

Nevada State Board of **NURSING**

MINUTES OF REGULAR BOARD MEETING

May 13-15, 2009

The Regular Meeting of the Nevada State Board of Nursing was called to order by President Doreen Begley MS, RN, at 9:01 a.m. on May 13, 2009, at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

MEMBERS PRESENT

Doreen Begley, MS, RN, President
Carrie McMurray, CNA, Secretary
Belen Gabato, MS, RN, Member
Sandra Halley, Consumer Member
Tish Smyer, DNSc, RN, Member
Kelly DeMaria, MSN, RN, Member

MEMBERS ABSENT

Betty Carlgren, LPN, Vice President
Belen Gabato, MS, RN, Member (5/15)

OTHERS PRESENT

Debra Scott, MSN, RN, FRE, Executive Director
Chris Sansom, BSN, RN, Director of Operations
Fred Olmstead, General Counsel
Dean Estes, Director of Finance and Technology
Marianne Kadlic, Executive Assistant
Roseann Colosimo, PhD, RN, Education Consultant (5/13, 5/15)
Patty Shutt, LPN, Site Operations Supervisor (5/13)
Kathleen Reynolds, BHS, RN, Compliance Coordinator (5/13-14)
Amy Clark, BSN, RN, Application Coordinator (5/13)
Nancy Savage, Board Counsel (5/13)
Kim Arguello, Board Counsel (5/14-15)

CALL TO ORDER – 9:01 a.m.

PUBLIC COMMENT: Robert Montgomery, RN09185, spoke regarding the necessity of enhanced education regarding chemical dependency in the state's nursing programs and offered assistance to the Board in addressing this issue.

APPROVAL OF CONSENT AGENDA

It was moved and seconded to approve the Consent Agenda, identified as items A.1. and 2., B.1., D.2.a.-v., D.7.a.-e., D.8.a.,b., f., h., and i., and F.1.a. **MOTION CARRIED.**

ACTION

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of minutes of Board meeting, March 18-19, 2009: Approved under the Consent Agenda.

2. Financial statements quarterly report: D. Scott and D. Estes presented the second quarter of FY2008-09 financial report, answering questions from the Board members.
 3. Progress report on FY08/09 goals and objectives: D. Scott reported on recent progress related to achievement of Board goals and objectives since the last reporting period.
 4. Conference and seminar report: K. Reynolds discussed highlights of the National Organization of Alternative Program Annual Conference in Austin, Texas. M. Kadlic discussed highlights of Managing Multiple Priorities Seminar in Reno.
 5. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends in scope of practice inquiries, licensure, certification, discipline and investigations, and compliance.
 6. Executive Director annual evaluation: D. Begley, Board President, presented the executive director, D. Scott's annual evaluation while C. McMurray, Board Secretary, took minutes. It was moved and seconded the Board accept the evaluation and the proposed merit increase. MOTION CARRIED.
- ACTION
7. Legislative update: D. Scott and F. Olmstead reported on the status of bills that are being considered by the Legislature this session, including AB10, AB121, and AB106.
 8. Review, discussion, and action regarding regular Board meeting dates schedule for 2010 calendar year: It was moved and seconded the Board approve the following 2009 Board meeting dates—January 13-15, March 17-19, May 12-14, July 21-23, September 15-17, and November 17-19, 2010. MOTION CARRIED.
- ACTION
9. Review, discussion, and action regarding approval of FY09/10 Budget: D. Scott and D. Estes presented the proposed FY09/10 budget. It was moved and seconded the Board approve the proposed budget as written. MOTION CARRIED.
- ACTION
10. Review, discussion, and action regarding the proposed concept and wording revision to the Nevada Administrative Code to require national certification for advanced practitioners of nursing in Nevada: This item was continued for further review of the proposed regulation.

