

Nevada State Board of **NURSING**

MINUTES OF REGULAR BOARD MEETING November 17-18, 2010

The Regular Meeting of the Nevada State Board of Nursing was called to order by President Doreen Begley MS, RN, at 9:04 a.m. on November 17, 2010 at Tamarack Junction, 13101 S. Virginia St., Reno, NV 89511.

MEMBERS PRESENT

Doreen Begley, MS, RN, President
Tish Smyer, DNSc, RN, Vice-President
Kelly Espinoza, MSN, RN, Secretary
Carrie McMurray, CNA, Member
Sandra Halley, Consumer Member

MEMBERS ABSENT

Rick Carrauthers, LPN, Member
Belen Gabato, MS, RN, Member

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, MSN, RN, Education Consultant (11/17)
Cheryl Lloyd, BA, BSN, MHA, RN, CM, Application Coordinator (11/17)
Kimberly Nicolai, Receptionist (11/17)
Colleen Hemingway, Deputy Attorney General, Board Counsel

CALL TO ORDER – 9:04 a.m.

PUBLIC COMMENT: There was no public comment.

APPROVAL OF CONSENT AGENDAS

It was moved and seconded to approve the Consent Agenda I, identified as items: A.1., A.2.a.-d., D.2.a.-q., s. & t., D.3.a.-e., and F.1.a.-c. Items removed: D.2.r. C. McMurray recused herself on F.1.a. **MOTION CARRIED.**

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It was moved and seconded to approve the Consent Agenda II, identified as items: D.1.a.-d., f.-j., l.-n., D.4.a., D.7.a., D.8.a.-j. Items removed: D.1.e.& k. **MOTION CARRIED.**

ACTION

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of minutes of Board meeting, September 2, 2010 and September 15-16, 2010: Accepted under the Consent Agenda.
2. Conference and seminar report: Accepted under the Consent Agenda.
 - a. Roseann Colosimo, PhD, MSN, RN, Education Consultant
Tish Smyer, DNSc, RN, CNE, Board Member:

NCLEX Invitational

- b. Kathleen Reynolds, BHS, RN, Compliance Coordinator:
Speaker for the American Nephrology Nurses' Association (ANNA)
 - c. Fred Olmstead, General Counsel:
Nevada Hospital Association Meeting
 - d. Roseann Colosimo, PhD, MSN, RN, Education Consultant:
Nevada Health Care Forum
3. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends regarding scope of practice inquiries.
 4. Progress report on FY10/11 Goals and Objectives: D. Scott reported on recent progress related to achievement of Board goals and objectives since the last reporting period.
 5. Financial statements (quarterly report): D. Scott and D. Estes presented the first quarter financial report, answering questions from the Board members.
 6. Review and acceptance of FY10 audit report: Beth Kohn-Cole, CPA, Kohn Colodny, LLP, described the audit her firm conducted of the Board's financial statements for the year ended June 30, 2010, and reviewed the annual report. She stated that the audit did not identify any deficiencies in internal control over financial reporting that were considered to be material weaknesses. She commended Dean Estes, the Board's Director of Finance and Technology, and responded to Board member questions. It was moved and seconded the Board accept the audit. MOTION CARRIED.
 7. Review, discussion, and action regarding Board appointments for advisory committee liaisons: It was moved and seconded the Board assign the following Board members as committee liaisons: K. Espinoza for the Nurse Practice Advisory Committee, C. McMurray and R. Carrauthers for the CNA Advisory Committee, T. Smyer for the Education Advisory Committee, S. Halley for the Disability Advisory Committee, and D. Begley for the Advanced Practice Advisory Committee. MOTION CARRIED.
 8. Update and interactive presentation on progress toward website reconstruction: D. Estes provided the Board members the opportunity to review the beginning stages of its new website. He solicited suggestions from the Board members and staff for making the new website user friendly and foster easy access to NSBN information. Before the next Board meeting, Board staff will meet with the builder to customize the utility of the Board's website. Some suggestions from the Board included changing the placement of the home page search function from the bottom of the page to the top; adding more icons to the home page, and to enhance the aesthetics of the home page.
 9. Review, discussion, and action on request for revision to FY10/11 budget: D. Scott presented this agenda item, giving an overview of some of the work that the Nevada Nursing Education and Practice Alliance (NNEPA) had accomplished toward creating a statewide student orientation and clinical scheduling program. The Board discussed earmarking funds in their budget to allow Board staff to purchase the software for these programs and utilize Board staff to develop the programs within the Board's mission to protect the public. Student orientation is important in preparing nursing students to deliver safe nursing care during their clinical rotations. Clinical scheduling allows the Board another source of information to verify the adequacy of clinical sites for nursing programs that apply for Board approval. It was moved and seconded to approve the budget revision as written. MOTION CARRIED.
 10. Review, discussion, and action regarding conference attendance assignments: The appointed Board members were assigned to attend the appropriate conferences for 2011 based on availability and subject matter of the conferences and to allow the Board president and the executive director to assign Board members and/or staff to attend other conferences as they

