



WV NURSING HOME ADMINISTRATORS LICENSING BOARD

P.O. BOX 522

WINFIELD, WEST VIRGINIA 25213

PHONE (304) 586-4070

FAX (304) 586-4079

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DEC 18 2015

GOVERNOR'S GENERAL COUNSEL

December 18, 2015

The Honorable Earl Ray Tomblin
State Capitol Building
2900 Kanawha Blvd. East
Charleston, WV 25305

Dear Governor Tomblin:

We have hereby read this report and certify it acceptable to the best of our knowledge.

Sincerely,

Tammy Jo Painter, N.H.A.

Tammy Jo Painter, NHALB Chair

Roberta Kay Cottrill, Secretary

Roberta Kay Cottrill, NHALB Secretary

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OFFICE WEST VIRGINIA
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WV NURSING HOME ADMINISTRATORS LICENSING BOARD
END OF YEAR FINANCIAL STATEMENT 2015 July 1, 2014 thru June 30, 2015

Item Name	Total
Payroll	\$51,000.00
Annual Increment	\$0.00
Personnel Fee (\$50 per quarter)	200.00
Workers Compensation (.63%)	300.00
Social Security Matching (7.65%)	3,901.50
Social Security Matching (Board)	263.93
Employee Ins. & OPEB (\$400 Mo.)	4,800
Pension & Retirement (14%)	0.00
NAB Assoc. Dues (annual \$1,500) Due in Dec.	1,500
Travel & Per Diem (Travel \$2,612.26) (Per Diem \$3,450)	6,062.26
Rent (\$550 Mo.)	6,600.00
Utilities	2,113.33
Web Service \$500 Annually + Program Tech	582.50
P-Card (postage, supplies, copier agreement, equipment etc.	1,164.44
Misc. (refunds, credits, + or – WV Correctional Inst. Printing Licenses, letterhead, envelopes	*600.00
Legal Expenses	99.40
Meeting Room Accommodations	4,770.00
	400.00

*IET 2 Renewal Fees +\$600

*IET Printing WV Correctional -\$99.40

Beginning Balance (July 1, 2014)	\$166,338.71
Revenue Deposits 7/1/14 to 6/30/14	81,650.00
TOTAL BALANCE	\$247,988.71
Expenditures	\$83,757.36
Balance June 30, 2015	\$164,231.35

NURSING HOME ADMINISTRATORS LICENSING BOARD
Licenses & Permits Issued 7/1/2014 – 6/30/2015

License or Permit	Number Issued
New NHA Licenses Issued	15
Renewal Licenses	230
Emergency Permits	7
Administrator-In-Training Permits	6

NURSING HOME ADMINISTRATORS LICENSING BOARD
Governor's Report
Fiscal Year 2015

The Nursing Home Administrators Licensing Board received three (3) Substandard Quality of Care Notices by the Office of Health Facility Licensure and Certification (OHFLAC)

POLICY-Substandard Care Deficiencies (Amended)

As a result of sections 1819(a), (b), (c), (d), and 1919(a), (b), (c), and (d) of The Social Security Act, state survey agencies like the West Virginia Department of Health and Human Resources (DHHR), Office of Health Facility Licensure and Certification (OHFLAC) are required to advise state boards responsible for licensing nursing home administrators when a Medicare/Medicaid certified nursing facility is cited for deficiencies which constitute substandard quality of care. Inasmuch as there are no further directives for interpretation as to how state licensing boards will manage such notifications, it is the prerogative of each state's board to define its policy.

In view of the aforementioned circumstance, effective September 8, 2005, it will be the policy of the West Virginia Nursing Home Administrators Licensing Board to pursue the following plan in discharging its duties:

