

Nevada State Board of **NURSING**

MINUTES OF REGULAR BOARD MEETING September 15-17, 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 September 15, 2010 at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

MEMBERS PRESENT

Doreen Begley, MS, RN, President
Tish Smyer, DNSc, RN, Vice-President
Kelly Espinoza, MSN, RN, Secretary
Carrie McMurray, CNA, Member
Belen Gabato, MS, RN, Member
Sandra Halley, Consumer Member
Rick Carrauthers, LPN, 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 (9/15)
Patty Shutt, LPN, Site Operations Supervisor (9/15)
Amy Clark, BSN, RN, Application Coordinator (9/15)
Christine Parvall, Deputy Attorney General, Board Counsel

CALL TO ORDER – 9:04 a.m.

PUBLIC COMMENT: Tracy Singh, President, Nevada Nurses Association (NNA), gave public comment to apprise the NSBN of some of the recent and upcoming NNA activities including the second annual student nurse competition, an upcoming visit by the American Nurses Association president for the Nevada Health Care Forum in October, and the NNA Annual Convention. She described a New Nurse Practice Group in an effort to support newly licensed nurses practicing in Nevada. The Board thanked Ms. Singh for her information and keeping the Board updated on future events.

APPROVAL OF CONSENT AGENDAS

ACTION It was moved and seconded to approve the Consent Agenda I, identified as items: A.1. A.2.a.-c., D.2.a.-y., and D.3.a. **MOTION CARRIED.**

ACTION It was moved and seconded to approve the Consent Agenda II, identified as items: D.1.a., b., d., g., h., j.-l., o.-q., s., u.-y., aa., cc., dd., D.4.a., D.7.a. & b., D.8.a.-d., f., & F.1.a-d. Items removed: D.1.c., e., f., i., m., n. r., t., z., bb., ee., ff., gg., & D.8.e. **MOTION CARRIED.**

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of minutes of Board meeting, July 21-23, 2010 and August 9, 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:
Transforming Clinical Nursing Education
 - b. Tish Smyer, DNSc, RN, CNE, Board Member
Doreen Begley, MS, RN, Board Member
Kelly Espinoza, MSN, RN, Board Member
Rick Carrauthers, LPN, Board Member
Debra Scott, MSN, RN, FRE, Executive Director
Chris Sansom, BSN, RN, Director of Operations:
2010 Annual Meeting NCSBN “Pioneer the Path for Public Protection” Delegate
Assembly
 - c. Christie Daliposon, Management Assistant:
Managing Multiple Projects, Objectives, and Deadlines

ACTION

- 3. Proposed FY10/11 goals and objectives: D. Scott presented specific objectives created by Board direction and suggestions by administrative staff. It was moved and seconded to approve the objectives as written. MOTION CARRIED.
- 4. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends regarding scope of practice inquiries.
- 5. Election of officers: It was moved and seconded the Board elect Doreen Begley as Board president, Tish Smyer as Board vice president, and Kelly Espinoza as Board secretary. MOTION CARRIED.

ACTION

- 6. Discussion regarding Southern Nevada Medical Industry Coalition (SNMIC) initiatives- Doug Geinzer to present: D. Geinzer discussed some of the work of the coalition which resulted in the awarding of a \$750,000 grant for Nevada to facilitate the hiring and orientation of new nursing graduates. Catherine Cylke, from Kaplan College, Director of Nursing, and he answered questions by the Board members and they thanked him for keeping the Board informed of SNMIC’s progress in this project.

B. LICENSURE PROGRAMS-no business

C. CERTIFICATION PROGRAMS-no business

D. DISCIPLINE PROGRAMS

- 1. Applications (initial and renewal in question)
 - a. Finau, Amelia, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - b. Noll, Cecelia, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and that she take and successfully complete the Nevada Nurse Practice Act course within six months or the application is automatically denied without further proceedings as recommended by the Executive Committee. The denial would become part of the applicant’s permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
 - c. Removed.
 - d. Wagner, Samantha, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification pending documentation of completion of all court ordered requirements and issue an Order for Monitoring for one

year for violation of NRS 632.320 (1)(b) criminal convictions, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.

