### **Board of Long-Term Care Administrators**

Department of Health Professions Perimeter Center 9960 Mayland Drive, Suite 200 Henrico, Virginia 23233-1463 Board Room #2

> March 15, 2011 10:30 a.m.

> > **AGENDA**

CALL TO ORDER

ORDERING OF AGENDA

PUBLIC COMMENT PERIOD

### **ACCEPTANCE OF MINUTES - Tab 1**

- Minutes of Board Meeting December 6, 2010
- Formal Conference Minutes December 6, 2010

### EXECUTIVE DIRECTOR'S REPORT - Lisa R. Hahn - Tab 2

### **NEW BUSINESS**

- Legislative & Regulatory Reports Elaine Yeatts Handout
- Election of Officers

ADJOURNMENT

# Tab 1

### **UNAPPROVED MINUTES**

# VIRGINIA BOARD OF LONG TERM CARE ADMINISTRATORS MEETING MINUTES

The Virginia Board of Long Term Care Administrators convened for a board meeting on Monday, December 6, 2010 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Board Room #1, Henrico, Virginia.

### The following members were present:

Mary M. Smith, NHA, Chair John Randolph Scott, NHA, Assisted Living Facility Administrator, Vice-Chair Kathleen R. Fletcher, MSN Martha H. Hunt, Assisted Living Facility Administrator Thomas J. Orsini, NHA

### The following members were absent:

Ted A. LeNeave, NHA
Bertha Simmons, NHA, Assisted Living Facility Administrator
Gracie Bowers

### DHP staff present for all or part of the meeting included:

Lisa R. Hahn, Executive Director Lynne, Helmick, Deputy Executive Director Dr. Dianne Reynolds-Cane, Agency Director Arne W. Owens, Chief Deputy Director Charles Giles, Budget Manager Missy Currier, Board Operations Manager

### Representative from the Office of the Attorney General present for the meeting:

Amy Marschean, Senior Assistant Attorney General

### Quorum:

With 5 members present & consisting of at least one citizen member, a quorum was established.

### **Guests Present:**

Beverley Sobel, VHCA

### CALLED TO ORDER

Ms. Smith, Chair, called the Board meeting to order at 11:10 a.m.

Virginia Board of Long-Term Care Administrators General Board Meeting December 6, 2010 Page 2 of 5

### PUBLIC COMMENT PERIOD

There was no public comment.

### ORDERING OF AGENDA

The Agenda was accepted as ordered.

### ACCEPTANCE OF MINUTES

Upon a motion by Ms. Fletcher and properly seconded by Mr. Orsini, the Board voted to accept the following minutes of the meetings:

- Minutes of Board Meeting March 8, 2010
- IFC Minutes March 8, 2010
- IFC Minutes April 20, 2010
- IFC Minutes July 19, 2010
- IFC Minutes July 26, 2010
- IFC Minutes August 31, 2010
- Summary Conference Minutes October 19, 2010
- IFC Minutes October 20, 2010

The motion passed unanimously.

### EXECUTIVE DIRECTOR'S REPORT - Lisa R. Hahn

Ms. Hahn began her report with a PowerPoint presentation detailing the following expenditure and revenue information, disciplinary statistics and Key Performance Measures:

### **Expenditure & Revenue Summary FY10**

The cash balance as of June 30, 2009 was \$(16,929); the revenue for Fiscal Year 10 was \$354,270; direct and allocated expenditures were \$452,147; a one time cash transfer for FY10 Caboose Bill was \$10,072; a one time cash transfer for FY10 Administration Reduction was \$7,925; the ending cash balance as of June 30, 2010 was \$(98,946).

### Expenditure & Revenue Summary 1st Qtr ending September 30, 2010

The cash balance as of June 30, 2010 was \$(98,946); the revenue for Fiscal Year 11 was \$17,345; direct and allocated expenditures were \$129,110; the ending cash balance as of September 30, 2010 was \$(210,711).

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### Cash Balance as of 10/31/2010

The cash balance as of June 30, 2010 was \$(98,946); the revenue for Fiscal Year 11 was \$23,010; direct and allocated expenditures were \$176,046; the ending cash balance as of October 31, 2010 was \$(251,982). Ms. Hahn added that the projected revenue for FY11 was \$383,045 and the projected expenditures were \$488,187 leaving a projected cash balance at fiscal year 2011 of \$(204,088).

### Allocated Costs vs. Direct Expenditures

Ms. Hahn further explained the boards "Allocated" vs. "Direct" expenditures and how the money is spent.

**Direct Expenditures** are personnel costs, office equipment & supplies, transportation services, and those items that are within the board's control. She added that in FY10 the amount spent in this area was 87% of the budgeted amount.

**Allocated Expenditures** are costs which are allocated to the boards based upon how the board uses a particular service. Examples given were Enforcement costs, APD, OAG services, and Administrative and Support Services like VITA/Northrop Grumman. Allocated Expenditures exceeded the budget by 204%.

### Areas over Budget

Ms. Hahn pointed out the four areas that greatly exceeded the budget; Investigations by 497%, Adjudication costs by 369%, Program Development and Implementation by 114% and VITA/Northrop Grumman by 115%.

### Plan of Action

Ms. Hahn informed the board that she had held several meetings with Enforcement, Finance, and the Administration to develop alternative methods to manage costs. Efforts will include:

Streamlining investigations and case management by monitoring the hours spent investigating a case and ensuring only necessary information is obtained. Additionally, Ms. Hahn assured the board that "companion" cases particularly the nursing cases will not be docketed to the board without her review and prior authorization. At the suggestion of Ms. Smith, a special committee was formed that will be in charge of setting protocols on types of cases and to identify the type of information the board needs in determining cases. Members on this committee will be: Mary Smith, Randy Scott, Martha Hunt, Kathleen Fletcher and Tom Orsini.