1. Upon notification from OHFLAC, a certified letter will be sent to the administrator of record* for the facility alleged to have offered substandard quality of care indicating same and requesting a response from the administrator to each of the allegations. The administrators reply must be post marked no later than thirty (30) days after receipt of the board's letter. (Refer to Exhibit A.)
2. Upon receipt of the response from the administrator and within ninety (90) days of the day the board receives notification from OHFLAC, under the direction of the chair of the West Virginia Nursing Home Administrators Licensing Board, an assessment by staff, members of the board, a hearing officer, and/or a representative from the Attorney General's Office will be made of all documents received (i.e., HCFA-2567 Statements of Deficiency and Plans of Correction, administrator's response, etc.). From that point a brief written assessment of the facts will be made and filed with the chairman of the board indicating whether or not it is believed nursing home administrator licensing regulations were violated. If the written assessment establishes that the nursing home administrators licensing regulations were violated, the chair of the board will be responsible for seeing that an interview is scheduled with the administrator to assess his/her knowledge and soundness of judgement in being able to adequately discharge the functions of a nursing home administrator (NHA). If it is shown by a preponderance of the evidence that nursing home administrator licensure rules were violated, a written order with findings of fact and conclusions of law will be sent to the administrator with a copy filed in the person's record defining the course of action that will follow. Likewise, if it is shown by a preponderance of the evidence that there were no violations of nursing home administrator licensure rules, a letter will be sent to the administrator so advising with a copy of the correspondence to be retained in the licensee's file.
3. Related to the aforementioned point and establishment of grounds for potential action against a nursing home administrator for violation of nursing home administrators licensure rules, with legal guidance, i.e., the West Virginia Attorney General's Office, private counsel, etc., section 6.1 of Title 21, legislative rule effective July 3, 2003 will be implemented pertinent to suspension, revocation, hearing, and judicial review. Final disposition of the review will be completed as quickly as possible but not to exceed 150 days from date of the first notification of substandard quality of care by the OHFLAC. Proceedings in regard to final disposition will be made in the record and retained in the board's file for the NHA under review.

If within twenty-four months of first being advised by the OHFLAC a second notice is received by the Nursing Home Administrators Licensing Board alleging substandard quality of care in a facility under the direction of the same licensed nursing home administrator, within the same time lines as previously described, at the direction of the chair of the board, the board will conduct a second interview on the issue of substandard quality of care. Facts from the first review will be revisited along with all new allegations of repeat deficiencies. The process identified in previous points 2 and 3 will be replicated relative to section 6.1. Final disposition of the board's action will be recorded and retained in appropriate NHA and/or board files.

From the time the West Virginia Nursing Home Administrators Licensing Board is first advised by OHFLAC of alleged substandard quality of care in a West Virginia licensed nursing facility, all correspondence and records pertinent to the administrator and/or administrators in question will be retained for thirty months. During this period if follow up reviews by OHFLAC do not result in subsequent referrals to the Nursing Home Administrators Licensing Board for matters of substandard quality of care, the board at its discretion may order cases closed with files destroyed. If this occurs, such action will be considered at a duly called board meeting with the decision recorded in board minutes.

*** If the administrator of record has been at the facility for less than one year, the previous administrator of record will also be contacted to address in writing each allegation of substandard quality of care.**

WV NURSING HOME ADMINISTRATORS LICENSING BOARD

Fiscal Year 2015

July 1, 2014 through June 30, 2015

**Substandard Care Notices by the Office of Health Facility Licensure and Certification
(OHFLAC)**

Substandard Quality of Care Notice of June 2, 2014 – William Kuhn, NHA Braxton Health Care Center, Sutton, WV: Upon a thorough review of the substandard quality of care deficiencies, the 2567's with plans of corrections, and Mr. Kuhn's lack of response due to his retirement; a second letter was sent to offer an opportunity of response. Mr. Kuhn's response was never received. The Board met and due to the tag number of F323 with a scope and severity level of K, Immediate Jeopardy (IJ), the Board determined by a preponderance of evidence, that Mr. Kuhn violated WV Legislative Rule Title 21 definition 2.6: Section 2.12-2.12c, "failing to exercise a professional regard for the safety, health and life of the patient" and also Expectation 1 of the ACHCA Code of Ethics that "Individuals shall hold paramount the welfare of persons for whom care is provided." Therefore, the Board recommended that if Mr. Kuhn approaches the board for renewal of his license that he would be required to meet with the Board to discuss the issue prior to be given an opportunity for license renewal. Mr. Kuhn was notified of the Board's decision September 29, 2014.

Substandard Quality of Care Notice of September 12, 2014 – Patricia Roan, NHA, Golden Living Center – Glasgow: Upon a thorough review of the substandard quality of care deficiencies, the 2567's with plans of correction, and Ms. Roan's letter of response, it was determined by the Board that Ms. Roan did not violate the WV 21 CSR rules or the ACHCA Code of Ethics. Ms. Roan was notified of the Board's decision December 18, 2014.

Substandard Quality of Care Notice of September 29, 2014 – Kimberly Mitchell, NHA, Valley Center – South Charleston: Upon a thorough review of the substandard quality of care deficiencies, the 2567's with plans of correction, and Ms. Mitchell's letter of response, it was determined by the Board that Ms. Mitchell did not violate the WV 21 CSR rules or the ACHCA Code of Ethics. Ms. Mitchell was notified of the Board's decision December 30, 2014.