become available within budgetary constraints. It was moved and seconded to accept the results of the discussion for conference attendance. MOTION CARRIED.

11. Review, discussion, and action regarding the NSBN becoming an affiliate of the Nevada Health Care Forum: D. Scott presented this agenda item. The Nevada Health Care Forum plans and supports an annual forum which provides healthcare information for the state of Nevada healthcare providers and consumers. The rationale for the NSBN to be an affiliate of the NHCF is so that the Board may be involved in the planning and presentation of healthcare issues during this annual forum. There is no financial investment required for the Board to become an affiliated organization along with the current affiliates—the Nevada Organization of Nursing Leaders, the Clark County Medical Society, the American College of healthcare Executives, the Medial Group Management Association, the Healthcare Information and Management Systems Society, the Heathcare Financial Management Executives and Leaders, and the Southern Nevada Medial Industry Coalition. It was moved and seconded the Board become an affiliate organization of the Nevada Health Care Forum. MOTION CARRIED.
12. Legislative update – Fred Hillerby: Mr. Hillerby, the Board’s governmental liaison, gave a comprehensive update on the post election changes in the Nevada state government and the legislature. He identified how the change in legislators may impact the 2011 legislative session beginning in February. The NSBN has no legislative agenda going before the legislature in the upcoming session, but will monitor the bills and the possible impact new laws may have on the work of the NSBN.

B. LICENSURE PROGRAMS-no business

C. CERTIFICATION PROGRAMS

1. Review, discussion, and action regarding the biannual survey for two-year full approval of the Truckee Meadows Community College Nursing Assistant Training Program: D. Begley wanted TMCC to know that the NSBN appreciates the quality of the program. It was moved and seconded that TMCC Nursing Assistant Training Program have full two year approval. MOTION CARRIED.
2. Review, discussion, and action regarding reappointment to the CNA Advisory Committee: It was moved and seconded to appoint Barbara Cavanagh, RN16436 to the CNA Advisory Committee. MOTION CARRIED.
3. Review, discussion, and action regarding the initial site survey of Lyon County Dayton High School Nursing Assistant Training Program: It was moved and seconded that Lyon County Dayton High School Nursing Assistant Program site survey be approved with survey in the first year. MOTION CARRIED.
4. Review, discussion, and action regarding the application for Nye County Pahrump High School Nursing Assistant Training Program: R. Colosimo stated the high school was unaware it needed NSBN approval and plans for program were discovered during the Great Basin College nursing program survey. D. Begley requested school districts be informed of the requirement for NSBN approval for nursing assistant programs. It was moved and seconded that the Nye County Pahrump High School Nursing Assistant Training Program be approved when a site survey has been completed by Board staff and clinical contracts are in place. MOTION CARRIED.

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
 - a. Removed.
 - b. Ayala, Lauren, CNA applicant: Applicant was not present. It was moved and seconded the

Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal conviction, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.

