

MARYLAND COMMISSION ON KIDNEY DISEASE
Thursday April 23, 2015
4201 Patterson Avenue
Room 110
PUBLIC SESSION MEETING MINUTES

The Public Meeting of the Commission on Kidney Disease was held on Thursday, April 23, 2015 at 4201 Patterson Avenue. Chairman, Dr. Luis Gimenez called the meeting to order at 2:08 P.M. Commissioners' Dr. Kulwant Modi, Dr. Paul Light, Dr. Bernard Jaar, Dr. William Rayfield, Dr. Edward Kraus, Dr. Matthew Weir, Henita Schiff, James Stankovic, Belinda Lindsay, and Vice Chairman, William Frederick 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, Coordinator and Carol Manning, Chief KDP.

Guests present were:

Sunny Gilroy	Kim Phillips-McNair, Davita
Christine Wright, WMHC	Mary Abel, WMHC
Michael Przywara, NxStage	Towanda Maker, NxStage
Jody Davis, FMC	Jessica Quintilian, NKF
Cindy Song, Davita	Chris Simon, IDF
Heather Weirich, IDF	Joan Guest, Davita
Gloria Pittman, ARA	Susan Leon, Bon Secours
Linda Hunter, DSI	Paula Hollinger, DHMH
Sharon Bloom, DHMH	

**I. REVIEW AND APPROVAL OF THE MINUTES OF THE PUBLIC SESSION OF
January 22, 2015**

Mr. Frederick motioned to approve the Public Minutes from the January 22, 2015 session. Dr. Jaar seconded the motion and the Commission voted unanimously to approve the Minutes of the January 22, 2015 Public Session.

II. CHAIRMAN'S REPORT

Dr. Gimenez welcomed everyone to the meeting. He directed the guests' attention to the the Chairman's report from the Commission's Newsletter which discussed CMS' Star Rating. He urged the community to deliver the best and most cost efficient care to patients.

III. EXECUTIVE DIRECTOR'S REPORT

Mrs. Schwartz welcomed everyone to the meeting and introduced Cindy Song who is a new Regional Director for Davita. She invited the guests to introduce themselves.

Mrs. Schwartz noted that there are several Commissioners with expiring terms. Nominations to replace the members with expiring terms are awaiting the Governor's approval. The Council of Nephrology Social Workers will send their nominations to the appointments office. Mrs. Schwartz also reviewed the statutory requirements related to Commissioner appointments and member composition.

Mrs. Schwartz reported that the Commission's October meeting is in conflict with the Network's annual council meeting. Discussion ensued. The Commission will consider changing its meeting date to October 15 and will post the new date on its website.

Mrs. Schwartz also reported that Van Mitchell is the new Secretary for DHMH.

IV. OLD BUSINESS

- **Adopted Amendments to COMAR 10.30.01 and 10.30.02 – Effective 3/16/15**
Mrs. Schwartz stated that the Commission's amended regulations became effective March 16, 2015. The guests were provided with a copy of the text that appeared in the Maryland Register. Discussion regarding printing the regulations in booklet form ensued. Consensus concluded that the booklets were not necessary as the regulations are available on the Commission's website.

V. NEW BUSINESS

A. Kidney Disease Program - Carol Manning

- **Stats and Budget**
Ms. Manning presented the KDP statistics and budget. She reported that the KDP submitted a \$2.2 million budget amendment which was approved. Mrs. Schwartz noted that Physician and Special Project expenditures seem to have increased. Ms. Manning reported on the types of claims included under Special Projects: outpatient bloodwork, pre-transplant dental work and patient travel. Discussion ensued.

Ms. Manning reported that the KDP is upgrading its electronic claims management system to a better and more secure system. The KDP is attempting to have all claims out of the old system before the change to the new system. She speculated that this may be the reason physician expenditures are higher. Ms. Manning stated that there should be less carry over expenses this year than in previous years.

Ms. Manning reported that the KDP appropriation for Fiscal Year 2016 is approximately \$8.5 million.

- **Request to update the KDP List of Commonly Prescribed Medications**
Dr. Gimenez suggested that the Commission appoint a workgroup to review the KDP List of Commonly Prescribed Medications. Dr. Kraus reported on the history of the current list and the activity of the 2009 workgroup. Discussion ensued. Dr. Gimenez delegated the authority to have Dr. Kraus reconvene a workgroup comprised of University Of Maryland School Of Pharmacy experts and a patient safety group, and to report back to the Commission with its findings and recommendations.