**WV NURSING HOME ADMINISTRATORS LICENSING BOARD
FY 2015 COMPLAINTS**

September 5, 2014, a written complaint was received for Oakridge Center, Charleston, WV with a NHA not being named or no direct involvement of the NHA as stated in the complaint. Being in no violation of WV 21 CSR rules or the ACHCA Code of Ethics and the nursing home administrator not being named; it was recommended by the Board to forward the complaint to the WV Office of Health Facility Licensure and Certification for review.

September 7, 2014, a written complaint was received for Riverside, Golden Living in St. Albans, WV with Jennifer Jeffrey being named as the NHA. No response was received from the NHA named in the complaint due to her no longer being employed at the facility and upon review of the complaint, it was determined by the Board that no violation of WV 21 CSR rules or the ACHCA Code of Ethics were found. It was recommended by the Board to forward the complaint to the WV Office of Health Facility Licensure and Certification for review.

November 12, 2014, a written complaint was received for McDowell Nursing & Rehabilitation Center, Gary, WV with Patty Lucas being named as the NHA. Upon review of the complaint and response from the NHA, it was determined by the Board that no violation of WV 21 CSR rules or the ACHCA Code of Ethics were found. It was recommended by the Board to forward the complaint to the WV Office of Health Facility Licensure and Certification for review.

January 22, 2015, a written complaint was received for Valley Haven Nursing Home in Wellsburg, WV with a NHA not being named or no direct involvement of the NHA. Being in no violation of WV 21 CSR rules or the ACHCA Code of Ethics and the nursing home administrator not being named; it was recommended by the Board to forward the complaint to the WV Office of Health Facility Licensure and Certification for review.

January 23, 2015, an unsigned e-mail was received by the Nursing Home Administrators Licensing Board concerning allegations at Hopemont Hospital in Terra Alta, WV. Due to the nature of the allegations and the e-mail not being signed or naming a NHA as being involved; it was recommended by the Board to forward the e-mail to the WV Office of Health Facility Licensure and Certification for review.

Nursing Home Administrators Licensing Board NHA's

Last Name	First Name	County	State
Adkins	Ashley	Cabell	WV
Adkins	Detra	Cabell	WV
Airson	Patrick	Hocking	OH
Americo	Peter	Kanawha	WV
Amos	Tanatha	Jackson	WV
Anderson	Michael	Monongalia	WV
Barker	George	Kanawha	WV
Bailey	Carolyn	Kanawha	WV
Bailey-Gibson	Sonia	Monongalia	WV
Baughman	Dorlan	Webster	WV
Bennett	Jamie	Allegheny	PA
Bernstein	Christina	Morgan	WV
Bess	Debra	Fayette	WV
Sargent	Rachel	Cabell	WV
Beveridge	Tammy	Harrison	WV
Bevins	Kenneth	Logan	WV
Black	Donald	Tucker	WV
Blair	Christopher	Putnam	WV
Blankenship	Pamela	Raleigh	WV
Booker	Angela	Raleigh	WV
Bowers	Bradley	Westmoreland	PA
Boyd	Mary	Brooke	WV
Bragg	Aimee	Fayette	WV
Bramer-Dixon	Rebecca	Harrison	WV
Brenneman	Julie	Calhoun	WV
Buchanan	Keith	Mercer	VA
Bucher	Joseph	Randolph	WV
Bucher	Jason	Greene	PA
Butts	Hillary	Allegheny	PA
Campbell	Cora	Upshur	WV
Campbell	Denise	Randolph	WV
Campbell	Raymond	Lorain	OH
Cantrell	Connie	Kanawha	WV
Carter	Carrington	Greenbriar	WV
Chapman	Brian	Raleigh	WV
Clark	Chad	Washington	OH
Cleland	Angela	Meigs	OH
Cleland	Stephanie	Meigs	OH
Clevenger	Beth	Tucker	WV
Clevenger	Thomas	Harrison	WV
Cogar	Bonnie	Nicholas	WV
Conaway	Larry	Wood	WV
Conaway	Michael	Wood	WV
Conaway	Larry	Wood	WV
Conaway	David	Sheridan	WY