ACTION

- e. Mueller, Theresa, RN applicant: Applicant was present with counsel. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal convictions, and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
- f. Removed.
- g. Polk, Urenena, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- h. White, Heather, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and Agreement for Monitoring for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.
- i. Winch, Nicholas, CNA applicant: Applicant was not present, but was represented by counsel. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal convictions, 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. MOTION CARRIED.

ACTION

- j. Houston, Ellen, RN applicant: Applicant was not 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. Yearwood, Joann, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- l. Nowka, Kevin, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal convictions, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.
- m. Removed.

ACTION

- n. Khatib, Maria, RN applicant: Applicant was present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(l) 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 as recommended by the Executive Committee. MOTION CARRIED.
- o. Johner, Steven, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- p. Morgan, Sherry, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- q. Apilado, Filipinas, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- r. Dobrin, Darcy, 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

ACTION

convictions, 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. MOTION CARRIED.

- s. Barrett, Katheryn, RN62072: 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) action in another state and previous Board action, 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 the under Consent Agenda.
- t. Removed.
- u. Comstock, Elicea, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- v. Martino, Bernadette, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- w. Marquez, Maria, CNA015922: Applicant was not present. It was moved and seconded the Board deny the renewal 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
- x. Power, Gerald, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- y. Kuka, Amy, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- z. Judge, Alan, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and order he provide a copy of all court documents within thirty days of his criminal case's disposition as recommended by the Executive Committee. MOTION CARRIED.

ACTION

- aa. Conner, Tracy, CNA013482: Applicant was not present. It was moved and seconded the Board deny the renewal 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
- bb. Schoeck, Kristina, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and issue an Order of Suspension and Probation for a minimum of five (5) years for violation of NRS 632.320 (1)(b) criminal convictions, (1)(e) controlled substances and/or alcohol, and (1)(l) action in another state and order the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. MOTION CARRIED.

ACTION

- cc. McCann, Jennifer, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the applications for temporary LPN licensure for refresher and permanent licensure upon successful completion. Further, it was moved and seconded the Board issue an Order of Probation for two (2) years for violation of NRS 632.320 (1)(b) criminal convictions, (1)(e) controlled substances and/or alcohol, and

(1)(l) action in another state, and order the disciplinary action 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.

dd. Lashuk, Stephanie, CNA018340: Applicant was not present. It was moved and seconded the Board deny the renewal 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.

ACTION

ee. Kipling, Scott, RN applicant: Applicant was present with counsel. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

ACTION

ff. Moses, Keith, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.

ACTION

gg. Funk, Ursula, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for temporary RN licensure for refresher and permanent RN licensure upon successful completion of all licensure requirements. MOTION CARRIED.

2. Settlement agreements:

a. Scott, Derek, RN64377: 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 (18) diversion of equipment or drugs. Accepted under the Consent Agenda.

b. MacKenzie, Jayne, RN57322: 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 and (27) customary standards of practice. Accepted under the Consent Agenda.

c. Armistead, Cynthia, RN33934: 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.

d. Bartley, Donna, LPN14532: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS (1)(e) controlled substances and/or alcohol, and (1)(l) action in another state. Accepted under the Consent Agenda.

e. Beasley, Nancy, RN22199: Agreement for Monitoring for violation of NRS (1)(g) unprofessional conduct and NAC 632.890 (18) diversion of equipment or drugs. Accepted under the Consent Agenda.

f. Blanco, Maria, CNA014162: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice and (39) pattern of conduct. Accepted under the Consent Agenda.

g. Calla, Nina, LPN14053: Agreement for Reprimand for violation of NRS 632.320 (1)(g) 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.