B. LICENSURE PROGRAMS

1. Ratification of staff 18-month site survey for provisional approval of the Apollo College-Las Vegas Nursing Program: Approved under the Consent Agenda.
2. Ratification of staff site survey of provisional nursing program at University of Southern Nevada: R. Colosimo presented this agenda item, introducing Dr. Mabel Smith. T. Smyer requested that Dr. Smith explain the number of graduates and the number of nursing students taking NCLEX. Dr. Marlana Luna stated 105 had graduated but the last class was in April, 2009. R. Colosimo reported that the unofficial NCLEX pass rate results shows that 27 out of 29 graduates have passed NCLEX. Dr. Smith reported that 18 students are in remediation and have not graduated. She advised that TEAS admissions testing and cumulative testing should result in an improved NCLEX pass rate. T. Smyer asked if USN were able to confer degrees whenever a student graduated. Dr. Smith stated they could. B. Gabato asked about the preceptor policies and Dr. Smith assured the Board that the clinical coordinator follows the preceptor policy closely. R. Colosimo explained to the Board that USN must meet the 80% pass rate within two full years after graduating their first students. If the 80% required pass rate for the G-4 results is not met in 2009, the school must apply for an extension of provisional approval in January or March, 2010 according to Board policy. D. Begley commended USN on their well-prepared and stable faculty and spoke of the importance of documenting the number and

ACTION education level of faculty. It was moved and seconded the Board ratify the 18-month survey and continue provisional approval. MOTION CARRIED.

C. CERTIFICATION PROGRAMS-no business

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question):

ACTION a. Allen, La Shonne, LPN applicant: Applicant was present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (2) criminal convictions, and ordered the denial become part of the applicant’s permanent record and published and reported to all appropriate agencies. MOTION CARRIED.

ACTION b. Barrett, Katheryn, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and order that she take and successfully complete the Nevada Nurse Practice Act course within three months or the application is automatically denied without further proceedings, and that the denial would become part of the applicant’s permanent record and published and reported to all appropriate agencies. MOTION CARRIED.

ACTION c. Brown, Mark, RN applicant: Applicant was not present. It was moved and seconded to continue this item to the July 2009 Board meeting and request Mr. Brown be present during the consideration of his application. MOTION CARRIED.

ACTION d. Carmona, Regina, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.

ACTION e. Coleman, Marya, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED. C. McMurray recused herself.

ACTION f. Cranford, Patricia, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (5) controlled substances and/or alcohol. MOTION CARRIED.

ACTION g. Cunningham, Brenda, RN32573: Applicant was present. It was moved and seconded the Board accept the renewal application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (2) criminal conviction, and (5) controlled substances and/or alcohol. MOTION CARRIED.

ACTION h. Geter Margree, CNA020106: Applicant was present. It was moved and seconded the Board accept the renewal application for certification and order that she submit probation officer reports and documentation of restitution payments to the Board on a quarterly basis. Failure to comply will result in return to the Board for disposition. MOTION CARRIED.

ACTION i. Glandt, Linda, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

j. Aguilar, Ma Celestina, RN50437: Applicant was present. It was moved and seconded the Board accept the renewal application for licensure and order that she take and successfully complete a Board approved legal ethics in nursing course for 30 CE’s within six months, and that she have no involvement with real estate transactions or business, or the application is automatically denied without further proceedings, and that the denial would become part of the applicant’s permanent record and published and reported to all appropriate agencies. MOTION CARRIED.

- ACTION k. Jordan-Rocha, Wendy, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
- ACTION l. Kimble, Trisshawne, RN30337: Applicant was present. It was moved and seconded the Board accept the renewal application for licensure, reprimand the applicant and order an administrative fine of \$200 to be paid within two months or the application is automatically denied without further proceedings for violation of NRS 623.320 (14) failing to comply with Board order. It was further ordered that the disciplinary action become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION m. Lizardo, Krystal, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
- ACTION n. Lavoie, Kate, CNA019190: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION o. Livingston, Jason, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification and the Agreement for Monitoring for violation of NRS 632.320 (5) controlled substances and/or alcohol. MOTION CARRIED.
- ACTION p. McCrary-Gamboa, April, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (2) criminal convictions, and ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION q. Patchen, Amy, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
- ACTION r. Welch, Vicki, RN applicant: It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
- ACTION s. Rauenhorst, Ted, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (2) criminal convictions, and ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION t. Richardson, Zelda, CNA021006: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (2) criminal convictions, and ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION u. Samaniego, Francisca, LPN & CNA applicant: Applicant was present. It was moved and seconded the Board accept the applications for LPN licensure and CNA certification. MOTION CARRIED.
- ACTION v. Sawyer, Kenneth, RN applicant: Applicant was not present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.140 qualifications for licensure, and ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION w. Simmons, Felecia, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.