- c. Berenics, Sherri, LPN applicant: Applicant was not present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- d. Boss, Alice, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure pending receipt of successful completion of the Nevada Nurse Practice Act as recommended by the Executive Committee. Accepted under the Consent Agenda.
- e. Hood, Alexander, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- f. Kennedy, Carla, CNA applicant: Applicant was not present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal conviction, (1)(e) controlled substances and/or alcohol, and (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- g. Frias, Mia, CNA013303: Applicant was not present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- h. Rocha, Michelle, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- i. Stogner, James III, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- j. Vedros, Randolph, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- k. Weir, Adam, RN applicant: Applicant was present. It was moved and seconded the applicant be evaluated by the Disability Advisory Committee and follow all recommendations within 90 days or the application is automatically denied without further proceedings. A denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- l. Young, Joyce, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure pending receipt of documentation of successful completion of the Nevada Nurse Practice Act course within six months or the application is

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automatically denied without further proceedings for violation of NRS 632.320 (1)(1) action in another state as recommended by the Executive Committee. A denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

- m. Removed.
- n. Townsend, Jack, CNA020720: Applicant was not present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- o. Martinez, Alfredo, LPN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

2. Settlement agreements:

- a. Nieves, Melissa, RN64434: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice. Accepted under the Consent Agenda.
- b. Reece, Christopher, RN47770: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(n) failing to comply with Board order. Accepted under the Consent Agenda.
- c. Borja, Rebecca, RN57955: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (4) competency. Accepted under the Consent Agenda.
- d. Hume, Valerie, RN13399: Agreement for Monitoring for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(k) falsified information to obtain controlled substances. Accepted under the Consent Agenda.
- e. Knight, Lyndsay, RN64482: Agreement for Monitoring for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
- f. Oki, Karen, RN26936: Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
- g. Kabatay, Ronaldo, RN54116: Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- h. Brown, Natosha, CNA015966: Agreement for Reprimand, Fine of \$50, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- i. Carlisle, Fannie, RN53229: Agreement for Fine for violation of NRS 632.320(1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- j. Elliano, Louis, RN47264: Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- k. Hansen, Victoria, RN13010: Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- l. Johnson, Paul, RN52553: Agreement for Fine of \$50 for violation of NRS 632.320 (1)(g)

unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.

- m. Jones, Meisa, CNA021665: Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction. Accepted under the Consent Agenda.
 - n. Kelly, Joyce, RN62017: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (25) failing to observe/report, (27) customary standards of practice, and (28) causing harm to a patient. Accepted under the Consent Agenda.
 - o. Lesch, Ellen, RN34312: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
 - p. Long, Jeanette, RN53799: Agreement for Reprimand and Fine of \$100 for violation of NRS 632.320 (1)(n) failing to comply with Board order. Accepted under the Consent Agenda.
 - q. Moyano, Joan, RN30800: Agreement for Monitoring for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice. Accepted under the Consent Agenda.
 - r. Duin, Tanya, RN60212: It was moved and seconded the Board accept the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
 - s. Maduka, Chimezie, TRN328181: Agreement for Reprimand and Fine of \$100 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Accepted under the Consent Agenda.
 - t. Petcavage, Daniel, RN27531: Agreement for Probation for violation of NRS 632.320 (1)(b) criminal conviction. Accepted under the Consent Agenda.
3. Successful completion of probation/monitoring
- a. Steinmann, Susan, RN44753: Termination of Probation accepted under the Consent Agenda.
 - b. Buison, Alexander, RN48364: Termination of Probation accepted under the Consent Agenda.
 - c. Barnes, Devon, LPN11930: Termination of Probation accepted under the Consent Agenda.
 - d. Pfeifle, Melanie, RN52303: Termination of Probation accepted under the Consent Agenda.
 - e. Raynor, Olivia, RN62992: Termination of Probation accepted under the Consent Agenda
4. Reinstatement of licensure/certification
- a. Anderson, Sarah RN27969: Applicant was present. It was moved and seconded the Board accept the reinstatement application for temporary license for refresher and permanent licensure when eligible and the Agreement for Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, and (1)(l) previous disciplinary action as recommended by the Executive Committee. Accepted under the Consent Agenda.
5. Formal administrative hearings
- a. Shanahan, Judi, RN60270: Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (36) failing to comply with Board order. It was moved and seconded 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.
 - b. Anderson, Hester, CNA025080: Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating

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NRS 632.320 (1)(n) failing to comply with Board order. It was moved and seconded the Board revoke the Respondent's certificate. 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.