Last Name	First Name	County	State
Cooper	Cindy	Cabell	WV
Cooper	Stacy	Fayette	WV
Cornwell	Michele	Jefferson	WV
Costello	Gregory	Wood	OH
Cottrill	Roberta	Harrison	WV
Couch	George	Ohio	WV
Crandall	Michele	Marion	WV
Cox	Shelda	Summers	WV
Crickard	Kevin	Upshur	WV
Crickard	Diana	Upshur	WV
Dailey	Linda	Washington	OH
Dakovic	George	Ohio	WV
Dawson	Lora	Lincoln	WV
Del Checcolo	Donna	Cabell	WV
Dolgovskij	Konstantin	Marshall	WV
Calemine Dolan	Tricia	Harrison	WV
Dolin	Michael	Greenbriar	WV
Dolan	Tricia	Harrison	WV
Donchatz	Joseph	Wayne	WV
Donnelly	Phillip	Monongalia	WV
Dunigan	Jason	Kanawha	WV
Dunn	David	Kanawha	WV
Eberhart	Eric	Monongalia	WV
Eddy	Shawn	Kanawha	WV
Eidell	Thomas	Randolph	WV
Eidell Jr.	Thomas	Randolph	WV
Eidell	Linlee	Randolph	WV
Eidell	Shasta	Randolph	WV
Elam	Michael	Wood	WV
Elliott	Helen	Fayette	WV
Farabaugh	Timothy	Mercer	VA
Farley	Betty	Mercer	WV
Farley	Daniel	Mercer	WV
Ferrell	Mary	Fayette	WV
Fife	Matthew	Mercer	WV
Fink	Pamela	Mercer	WV
Findley	Mary	Meigs	OH
Fisher	Linda	Monongalia	WV
Fleece	Cathy	Marion	WV
Forzano	Randall	Ohio	WV
Fowler	Jessica	Putnam	WV
Fox	Scott	Allegheny	PA
Fox	James D.	Hancock	WV
Gallien	David	Lewis	WV
Gardner	Steven	Putnam	WV
Gaston	Marilyn	Frederick	MD

Last Name	First Name	County	State
George	Brandon	Ohio	WV
Glover	Toni	Wetzel	WV
Gore	Michael	Cabell	WV
Grewell	Jeffrey	Coshocton	OH
Griffith	Charles	Barbour	WV
Grinnan	Bobbi	Randolph	WV
Groves	Mary	Preston	WV
Haddon	Kathy	Brooke	WV
Hall	Shanna	Roane	WV
Hamaker	Gregory	Fayette	PA
Hampson	Sue	Mineral	WV
Hannah	Rodney	Jackson	WV
Hanshew	Nathan	Greenbrier	WV
Hanshew	Jo Clare	Fayette	WV
Harris	Sharon	Logan	WV
Harris	Beth	Marion	WV
Henderson	Traci	Harrison	WV
Hendricks Parso	Lee	Kanawha	WV
Herald	Michael	Putnam	WV
Henson	Megan	Westmoreland	PA
Hicks	Michael	Monongalia	WV
Hill	Catherine	Greenbrier	WV
Hill	Deborah	Nicholas	WV
Hill	Kelley	Wood	OH
Hitt	Bonnie	Upshur	WV
Holster	Brenda	Fayette	WV
Hovatter	Tia	Preston	WV
Hutchinson	Naomi June	Nicholas	WV
Hutchinson	Shayne	Putnam	WV
Ingram	Patricia	Fayette	WV
Jeffrey	Jennifer	Putnam	WV
Johnson	Sharon	Raleigh	WV
Jonas	Jill	Washington	OH
Jones-Marino	Sheila	Upshur	WV
Keefer	Matthew	Mason	OH
Kelley	Thomas	Putnam	WV
Keough	Tammy	Harrison	WV
Kinnaird	Melissa	Kanawha	WV
Kimberly	Charlene	Washington	OH
Kirk	Lynda	Wood	WV
Kirsch	Donald	Ohio	WV
Kramer	Deanna	Kanawha	WV
Kramer	Lynda	Kanawha	WV
Kutil	Kathryn	Kanawha	WV
Larson	Anthony	Hardy	WV
Larson	Crystal	Hardy	WV