Reducing APD costs charged to the board by having staff prepare any documents they can within the confines of the law.

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**Legislative efforts** need to be made in order to mandate fee recovery for investigations and hearing expenses from the respondents that are found in violation of the regulation and or law. Ms. Hahn mentioned that the Board of Dentistry has the statutory authority to assess disciplinary costs to violators but are currently waiting for their regulations to be signed by the Governor.

**Budget reductions** will continue to be looked into by Dr. Reynolds-Cane, the Secretary's Office, the Budget Director and the IT Director in a collaborative effort to reduce or remedy the large increase in VITA costs.

### Licensee Statistics

Ms. Hahn provided the licensee statistics in the agenda packages under tab 2.

### Virginia Performs

The age of our pending case load over 250 days is at 5%. We were able to close all cases within 250 days and therefore achieved a 100% clearance rating. The customer satisfaction rating achieved was 93% and licensing within 30 days was at 100%.

### **Discipline Statistics**

Ms. Hahn reported there are currently 51 open cases, 10 times the amount the board had in 2009. Additionally, 25 cases are in Investigations, 15 cases are in the probable cause level, 7 are in APD, 1 is at the informal stage, and 3 are at the formal stage. Ms. Hahn also shared that in 2009, the board held 4 disciplinary meetings versus 17 meetings in 2010.

### 2011 Calendar

Ms. Hahn stated the 2011 board meetings are scheduled for March 15th, June 21st, September 13th, and December 13<sup>th</sup>. She also mentioned that if there are not enough agenda items to substantiate a meeting, we will postpone or cancel a meeting in light of the budget.

### **NEW BUSINESS**

### Consideration of Fee Increase - Charles Giles

Mr. Giles opened discussion by thanking the board for allowing him to speak regarding the updated financial position and to assist with the information they will need to make a decision on proposed fee increases. Mr. Giles pointed out that the board approved a NORIA during the March 2010 meeting based on the need for a fee increase. He further stated that without a fee increase, the anticipated cash balance at the end of FY11 will be (204,088) and that by the end of FY2016 it would be approximately (951,192). He also stated that in Ms. Hahn's initial review through FY2016, Ms. Hahn was able to identify an approximate savings overall of about \$23,000 annually. Mr. Giles explained to the members that the numbers

Virginia Board of Long-Term Care Administrators General Board Meeting December 6, 2010 Page 5 of 5

were projections and that it is unknown what the future holds. He stressed that it was imperative to have certain costs as "place holders" in the budget in the event certain expenses are approved by the General Assembly such as cost of living increases or raises.

Much of the discussion centered on the significant increase in fees charged to the agency by Northrop Grumman & Virginia Information Technologies Agency (VITA). Mr. Giles stated that the fees charged to the Agency in FY05 were approximately \$850,000. The fees are now projected to be approximately 3.6 million in FY11 and 4.4 million in FY12. The agency anticipates that by FY2012, the increase will be approximately 417%. Mr. Giles concluded that the board needs to increase their fees in order to eliminate a large budget shortfall.

### Adoption of NOIRA Related to Fee Adjustments

Ms. Hahn led discussion on the methodology for the fee increases by offering three different options. She explained the difference in the three options was a matter of timing and anticipation of the need for another fee increase. Ms. Hahn stated that Option II and III allow for two different fee increases through FY16 while anticipating shortfalls the board may have. She explained that it is much easier process to reduce fees than to initiate an increase.

Upon a motion by Ms. Fletcher and properly seconded by Mr. Scott, the board voted to accept Option III for fee increases. The motion carried unanimously.

### **ELECTION OF OFFICERS**

Upon the suggestion by Board Chair Mary Smith, the election of officers was deferred to the next meeting. Ms. Smith asked the board members to forward any nominations they may have directly to Ms. Hahn and to not share the information with each other.

### OTHER BUSINESS

Ms. Hahn informed the board members of the new online procedure for becoming appointed or re-appointed as a board member. Additionally, she asked that if anyone was planning on seeking re-appointment, to let her know so that she could inform Administration.

### ADJOURNMENT

With all business concluded, the meet	ing was adjourned at 12:25 p.m.
Mary Smith, NHA, Chair	Lisa R. Hahn, Executive Director
Date	Date

# UNAPPROVED VIRGINIA BOARD OF LONG-TERM CARE ADMINISTRATORS FORMAL HEARING MEETING MINUTES

TIME AND PLACE:

The Formal Hearing of the Virginia Board of Long-Term Care Administrators was called to order at 1:07 P.M. on December 6, 2010, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**MEMBERS PRESENT:** 

Mary Smith, NHA, Chair Kathy Fletcher, MSN Tom Orsini, NHA Randy Scott, NHA, ALFA Martha Hunt, ALFA

**MEMBERS ABSENT:** 

Ted LeNeave, NHA
Bertha Simmons, NHA, ALFA

Gracie Bowers, Citizen Member

**DHP STAFF PRESENT:** 

Lisa R. Hahn, Executive Director Lynne Helmick, Deputy Executive Director Kathy Truesdale, Discipline Operations Manager David Kazzie, Adjudication Specialist

MEMBERS FROM THE ATTORNEY GENERAL'S OFFICE PRESENT:

Amy Marschean, Senior Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF** 

A QUORUM:

With five members of the Board present, a quorum was established.

**FORMAL HEARING:** 

Timothy R. Cooke, NHA License # 1701-002354

Case Number: 133347 & 134345

Mr. Cooke appeared and was not represented by counsel.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lynn R. Taylor, ECR, recorded the proceedings.

