

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

November 7-8, 2012

The Meeting of the Nevada State Board of Nursing was called to order by President, Tish Smyer, DNSc, RN, at 9:00 a.m. on November 7, 2012 at Tamarack Junction 13101 S. Virginia St. Reno, NV 89511

MEMBERS PRESENT

Tish Smyer, DNSc, RN, President
Rick Carrauthers, LPN, Vice President
Doreen Begley, MS, RN, Member
Rhigel Tan, DNP, RN, APN, Member
Jennifer Snidow, CNA, Member
Sandra Halley, Consumer Member

MEMBERS ABSENT

Kelly Espinoza, MSN, RN

OTHERS PRESENT

Debra Scott, MSN, RN, FRE, Executive Director
Chris Sansom, MSN, RN, Director of Operations
Fred Olmstead, General Counsel
Gail Trujillo, Executive Assistant
Jared Armstrong, IT Assistant
Roseann Colosimo, PhD, MSN, RN, Education Consultant (11/7)
Chief Deputy Attorney General Keith Marcher, Board Counsel

CALL TO ORDER – 9:00 a.m.

PUBLIC COMMENT: Pat Alfonso, Nevada Nurses Association (NNA) member, spoke during public comment. She currently teaches and expressed to the Board that students and nurses need more education regarding substance use disorders and impairment.

APPROVAL OF CONSENT AGENDAS

It was moved and seconded to approve the Consent Agenda, identified as items: A.1., A.2.a.-b., D.2.a.-y., D.3.a.-c., D.8.a. & F.1.a. MOTION CARRIED. J. Snidow and D. Begley recused from D.2.w.

ACTION

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of Board meeting minutes: August 22, 2012 and September 12-13, 2012: Approved under the Consent Agenda.
2. Conference and seminar report: Approved under the Consent Agenda
 - a. Fred Olmstead: FARB Attorney Certification Seminar, October 5-7, 2012
 - b. Doreen Begley: Citizen Advocacy Center (CAC) Annual Meeting, October 25-26, 2012

3. Review statistics and trends: C. Sansom referred the Board to a handout regarding statistics and trends in scope of practice inquiries.
4. Progress report on FY12/13 Goals and Objectives: D. Scott reviewed the report and informed the Board of the most recent progress related to the achievement of Board goals and objectives.
5. Review and acceptance of FY11/12 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, 2012. She informed the Board that the audit did not identify any deficiencies, 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 FY12 audit report. MOTION CARRIED.

ACTION

6. Financial statements (quarterly report): D. Scott presented the first quarter of FY12/13 financial report, answering questions from the Board members.
7. Review, discussion and action regarding requiring the Workforce Data Survey upon renewal: John Packham, PhD, Director of Health Policy Research, University of Nevada School of Medicine presented this agenda item. He explained the significant need to develop a standardized minimum data set across each health profession licensed by the State of Nevada. He requested that the Board require each licensee renewing their licensee online be prompted to complete a short survey as part of their renewal process. The minimum workforce data set and related questions will be straightforward and place a minimal amount of burden on the applicant. It was moved and seconded the Board add the completion of the minimum data set survey as part of the online renewal process. MOTION CARRIED.

ACTION

8. Review, discussion and action regarding conference attendance assignments: The appointed Board members were assigned to attend the appropriate conferences for 2013 based on availability, 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 the Board accept the results of the discussion for conference attendance. MOTION CARRIED.

ACTION

9. Review, discussion and action regarding utilizing Affinity Online Services: D. Scott presented this agenda item to the Board. Affinity Online is data management company that could assist the Board in monitoring licensees/certificate holders who are currently on monitoring and probation. Board staff is particularly interested in utilizing Affinity Online due to its ability to offer urine drug screen tracking, report tracking, online forms, online submission of reports and sending automatic reminders all from their centralized database. This would significantly reduce the amount of paper that is reviewed and stored in the compliance department. It was moved and seconded the Board approve utilizing Affinity Online Services. MOTION CARRIED.