h. Chico, Silvia, CNA015136: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (23) exploiting a resident for financial gain and (40) professional boundaries. Accepted under the Consent Agenda.

i. Coutee, Anntheresa, LPN13459: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (24) failing to collaborate with health care team and (25) failing to observe/report. Accepted under the Consent Agenda.

j. Eala, Rosemarie, LPN12761: Agreement for Reprimand for violation of NRS 632.320

- (1)(g) unprofessional conduct and NAC 632.890 (2) practicing beyond scope. Accepted under the Consent Agenda.
- k. Guinn, Heidi, CNA020054: Agreement for Fine of \$100 for violation of NRS 632.320(1)(g) unprofessional conduct and NAC 632.890 (37) practice without active license/certificate. Accepted under the Consent Agenda.
 - l. LeVasseur, Viki, CNA006722: 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. Magnaye, Emel, RN34810: 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.
 - n. Paz, Aphitchaya, CNA017439: 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.
 - o. Rosado, Sandra, RN52598, CRNA000294: 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.
 - p. Senevi-Rathner, Sunil, RN44690: Agreement for Fine of \$100 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.
 - q. Singh, Arun, LPN10962: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (2) practicing beyond scope. Accepted under the Consent Agenda.
 - r. Richards, Beverly, RN57744: Agreement for Probation for violation of NRS 632.320 (1)(l) action in another state. Accepted under the Consent Agenda.
 - s. Stine, Marina, RN60337: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (16) failing to properly document controlled substances and (27) customary standards of practice. Accepted under the Consent Agenda.
 - t. Tucker, Margo, RN34856: Agreement for Fine of \$200 for violation of NRS 632.320 (1)(a) fraudulent application and (1)(l) action in another state. Accepted under the Consent Agenda.
 - u. Driscoll, Carol, LPN06675: Agreement for Reprimand for violation of NRS 632.320(1)(g) unprofessional conduct and NAC 632.890 (2) practicing beyond scope. Accepted under the Consent Agenda.
 - v. Twohey, Margaret, RN14006: Agreement for Fine of \$300 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. Accepted under the Consent Agenda.
 - w. Militar, Irene, CNA014936: 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.
 - x. Davenport Jordan, Dorothy, RN27809: 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.
 - y. Masing, Kimberly, RN42891: 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. Accepted under the Consent Agenda.

3. Successful completion of probation/monitoring

- a. Montgomery, Robert, RN09185: Termination of probation. Accepted under the Consent Agenda.

4. Reinstatement of licensure/certification

- a. Duffy, Mary, RN08972: 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 (1)(b) criminal convictions, (1)(e) controlled substances and/or alcohol, and (1)(l) previous action against license and order the disciplinary action 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.

5. Formal administrative hearings

ACTION

- a. Campbell, Brent, RN60901: 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)(b) criminal convictions. MOTION CARRIED.

ACTION

- b. Eggers, Susan, RN58848: 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 against license/certificate in another state. It was moved and seconded the Board deny the renewal application for licensure. 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. Grajeda, Sunisa, LPN12896: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violating NRS 632.320 (1)(n) failing to comply with a Board order. It was moved and seconded the Board suspend the license for a minimum of one year and that the suspension shall remain in effect until the respondent takes and successfully completes a Board approved critical thinking in nursing course and returns to the Board for final disposition. MOTION CARRIED.

ACTION

- d. Grayson, Corrie, CNA002349: Respondent was present. It was moved and seconded the Board grant a continuance of this matter until the next regularly scheduled Board meeting in Las Vegas currently scheduled for January 2011. MOTION CARRIED.

ACTION

- e. Green, Lori, RN53245: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (9) practicing while impaired and (16) failing to properly document controlled substances. MOTION CARRIED.

ACTION

- f. Holmes, Ashley, CNA019571: 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, (1)(g) unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for 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.