Rachel Shaw, Senior Investigator, Department of Health Professions; Michelle Wright, Licensing Inspector for the Department of Social Services testified via telephone.

### **CLOSED MEETING:**

Ms. Fletcher moved that the Board of Long-Term Care Administrators convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:06 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Cooke. Additionally, Ms. Fletcher moved that Ms. Hahn, Ms. Truesdale, Ms. Marschean, and Ms. Helmick attend the closed meeting because their presence in the closed meeting is deemed necessary and will aid the Board in its deliberations. The motion was seconded and carried unanimously.

### RECONVENTION:

The Board reconvened in open session at 2:27 P.M.

Ms. Fletcher moved that the Board of Long-Term Care Administrators certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

### **ACTION:**

The Board of Long-Term Care Administrators revokes the Nursing Home Administrator license of Timothy R. Cooke.

Mr. Scott moved that the Board of Long-Term Care Administrators accept the findings of fact and conclusions of law as presented by Ms. Marschean and added a thirteenth allegation, that the Board did not find Mr. Cooke's explanations to the allegations credible and felt he abdicated his responsibility to staff and endangered residents.

The motion was seconded by Ms. Hunt and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the decision of this formal hearing panel.

Mary Smith, NHA, Chair	Lisa R. Hahn, Executive Director
Date	Date

# Tab 2

# **Executive Directors Report**

- Budget
- Disciplinary Case Statistics
- Virginia Performs
- Probable Cause Review Sheet
- Licensure Statistics

### Virgina Department of Health Professions Cash Balance As of January 31, 2011

		Long Term Care dministrators
Cash Balance as of June 30, 2010	\$	(98,946)
YTD FY11 Revenue		33,940
Less: YTD FY11 Direct and In-Direct Expenditures	<u></u>	310,357
Cash Balance as of January 31, 2011	\$	(375,363)

July 1, 201	0 through January 3	1, 2011		
		114- Long-Term	Care Administrat	
	Jul '10 - Jan 11	Budget	\$ Over Budget	% of Budget
Revenue				
2400 · Fee Revenue				
2401 · Application Fee	28,075.00	46,450.00	-18,375.00	60.44%
2402 · Examination Fee	0.00			
2406 · License & Renewal Fee	3,935.00	309,000.00	-305,065.00	1.27%
2407 · Dup. License Certificate Fee	170.00	75.00	95.00	226.67%
2408 · Board Endorsement - In	0.00			
2409 - Board Endorsement - Out	700.00	750.00	-50.00	93.33%
2421 · Monetary Penalty & Late Fees	840.00	955.00	-115.00	87.96%
2430 · Board Changes Fee	0.00			
2432 · Misc. Fee (Bad Check Fee)	35.00			
Total 2400 · Fee Revenue	33,755.00	357,230.00	-323,475.00	9.45%
3000 - Sales of Prop. & Commodities				
3002 · Overpayments	0.00			
3007 - Sales of Goods/Syces to State	0.00			·
3020 · Misc. Sales-Dishonored Payments	185.00			
Total 3000 ⋅ Sales of Prop. & Commodities	185.00			
9000 · Other Revenue				
9060 · Inspection Fees	0.00			
9084 · Refund- Prior Yr Disb	0.00			
Total 9000 · Other Revenue	0.00			
Total Revenue	33,940.00	357,230.00	-323,290.00	9.5%
Expenditures				
1100 · Personal Services				
1110 · Employee Benefits				
1111 · Employer Retirement Contrib.	3,093.68	4,482.00	-1,388.32	69.03%
1112 · Fed Old-Age Ins- Sal St Emp	3,696.66	5,368.00	-1,671.34	68.87%
1113 · Fed Old-Age Ins- Wage Earners	255.71	690.00	-434.29	37.06%
1114 · Group Insurance	443.10	695.00	-251.90	63.76%
1115 · Medical/Hospitalization Ins.	3,254.00	7,215.00	-3,961.00	45.1%
1116 · Retiree Medical/Hospitalizatn	467.29	675.00	-207.71	69.23%
1117 · Long term Disability Ins	316.57	450.00	-133.43	70.35%
Total 1110 · Employee Benefits	11,527.01	19,575.00	-8,047.99	58.89%
1120 · Salaries				
1123 · Salaries, Classified	47,161.90	68,113.00	-20,951.10	69.24%
1125 Salaries, Overtime	0.00			
Total 1120 · Salaries	47,161.90	68,113.00	-20,951.10	69.24%
1130 Special Payments				
1131 - Bonuses and Incentives	2,324.50	2,044.00	280.50	113.72%
1138 · Deferred Compostn Match Pmts	226.50	384.00	-157.50	58.98%
Total 1130 · Special Payments	2,551.00	2,428.00	123.00	105.07%