- x. Panther, Starr, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification pending an evaluation by the Disability Advisory Committee to be completed within 6 months, and to return to the Board for final disposition if further action is recommended. Failure to comply will result in the application being automatically denied without further proceedings, and the denial would become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
ACTION
- y. Tackett, Thomas, RN54381: Applicant was not present. It was moved and seconded the Board accept the renewal application for licensure and the Agreement for Probation for violation of NRS 632.320 (7) unprofessional conduct, and (12) action in another state. MOTION CARRIED.
ACTION
- z. Tyner Judith, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
ACTION
- aa. Sergent, Seth, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (2) criminal convictions. MOTION CARRIED.
ACTION
- bb. Raynor, Olivia, CNA016915, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (2) criminal convictions. MOTION CARRIED.
ACTION
- cc. Franks, Lisa, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification pending receipt of a sponsor letter that is accepted by the Disability Advisory Committee within six months or the application is automatically denied without further proceeding, and the denial would become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
ACTION

2. Settlement agreements:

- a. Fannerella, Kathryn, RN26712: Agreement for Probation for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and (14) failing to comply with Board order, and NAC 632.890 (18) diversion of equipment or drugs, (21) obtain, possess, furnish prescription drugs without authorization, (27) customary standards, and (35) failing to comply. Accepted under the Consent Agenda.
- b. White, Jeffrey, RN15031: Agreement for Monitoring for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (27) customary standards of practice. Accepted under the Consent Agenda.
- c. Cason, Wanda, CNA019556: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (11) positive drug screen as condition of employment, and (36) failing to comply. Accepted under the Consent Agenda.
- d. Quidang, Virginia, CNA011371: Voluntary surrender of certificate for violation of NRS 632.320 (7) unprofessional conduct, (14) failing to comply with Board order, and NAC 632.890 (36) failing to comply. Accepted under the Consent Agenda
- e. Ikes, Lisa Dawn, CNA010602: Voluntary surrender of certificate for violation of NRS 632.320 (7) unprofessional conduct, (14) failing to comply with Board order, and NAC 632.890 (36) failing to comply. Accepted under the Consent Agenda.

- f. Aselin, Sally, RN55196: Agreement for Suspension and Probation for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (9) impaired practice. Accepted under the Consent Agenda.
- g. Carino, Lynne, RN28122: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (8) failing to safeguard. Accepted under the Consent Agenda.
- h. Daniel, Janice, RN14612: Agreement for Fine of \$100 and classes for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- i. Friend, Jeremy, RN57430: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs. Accepted under the Consent Agenda.
- j. Hancock, Kathleen, RN33979: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (24) failing to collaborate with health care team, (27) customary standards of practice, and (39) pattern of conduct that demonstrates failure to protect the public. Accepted under the Consent Agenda.
- k. Hartert, Jacqueline, RN23547: Agreement for Probation for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (20) inaccurate recording, falsifying, (24) failing to collaborate with health care team, and (27) customary standards of practice. Accepted under the Consent Agenda.
- l. Maestretti, Susan, RN04866, APN00140: Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- m. Miguel, Flora, CNA015332: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (33) abusing a patient. Accepted under the Consent Agenda.
- n. Parker, Stacy, RN26610: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Accepted under the Consent Agenda.
- o. Polard, Kimberly, CNA015146: Agreement for Monitoring for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (11) positive drug screen as a condition of employment. Accepted under the Consent Agenda.
- p. Kim, Hee Jung, RN58195: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (20) inaccurate recording, falsifying. Accepted under the Consent Agenda.
- q. Dubreuil, Albert, CNA003334: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (40) professional boundaries. Accepted under the Consent Agenda.
- r. Miro, Ruditha, RN42482: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Accepted under the Consent Agenda.
- s. Chisholm, Terri, LPN12287: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct. Accepted under the Consent Agenda.

- t. Saint Vincent, Sara, RN46910: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, and (11) falsified information to obtain controlled substances. Accepted under the Consent Agenda.
- u. O Donnell, Michael RN52249: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (24) failing to collaborate with health care team, and (27) customary standards of practice. Accepted under the Consent Agenda.
- v. Alegre, Emeltri, LPN13634: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (22) patient abandonment, (24) failing to collaborate with health care team, (27) customary standards of practice. Accepted under the Consent Agenda.