ACTION

B. LICENSURE PROGRAMS – No Business

C. CERTIFICATION PROGRAMS

1. Review and discussion regarding implementation of Medication Aide-Certified regulations: R. Colosimo informed the Board that the first class of eight Medication Aides-Certified (MA-C) students have graduated. The skills test has been validated with Diversified Technologies and their proposed test manager will be Carla Wright, a CNA instructor at College of Southern Nevada. Board staff is extremely pleased with C. Wright as the test manager due to her

knowledge, expertise and integrity. Two facilities are currently seeking approval to hire MA-Cs and will be presenting their position description and policies and procedures to the Board.

2. Review, discussion and action regarding Milan Institute, Las Vegas, Nursing Assistant Training Program staff survey: R. Colosimo explained that the program sufficiently met the standards and she would resurvey the program within 6-8 months. It was moved and seconded the Board approve the Milan Institute, Las Vegas Nursing Assistant Training Program staff survey.

ACTION

MOTION CARRIED.

3. Review and discussion regarding Milan Institute Nursing Assistant Training Program tuition increase: Dan Brewster, Campus Director for Milan Institute, Sparks, informed the Board that after a re-evaluation of the market and costs, a tuition increase was warranted. R. Caruthers asked about the difference in tuition between the Reno and Las Vegas campuses and D. Brewster explained that there is a slight difference in tuition due to the market differences.
4. Review, discussion and action regarding the El Jen application to have the Medication Aide-Certified position in the facility: Charles Perry and Daniel Mathis from the Nevada Health Care Association (NVHCA) and Christine Las and Abby Grossa from El Jen presented this agenda item to the Board. The Board recommended edits to the position description and policies and procedures. El Jen agreed with the edits suggested by the Board which will include clarification that MA-Cs will only work as an MA-C during their shift. D. Mathis stated they would bring the updated policies and procedures to the Board and will hopefully be able to soon provide data showing that less medication errors are being made, which is part of their goal providing safer and better care for Nevada residents. It was moved and seconded the Board approve El Jen's position description and MA-C policies and procedures with the recommended edits. MOTION CARRIED.

ACTION

5. Review, discussion and action regarding North Las Vegas Care Center application to have the Medication Aide-Certified position in the facility: Julie Price, corporate nursing representative for North Las Vegas Care Center, along with C. Perry and D. Mathis presented this agenda item to the Board. D. Begley had concerns that the language was not precise when explaining that Medication Aides-Certified will pass medication only and can not also have patient care assignments. D. Mathis explained that the facility would be in compliance with the regulations and R. Colosimo will educate its staff members at an in-service that was being planned at its facility. C. Perry stated this had been a long work in progress for the NVHCA and he was pleased with the collaboration of the Board during this implementation phase. It was moved and seconded the Board approve North Las Vegas Care Center position description and MA-C policies and procedures with the recommended edits. MOTION CARRIED

ACTION

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)

ACTION

- a. Hooks, Shawn, CNA022891: Applicant was not present. It was moved and seconded the Board accept the renewal application for certification. MOTION CARRIED.

ACTION

- b. Mruk, Mary, CNA025300: 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 and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- c. Lendon, Madonna, CNA020771: Applicant was present. It was moved and seconded the Board deny the renewal 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. MOTION CARRIED.