1140 · Wages

# Virginia Dept. of Health Professions Reveue and Expenditures Summary

July 1, 2010 through January 31, 2011

		114- Long-Term	Care Administrat	
	Jul '10 - Jan 11	Budget	\$ Over Budget	% of Budget
1141 · Wages, General	3,342.49	9,011.00	-5,668.51	37.09%
1143 · Wages, Overtime	0.00			
Total 1140 · Wages	3,342.49	9,011.00	-5,668.51	37.09%
1150 · Disability Benefits				
1153 · Short-trm Disability Benefits	0.00			
Total 1150 · Disability Benefits	0.00			
1160 · Terminatn Personal Svce Costs				
1162 · Salaries, Annual Leave Balanc	0.00			
1165 · Employee Retirement Contributio	2,987.21	3,406.00	-418.79	87.7%
Total 1160 - Terminatn Personal Svce Costs	2,987.21	3,406.00	-418.79	87.7%
Total 1100 · Personal Services	67,569.61	102,533.00	-34,963.39	65.9%
1200 - Contractual Services				
1210 · Communication Services				
1211 · Express Services	76.1 <b>2</b>	25.00	51.12	304.48%
1212 · Outbound Freight Services	2.65	10.00	-7.35	26.5%
1213 · Messenger Services	0.00			
1214 · Postal Services	691.85	2,100.00	-1,408.15	32.95%
1215 · Printing Services	3.50	500.00	-496.50	0.7%
1216 · Telecommunications Svcs (DIT)	417.34	115.00	302.34	362.9%
1217 · Telecomm. Svcs (Non-State)	0.00			
1219 · Inbound Freight Services	0.00			
Total 1210 · Communication Services	1,191.46	2,750.00	-1,558.54	43.33%
1220 · Employee Development Services				
, 1221 · Organization Memberships	1,200.00	1,200.00	0.00	100.0%
1222 Publication Subscriptions	0.00			
1224 Emp Trning Courses, Wkshp & Cnf	0.00			
1225 · Employee Tuition Reimbursement	0.00			
1227 · Emp Trning- Trns, Ldgng & Meals	0.00			
Total 1220 · Employee Development Services	1,200.00	1,200.00	0.00	100.0%
1230 - Health Services				
1236 · X-ray and Laboratory Services	31.24			
Total 1230 · Health Services	31.24			
1240 · Mgmnt and Informational Svcs				
1242 · Fiscal Services	46.06	5,498.00	-5,451.94	0.84%
1243 - Attorney Services	0.00			
1244 · Management Services	3.45			
1246 · Public Infrmtnl & Relation Svcs	0.00			
1247 · Legal Services	0.00			
1248 · Media Services	0.00			
1249 · Recruitment Services	0.00			
Total 1240 · Mgmnt and Informational Svcs	49.51	5,498.00	-5,448.49	0.9%

			Care Administrat	A
	Jul '10 - Jan 11	Budget	\$ Over Budget	% of Budget
1250 · Repair and Maintenance Svcs				
1252 · Electrical Rep & Maintenance	0.00			
1253 · Equip Repair & Maintenance	12.91			
1254 · Extermination/Vector Control	0.00			
1256 · Mechanical Rep & Maint Svcs	1.84			
Total 1250 · Repair and Maintenance Svcs	14.75			
1260 · Support Services				
1261 · Architectural and Engnering Svc	0.00			
1263 · Clerical Services	0.00	0.00	0.00	0.0%
1264 · Food & Dietary Services	247.15	600.00	-352.85	41.19%
1266 · Manual Labor Services	2,474.04	150.00	2,324.04	1,649.36%
1267 · Production Services	11,926.70	500.00	11,426.70	2,385.34%
1268 · Skilled Services	1,950.00	2,741.00	-791.00	71.14%
Total 1260 · Support Services	16,597.89	3,991.00	12,606.89	415.88%
1280 · Transportation Services				
1282 · Travel, Personal Vehicle	736.99	4,680.00	-3,943.01	15.75%
1283 · Travel, Public Carriers	0.00			
1284 · Travel, State Vehicles	0.00			
1285 · Travel, Subsistence & Lodging	98.31	800.00	-701.69	12.29%
1288 · Trvl, Meal Reimb- Not Rprtble	70.50	400.00	-329.50	17.63%
Total 1280 · Transportation Services	905.80	5,880.00	-4,974.20	15.41%
Total 1200 · Contractual Services	19,990.65	19,319.00	671.65	103.48%
1300 - Supplies And Materials				
1310 · Administrative Supplies				
1312 · Office Supplies	254.47	400.00	-145.53	63.62%
1313 · Stationery and Forms	0.00	100.00	-100.00	0.0%
Total 1310 · Administrative Supplies	254.47	500.00	-245.53	50.89%
1330 · Manufctrng and Merch Supplies				
1335 · Packaging and Shipping Suppl	0.00			
Total 1330 · Manufctrng and Merch Supplies	0.00			
1340 · Medical and Laboratory Supp.				
1342 · Medical and Dental Supplies	1.55			
Total 1340 · Medical and Laboratory Supp.	1.55			
1360 - Residential Supplies				
1362 · Food and Dietary Supplies	2.65			
1363 Food Service Supplies	0.00	25.00	-25.00	0.0%
Total 1360 · Residential Supplies	2.65	25.00	-22.35	10.6%
1370 · Specific Use Supplies				