- c. Allison, Kyla, CNA023940: 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 (1)(b) criminal conviction. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for four (4) 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.
- d. Bethards-Sanchez, Kathleen, RN53048: 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 (1)(g) unprofessional conduct and NAC 632.320 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be reprimanded, be fined \$200, and that she take and successfully complete a Board approved 30 CE legal ethics in nursing course, the Nevada Nurse Practice Act 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.
- e. Hart, Brickey, RN18434: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. MOTION CARRIED.
- f. Kapsos, Cheryl, RN35854: 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 (1)(l) action in another state. It was moved and seconded the respondent be reprimanded, and be fined in the amount of \$200 to be paid within ninety (90) days or the license is automatically suspended without further proceedings and that 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.
- g. Lambright, Cameo, CNA019523: 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 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for five (5) 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.
- h. Matha, Leona, RN26051: Respondent was present. It was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(l) action in another state. It was moved and seconded the Board close the complaint. MOTION CARRIED.
- i. Nason, Loretta, RN42961: Respondent was present. It was moved and seconded the Board close the complaint. MOTION CARRIED.
- j. Reavis, Susan, APN001111, RN61515: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next Board meeting in Reno

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currently scheduled for March 10, 2011. MOTION CARRIED.

- k. Sorrell, Rochelle, RN22194: Respondent was present. It was moved and seconded the Board accept the Agreement for Reprimand, Fine of \$200 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.320 (26) violation of state/federal nursing law/regulation. MOTION CARRIED.
 - l. Stephens, Jeremy, CNA025133: 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 (1)(n) failing to comply with Board order. It was moved and seconded the Board revoke the respondent's certificate. 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.
 - m. Sturtevant, Susan, LPN02592: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(n) violation of Board order. MOTION CARRIED.
 - n. Williams, Krystal, LPN14276: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.
 - o. Winegeart, Conrad, RN55380: Respondent was not present. It was moved and seconded the Board accept the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
6. Board-directed investigations – no business
7. Ratification of staff denials – NRS 632.320 (1) fraudulent application
- a. Rivers, Safiya, 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)(a) fraudulent application and (1)(b) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. In addition, should the applicant reapply for licensure within the next 30 days, and the application has no material changes, Board staff may accept the application for further processing as recommended by the Executive Committee. Accepted under the Consent Agenda.
8. Ratification of staff denials – NRS 632.320 (2) convictions
- a. Ashfaq, Deva, 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)(b) criminal convictions and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - b. Clark, Braydon, CNA 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)(b) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - c. Gabel, Elissa, CNA applicant: Applicant was not present. It was moved and seconded the Board order the applicant be evaluated by the Disability Advisory Committee and follow all recommendations for violation of NRS 632.320 (1)(b) criminal conviction and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted

under the Consent Agenda.

- d. Hernandez, Michelle, CNA applicant: Applicant was not present. It was moved and seconded the Board order the applicant be evaluated by the Disability Advisory Committee and follow all recommendations for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.
- e. Moore, Jennifer, LPN applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- f. Reyes, Madelyn, CNA applicant: Applicant was present. It was moved and seconded the Board overturn the staff denial and accept the application for certification pending receipt of documentation of successful completion of the Nevada Nurse Practice Act course within six months or the application is automatically denied without further proceedings for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. A denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
- g. Simmons, Lindsey, CNA 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)(b) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- h. Starr, Cassandra, CNA applicant: Applicant was present. It was moved and seconded the Board overturn the staff denial and accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- i. Thompson, Courtney, CNA applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- j. Welborn, Michael, RN applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for licensure pending receipt of documentation of successful completion of the Nevada Nurse Practice Act course within six months or the application is automatically denied without further proceedings for violation of NRS 632.320 (1)(b) criminal conviction as recommended by the Executive Committee. A denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.

9. Special Action

- a. Millick, Constance, RN18592: Request for reconsideration of the Agreement for Probation. It was moved and seconded the Board deny respondent's request for reconsideration. MOTION CARRIED.
- b. Review, discussion, and action regarding appointment of conceptual members to the Disability Advisory Committee: It was move and seconded to appoint Cookie Bible, RN05310, APN00102 and Peggy Cullum, RN38618, as conceptual members to the Disability Advisory Committee. MOTION CARRIED.
- c. Review, discussion, and action regarding proposed revisions to probation and monitoring agreements and orders: It was moved and seconded the Board approve the revisions as written. MOTION CARRIED.
- d. Review, discussion, and action regarding proposed revisions to settlement agreements and

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orders with requirements to be completed: It was moved and seconded the Board approve the revisions as written. MOTION CARRIED.