- g. Lee, Allison, TRN327721: 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 (9) practicing while impaired, (16) failing to properly document controlled substances, and (27) customary standards of practice. It was moved and seconded the Board revoke the respondent's license. 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. It was moved and seconded, pursuant to NRS 622.400, the Board charge the respondent with the actual attorney fees and costs of this hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

h. Liggio, Carlo, RN54197, APN000922: 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 against license/certificate in another state. It was moved and seconded the Board deny the renewal application for licensure/certification. 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. Mendoza, Christina, LPN14282: Respondent was represented by counsel. It was moved and seconded the Board grant a continuance of this matter until the next regularly scheduled Board meeting in Las Vegas currently scheduled for January 2011. MOTION CARRIED.

ACTION

j. Norris, Mathew, RN34458: Respondent was present. It was moved and seconded the Board find the respondent guilty of violation of NRS 632.320 (1)(b) criminal convictions. It was moved and seconded the Board deny the respondent's renewal application for licensure. 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. Parham, Toni, RN46907: 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 he 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. It was moved and seconded, pursuant to NRS 622.400, the Board charge the respondent with the actual attorney fees and costs of this hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

l. Patterson, Sandra, RN62855: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards of practice. MOTION CARRIED.

ACTION

m. Peters, Roseanne, RN29230: 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. It was moved and seconded, pursuant to NRS 622.400, the Board charge the respondent with the actual attorney fees and costs of this hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

n. Qu, Wei, RN47359: 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. It was moved and seconded, pursuant to NRS 622.400, the Board charge the respondent with the actual attorney fees and costs of this hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

o. Spurr, Gregg, RN24242: 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 (9) impaired practice, and (18) diversion of equipment or drugs. MOTION CARRIED.

ACTION

p. Ware, Paula, RN42864: 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 (36) failing to comply with Board order, and (37) practicing without an active license. It was moved and seconded the Board revoke the respondent’s license. 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.

ACTION

q. 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 (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 one (1) 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. It was moved and seconded, pursuant to NRS 622.400, the Board charge the respondent with the actual attorney fees and costs of this hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

6. Board-directed investigations

a. O’Donnell, Rosa, RN39329: It was moved and seconded the Board direct staff to investigate. MOTION CARRIED. C. McMurray recused herself.

ACTION

7. Ratification of staff denials – NRS 632.320 (1) fraudulent application
- a. Khorasaani Zadeh, Sedigheh, RN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for licensure 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - b. Taylor, Patrice, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of 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 as recommended by the Executive Committee. Accepted under the Consent Agenda

8. Ratification of staff denials – NRS632.320 (2) convictions
- a. Wear, Rebecca, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification 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. Delmendo, Bernice, 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
 - c. Armstrong, Brittney, CNA applicant: Applicant was present to appeal staff denial. 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.
 - d. Greb, Amanda, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification 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.
 - e. Removed.
 - f. Moala, Melissa, RN 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.

D. 9. Special Action

- a. Pfeifle, Melannie, RN52303: Respondent was not present. It was moved and seconded the Board deny the request for early termination of probation. **MOTION CARRIED.**
- b. Erbe, Marion, CNA013337: Respondent was present with counsel. It was moved and seconded the Board order the respondent to have an evaluation by the Disability Advisory Committee and follow all recommendations. **MOTION CARRIED.**

ACTION

ACTION

E. EDUCATION

- 1. Review, discussion, and action regarding Carrington College (Apollo, Las Vegas) nursing program consultant report for extension of provisional status: R Colosimo presented this agenda item. Dr. Lois Hines, Corporate Nursing Director notified the Board that Dr. Doug Turner, the