37.90

37.90

1373 · Computer Operating Supplies

Total 1370 · Specific Use Supplies

		114- Long-Term	Care Administrat	
·	Jul '10 - Jan 11	Budget	\$ Over Budget	% of Budget
Total 1300 · Supplies And Materials	296.57	525.00	-228.43	56.49%
1400 · Transfer Payments				
Incentives	0.00		*	
1410 · Awards, Contrib., and Claims		•		
1413 · Premiums	0.00	200.00	-200.00	0.0%
1415 · Unemployment Compnsatn Reimb	0.00	100.00	-100.00	0.0%
Total 1410 · Awards, Contrib., and Claims	0.00	300.00	-300.00	0.0%
Total 1400 · Transfer Payments	0.00	300.00	-300.00	0.0%
1500 · Continuous Charges				
1510 · Insurance-Fixed Assets				
1516 · Property Insurance	16.08		440.00	0.00/
1510 · Insurance-Fixed Assets - Other	0.00	110.00	-110.00	0.0%
Total 1510 · Insurance-Fixed Assets	16.08	110.00	-93.92	14.62%
1530 · Operating Lease Payments			222.22	0.00/
1534 · Equipment Rentals	0.00	600.00	-600.00	0.0%
1535 · Building Rentals	0.00	r 770 00	2 200 40	58.63%
1539 ⋅ Building Rentals - Non State	3,384.81	5,773.00	-2,388.19	
Total 1530 · Operating Lease Payments	3,384.81	6,373.00	-2,988.19	53.11%
1540 · Service Charges				
1541 · Agency Service Charges	417.86			
Total 1540 · Service Charges	417.86			
1550 · Insurance-Operations				
1551 · General Liability Insurance	57.71			
1554 · Surety Bonds	3.41			
Total 1550 · Insurance-Operations	61.12			
Total 1500 · Continuous Charges	3,879.87	6,483.00	-2,603.13	59.85%
2200 - Equipment Expenditures				
Electronic & Photo Equip Impr	0.49			
2220 · Educational & Cultural Equip				
2224 · Reference Equipment	0.00			
Total 2220 · Educational & Cultural Equip	0.00			
2230 · Electrnc & Photographic Equip			•	
2233 · Voice & Data Transmissn Equip	0.00			
Total 2230 · Electrnc & Photographic Equip	0.00			
2260 · Office Equipment		•		
2261 · Office Appurtenances	0.00			
2262 Office Furniture	0.77	50.00	-49.23	1.54%
2263 - Office Incidentals	. 0.00			

114- Long-Teri	m Care Administrat
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	Jul '10 - Jan 11	Budget	\$ Over Budget	% of Budget
2264 - Office Machines	0.00	55.00	-55.00	0.0%
2268 · Office Equipment Improvements	0.00			
Total 2260 · Office Equipment	0.77	105.00	-104.23	0.73%
Total 2200 · Equipment Expenditures	1.26	105.00	-103.74	1.2%
Total Direct Expenditures	91,737.96	129,265.00	-37,527.04	70.97%
9001 · Allocated Expenditures				
9201 · Behavioral Science Exec	0.00			
9202 · Opt\VM\ASLP Exec Dir	0.00			
9204 · Nursing / Nurse Aid	0.00	•		
9206 · Funeral\LTCA\PT	39,840.42	68,221.21	-28,380.79	58.4%
9301 - DP Operations & Equipment	39,340.87	118,641.12	-79,300.25	33.16%
9302 · Human Resources	7,074.43	10,655.88	-3,581.45	66.39%
9303 · Finance	13,085.18	20,506.08	-7,420.90	63.81%
9304 · Director's Office	6,006.61	10,806.96	-4,800.35	55.58%
9305 - Enforcement	72,318.17	94,940.64	-22,622.47	76.17%
9306 · Administrative Proceedings	24,901.95	14,214.24	10,687.71	175.19%
9307 · Impaired Practitioners	96.16	38.04	58.12	252.79%
9308 · Attorney General	5,229.27	4,301.88	927.39	121.56%
9309 · Board of Health Professions	4,338.16	8,243.16	-3,905.00	52.63%
9310 · SRTA	0.00			
9311 ⋅ Moving Costs	0.00	653.40	<del>-</del> 653.40	0.0%
9313 · Emp. Recognition Program	0.00	420.36	-420.36	0.0%
9314 - Conference Center	135.09	416.28	-281.19	32.45%
9315 Pgm Devipmnt & Implmentn	2,194.78	4,626.60	-2,431.82	47.44%
987900 · Cash Trsfr Out- Appr Act Pt. 3	4,057.46	1,401.12	2,656.34	289.59%
Total 9001 · Allocated Expenditures	218,618.55	358,086.97	-139,468.42	61.05%
Total Direct and Allocated Expenditures	310,356.51	487,351.97	-176,995.46	63.68%
Net Cash Surplus\Shortfall	-276,416.51	-130,121.97	-146,294.54	212.43%

	Virginia [	Virginia Dept. of Health Professions	alth Profes	sions				
	Kevenue and Expenditures Summary July 1, 2010 through January 31, 2011	and Expenditures Sum 1, 2010 through January 31, 2011	January 31,	ummary 2011				
114	Jul 10	Aug 10	Sep 10	Oct 10	Nov 10	Dec 10	Jan 11	TOTAL
1140 - Wages 1141 - Wages, General Total 1140 - Wages	0.00	0.00	633.60	816.75 816.75	554.40	706.61	631.13	3,342.49
1160 · Terminatn Personal Svce Costs 1165 · Employee Retirement Contributio Total 1160 · Terminatn Personal Svce Costs	1,075.62	297.66	297.66 297.66	310.22	322.78 322.78	360.49	322.78 322.78	2,987.21
Total 1100 · Personal Services	12,152.33	7,705.88	8,391.43	9,709.69	11,424.56	9,180.90	9,004.82	67,569.61
1200 · Contractual Services 1210 · Communication Services 1211 · Express Services 1212 · Outbound Freight Services 1214 · Postal Services 1215 · Printing Services 1216 · Telecommunications Svcs (DIT) Total 1210 · Communication Services	0.00 0.00 0.00 3.50 56.87	14.01 2.65 277.87 0.00 59.01	0.00 0.00 71.36 0.00 68.41	0.00 0.00 26.14 0.00 66.73	62.11 0.00 173.50 0.00 51.55	0.00 0.00 90.42 0.00 0.00	0.00 0.00 52.56 0.00 114.77	76.12 2.65 691.85 3.50 417.34
1220 · Employee Development Services 1221 · Organization Memberships Total 1220 · Employee Development Services	0.00	0.00	0.00	0.00	0.00	0.00	1,200.00	1,200.00
1230 · Health Services 1236 · X-ray and Laboratory Services Total 1230 · Health Services	31.24	0.00	0.00	0.00	0.00	0.00	0.00	31.24
1240 · Mgmnt and Informational Svcs 1242 · Fiscal Services 1244 · Management Services Total 1240 · Mgmnt and Informational Svcs	2.09	6.66 0.00 6.66	10.13 0.00 10.13	0.00	11.54 0.00 11.54	10.55 3.45 14.00	5.09	46.06 3.45 49.51
1250 · Repair and Maintenance Svcs 1253 · Equip Repair & Maintenance 1256 · Mechanical Rep & Maint Svcs	0.00	6.98	0.00	0.00	5.93	0.00	0.00	12.91 1.84

