

MINUTES

STATE BOARD OF HEALTH FACILITY ADMINISTRATORS

MAY 21, 2013

I. CALL TO ORDER AND ESTABLISHMENT OF QUOROM

Mrs. Shelley Rauch, Chair, called the meeting to order at 10:13 a.m. in Room W064 in the Indiana Government Center South, 402 W. Washington Street, Indianapolis, IN 46204. A quorum was established.

Board Members Present:

Shelley Rauch, HFA, Chair
Kelly Borrer, HFA, Vice Chair
Christine Shuey, HFA, Member (arrived at 10:15 a.m.)
Karen Smith Filler, Member
Gina Berkshire, Member
Mark Wolfschlag, Member
Kathy Frank, Member
Deb Mill, Member
Jennifer Gappa, HFA, Member

Board Members Absent:

Nan Girtton, Consumer Member
Arlene Franklin, Member
Dr. William Province, II, Member

State Officials Present:

Tasha Coleman, Board Director, Indiana Professional Licensing Agency
Crystal Smith, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Board Advisory Council, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

Frank/Wolfschlag
7/0/0 Motion carried

III. ADOPTION OF THE MINUTES FROM THE MARCH 26, 2013 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes from the March 26, 2013 meeting of the Board, as amended.

Borrer/Wolfschlag
7/0/0 Motion carried

IV. PERSONAL APPEARANCE

A. Craig Schuler
Re: Reinstatement Application (expired since 1994)

Mr. Schuler did not appear before the Board as per their request neither had he submitted all of the documentation required for reinstatement. A motion was made and seconded to deny his reinstatement application.

Borrer/Gappa
9/0/0 Motion carried

B. Carol Buckland

Re: Request to be a Preceptor for 2 AIT's

Ms. Buckland did personally appear before the Board to answer questions regarding her request to act as a preceptor for two AIT applicants. The facility that she operates holds both a long-term care as well as a residential facility with a license for both. One of the AITs will be on the RCA side and the other will be on the HFA side of the building. A motion was made and seconded to approve the request to supervise two AITs.

Borrer/Gappa
7/0/0 Motion carried

C. Bryan Coakley

Re: Full Waiver of AIT

Mr. Coakley did personally appear before the Board to request a waiver of his entire AIT program. He completed his AIT in September 2011 however; he did not take the test so his application was abandoned in July 2012. A motion was made and seconded to deny the request to waive the entire AIT and to state that should he submit a request to waive 30% of the AIT it will be approved.

Borrer/Gappa
9/0/0 Motion carried

D. Bradley Willmore

Re: AIT (completed 1008 hours in Ohio)

Mr. Willmore did personally appear before the Board to request that the 1008 hours of AIT that he completed in Ohio. A motion was made and seconded to approve the Ohio AIT as an equivalent AIT and allow him to sit for the jurisprudence examination.

Borrer/Wolfschlag
9/0/0 Motion carried

V. ADMINISTRATIVE HEARINGS

A. In the matter of the license of Robin Lynn Laaser, HFA, License Number: 14004905A

Cause No.: 2012 HFA 0004

Re: Motion to Dismiss without Prejudice

Parties and Counsel Present:

Amanda Elizondo, DAG

Janet McSharar, Attorney for Respondent

Case Summary: An administrative complaint was filed against the Respondent on March 8, 2012. The Complaint alleges that the Respondent had become unfit to practice due to her failure to develop and administer resident centered policies that ensure the health, safety, welfare, and rights of the residents. .

Resolution: Based on the information obtained in the settlement conference the State submitted a Motion to Dismiss without Prejudice. A motion was made and seconded to approve the motion and dismiss the case.

Borrer/Wolfschlag
9/0/0 Motion carried

B. In the matter of the license of Horace Brown, HFA, License Number: 14002588A

Cause No.: 2013 HFA 0001

Re: Complaint

Parties and Counsel Present:

Amanda Elizondo, DAG

Witnesses:

None

Participating Board Members:

Shelley Rauch, HFA
Kelly Borrer, HFA
Christine Shuey, HFA
Karen Smith Filler
Gina Berkshire
Mark Wolfschlag, HFA
Kathy Frank
Deb Mill, HFA
Jennifer Gappa, HFA

Court Reporter:

Susan Hessman

Case Summary: An administrative complaint was filed against the Respondent on January 29, 2013. The Complaint alleges that the Respondent had become unfit to practice due to an unsatisfactory ISDH survey which resulted in two (2) immediate jeopardy designations for "F" tags.

Resolution: Based on Mr. Brown's failure to appear a motion was made and seconded to issue a Notice of Proposed Default.

Borrer/Frank
9/0/0 Motion carried

C. In the matter of the license of Janie Carol Swedenburg, HFA, License Number: 14004890A

Cause no.: 2012 HFA 0019

Re: Order to Show Cause

Parties and Counsel Present:

Darren Covington, DAG
Janie C. Swedenburg, HFA

Witnesses:

Janie C. Swedenburg, HFA

Participating Board Members:

Shelley Rauch, HFA
Kelly Borrer, HFA
Christine Shuey, HFA

Karen Smith Filler
Gina Berkshire
Mark Wolfschlag, HFA
Kathy Frank
Deb Mill, HFA
Jennifer Gappa, HFA

Court Reporter:
Susan Hessman

Case Summary: An administrative complaint was filed against the Respondent on November 26, 2012. The Complaint alleges that the Respondent had engaged in fraud or material deception in the course of professional services or activities; evidence by Respondent inducing an employee to accept a "donation" from her employer's foundation so that she could access PTO funds that she was ineligible to receive. The Board imposed a fine and issued a letter of reprimand.

Resolution: After hearing testimony regarding Respondent's failure to pay the fine in a timely manner and reviewing the file in the matter, noting that the fine was paid once the Respondent was made aware that she had not done so, a motion was made and seconded to impose not further penalty.

Gappa/Wolfschlag
9/0/0 Motion carried

VI. APPLICATION REVIEW

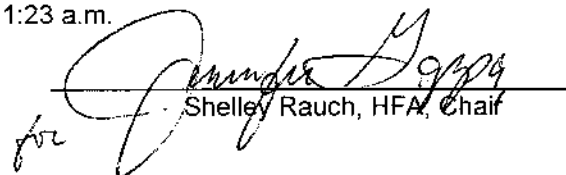
A. Vicki Gregory
Re: Provisional License

The Board reviewed a provisional application for Ms. Gregory, a motion was made and seconded to deny the application because the vacancy was not deemed unexpected.

Mills/Smith Filler
9/0/0 Motion carried

VIII. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Health Facility Administrators adjourned at 11:23 a.m.


for _____
Shelley Rauch, HFA, Chair