current program director, has resigned to take another position in the corporation. She stated that the consultant report was very supportive of Dr. Turner's accomplishments with turning the program in a more positive direction. R. Colosimo explained that Dr. Turner's leaving and the continuing turnover in administrative positions was of concern. Dr. Hines stated it was unfortunate that Dr. Turner was being promoted, but his work during his tenure has provided a strong situation for the new director. K. Espinosa stated from her administrative background that the turnover rate indicates organizational issues. S. Halley expressed concern that she felt the turnover has made it difficult for the students' adjusting to change. Mr. William Hale, Campus President, responded to the consultant report that identified many issues with the program's physical environment for and assured the Board that all improvements would be complete by November. D. Begley expressed concern that the Board had heard this before and that the program made little progress until admissions were suspended by the Board in November, 2009. T. Smyer asked if this new addition was earmarked solely for the nursing program. W. Hale responded that a Physical Therapy Assistant Program would begin in January and this program would share the space with the nursing program. T. Smyer expressed concern that Carrington was starting another program when the nursing program's provisional approval had been extended for significant concerns with no NLNAC (National League for Nursing Accreditation Commission) accreditation and no full year 80% NCLEX first time pass rate. A long discussion ensued and B. Gabato and R. Carruthers also expressed concern about lack of progress and the administrative turnover. Dr. Hines stated they were on course to have an NLNAC visit in January, 2011. The education consultant stated that it was unusual that a program would be prepared for an NLNAC survey taking into consideration the recent administrative change and the difficulty of orienting and establishing a new administrator. It was moved and seconded that Carrington College suspend admission to their program until the January, 2011, NLNAC visit, for the Board's education consultant to make a site visit to inspect the promised improvements to the physical learning environment for students and faculty. In addition, the program must return with an outside organizational consultant report on the recommendations to decrease administrative turnover. MOTION CARRIED.

ACTION

2. Review, discussion, and action regarding National University's request for a curriculum revision: Dr. Laura Carver, Director of Nursing, presented the change in pharmacology and leadership course to the Board. K. Espinosa expressed concern that the changes are supported by data. T. Smyer stated she was very concerned about the current trend in the NCLEX first time pass rates which is 3 graduates passing out of 10 so far this year. Dr. Carver stated the faculty was evaluating other changes in the program. It was moved and seconded that the curriculum change requested by National University be approved. MOTION CARRIED.

ACTION

3. Review, discussion, and action regarding the 18-month provisional survey of the Kaplan Nursing Program (Kaplan LPN program formerly Heritage College): R. Colosimo presented this agenda item. She informed the Board that, during the initial survey of the nursing program new site, it had not been apparent that there were some insufficiencies with the physical layout of the new Kaplan campus. Dr. Catherine Cylke, Director of Nursing, responded to the deficiencies in the survey report. She explained her dual role and submitted her schedule showing her time commitments to her implementation of a federal grant and being the administrator of Kaplan's nursing program. T. Smyer expressed concern about the small amount of time (one day per week), according to Dr. Cylke's schedule, that she would be working as the program director until January, 2011, when an NLNAC site visit is expected. Dr. John Danaher, President of Kaplan Schools of Nursing, stated that he took the comments seriously and would see that improvements were made. He noted that he personally hired Dr. Cylke and believed that her qualifications and skills were adequate for the work that was required. Rod Dillman, Campus President, could not give a specific date the improvements would be completed and stated he felt the separate faculty room for nursing

was a step in the right direction. He noted the lack of phone lines was because of the temporary nature of the faculty situation. R. Colosimo stated that lack of corporate responsiveness to computer access, anatomy laboratory abilities and computer for virtual experiences along with an errant Pharmacology text were of concern for public safety to educate nurses properly. R. Colosimo stated the faculty and curriculum are working well and that the current NCLEX first time pass rate is 85%. D. Begley stated she felt admissions did not need to be halted but continues to be concerned and requested a firm completion date for the physical improvements. It was moved and seconded that NSBN defer this item until the November agenda and directed the education consultant survey the program's progress toward correcting the deficiencies found in the 18-month provisional report. MOTION CARRIED.