- e. Ferrer, Romy, LPN09934: It was moved and seconded the Board deny the request for reconsideration. MOTION CARRIED.

E. EDUCATION

1. Review and possible action regarding Carrington College – Las Vegas (formerly Apollo): R. Colosimo reviewed that at last meeting Carrington was instructed to complete the renovations suggested in Phyllis Bonds' consultant report on the limitations of the learning environment. R. Colosimo stated the construction has been completed and the renovated space meets the requirements of Nevada nursing regulation and federal educational privacy regulations. Dr. Lois Hine, Dean of Nursing for Carrington College and Ginette Ouellet, Director of Nursing, Las Vegas, presented a summary of improvements that have been ongoing since November 2009. Significant improvements were reported by Ms. Ouellet on the HESI (Health Education Systems, Inc.) RN predictor test. R. Colosimo informed the Board that Carrington had postponed the National League for Nursing Accreditation site visit that was scheduled in January, 2011. D. Begley expressed deep concern that many chances have been given to Carrington College to pull it together and that the Board President was assured at the last meeting in September that Carrington would be ready for a site visit in January 2011. Dr. Hine stated in consultation with Carrington Corporate, NLNAC (National League of Nursing Accreditation Commission), Dr. Tanner and Dr. Yates, it was decided to postpone until this Fall so Ms. Ouellet would be in the position longer and better prepared for the survey. From discussion, there was a question as to how the postponement actually occurred and a copy of the letter from NLNAC was requested by D. Scott. R. Colosimo stated her concerns that 38 students were out of the normal sequence of nursing courses and that a number of students had failed 4 or 5 classes. T. Smyer asked the number of students on campus and was told 140. T. Smyer expressed concern that the students would not be able to pass the national licensing exam. S. Halley expressed her concern, as a consumer member and former teacher, that the situation where students have failed 5 classes was not appropriate. Ms. Ouellet stated that at least 4 of the students who have failed 5 classes would not be graduating from the nursing program. The education consultant expressed concern about the financial investment that they students had made in securing a nursing degree only to be unable to graduate. Ms. Ouellet stated this won't happen again now because the admission and progression policies are firmly being followed—HESI scores must exceed 75% in all three content areas and after 2 failures, the student is removed from the program. K. Espinosa asked whether the TJ Consulting firm report would be ready for review. Dr. Hine stated she did not know. D. Begley said the consulting report will be required to be presented to the Board at its January 2011 meeting. NSBN stated that no decision on admissions would be made until the Board could review the TJ Consultant report, NLN letter and 2010 NCLEX scores.
2. Review and discussion regarding third quarter G-4 NCLEX results: R. Colosimo noted that the Nevada System of Higher Education Schools continue to do well. K. Espinosa asked what the education consultant thought was the problem that Touro University and University of Southern Nevada after reaching full approval are in danger of not making 80% for 2010. R. Colosimo said many factors including faculty turnover. K. Espinosa expressed concern about National University having a first time NCLEX pass rate of 27 % when the number of students was small and that it appears that the students receive increased individual attention. R. Colosimo noted a few of the next class had passed but it is students who wait a longer period of time to take the national exam who do more poorly on the national exam. R. Colosimo stated that Dr. Carver would be at the NSBN meeting in January to discuss National University's pass rate. D. Begley asked about Touro