Page 3 of 5

TOTAL 14.75	247.15 2,474.04 11,926.70 1,950.00 16,597.89	736.99 98.31 70.50 905.80	19,990.65	254.47	1.55	2.65	37.90	296.57
Jan 11 1.84	194.96 244.63 1,067.85 375.00 1,882.44	00.0	3,256.70	57.88 57.88	00.00	00.0	35.84	93.72
Dec 10 0.00	0.00 712.32 4,287.71 225.00 5,225.03	364.00 98.31 70.50 532.81	5,862.26	00:00	0.00	0.00	0.00	0.00
Nov 10 5.93	0.00 99.15 416.88 225.00 741.03	120.00 0.00 0.00 120.00	1,165.66	40.46	0.00	0.00	0.00	40.46
Oct 10	0.00 21.67 74.48 225.00 321.15	0.00	414.02	35.62	00.00	2.65	0.00	38.27
Sep 10 0.00	52.19 81.66 599.50 225.00 958.35	132.99 0.00 0.00 132.99	1,241.24	67.07	0.00	0.00	2.06	69.13
Aug 10 6.98	0.00 1,059.36 4,768.47 225.00 6,052.83	00.00	6,420.01	20.91	0.00	0.00	0.00	20.91
Jul 10 0.00	0.00 255.25 711.81 450.00 1,417.06	120.00 0.00 0.00 120.00	1,630.76	32.53	1.55	0.00	0.00	34.08
114 Total 1250 · Repair and Maintenance Svcs	1260 · Support Services 1264 · Food & Dietary Services 1266 · Manual Labor Services 1267 · Production Services 1268 · Skilled Services Total 1260 · Support Services	1280 · Transportation Services 1282 · Travel, Personal Vehicle 1285 · Travel, Subsistence & Lodging 1288 · Trvl, Meal Reimb- Not Rprtble Total 1280 · Transportation Services	Total 1200 · Contractual Services	1300 · Supplies And Materials 1310 · Administrative Supplies 1312 · Office Supplies Total 1310 · Administrative Supplies	1340 · Medical and Laboratory Supp. 1342 · Medical and Dental Supplies Total 1340 · Medical and Laboratory Supp.	1360 · Residential Supplies 1362 · Food and Dietary Supplies Total 1360 · Residential Supplies	1370 · Specific Use Supplies 1373 · Computer Operating Supplies Total 1370 · Specific Use Supplies	Total 1300 · Supplies And Materials

Virginia Dept. of Health Professions	Revenue and Expenditures Summary	July 1, 2010 through January 31, 2011
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10 Dec 10 Jan 11 TOTAL	0.00     0.00     0.00     16.08       0.00     0.00     16.08	472.97     472.97     472.97     473.82     3,384.81       472.97     472.97     473.82     3,384.81	0.00     0.00     417.86       0.00     0.00     417.86	0.00     0.00     0.00     57.71       0.00     0.00     0.00     3.41       0.00     0.00     61.12	472.97 472.97 473.82 3,879.87	0.00     0.00     0.49     0.49       0.00     0.00     0.00     0.77       0.00     0.00     0.00     0.77		13,103.65         15,516.13         12,829.55         91,737.96           7,945.60         6,224.87         6,392.42         39,840.42           5,781.95         3,192.19         7,364.79         39,340.87           1,009.95         806.53         948.87         7,074.43           1,983.57         1,621.88         1,652.22         13,085.18
Oct 10 Nov 10	0.00	472.97 47 472.97 47	0.00	0.00	472.97 4;	0.00	0.00	10,634.95 13,10 5,793.84 7,9 6,281.18 5,70 874.25 1,00 2,083.18 1,90
Sep 10	0.00	550.31	0.00	0.00	3 550.31	0000	0.00	10,252.11 4,006.76 6,179.59 802.65 1,792.77
Aug 10	00.00	35 476.92 35 476.92	30 417.86 30 417.86	71 0.00 41 0.00 12 0.00	05 894.78	00.0 0.00	77 0.00	99 15,041.58 09 3,798.84 03 6,926.14 62 839.56 45 1,622.11
114 Jul 10	1500 · Continuous Charges 1510 · Insurance-Fixed Assets 1516 · Property Insurance Total 1510 · Insurance-Fixed Assets	1530 · Operating Lease Payments 1539 · Building Rentals - Non State Total 1530 · Operating Lease Payments 464.85	1540 · Service Charges 1541 · Agency Service Charges Total 1540 · Service Charges	1550 · Insurance-Operations 1551 · General Liability Insurance 1554 · Surety Bonds Total 1550 · Insurance-Operations 61.12	Total 1500 · Continuous Charges	2200 · Equipment Expenditures Electronic & Photo Equip Impr 2260 · Office Equipment 2262 · Office Furniture Total 2260 · Office Equipment	Total 2200 · Equipment Expenditures	Total Direct Expenditures 9001 - Allocated Expenditures 9206 - Funerall. TCAIPT 9301 · DP Operations & Equipment 9302 · Human Resources 9303 · Finance 9304 · Director's Office

