

MARYLAND COMMISSION ON KIDNEY DISEASE
Thursday January 26, 2017
4201 Patterson Avenue
Room 110

PUBLIC MEETING MINUTES

The Public Meeting of the Commission on Kidney Disease was held on Thursday, January 26, 2017 at 4201 Patterson Avenue. Chairman, Dr. Bernard Jaar called the meeting to order at 2:05 P.M. Commissioners' Dr. Jeremy Yospin, Dr. Donna Hanes, Dr. Paul Segal, Dr. William Rayfield, Dr. Edward Kraus, Dr. Sumeska Thavarajah, Denise Collins, Henita Schiff, Susan Leon, RN and Barry Hargrove were also present.

Commission staff present: Eva Schwartz, Executive Director and Donna Adcock, RN, Surveyor.

Commission Counsel present: Leslie Schulman, AAG

DHMH staff present: Roslyn Tyson, RN from the Office of Health Care Quality, and Carol Manning, Chief, Kidney Disease Program.

Guests present were:

Cheyenne Redd, MBON

Jill Callan, MBON

Michael Przywara, NxStage

Carol Manning, DHMH

Jessica Quintilian, NKF-MD

Tammy Coyle, FMC

Brandon Wright, DHMH

Janice Wise, FMC

Andrene Townsend, Holy Cross

Jaray Richardson, MBON

Kim Phillips-McNair, FMC

Ray Harris, Consumer

Pam Earll, Davita

Rachel Boro-Hernandez, FMC

Tyra Wilson, FMC

Steve Belcher, Advanced Dialysis

Sharon Bloom, DHMH

Chris Simon, IDF

**I. REVIEW AND APPROVAL OF THE MINUTES OF THE PUBLIC SESSION OF
October 27, 2016**

Henita Schiff motioned to approve the Public Minutes from the October 27, 2016 session. Dr. Krauss seconded the motion and the Commission voted unanimously to approve the Minutes of the October 27, 2016 Public Session.

**II. REVIEW AND APPROVAL OF THE MINUTES OF THE CLOSED SESSION OF October 27,
2016**

Dr. Kraus motioned to approve the Minutes of the Executive Session. Dr. Segal seconded the motion and the Commission voted unanimously to approve the Minutes of the October 27, 2016 Executive Session.

III. CHAIRMAN'S REPORT

Dr. Jaar reported on the CMS Quality Incentive Program's Standardized Readmission Ratio ("SSR") for ESRD patients. He suggested that dialysis facilities could reduce patient hospital readmissions by implementing the following quality improvement practices: reassessing dry weights when patients are discharged from the hospital; conducting medication reconciliation; treating infections and preventing breaks in antibiotic therapy; and addressing patient nutritional status/needs.

Dr. Kraus also commented on the high hospital readmission rates from kidney transplant patients. He stressed that communication may be a key factor in preventing readmissions.

Discussion ensued. The Commissioners agreed that the lack of communication between hospitals and outpatient dialysis facilities is a leading cause to readmissions.

IV. EXECUTIVE DIRECTOR'S REPORT

Mrs. Schwartz thanked everyone for attending the meeting. She reported that she and Mrs. Adcock were recently invited to attend an inservice for a group of clinic managers. The group received information regarding the Commission, survey process, citations, and how the

Commission and the facilities could work together to improve patient care and outcomes. Ms. Schwartz invited other entities to contact her regarding this type of educational inservice.

V. OLD BUSINESS

A. Ratify Commission Approval to Add Velphoro and Auryxia to the KDP Formulary

Dr. Hanes motioned to ratify the approval to add Velphoro and Aurixia to the KDP Formulary. Dr. Thavarajah seconded the motion and the Commission voted unanimously to approve the additions.

B. Updates on Beyond Dialysis/Professional Education Event Scheduled for Sunday, May 21, 2017

Dr. Thavarajah and the NKF-MD representative, Ms. Quintilian updated the public on the scheduled Symposium to be held on May 21, 2017. The conference will be a combined educational opportunity for dialysis technicians ("DTs") and patients. The DTs will be able to earn 3 CEUs for attending the morning session. The registration fee for the CEU registration will be \$25. Patients are scheduled for the afternoon session which will include both lunch and a keynote speaker. More information will be disseminated as it becomes available.

VI. NEW BUSINESS

A. Kidney Disease Program - Carol Manning

- **Stats and Budget**

Ms. Manning reviewed the KDP statistics. She reported that the total expenditures were under estimated by approximately \$800,000. Ms. Manning also discussed concerns regarding patients who are assessed KDP premiums. She noted that the transplant centers are requesting that transplant candidates obtain KDP.

Ms. Manning stated that patients who are recertifying for KDP must have active Medicare parts A, B and D. She noted that more and more patients are letting their Medicare coverage drop. KDP patients must apply for and maintain their required Medicare coverage.

Ms. Manning stated that she would be willing to go to dialysis entity meetings to discuss KDP requirements and rules.