- University and R. Colosimo stated Dr. Fillmore will be at the January NSBN meeting to discuss. T. Smyer stated that NSBN was very concerned with the development of safe quality nursing education programs in the state and felt that since this was a new situation for the state with explosion of nursing programs that NSBN framework for keeping the public safe should be discussed more fully. D. Scott agreed and stated that discussion would be agendaized for the January meeting of the NSBN.
3. Review and possible action regarding Kaplan Nursing Program (Kaplan LPN program formerly Heritage College): R. Colosimo reviewed that the 18-month survey deficiencies were reviewed on November 12, 2010. The skills lab and anatomy class are now in compliance with Nevada regulation. A schedule of computer availability is posted and the door to the computer room was unlocked although there were no students using the computer room on Friday morning during the survey. No students were interviewed but Dr. Katherine Cylke, Director of Nursing, reported that students are now please with their computer access. R. Colosimo reported that architectural drawings have been submitted to Board staff, although it will be important for Board staff to visualize the actual faculty office space when it is completed. She underscored the legal requirement for appropriate professional space, phones, computers and desks for faculty members and a private place to counsel students. D. Begley asked when the construction work would be completed. Dr. Cylke stated the work would be completed by January 14, 2011. D. Begley stated that the Board expects that the construction work will be completed by the January Board meeting. The education consultant expressed concern about the amount of space that is available with the addition of an associates degree in nursing program. Dr. Cylke stated many of the classes will be online and the physical space on the campus will be sufficient as other programs on campus are also transitioning to offering more online courses. D. Begley reiterated the expectation of the Board that the renovations would be completed by the January, 2011 Board meeting.
 4. Review and discussion of summary of six-month reports of the provisional nursing schools: R. Colosimo stated that the addition of the clinical information to the 6- month report has verified concerns about faculty turnover. She reminded the Board and the nursing education leadership of Board Member Halley's comments at the last Board meeting related to all of the changes being endured by the students during this renovation and the possibility that this was adding stress for the students and preventing the creation of a good learning environment. Sometimes faculty changes are unavoidable but now the Board will be made aware of patterns of frequent changes. R. Colosimo stated that unfortunately many of the faculty minutes were still at a very early stage of development and not documenting the committee work on program evaluation that is necessary for nursing programmatic accreditation. R. Colosimo stated she thought that National University may be required to apply for an extension of their provisional approval status next fall. K. Espinosa asked if every school was entitled to go on an extension. R. Colosimo stated that the policy says the school applies for the extension but it is up to NSBN to determine whether enough progress has been made toward accreditation and an 80% NCLEX pass rate to grant the extension. T. Smyer stated the NSBN needed a thorough discussion of the issues with new schools and asked if more nursing schools were applying for approval by the NSBN. R. Colosimo stated that the ITT Technical has admitted their first class and Everest College (formerly Las Vegas College) would be admitting their first class in January. At least two new LPN program applications will be coming before the Board for approval in January, 2011.

F. NURSING PRACTICE

1. Applications in question regarding NRS 632.307 – Subcommittee recommendations
 - a. Jones, Hazel, RN05891: Applicant was not present. It was moved and seconded the Board accept the renewal application for licensure and issue a license with limitations pursuant to NRS 632.307 as recommended by the Executive Committee. Accepted under the Consent

- Agenda. C. McMurray recused herself.
- b. Spampinato, Carmelita, CNA017480: Applicant was not present. It was moved and seconded the Board accept the renewal application for certification and issue a certificate with limitations pursuant to NRS 632.307 as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - c. Allison-Knapp, Karen, LPN13016: Applicant was not present. It was moved and seconded the Board accept the renewal application for licensure and issue a license with limitations pursuant to NRS 632.307 as recommended by the Executive Committee. Accepted under the Consent Agenda.
2. Review, discussion, and action regarding reappointment and appointment of members to the Nursing Practice Advisory Committee: It moved and seconded the Board re-appoint Lisa Mantkus, RN22733 and appoint Leighanne Shirey, RN260916, to the Nursing Practice Advisory Committee. MOTION CARRIED.
 3. Review, discussion, and action regarding proposed revision to Practice Decision regarding cosmetic procedures: D. Scott presented this agenda item giving the history and rationale for the proposed revisions to the current practice decision. She read into the record an email from Douglas Cooper, the executive director for the Board of Medical Examiners (BOME), describing the BOME's concerns about the wording of the new practice decision. They recommended that a statement that the cosmetic procedures outlined in the practice decision not be a delegable task. Board staff also recommended that the practice decision wording clarify that when an MD/DO/PA/APN preliminary exam and plan of care (including medical orders) is required, that it be clear that the exam must take place prior to the procedure being administered. The Board directed staff to make these additional changes and it was moved and seconded the Board approve the proposed revisions to the current Cosmetics Procedure Practice Decision as revised. MOTION CARRIED.

ADJOURNMENT

The meeting was adjourned at 12:10 p.m. on November 18, 2010.