work with IDoA.
- Will be doing a joint training for the hospitals to decrease the number of prescreens. Webinar is coming up on June 5th, 2017. Jose Jimenez - Tools and new policy for discharging.
- 77 Hospitals that have issues.
- IHA meeting in 2 weeks to share data.
- Lora mentioned at the OASAC meeting that CCUs ask people want to go back to the community? Working on documents to follow up on people who are in facilities short term and do not want to go long term.
- Lora stated that the new UAT will not be part of the pre-screen process.
- New UAT trainings in Southern Illinois for the first wave. CHA trainings will start in June.
- Meeting with Federal CMS in the afternoon which is focusing on quality of care under the state's waivers. Health, welfare and safety is required.
- Webinar on a new policy of Critical Event Policy Reporting.
- Critical Event Reporting is a Federal CMS requirement.
- Money Following Person a Federal Demonstration that will end.

HFS - Janene Brickey

- LTC providers switched over to a direct billing system and seems to be running smooth.
- Managed Care - Molina no longer an option for MMAI.
- More changes to be coming with managed care plans.

Illinois State Police Katherine Johnson - Medicaid Fraud

- Adding Investigators across the state.
- Adding to auditing team and a nurse investigator in Springfield.
- Attorney General added a Asst. Attorney General in Springfield for Medicaid fraud.
- 2 cadet classes into the academy.

Department of Veteran's Affairs - Lenard Winnicki -

- 200 Bed Home in Chicago.
- VA Model of 5 Story Home structure.
- January 2019 is estimated open date.
- Adjust in changing demographics for different military members such as activities, etc. Desert Storm Vets, Vietnam and Korea War members.

Illinois Department of Public Health - Darlene Harney

- New CMS roles for emergency preparedness. Group of staff to Annapolis, MD at the end of July for training - train the trainer.
- Website Training.
- Continuing increases in staffing.
- Annual report due 7-1-2017 to General Assembly and will bring annual report to the next meeting.
- It will be posted to the website.

University of Illinois Springfield - Dr. Carolyn Peck.

- Remaining positive due to lack of budget
- Being a part of U of I it helps with lack of resources.
- Gerontology enrollment is stable.
- 2 students were hired as Home Care Ombudsmans.

Steve asked if any family members have any comments. There were no comments. Steve asked if anyone would want to report anything else.

Jamie asked if and what issues are everyone seeing to focus on and improve on? Steve mentioned there haven't been any actions taken and their role is to make recommendations to the Agency and what the council can be doing to assist.

Jamie mentioned the gap between Adult Protective Services and the Ombudsman where both jurisdictions begin and end especially in the financial exploitation area. Jamie would like to see APS being able to investigate these areas. She would like APS to be able to investigate when there are abuses in

the community or if family member came into a facility and was abusing the resident.

Wayne Smallwood asked how can the council assist? Steve responded that at a future meeting bring a proposed piece of legislation and let the council review it to see if any suggestions/recommendations can be made and see if IDoA would want to support it.

Steve asked if the Annual reports by next meeting? Darlene Harney responded that the final annual report will be on-line for review.

12:40 - Steve maintained a motion to adjourn. Wayne Smallwood made a motion to adjourned and Brenda Winskill seconded it.

Meeting adjourned.