Last Name	First Name	County	State
Laughery	Michael	Putnam	WV
Lawrence	Joan	Taylor	WV
Lawson	Karen	Jackson	WV
Lawson	Alvin	Jackson	WV
Lockett	Elizabeth	Mercer	WV
Lockett	Monica	Berkeley	WV
Long	April	Augusta	VA
Lucas	Calvin	McDowell	WV
Lucas	Patty	McDowell	WV
Lyons	Ronald	Lawrence	OH
Marshall	Christopher	Monongalia	WV
Marshall	William	Scioto	OH
Mason	Joseph	Garrett	MD
Mason	Nancy	Berkeley	WV
McBee	Christopher	Wood	WV
McBurney	James	Kanawha	WV
McCall	Barbara	Lawrence	OH
McCall	Ronald	Lawrence	OH
McCauley	Diane	Greene	PA
McClintic,II	Robert	Greenbrier	WV
McCormick	Teresa	Lewis	WV
McDermott	William	Putnam	WV
McGraw	Thomas	Fayette	WV
Merrill	Carol	Harrison	WV
Midcap	Lynette	Hancock	WV
Mitchell	Kimberly	Putnam	WV
Miller	Diane	Ohio	WV
Miller	Michael	Wood	WV
Mitchell	Russell	Frederick	MD
Mohr	Judith	Harrison	WV
Mollica	Anthony	Greenup	KY
Moore	Cherie	Wood	WV
Moore	Carlene	Monongalia	WV
Morris	Carol	Randolph	WV
Moten	Susan	Summers	WV
Murray	Matthew	Hancock	WV
Neason	Suncerae	Taylor	WV
Neil	Joseph	Nicholas	WV
Nelson	Terri	Logan	WV
Noe	Lori	Logan	WV
Noe	Mark	Logan	WV
O'Boyle	David	Pendleton	WV
Pagliari	Jennifer	Marion	WV
Painter	Tammy Jo	Kanawha	WV
Peterson	Angela	Mercer	WV
Peterson	Jo	Monongalia	WV

Last Name	First Name	County	State
Poorman	Matthew	Kanawha	WV
Preast	Joseph	Putnam	WV
Profitt	Pamela	Wayne	WV
Provan	Kristine	Franklin	OH
Quattrochi	Rhonda	Hancock	WV
Ragland	James	Logan	WV
Reed	Sherri	Lewis	WV
Roan	Patricia	Kanawha	WV
Rutherford	Matthew	Cabell	WV
Sanchez	Candy	Kanawha	WV
Schultheis	Shannon	Marshall	WV
Seese	Joseph	Preston	WV
Sexton	Keith	Raleigh	WV
Shoemaker	Stephanie	Mineral	WV
Shobe	Terry	Grant	WV
Shrewsbury	Ricky	Summers	WV
Shroyer	Linda	Allegany	MD
Sistrunk	Linda	Washington	OH
Sisarcick	Barbara	Marshall	WV
Smith	Michele	Mineral	WV
Smith	Jeffrey	Kanawha	WV
Snodgrass	Aaron	Mason	WV
Spiroff	Misty	Monongalia	WV
Stansberry	Annica	Putnam	WV
Stear	Belinda	Nicholas	WV
Stephens	Gregory	Wood	WV
Stewart	Shelia	Raleigh	WV
Stotler	Kristen	Brooke	WV
Stover	Patricia	Berkeley	WV
Strawser	Terry	Monongalia	wv
Summers	Arlene	Monroe	OH
Sutphin	Robin	Kanawha	WV
Tarr	Christine	Ohio	WV
Taylor	Katrina	Berkeley	WV
Wiley	Laura	Mercer	WV
Thompson	Drema	Kanawha	WV
Tomshack	Connie	Brooke	WV
Toney	Kimberly	Lincoln	WV
Topping	Roger	Mercer	WV
Tucker	John	Raleigh	WV
Tucker	Matthew	Kanawha	WV
Triana	Joseph	Jackson	WV
Turner	Linda	Summers	WV
Vance	Pauline	Hardy	WV
Wagoner	Craig	Harrison	WV
Wagoner	Cynthia	Mineral	WV

Last Name	First Name	County	State
Wagoner	Oodayyun	Barbour	WV
Wall	Valerie	Cabell	WV
Webb	Patsy	Wyoming	WV
Wellman	Stacy	Taylor	WV
White	Lisa	Harrison	WV
Wiley (Gore)	Laura	Mercer	WV
Williams	Angel	Greenbrier	WV
Woodford	Donnie	Barbour	WV
Woolums Russe	Pamela	Nicholas	WV
Worley	Denise	Raleigh	WV
Worth	Judson	Pocahontas	WV
Wright	Randy	Washington	OH
Zoltowski	John	Greenbrier	WV