Virginia Dept. of Health Professions Revenue and Expenditures Summary July 1, 2010 through January 31, 2011
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July 1,

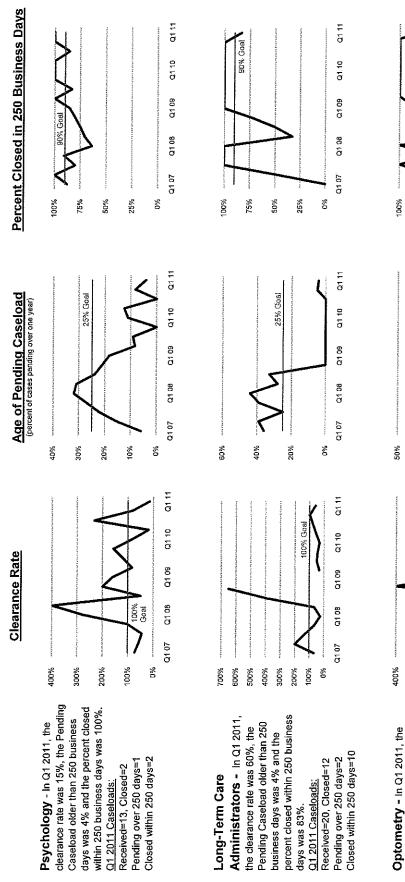
114	Jul 10	
9305 · Enforcement	13,199.26	
9306 · Administrative Proceedings	4,173.30	
9307 · Impaired Practitioners	19.30	
9308 · Attorney General	0.00	
9309 · Board of Health Professions	552.31	
9314 · Conference Center	38.80	
9315 · Pgm Devlpmnt & Implmentn	319.02	
987900 · Cash Trsfr Out- Appr Act Pt. 3	00'0	
Total 9001 · Allocated Expenditures	32,757.34	I
Total Direct and Allocated Expenditures	47,117.33	ı

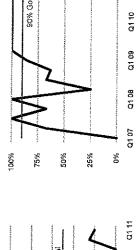
Net Cash Surplus\Shortfall

TOTAL	72.318.17	24,901.95	96,16	5.229.27	4,338,16	135.09	2.194.78	4,057.46	218,618,55	310,356.51	-276,416.51	
Jan 11	6,488.41	327.14	12.68	5,229.27	665.63	25.27	372.35	4,057.46	34,363.68	47,193.23	-44,158.23	
Dec 10	7,904.55	2,671.85	12.23	00'0	468.76	0.00	278.60	00:00	23,960.74	39,476.87	-37,091.87	
Nov 10	11,931.25	3,206.36	16.22	00'0	635.53	11.48	324.79	00.00	33,974.00	47,077.65	-41,567.65	
Oct 10	11,930.80	8,101.37	11.93	00.00	643.84	11.35	302.31	00.00	36,864.20	47,499.15	-41,834.15	
Sep 10	11,450.38	59.95	11.66	00'0	829.78	23.77	309.68	0.00	26,718.80	36,970.91	-29,075.91	
Aug 10	9,413.52	5,821.98	12.14	0.00	542.31	24.42	288.03	0.00	29,979.79	45,021.37	-40,016.37	
Jul 10	13,199.26	4,173.30	19.30	0.00	552.31	38.80	319.02	0.00	32,757.34	47,117.33	42,672.33	

Discipline Statistics	3/2010	3/2011
Investigations	38	16
Probable Cause	6	14
APD	2	1
Informal	2	1
Formal	1	1
OAG	1	0
Total	50	33

# Virginia Department of Health Professions - Patient Care Disciplinary Case Processing Times, by Board





40% 30% 20%

300%

clearance rate was 60%, the Pending

Caseload older than 250 business

days was 10% and the percent

200%

closed within 250 business days was

<u>6</u>

Note: Vertical scales on line charts change, both across boards and measures, in order to accommodate varying degrees of data fluctuation.

Q1 10

Q109

Q1 08

Q1 07

11

Q1 10

Q1 09

Q1 08

Q1 07

%0

Pending over 250 days=1 Closed within 250 days=2

Received=5, Closed=3

Q1 2011 Caseloads:

%0

# Virginia Department of Health Professions Patient Care Disciplinary Case Processing Times: Quarterly Performance Measurement, Q1 2007 - Q1 2011

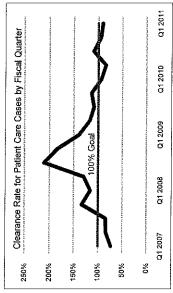
To ensure safe and competent patient care by licensing health professionals, enforcing standards of practice, and providing information to health care practitioners and the public. **DHP Mission Statement** 

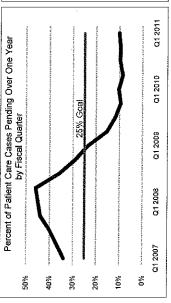
received during the previous 4 quarters. In addition, readers should be aware that vertical scales on the line charts change, both across boards and measures, in order to accommodate varying in order to uphold its mission relating to discipline, DHP continually assesses and reports on performance. Extensive trend information is provided on the DHP website, in biennial reports, and most recently, on Virginia Performs through Key Performance Measures (KPMs). KPMs offer a concise, balanced, and data-based way to measure disciplinary case processing. These three Disposition uphold the objectives of the DHP mission statement. The following pages show the KPMs by board, listed in order by caseload volume; volume is defined as the number of cases measures, taken together, enable staff to identify and focus on areas of greatest importance in managing the disciplinary caseload; Clearance Rate, Age of Pending Caseload and Time to degrees of data fluctuation.