B. MBON – Cheyenne Redd, MSN, RN, MBON, Director of Licensure and Certification

- **MBON Regulation Amendment**

Ms. Redd introduced the MBON representatives in attendance. She briefed the Commission on the Board's amended regulations regarding aligning the CNA-DT certifications with the national certification requirements. She noted that the CNA-DT will be required to submit documentation of their national certification when renewing their CNA-DT certification.

- **PCTs Being Assigned Patients Prior to Certification**

Ms. Redd discussed technicians being assigned to care for patients before they receive their 90 day letter. She cautioned that the technician would be considered practicing without a license and any complaints would be investigated by the board.

C. Discussion – Consideration of Amending Regulations Regarding Mixed Skills Staffing

Mrs. Schwartz and Mrs. Adcock discussed, in generalities, facilities that are operating with only one RN on duty. Ms. Adcock reported on her observations of deficient practice at several of the large facilities with only one RN on the treatment floor. Observations included infection control violations, inaccurately drawn heparin, incorrect dialysis machine settings and lack of documentation.

Discussion ensued. The Commissioners concurred that one RN in a larger facility is not enough to ensure safe patient care but believed that the issue warranted additional research. This topic will be tabled until April's meeting.

D. Medical Director Certification Requirement

Dr. Jaar reported that the National Board of Physicians and Surgeons (NBOPS) is offering board certification in Nephrology. Currently most nephrologist are certified by the American Board of Internal Medicine. He noted that at least one provider has stated that they will accept the NBOPS certification. The ESRD CMS regulations on this issue as related to the Medical Director requirements are not clear. Ms. Adcock will contact CMS for clarification.

E. Maryland State Ethics Commission - Financial Disclosure

Dr. Jaar reminded the Commissioners the deadline for filing their 2016 Financial Disclosure Statement is April 30, 2017.

F. Governor's Report

Dr. Kraus motioned to approve 2016 Governor's Report with several edits. Dr. Segal seconded the motion and the Commission voted unanimously to approve the 2016 Governor's Report.

G. Network Update

Mrs. Adcock reviewed the submitted documents and noted that the Mid Atlantic Renal Coalition has changed its name to Quality Insights.

G. New Facilities

Dr. Jaar reported that the following facilities have submitted documentation for Commission certification and have been certified by the Commission.

- FMC Brightseat
- FMC Towson
- FMC Cross Keys
- FMC Nashua Court
- FMC Fleet Street
- FMC Caroline Street
- FMC Broadway
- FMC Merritt Boulevard
- FMC Greenspring Drive
- FMC Franklin Square Home

H. Citation Free Surveys

Dr. Jaar commended the following facilities on achieving citation free surveys:

- Davita Berlin
- IDF Chestnut

I. Categories of Complaints

Dr. Jaar reported that the Commission has received and resolved the following complaints since the last meeting:

- **Verbal**
 - Hospital complaint regarding facility refusal to readmit (insurance issue)
 - Facility complaint regarding patient dangerous behavior
- **Written**
 - Patient complaint regarding care at a facility

J. Commission Approval/Disapproval for KDP Out of State Transplant Reimbursement

Dr. Jaar noted that since the last meeting, the following hospitals have requested and been granted out of state transplant approvals:

Hospital	Granted	Refused
MedStar Georgetown Transplant Center	5	0
George Washington Transplant Center	4	0
Christiana Hospital Transplant Center	1	0

L. Surveys (19)

Citations

Compliance with Federal, State and Local Laws and Regulations	0
Infection Control	7
Water and Dialysate Quality	3
Reuse of Hemodialyzers/Bloodlines	0
Physical Environment	2
Patient Rights	0
Patient Assessment	1
Patient Plans of Care	3
Care at Home	1
Quality Assessment and Performance Improvement	0
Laboratory/Affiliation Guidelines	0
Personnel Qualifications/Staffing	9
Responsibilities of the Medical Director	0
Medical Records	1
Governance	0

For informational purposes, the Commission shared the results of their Survey Findings Deficiency Report for the past quarter. Dr. Jaar reiterated the leading cause for citations remains infection control and personnel qualifications/staffing.

M. Surveys Completed (19)

The following facilities have been surveyed since the last meeting:

Davita Harbor Park	Davita 25 th Street
Davita Cedar Lane	Deer's Head
FMC S. Salisbury	Davita Berlin
IDF Chestnut	NxStage Baltimore West
ARA Adelphi	Holy Cross
Davita Kidney Home	ARA Ellicott Kidney Center
Davita Brandywine	FMC Whitemarsh
Davita Lakeside	Davita Glenarden
FMC Rosedale	Holy Cross Woodmore
ARA Ellicott City	

There being no further public business, upon motion made by Commissioner Segal and seconded by Commissioner Schiff, the Commission unanimously voted to adjourn the Public Session at 3:40 P.M. and move into Closed Session.