ACTION

4. Review, discussion, and action regarding the proposed Education Policy and Procedure "English Proficiency Requirements in compliance with NAC 632.160": R. Colosimo reviewed the patient safety concerns when nurses are not proficient in speaking and listening to English and summarized the Board's discussion at their July, 2010, Business meeting during which they directed staff to revise the current policy to require an English proficiency assessment at the time of licensure. The Education Advisory Committee (EAC) supported the Board's approval of the proposed policy unanimously. B. Gabato expressed support for the safety improvement this regulation could bring. D. Begley requested information on any other types of English proficiency exams which may be acceptable. R. Colosimo stated that the exams included in the proposed policy were normed for reliability and validity of the passing score by the National Council of State Boards of Nursing (NCSBN) and that she would review and add any other forms of exams which had been normed. It was moved and seconded the Board accept the Education Policy and Procedure for English Proficiency requirements in compliance with NAC 632.160. The requirement for licensure will be enforced beginning January 1, 2011. MOTION CARRIED.

ACTION

5. Review, discussion, and action regarding the ITT Technical Institute request for a change in admission criteria: Dr. Peggy Schuber, Director of Nursing, explained that the program wished to increase the score for nursing program admissions on the HESI A2, but the science exams were being dropped as many students may not have had the necessary coursework in high school or that the courses may have been taken a considerable amount of time in the past. B. Gabato asked the Board's education consultant's opinion on this proposal. She agreed that no other programs required the science exam, but noted that the EAC had strongly encouraged Dr. Schuber to require a minimum score in each of the areas—mathematics, reading comprehension and vocabulary. K. Espinosa underscored the importance that the Board had observed in setting adequate admission criteria. R. Carruthers also agreed admission requirements, in experience of the Board, were crucial. Dr. Schuber said she would discuss the Board's concerns with her corporate leadership. It was moved and seconded that the Board approve the proposed admission requirements for ITT Technical Institute. MOTION CARRIED.

ACTION

6. Review, discussion, and action regarding the appointment and re-appointment of members for Education Advisory Committee: It was moved and seconded the Board appoint Laura Fillmore, RN40804 and re-appoint Mary Chalfant, RN 30630 to the Education Advisory Committee. MOTION CARRIED.

ACTION

7. Review, discussion, and action to evaluate the credentials of Ginette Ouellet, RN35231 for the position of nursing administrator for Carrington College (formerly Apollo, Las Vegas): R. Colosimo presented this agenda item and introduced Ginette Ouellet, the new nursing administrator for Carrington College. The Board's executive director clarified for the Board its role in evaluating Ms. Ouellet's credentials to ascertain that she meets the requirements in Nevada regulations. B. Gabato asked the education consultant her opinion on what would constitute a developmental plan for the program's new administrator. Dr. Hines described the

plan in place to support the new administrator which consists of contact and discussion with an NLN consultant every two weeks and ongoing support by Dr. Hines and other Carrington directors in her peer group. D. Begley inquired as to Ms. Oullet's long range plans. G. Ouellet described her commitment to Carrington nursing program and her plans to remain in her position. D. Begley commented that previous administrators had previously also intended to stay in the position that she was filling, but had not followed through with their commitment to the program. D. Begley cited Ms. Oullet's courage in taking the position but expressed concern about the program's history of difficulties in the longevity of its nursing administrators. It was moved and seconded the Board deem that Ginette Oullet RN 35231 credentials meet the requirements in Nevada regulations. MOTION CARRIED.

ACTION

F. NURSING PRACTICE

1. Applications in question regarding NRS 632.307 – Subcommittee recommendations
 - a. Palone, Rebecca, RN15263: Applicant was not present. It was moved and seconded the Board accept 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.
 - b. Ackerman, John, RN25777: 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. Walters, Joyce, RN22109: 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.
 - d. Derrick, Linda, RN05949: 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 the appointment for the Advanced Practice Advisory Committee member: It was moved and seconded the Board appoint Josh Hamilton, RN55633, APN001009, to the Advanced Practice Advisory Committee. MOTION CARRIED.

ACTION

ADJOURNMENT

The meeting was adjourned at 3:18 p.m. on September 16, 2010.