B. State Kidney Disease Programs

Mrs. Schwartz reported that 26 states still have kidney disease programs. She noted that each program is individual and unique but none are tied to a Commission like Maryland's KDP program. She stated that nationally only Medicaid qualified patients receive kidney program funds. Mrs. Schwarz noted that the State of Maryland is fortunate to have the Kidney Disease Program.

C. Commission Newsletter

Dr. Gimenez directed the guests' attention to the Commission's Newsletter which was provided as an attachment. The newsletter has been emailed to the Commission's contact list and is posted on the Commission's website.

D. Network Update

Mrs. Adcock reported that the Network reports updates to the Commission each quarter. She stated that the report was emailed to the Commission's contact list and includes information such as grievances, involuntary discharges, failure to place patients, healthcare associated infection and transplant initiatives, Crownweb closing dates and continuing education opportunities.

E. Change of July Commission Meeting Date to July 16, 2015

Dr. Gimenez reported that the July meeting date would be changed from July 23rd to July 16th. The new date is noted in the Newsletter and posted on the Commission's website.

F. Regulatory Review Requirements

Mrs. Schulman reported on the State’s requirement that agencies review their regulations every eight years, pursuant to the Regulatory Review and Evaluation Act. She noted that the purpose of the review is to evaluate the need to retain, amend, or repeal existing regulations. The Commission’s 2011-2018 Work Plan for Evaluation Report is due on August 1, 2016.

G. Citation Free Surveys

Dr. Gimenez reported that the increase in the number of citation free surveys is wonderful news and commended the following facilities:

- Good Samaritan at Lorien
- Davita Deer Creek
- Davita Annapolis
- Davita PG South
- UMMS Transplant
- JHH Transplant
- IDF Allegany
- IDF Garrett
- Western Maryland Regional
- Davita PG South

H. New Facilities

Dr. Gimenez reported that the following facilities have applied to be facilities certified by the Commission:

- DSI Greenbelt (2/19/15)
- NxStage Greenbelt (applied)
- Davita Eastern Blvd. (1/23/15)
- Davita Queenstown Home Training (applied)

I. Categories of Complaints

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

- **Verbal**
 - Patient complaint regarding elevator/lift inoperable at facility
 - Patient daughter complaint regarding water damage/mold at facility
 - Patient daughter complaint regarding discharge plan for patient with a trach
 - Anonymous complaint regarding facility cleanliness
 - Patient complaint regarding shift change

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

Dr. Gimenez noted that in the past quarter, the following hospitals have requested and been granted out of state transplant approvals:

Hospital	Granted	Refused
Washington Hospital Center	3	0
Georgetown University Hospital	4	0
Allegheny General (Pittsburg)	1	0

K. Surveys (24)**Citations**

For informational purposes, the Commission shared the results of its Survey Findings and Deficiency Report for the past quarter. Dr. Gimenez noted the improvement in the number of citations under infection control and personnel qualifications/staffing categories.

Compliance with Federal, State and Local Laws and Regulations	0
Infection Control	10
Water and Dialysate Quality	1
Reuse of Hemodialyzers/Bloodlines	0
Physical Environment	3
Patient Rights	0
Patient Assessment	1
Patient Plans of Care	0
Care at Home	1
Quality Assessment and Performance Improvement	0
Laboratory/Affiliation Guidelines	0
Personnel Qualifications/Staffing	11
Responsibilities of the Medical Director	0
Medical Records	1
Governance	2

L. Surveys Completed (24)

The following facilities have been surveyed since the last meeting:

Davita JB Zachary	Davita Glen Burnie
Davita Glen Burnie Home	FMC Prince Georges
Davita Baltimore County	Davita Coral Hills
Good Samaritan at Lorien	FMC Leonardtown
FMC LaPlata	Davita Silver Spring
Davita JHH Bond Street	DSI Silver Hill
Davita Deer Creek	Davita Annapolis
Davita Downtown	FMC Camp Springs
JHH Transplant	UMMS Transplant
IDF Allegany	Western Maryland Regional
IDF Garrett	Davita Charles County
Davita PG South	USRC West Baltimore

There being no further public business, upon motion made by Commissioner Modi and seconded by Commissioner Weir, the Commission unanimously voted to adjourn the Public Session at 3:16 pm.