3. Successful completion of probation/monitoring-no business

4. Reinstatement of licensure/certification

- a. Bentley-Wright, Kristie, RN34867: Applicant was present. It was moved and seconded the Board accept the reinstatement application for licensure and the Agreement for Probation for violation of NRS 632.320 (5) uses any controlled substances, dangerous drugs or intoxicating liquor, and (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (27) customary standards of practice. MOTION CARRIED.

ACTION

5. Formal administrative hearings

- a. Alibangbang, Carlito, CNA028686: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (29) sexual contact with patient or client. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement of certification for ten years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- b. Ambriola, Nikole, RN54408: Respondent was present. It was moved and seconded the Board accept the voluntary surrender of license for violation of NRS 632.320 (5) controlled substances and/or alcohol. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- c. Barns, Devon, LPN11930: Respondent was present. It was moved and seconded the Board find the Respondent guilty of NRS 632.320 (14) failing to comply with Board order, and NAC 632.890 (36) failing to comply. It was moved and seconded the Respondent by publicly reprimanded. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- d. Castanaga, Jim, CNA022299: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (14) failing to comply with Board order. MOTION CARRIED.

e. Collymore, Cecelia, CNA013713: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (14) failing to comply with Board order. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement of certification for one year. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

f. DeLee, Cathryn, RN31369: Respondent was not present. It was moved and seconded the Board grant a continuance of this item to the first available Board meeting in Las Vegas currently scheduled for September 2009. MOTION CARRIED.

ACTION

g. Donald, Carolina, CNA020269: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1) fraudulent application, (7) unprofessional conduct, and NAC 632.890 (39) pattern of conduct demonstrates failure to protect the public. MOTION CARRIED.

ACTION

h. Dyches, Beverly, RN12777, APN00086: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent's license and certificate be reprimanded and immediately suspended until all requirements of the Board audit are completed. It was further ordered that the respondent be fined in the amount of \$200, she must take and successfully complete a Board approved legal ethics course for 30 CEs, the Nevada Nurse Practice Act, and bioterrorism courses, 10 CEs in her area of specialty as an APN, and submit proof of 800 hours of APN practice in the last five years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

i. Erbe, Marion, CNA013337: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (11) positive drug screen as condition of employment. MOTION CARRIED.

ACTION

j. Eriksen, Dennis, RN21837: Respondent was present with counsel. It was moved and seconded the Board find the respondent guilty for violation of NRS 632.320 (12) action in another state. It was moved and seconded the Board reprimand the respondent, deny the renewal application for licensure and order that prior to application for renewal, he take and successfully complete Board approved courses on legal ethics in nursing, IV therapy, and the Nevada Nurse Practice Act, and that the renewal application be presented to the Board for final disposition. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

k. Guerrero-Tadeo, Salvador, CNA021475: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (10) positive drug screen on duty. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement of certification for five years. It was moved and seconded

the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- l. Harris, Thelma, LPN12906: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC632.890 (35) failing to comply with Board order. It was moved and seconded that the Board revoke the Respondent's license. Respondent may not apply for reinstatement for a period of three (3) years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- m. Hutson, Elaine, CNA015883: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (39) pattern of conduct demonstrates failure to protect the public. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement of certification for ten (10) years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- n. Long, Jeanette, RN53799: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope. MOTION CARRIED.

ACTION

- o. McCarthy, David, LPN10600: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (14) failing to comply with Board order. It was moved and seconded that the Board revoke the Respondent's license. Respondent may not apply for reinstatement for a period of ten (10) years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- p. McGinness, Genevieve, RN52296: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC632.890 (35) failing to comply with Board order. It was moved and seconded that the Board revoke the Respondent's license. Respondent may not apply for reinstatement for a period of two (2) years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- q. Sheeley, Charles, RN37388, APN000662: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Suspension and Probation for violation of NRS 632.320 (14) failing to comply with Board order, and (36) failing to comply. MOTION CARRIED.