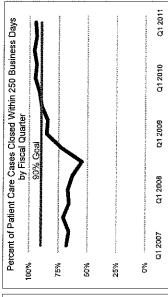
Clearance Rate - the number of closed cases as a percentage of the number of received cases. A 100% clearance rate means that the agency is closing the same number of cases as it receives each quarter. DHP's goal was to achieve a 100% clearance rate of allegations of misconduct by the end of FY 2009 and maintain 100% through the end of FY 2009 and quarter's clearance rate is 91%, with 992 patient care cases received and 901 closed.

Age of Pending Caseload - the percent of open patient care cases over 250 business days old. This measure tracks the backlog of patient care cases older than 250 business days to aid management in providing specific closure targets. The goal is to reduce the percentage of open patient care cases older than 250 business days to no more than 25% by the end of FY 2010. The percent of cases pending over 250 business days has dropped dramatically over the last two years, falling from 45% to 10%. For the last quarter shown, there were 1,807 patient care cases pending, with 182 pending over 250 business days.

Time to Disposition - the percent of patient care cases closed within 250 business days for cases received within the preceding eight quarters. This moving eight-quarter window approach captures the vast majority of cases closed in a given quarter and effectively removes any undue influence of the oldest cases on the measure. The goal is to resolve 90% of cases related to patient care within 250 business days by the end of FY 2010. The percent of cases resolved within 250 business days was 95% during the past quarter, exceeding the 90% goal for seven consecutive quarters. During the last quarter, there were 897 patient care cases closed, with 852 closed within 250 business days.







### **PROBABLE CAUSE WORKSHEET**

### **VIRGINIA BOARDS OF**

FUNERAL DIRECTORS & EMBALMERS, LONG-TERM CARE ADMINISTRATORS, & PHYSICAL THERAPY
FAX: 804-527-4413 PHONE: 804-367-4699 EMAIL: kathy.truesdale@dhp.virginia.gov

		PLEASE RESPOND BY: _						
DATE: January 5, 2011			DATE REC'D @ BOARD:					
TO:			FROM:	Lisa R. Hahn, Ex	cecutive Director			
RE:		IN\	ESTIGATIVE HO	URS:	COMP CASE			
LICENSE	#:	CASE #:	C	ASE CATEGORY:				
	ARY REVIEW BY:			DATE:				
ED/DEPUT	Y REVIEW BY:			DATE:				
PRELIMINA RECOMME								
PRIORITY:		PREVIOUS CASE HISTORY (Case	#, Date, Status/Outco	ome):				
□ A	□ c	•						
□В	□ D							
KEY OUES	TIONS FOR BO	ARD MEMBERS TO ANSWER						
		report contain all the documentation refe						
2. Is	all the relevant doc	umentation provided?						
3. Ar	e all documents and	d evidence legible and complete?						
4. W	ere all the key witne	esses interviewed and asked all relevant qu	estions?					
DOES THE	EVIDENCE SUI	BSTANTIATE THE ALLEGATION(S)	REFERENCED IN T	HE INVESTIGATION	I REPORT?			
* If yes, plea	ase cite the statute	and/or regulations that appear to be violat	ed					
ARE THER	E ANY ADDITIO	ONAL ALLEGATIONS NOT MENTIO	NED BY THE SOUR	CE?				
* If so, pleas	se list each concern	and the statute and/or regulations that ap	pear to be violated.					

### RECOMMENDED ACTION \*\*Please ensure that you have answered all questions on the previous page. П ☐ Insufficient evidence to support a finding of a violation **No Action** □ Undetermined □ No Violation You have concluded there is insufficient evidence to support a finding of a violation, but after review of the П **Advisory Letter** investigative report you still have concerns about the respondent's practice and you would like to advise the does not constitute respondent to examine an aspect of his practice. The source does not get a copy of this letter. disciplinary action; it is a confidential List your areas of concerns and what to address in the letter: communication A CCA is a written agreement between the Board and the respondent that recognizes that the responden Confidential $\Box$ engaged in a minor and unintentional misconduct, with little or no injury and there is little likelihood of repetition Consent Please review the Board's Guidance Document on CCAs. Agreement List your areas of concerns and what to address in the CCA: (CCA) is not a disciplinary action; it is a confidential communication In lieu of a proceeding, you may offer a consent order; this is an agreement between the Board and the **Pre-Hearing** respondent to settle the case w/o a proceeding. Typically the respondent admits to the facts or the evidence and Consent issues are clear. The Consent Order can ask the respondent to consent to any of the following disciplinar Agreement actions: ☐ **Reprimand\*** (a warning that can be issued w/terms) ☐ **Terms & Conditions\*** (ex: CE-list how much, amount of Monetary Penalty, etc.) ☐ **Probation\*** (ex: CE,-amount of Monetary Penalty, self/quarterly reports, unannounced inspections, etc) □ Voluntary Surrender license ☐ Indefinite Suspension ☐ Suspension\* \* STATE TERMS IN REVIEWER'S COMMENTS SECTION \* Please use/review the SRP worksheet when determining sanctions The Committee may wish to see the respondent if he is not cooperative with the investigation or has not been **Informal** П interviewed by the investigator or it is in the best interest of the public for public safety and welfare that the Conference (IFC) respondent be seen. **REVIEWER'S COMMENTS / ADDITIONAL INFORMATION NEEDED**

Reviewer's Signature Date

### Long Term Care Administrators

License Count Report	3/2010	3/2011
NHA Administrator in Training	65	70
ALF Administrator in Training	56	80
Nursing Home Administrator	786	837
Assisted Living Facility Administrator	588	595
Nursing Home Preceptor	225	231
Assisted Living Facility Preceptor	127	163
Total	1,847	1,976