- d. Cameron, Kimberly, CNA022067: 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 and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
ACTION
 - e. Pierce, Barbara, CNA012292: 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 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. Castberg, Glenett, CNA Applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
ACTION
 - g. Flennoy, Cynthia, CNA Applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
ACTION
 - h. Abrams, Daniel, RN Applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for a violation of NRS 632.320 (1)(b) criminal convictions, (1)(e) controlled substances and/or alcohol and (1)(m) action in another state. MOTION CARRIED.
ACTION
 - i. This item was removed.
 - j. Lee, Linda, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
ACTION
 - k. Vohwinkle, Leana, CNA Applicant: Applicant was present. It was moved and seconded the Board accept the application for certification and the Agreement for Monitoring for a violation of NRS 632.320 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
ACTION
 - l. Smyth, John, LPN Applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
ACTION
 - m. Phillips, Kimberly, RN Applicant, APN Applicant: It was moved and seconded the Board accept the application for RN licensure and APN certification. MOTION CARRIED.
ACTION
2. Settlement agreements
- a. Coleman, Vonda, CNA026506: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (11) positive drug screen as condition of employment. Accepted under the Consent Agenda.
 - b. Diaz-Lopez, Salvador, LPN14115: Agreement for Fine of \$50 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
 - c. Seeman, Judith, RN39213: Agreement for Fine of \$700 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.
 - d. Tangonan, Theresa, RN47033: Agreement for Fine of \$400 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.
 - e. Wasson, Laura, RN65436: Agreement for Reprimand and Fine \$1,100 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.

- f. Henderson, Andria, RN66328: Agreement for Fine of \$50 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- g. Norberg, Annastacia, LPN10574: Agreement for Probation for violation of NRS632.320 (1)(a) fraudulent application, (1)(b) criminal conviction and (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
- h. Hewitt, Douglas, RN 34128: Agreement for Fine of \$500 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.
- i. Canavan, Sandra, RN19910: Agreement for Fine of \$700 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.
- j. Torres, Connie, RN17499: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- k. Lomibao, Emmanuel, RN28586: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- l. Bermudez, Frances, LPN11419: Agreement for Reprimand and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (2) practicing beyond scope (27) customary standards of practice and (28) causing harm to a patient. Accepted under the Consent Agenda.
- m. Saye, Cynthia, CNA020151: Agreement for Reprimand, Fine of \$50 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the Consent Agenda.
- n. Garcia, Norma, LPN15121: Agreement for Reprimand and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards of practice. Accepted under the Consent Agenda.
- o. Mac Donald, Diane, RN31628: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- p. Rhodes, Jaynee, RN15832: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- q. Jackson, Nadine, CNA011308: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- r. Caudle, Jacqueline, RN12995: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- s. Becker, Kathleen, RN19805: Agreement for Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice, (28) causing harm to a patient and (33) abuse of a patient. Accepted under the Consent Agenda.
- t. Porter, Myra, RN23735: Agreement for Monitoring for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (9) impaired practice and (27) customary standards of practice. Accepted under the Consent Agenda.

- u. Gilchrist, Diane, RN30482: 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.
- v. Simon, Iulia, RN68238: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (2) practicing beyond scope, (24) failing to collaborate with healthcare team and (27) customary standards of practice. Accepted under the Consent Agenda.
- w. Schrimpf, Elizabeth, RN11063: Agreement for Monitoring for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda. D. Begley and J. Snidow recused.
- x. Bauer, Robert, CNA021281: Agreement for Monitoring for violation of NRS 632.320 (1)(a) fraudulent application, (1)(b) criminal conviction and (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
- y. Jokela Willis, Sari, RN59430: 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.

3. Successful completion of probation/monitoring

- a. Mueller, Theresa, RN66594: Termination of monitoring approved under the Consent Agenda.
- b. Nellis, Scott, RN14878: Termination of monitoring approved under the Consent Agenda.
- c. White, David, RN44330: Termination of monitoring approved under the Consent Agenda.

4. Reinstatement of licensure/certification – No business

5. Formal administrative hearings

- a. Benedict, Sandra, RN31679: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available Board meeting. MOTION CARRIED.
- b. Busch, Karen, LPN13339: 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 (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, a 4 CE bioterrorism course and the National Council of State Boards of Nursing Nevada Nurse Practice Act course, within thirty (30) days or the license is automatically suspended without further proceedings until all 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 payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.
- c. Cochran, Emily, CNA016531: 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 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording/falsifying and (27) customary standards of practice. MOTION CARRIED.
- d. Goldin, Justin, RN54468: 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

ACTION

ACTION

ACTION

Respondent guilty of violating NRS 632.320 (1)(m) action in another state. It was moved and seconded the Board revoke the Respondent's license. Respondent may not apply for reinstatement for twenty (20) 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

e. Hampton, Joan, RN65137: 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)(a) fraudulent application and (1)(m) action in another state. 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

f. Holmes, Thomas, RN65185: 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 (4) competency. MOTION CARRIED.