ACTION

- r. Smith, Rowena, RN37001: Respondent was present with counsel. The hearing commenced and upon joint motion to continue, the hearing was recessed and continued to a future Board meeting
- s. Williams, Telecia, LPN12948: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be fined in the amount of \$200, and that she take and successfully complete a Board approved bioterrorism course within thirty days or the license is automatically suspended without further proceedings until requirements are completed. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- t. Woodall, Nature, CNA021833: Respondent was not present. Pursuant to NAC 632.923 it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (32) endangering safety of others. It was moved and seconded the Board reprimand the respondent and order that she take and successfully complete a Board approved Nevada Nurse Practice Act course, and an anger management course within six months. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

ACTION

- 6. Board-directed investigations
 - a. North Vista Hospital Geropsychiatric Nursing Services: It was moved and seconded the Board direct staff to investigate. MOTION CARRIED.
- 7. Ratification of staff denials – NRS 632.320 (1) fraudulent application
 - a. Geffre, Erika, RN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for licensure for violation of NRS 632.320 (1) fraudulent application, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
 - b. Gerhardt, Peggy, LPN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for licensure for violation of NRS 632.320 (1) fraudulent application, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
 - c. Koehler, Kimberlee, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (1) fraudulent application, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
 - d. Pahnka, Roseanne, RN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for licensure for violation of NRS 632.320 (1) fraudulent application, and (12) action in another state, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

ACTION

- e. Russell, Shirley, CNA applicant: Applicant was not present, but appealed the staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (1) fraudulent application, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
- f. Matthews, Diamond, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (1) fraudulent application, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

8. Ratification of staff denials – NRS 632.320 (2) convictions

- a. Armer, Cassie, CNA applicant: Applicant was not present, but appealed the staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
- b. Smith, Shayna, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

ACTION

- c. Christensen, Alyssa, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.

ACTION

- d. Cornelius-Johnson, JoAndra, LPN applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for licensure. MOTION CARRIED.

ACTION

- e. Smith, Barbara, CNA applicant: Applicant was present to appeal staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- f. Kirk, Susan, CNA applicant: Applicant was not present, but appealed the staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

- g. Munford, Marque, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.

- h. Ortiz, Alvaro, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

- i. Reinschmidt, Sarah, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for certification for

violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

- j. Schroeder, Katherine, RN applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for licensure. MOTION CARRIED.

ACTION

9. Special action

- a. Discussion regarding reporting requirements for convictions: The Board directed staff to bring proposed concept and wording for a regulation to be added to NAC 632.890 unprofessional conduct regarding reporting requirements for licensees and certificate holders who have criminal convictions during their renewal period.
- b. Review, discussion, and action regarding re-appointment to the Disability Advisory Committee: It was moved and seconded the Board re-appoint Mattie Washington-Harris, RN31623, and Judith Slaney, RN25696 to the Disability Advisory Committee. MOTION CARRIED.

ACTION

E. EDUCATION

- 1. Review, discussion and action regarding the Touro University Nursing Program application for full approval: Dr. Robyn Nelson reported the school had an 80% NCLEX pass rate for 2008 and has the Commission on Collegiate Nursing Education accreditation for the nursing program. B. Gabato asked R. Nelson if the faculty and students understood how to report a sentinel event. R. Nelson assured the Board of their understanding, but clarified that her program does not have a preceptor experience for medical surgical nursing, although the program has one for community health. R. Colosimo stated NAC 632.670 states that a majority of faculty must be fulltime although Dr. Nelson has submitted an alternative interpretation of the regulation. D. Begley confirmed the Board's role in interpreting its regulations and stated that Touro University would be held to the requirement in the law to have a majority of their faculty members be full time employees. T. Smyer asked Laura Fillmore the projected date of completing her Doctorate so that Touro University could come into compliance with administrator requirements in regulation. She reported that the projected completion is March or April of 2010. It was moved and seconded the Board grant full approval to Touro University Nursing Program with the requirement that the program's January 2010 annual report clearly identify compliance with NAC 632.675. MOTION CARRIED.
- 2. Review and discussion concerning the provisional nursing school six-months reports from Apollo College, University of Southern Nevada, National University, Kaplan College: R. Colosimo presented the summary of the programs' six-month reports. B. Gabato requested that Board staff bring proposed wording and concept for a revision of the Board's regulation regarding preceptors to include the requirement that the preceptor must be "on the unit with the student". R. Colosimo that the Nursing Program Deans and Directors were exploring this concept.
- 3. Review, discussion, and action regarding Apollo College-Las Vegas Nursing Program request for curriculum change: Rosemary Thuet presented the proposed change to the Education Advisory Committee who supported the 10% simulation. Provisionally approved schools must bring this type of change to the attention of the Board for ongoing monitoring of the education of safe nurses. T. Smyer verbalized support of simulation in nursing education because of the opportunity for learning without risk to patients. B. Gabato

