

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

**FLORIDA | Board of Nursing Home Administrators**

**MINUTES**  
May 20, 2020

Florida Department of Health  
4042 Bald Cypress Way  
Tallahassee, Florida 32399



Henry Gerrity III, NHA, *Chair*  
Scott Lipman, MHSA, *Vice-Chair*  
Anthony Spivey, DBA, *Executive Director*

37  
38  
39  
40  
41

42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52  
53  
54  
55  
56  
57  
58  
59  
60  
61  
62  
63  
64  
65  
66  
67  
68  
69  
70  
71  
72  
73  
74  
75  
76  
77  
78  
79  
80  
81  
82  
83  
84  
85  
86  
87

The Florida Board of Nursing Home Administrators held a meeting on Friday, May 20, 2020, commencing at 10:30 a.m., or shortly thereafter. This meeting was held at the Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida at, <https://global.gotomeeting.com/join/404362005>, to which all persons are invited to attend. Participants in this public meeting were made aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board’s website. This meeting is being held via GoToMeeting; you may sign in approximately 30 minutes prior to meeting start time. Please mute your phone upon entering the meeting site to remove background noises, you will be recognized by the Chair when it is your turn to speak. Thank you in advance for following these instructions to ensure a smooth meeting process.

AGENDA

Meeting was called to order at 10:31

**I. CALL TO ORDER (Roll Call):**

Meeting was called to order at 10:31 by Dr. Anthony Spivey

Roll was called by Carla Raby

**BOARD MEMBERS PRESENT**

- Henry Gerrity, III, NHA Chair
- Scott Lipman, MHSA, Vice-Chair
- Christine Hankerson, MSN, MS/P, Ph.D., RN
- Michael Helmer, BA

**ABSENT**

Chantelle Kocik, MBA, NHA

Dr. Spivey explained to the Board Members that Chantelle Kocik had submitted her resignation yesterday. Ms. Kocik will no longer serve as a member of the Nursing Home Administrators board.

**BOARD STAFF PRESENT:**

- Dr. Anthony Spivey, DBA, Executive Director
- Carla Raby, Regulatory Supervisor

**BOARD COUNSEL PRESENT:**

- Rachelle Munson, Assistant Attorney General
- Office of the Attorney General

**COURT REPORTER:**

88  
89  
90  
91  
92  
93  
94  
95  
96  
97  
98  
99  
100  
101  
102  
103  
104  
105  
106  
107  
108  
109  
110  
111  
112  
113  
114  
115  
116  
117  
118  
119  
120  
121  
122  
123  
124  
125  
126  
127  
128  
129  
130  
131

For the Record  
(850) 222-5491

Meeting was turned over to Henry Gerrity

**II. PETITION FOR VARIANCE/WAIVER:**

- i. Michael D. Jerigan Present  
Mr. Jerigan is requesting three hours of continuing education, CE, for attending the board meeting held on April 10.

Mr. Jerigan addressed the Board to request 3 hours continuing education for attending the April 10 Board meeting as it is difficult to attend live meetings due to COVID-19 currently. He has all but 2 hours of his CE requirements.

**Motion:** Mrs. Hankerson motioned to approve the variance for attendance at the April 10 meeting.

**Discussion:** Mr. Gerrity asked Ms. Munson, Board Counsel, if the rule that would be addressed later would affect this petition. Ms. Munson told the board that these were two separate considerations and this petition would need to be addressed separately. Ms. Munson explained to the board that the meeting held on April 10 could not be held live due to COVID-19 therefore the board can decide to approve or deny the petition for CE credit.

**Motion:** Mr. Gerrity seconds the motion.

**Vote:** 4 y / 0 n Motion carries

**III. BOARD COUNSEL REPORT**

- i. **Emergency Rule**

Ms. Munson presented the Emergency Rule and the need for receiving CE's when live courses are minimal considering the COVID-19 situation. This rule would allow licensees to receive continuing education credits during COVID-19 when in-person availability for CE's are minimal. Language can be seen in 64B10-15.001(2)(a).

**Motion:** Approve language for the renewal period ending September 30, 2020. Requirements reference list of section requiring longer Attendances Wave, for each licensee, with the current active licensees, to complete the Continuing Education requiring live personal attendance was made by Henry Gerrity. Second by Christine Hankerson.

**Vote:** 4 y / 0 n Motion carries.

- ii. **Application for Endorsement**

64B10-11.001

132 Ms. Munson presented the Endorsement and Temporary applications for board  
133 review. Referenced language changes and form changes.

134 **iii. Application for Temporary License**

135 64B10-11.013

136  
137 **Motion:** Approve the changes that were made for applications for Endorsement  
138 and Temporary license was made by Ms. Hankerson. Second by Mike Helmer.

139 **Vote:** 4 y / 0 n Motion carries.

140 **IV. NEW BUSINESS**

141 **i. Appointment of New Probable Cause Member**

142 With the resignation of Ms. Kocik Dr. Spivey needs to have a Board Member  
143 appointed for the June 4 PCP meeting. Mr. Lipman has volunteered. Ms.  
144 Raby will send all information to Mr. Lipman.

145  
146 Mr. Lipman asked for the time frame for the Emergency Rule to take place.  
147 Ms. Munson said it should take about a week. She will let board staff know as  
148 soon as it is approved so they can inform the board.

149 Mr. Randy Keene asked the board if the Emergency Rule would also include  
150 Delinquent/Active licensees that are trying to renew their licenses.

151  
152 Discussion: Mr. Gerrity raised some concern for the delinquent/active  
153 licensees. He believes the rule should include these licensees. Ms. Munson  
154 said the board could withdraw the vote and make a new vote. Ms. Hankerson  
155 believes the rule was already voted on and she stands by her vote. Ms.  
156 Munson asked Mr. Gerrity how this discussion Ms. Munson asked board staff,  
157 Carla Raby, what the license status was for an active license. It is worded in  
158 the rule as CURRENT/ACTIVE. Ms. Raby said it should be CLEAR/ACTIVE. The  
159 rule will need to be opened to make this change.

160  
161 **Motion:** Language should read CLEAR/ACTIVE as Mr. Raby has indicated and  
162 make only that correction to the Emergency Rule was made by Ms.  
163 Hankerson.

164  
165 **Discussion:** Mr. Gerrity still has concerns for the DELIQUENT/ACTIVE statuses.  
166 Ms. Hankerson stated that there was no COVID in 2018 or 2019. Mr. Lip  
167 agrees with Ms. Hankerson and Mr. Keene can submit a Petition for  
168 VARIANCE/WAIVER board review.

169  
170 **Second:** Mr. Gerrity seconded the motion.

171 **Vote:** 4 y / 0 n Motion carries.

172  
173 Ms. Munson clarified the motion. The license status should read  
174 CLEAR/ACTIVE.  
175

176  
177  
178  
179  
180  
181  
182

**V. ADJORNMENT**

Mr. Gerrity, Board Chair, adjourned the meeting at 11:11 a.m.

DRAFT