ACTION

g. Hughes, Gary, RN54040: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next Board meeting in Reno currently scheduled for March 2013. MOTION CARRIED.

ACTION

h. Lynn, Edden, CNA021483: Respondent was present with counsel. 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(1)(g) unprofessional conduct, because the conduct violated NAC 632.890(27) customary standards of practice, (28) causing harm to a patient and (33) abuse of a patient. MOTION CARRIED.

ACTION

i. Murriente, Rosalina, CNA017239: Respondent was present with counsel. It was moved and seconded the Board reject the Agreement for Probation, and continue this matter to the next available Board meeting. MOTION CARRIED.

ACTION

j. Nason, Lorretta, RN42961: Respondent was 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(g) unprofessional conduct, (1)(k) falsified information to obtain controlled substances and NAC 632.890 (21) obtain, possess, furnish prescription drugs without authorization. MOTION CARRIED.

ACTION

k. Nesselroad, Michelle, RN67117: 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)(a) fraudulent application and (1)(m) action in another state. It was moved and seconded the Board revoke the Respondent's license. Respondent may not apply for reinstatement for 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

l. Raniero, Kathy, RN57806: 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)(a) fraudulent application and (1)(m) action in another state. It was moved and seconded the Board revoke the Respondent's license. 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. MOTION CARRIED.

ACTION

m. Real, Victoria, RN34998: Respondent was not present. It was moved and seconded the Board accept the Agreement for Fine of \$600 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. MOTION CARRIED.

ACTION

- ACTION n. Reynolds, Cheryl, CNA022611: 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 (27) customary standards of practice. MOTION CARRIED.
- ACTION o. Rullman, Laurie, RN39538: 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 (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, a 4 CE bioterrorism course and the National Council of State Boards of Nursing Nevada Nurse Practice Act course, within thirty (30) days or the license is automatically suspended without further proceedings until all 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.
- ACTION p. Schuering, Ned, RN18144: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available Board meeting. MOTION CARRIED.
- ACTION q. Siologa, Glory, CNA026570: 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 (22) patient abandonment. 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.
- ACTION r. Southard, Mary Ann, RN63642: 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)(a) fraudulent application. It was moved and seconded the Board revoke the Respondent's license. Respondent may not apply for reinstatement for twenty (20) 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 s. Sunnanon, Marissa, RN64945: 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)(a) fraudulent application and (1)(m) action in another state. It was moved and seconded the Board reprimand the Respondent, fine her \$500, and that she take and successfully complete a Board approved 30 CE legal ethics in nursing course and the National Council of State Boards of Nursing Nevada Nurse Practice Act course within 90 days or the license is automatically suspended without further proceedings until all 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.
- ACTION t. Van Keuren, Cordelia, RN61013: Respondent was present. It was moved and seconded the Board find the Respondent not guilty. MOTION CARRIED.
- ACTION u. Holland, Shannon, RN48985: Respondent was present with counsel. It was moved and seconded the Board find the Respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (42) violation of professional boundaries. It was moved and seconded the Board reprimand the Respondent, that she take and successfully complete a Board approved 30 CE legal ethics in nursing course, the National Council of State Boards of Nursing Social Media course and Professional Boundaries course within 90 days or the license

is automatically suspended without further proceedings until all requirements are completed and that any further violation of the Nevada Nurse Practice Act shall be considered a violation of her current Agreement for Monitoring. 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

- v. Pearson, Kimberley, RN63586: Respondent was not 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)(e) controlled substances and/or alcohol and (1)(o) 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 five (5) years and until all requirements of the Washington State Board of Quality Assurance have been 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.

ACTION

- w. Frick, Melady, RN48020: 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)(e) controlled substances and/or alcohol and (1)(m) action in another state. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

6. Board-directed investigations

ACTION

- a. Howard, Jessica, RN68363: It was moved and seconded the Board direct staff to investigate. MOTION CARRIED.