ACTION

- ACTION requested an understanding of the 10 % decision and S. Halley requested information on simulation. MOTION CARRIED.
4. This agenda item was removed.
5. Review and discussion regarding the first quarter 2009 G-4 score for first time NCLEX takers at Nevada Nursing schools: R. Colosimo presented this agenda item. D. Begley commended Nevada Schools of Higher Education nursing programs on a continued excellent performance.
6. Review, discussion, and action regarding the proposed revision to the Collection of Annual Reports Policy and Procedure: R. Colosimo presented this agenda item. She explained to the Board that the changes that were made to the policy were mainly in format. The real change in policy was that it now allowed the Board to accept electronic reports. It was moved and seconded the Board approve the proposed revision to include that the Board would accept either hard copy or electronic submission of annual reports. MOTION CARRIED.
- ACTION
7. Review, discussion, and action regarding proposed revision of Request for Full Approval for Nursing programs Policy and Procedure: It was moved and seconded the Board approve the proposed revision as written. MOTION CARRIED.
- ACTION
8. Review, discussion and action on the plan for College of Southern Nevada Practical Nursing Program: R. Colosimo presented this agenda item. She reported that the College of Southern Nevada LPN program's plan to address it's 2008 NCLEX pass rate below 80%. Jan Kramer, Director and Barbara Krause, Program Coordinator presented information describing unusual difficulties that had plagued the program during 2008. J. Kramer gave a short history of the program in response to Board questions. R. Colosimo validated that the program consistently has an NCLEX pass rate above 80%. It was moved and seconded the Board accept the proposed plan to improve the NCLEX-PN pass rates. MOTION CARRIED.
- ACTION
9. Review, discussion, and action regarding the re-appointment of member for the Education Advisory Committee: R. Colosimo presented this agenda item and thanked the Board for the expanded role of individuals from the practice setting as members on the committee. R. Colosimo noted that the beginning of collaboration around simulation was terrific. It was moved and seconded the Board reappoint Karen Fontaine, RN36340 to the EAC committee. MOTION CARRIED.
- ACTION
10. Review, discussion, and action regarding Apollo College-Reno Nursing Program transition from candidacy to full provisional approval: R. Colosimo introduced Dr. Mary Love, the new director of the Apollo College-Reno Nursing Program. Dr. Lois Hine, the Northwest Nursing Educator was also present. R. Colosimo noted that the site survey went very well and that the campus is lovely and well equipped for learning of nursing students. M. Love presented her credentials and experience to the Board reporting that she has taught many years in the Reno area and is familiar with clinical placements and teaching. B. Gabato questioned M. Love about her understanding in the curriculum concerning preceptors and their responsibility to be on the unit. M. Love agreed, and explained how clinical faculty meet the challenges of supervising students due to staffing difficulties. M. Love stated the faculty utilize cell phone or text messaging for quick communication between instructor and student. It was moved and seconded the Board advance Apollo College-Reno nursing program full provisional status. MOTION CARRIED.
- ACTION

F. NURSING PRACTICE

1. Applications in question regarding NRS 632.307
 - a. Stypula, Elizabeth, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and issue a license with limitations pursuant to NRS 632.307. Accepted under the Consent Agenda
2. Review, discussion, and action regarding applications for the Advanced Practice Advisory Committee: It was moved and seconded by the Board appoint Kate Sheppard, RN16402 to the Advanced Practice Advisory Committee. MOTION CARRIED.
3. Review, discussion, and action regarding application for the Nursing Practice Advisory Committee: It was moved and seconded the Board appoint Vicky Hardaway, RN25388 to the Nurse Practice Advisory Committee. MOTION CARRIED.
4. Review, discussion, and action regarding the proposed revision of the School Nurse Advisory Opinion: D. Scott presented this agenda item and publicly thanked several School Nurses for forming a subcommittee to clarify some terms in the current School Nurse Advisory Opinion. The revisions were presented to the Nurse Practice Advisory Committee who overwhelmingly approved the revision and recommended Board staff present the changes to the Board. It was moved and seconded the Board approve the concept and wording for proposed changes to the School Nurse regulation for future public comment and approve the proposed revisions to the School Nurse Advisory Opinion as written. MOTION CARRIED.

ACTION

ACTION

ACTION

ADJOURNMENT

The meeting was adjourned at 9:54 a.m. on May 15, 2009.