ACTION

- b. Margolies, Mindy, RN26702: It was moved and seconded the Board direct staff to investigate. MOTION CARRIED.

ACTION

- c. Merriman, Debra, RN51102: It was moved and seconded the Board direct staff to investigate. MOTION CARRIED.

7. Ratification of staff denials – NRS 632.320 (1)(a) fraudulent application – No business

8. Ratification of staff denials – NRS 632.320 (1)(b) convictions

- a. Atwell, Albert, 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)(b) criminal conviction 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.

9. Special Action – No business

E. EDUCATION

1. Review and discussion of the 2012 third quarter G-4 NCLEX pass rates: R. Colosimo informed the Board that all Nevada nursing programs' G-4 NCLEX pass rates are currently over 80% for the 2012 calendar year. R. Colosimo also stated that the National Council of State Boards of Nursing (NCSBN) has a new dashboard which is why the reports appear to be different. T. Smyer asked if the year-to-date would be available in the new format and R. Colosimo responded that she believed this feature would be revealed at the next NCSBN in-service.
2. Review and discussion regarding capacity issues of clinical placements and update on the student nurse clinical placement software implementation: The clinical placement software continues to be implemented. Southern Nevada has entered requests for the Spring and Summer of 2013. Jeannette Calderon is learning the administration of the system from Ann

Burgess who continues to be wonderful, consumer friendly and is appreciated statewide for her savvy resolution of issues. Northern Nevada is currently entering requests for Spring 2013. Board members and staff made it clear that rules regarding clinical placements will not be developed by the Board and any issues must be resolved by the programs and agencies utilizing the program to best benefit the citizens of Nevada.

3. Review, discussion and action regarding Breckinridge School of Nursing at ITT Technical Institute Board directed resurvey and consideration of student admissions: R. Colosimo explained that she and Dr. Margaret Louis concur that Breckinridge School of Nursing at ITT is not in substantial compliance with the education regulations. Areas of concerns include NAC 632.655 and 665 regarding the duties and presence of a qualified administrator. In a letter dated September 24, 2012, Dr. Faye McHaney notified Board staff that she was now Interim Chair for the Henderson campus and the National Chair for Breckinridge concurrently. The survey also provided that the faculty had almost completely turned over since March 2012. S. Halley stated she was concerned about the hiring of faculty who had no teaching experience and that students have experienced too much faculty turnover. Dr. McHaney responded that, although they had almost a complete faculty turnover, she feels that the faculty is now "on track". D. McHaney also explained that Dean Stephens was holding in-services for new faculty who had no teaching experience. R. Carrathers questioned the reasoning for requiring students to find and answer 500 NCLEX style questions. Dr. McHaney explained it was similar to a pilot study as faculty tried to figure out how to remediate students who were not meeting the HESI benchmarks. Dr. McHaney added that she was concerned that some issues she thought she had been corrected in March 2012 had resurfaced. Dr. McHaney also explained that she feels that, with her presence, things will improve. T. Smyer stated she was incredibly concerned about the students on campus and D. Begley expressed concern about NCLEX pass rates. R. Colosimo explained that only 8 of 27 students were still enrolled from the program's first class so the NCLEX score may be skewed with only the top students remaining in the class. It was moved and seconded the Board continue the suspension of admissions and that Breckinridge School of Nursing at ITT notify Board staff when the program is in compliance with the regulations and then schedule a resurvey. MOTION CARRIED.

ACTION

4. Review, discussion and action regarding the Nevada Career Institute resurvey and the student admissions for November 2012: Dr. Carpenter and Adnan AlMouazzen stated that Dr. Benzel has been hired to help faculty teach more effectively. R. Colosimo reported that the faculty had stabilized, maternal/child clinical placement has been found and that the first 12 out of 14 students have passed the NCLEX exam resulting in a G-4 NCLEX pass rate of 85.71%. R. Tan asked about the accreditation process with NCI and R. Colosimo replied that the NLNAC survey would be conducted next Fall. A. AlMouazzen explained that NCI hopes to admit three classes per year. D. Begley expressed that nursing education leadership had been shown to make a huge difference in ability to comply with regulations. It was moved and seconded the Board approve the resurvey and to permit admissions on the approved schedule. MOTION CARRIED.

ACTION

5. Review, discussion and action regarding the Compliance with Full Time Faculty Policy: A subcommittee of the Education Advisory Committee created the Compliance with Full Time Faculty Policy which was recommended for Board approval by the full committee. R. Colosimo explained that some entities were creative with their interpretation of "full-time" but she now feels that this policy will help enforce the full time faculty requirement in Nevada nursing programs. It was moved and seconded the Board approve the Compliance with Full Time Faculty Policy as written. MOTION CARRIED.

ACTION

6. Review and discussion regarding the six month progress reports of provisionally and conditionally approved Nevada nursing programs: R. Colosimo explained that National University had only one student currently on campus and she will give a final report of this program to the Board at the January 2013 meeting. R. Carrauthers asked if National University has submitted an application for a BSN program since their scores had improved so much. R. Colosimo responded that no application has been received in the Board offices. R. Colosimo reported that Breckinridge School of Nursing at ITT has had a 50% attrition rate prior to graduating a class which is of concern. Lastly, Everest College is moving along, will graduate their first class soon, and will have their NLNAC site visit next year.
7. Review, discussion and action regarding proposed change to admission procedures for Carrington College Nursing Program: Sarah Warmbrodt, Assistant Director of Nursing and Michael Como, Campus Director, informed the Board that they are requesting to change their admission test from the HESI entrance exam to the Kaplan Corporation Admission Test because it appears to be a better predictor and is more customer friendly. It was moved and seconded the Board approve the Carrington College change in admission procedures. MOTION CARRIED.

ACTION

8. Review, discussion and action regarding appointments to the Education Advisory Committee: It was moved and seconded the Board appoint Connie Carpenter, RN39917 and Heather Lockert, LPN15300 (student) to the Education Advisory Committee. MOTION CARRIED.

ACTION

F. NURSING PRACTICE

1. Applications in question regarding NRS 632.307
 - a. Tavolazzi, Ann Marie, LPN Applicant: 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. Approved under the Consent Agenda.
2. Review, discussion and action regarding the Sexual Assault Nurse Examiners (SANE) Practice Decision: Debbi Robison, Medical Coordinator for the Northern Nevada Child Abuse Response and Evaluations (CARES)/Sexual Assault Response Team (SART) Program was present to request that the Board delete the requirement that SANEs be certified to practice within this role in the State of Nevada. This proposed revision is being presented in response to the Attorney General's inquiry about a lack of certified SANEs to meet the needs of Nevada's citizens. Board staff received multiple letters in support of the proposed changes and the Nursing Practice Advisory Committee has also reviewed and supported the proposed change to the SANE Practice Decision. It was moved and seconded the Board approve the proposed revisions to the SANE Practice Decision. MOTION CARRIED.

ACTION

G. REPORTS FROM EXTERNAL STAKEHOLDERS

1. Nevada Nurses Association (NNA): Betty Razor, Legislative Committee Co-Chair for NNA, was present to report to the Board the upcoming actions of the NNA. Future plans include, implementing the Institute of Medicine (IOM) Recommendations for the Initiative on the Future of Nursing, conducting a mentoring program for student nurses, supporting the achievement of advanced nursing degrees through a scholarship program and working with the Nevada Hospital Association (NHA) to reduce horizontal violence in the workplace. She also listed a range of Bill Draft Requests (BDR) that may be submitted by various nursing organizations to Nevada Legislature in 2013. Additionally, she thanked the Board for its constant communication and for allowing NNA to utilize the Board's conference rooms and equipment so they can communicate with their members throughout the state.

ADJOURNMENT

The meeting was adjourned at 12:19 p.m. on November 8, 2012.