

# Nevada State Board of **NURSING**

## BOARD MEETING MINUTES

January 8-9, 2013

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 January 8, 2013 at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

### **MEMBERS PRESENT**

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

### **OTHERS PRESENT**

Debra Scott, MSN, RN, FRE, Executive Director  
Chris Sansom, MSN, RN, Director of Operations  
Fred Olmstead, General Counsel  
Dean Estes, Director of Finance and Technology  
Gail Trujillo, Executive Assistant  
Roseann Colosimo, PhD, RN, Education Consultant  
Patty Shutt, LPN, Site Operations Supervisor (1/8)  
Jeannette Calderon, Management Assistant (1/8)  
Sophia Long, Deputy Attorney General, Board Counsel

**CALL TO ORDER** – 9:00 a.m.

### **PUBLIC COMMENT:**

- Debbie Ebert, a representative from the Association of PeriOperative Registered Nurses (AORN) and the American Society of PeriAnesthesia Nurses (ASPAN) spoke during public comment. She informed the Board of the various conferences and continuing education events that will be held locally and internationally in 2013. She explained that her organizations aim to promote education and certification.
- R. Colosimo spoke during public comment, at the request of Diane Elmore, PhD, RN Director of the Nursing Department at Touro University to report that the Commission on Collegiate Nursing Education (CCNE) removed the “show cause” and granted accreditation to Touro University effective through 2016. The April 2012 CCNE accreditation report stated that Touro University did not meet Standard 4. Touro University will appear before the Board in March 2013 to ask for removal of conditional approval status and permission to admit nursing students.

**APPROVAL OF CONSENT AGENDA**

**ACTION** It was moved and seconded to approve the Consent Agenda, identified as items: A.1., A.2.a.-c., C.2., D.2.a.-w., D.3.a.-f. & D.8.a. **MOTION CARRIED.** C. Dinauer and D. Begley recused from D.2.o.

**A. BOARD GOVERNANCE AND ADMINISTRATION**

1. Approval of Board meeting minutes: November 7-8, 2012 and December 4, 2012: Approved under the Consent Agenda.
2. Conference and seminar report: Approved under the Consent Agenda.
  - a. Patty Shutt, Dean Estes: NCSBN's Operations Conference, November 7-8, 2012
  - b. Jeannette Calderon: Managing Multiple Projects, Objective and Deadlines, December 12, 2012
  - c. Gail Trujillo: Excel Basics and Beyond the Basics, December 12-13, 2012
3. 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.
4. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends in scope of practice inquiries, licensure, certification, discipline and investigations, and compliance.
5. Review, discussion and action regarding the July business meeting date change: It was moved and seconded to approve the July business meeting date change to July 24-26, 2013. **MOTION CARRIED**

**ACTION**

**B. LICENSURE PROGRAMS – No business**

**C. CERTIFICATION PROGRAMS**

1. Review and discussion regarding the implementation of Medication Aide-Certified regulations: Medication Aide-Certified (MA-C) regulations became effective in February 2012. Purrfect Nursing Services MA-C training program was approved in May 2012 and the first class graduated in November 2012. The MA-C students tested in December 2012 resulting in 1 student passing, 4 students failing the written test and 3 students failing the skills test. R. Colosimo met with Purrfect Nursing Services to assist with improvements for the training program and Carla Wright offered Headmaster Diversified suggestions to improve testing. R. Colosimo reviewed exam concerns with Purrfect Nursing Services' faculty and will continue to work with them throughout this implementation process. R. Colosimo explained that students are recommended by a facility for the MA-C training program. In addition, students must pass a math and reading exam, complete one year continuous employment as a CNA within the immediately preceding 24 months and must not have had any NSBN discipline. R. Colosimo informed the Board that Purrfect Nursing Services will begin a new class in January 2013 and will provide 3 MA-C classes a year. TMCC hosted the MA-C instructor course and may start a program in the future.
2. This item was removed from the agenda.
3. Review, discussion and action regarding Pahrump Health and Rehabilitation Center, Nursing Assistant Training Program resurvey: R. Colosimo informed the Board that Pahrump Health and Rehab Nursing Assistant Training Program has had deficient surveys in the past. The Board reviewed the current survey report and R. Colosimo recommended a re-survey during the next class. J. Snidow expressed her gratitude for

nursing assistant training programs in the rural areas and how important it is to have a program in these communities. It was moved and seconded the Board re-survey the next class at Pahrump Health and Rehab Nursing Assistant Training Program. MOTION CARRIED.

ACTION

- 4. This item was removed from the agenda.
- 5. Review, discussion and action regarding North Las Vegas Care Center edits to MA-C job description and policy and procedures: Julie Price from North Las Vegas Care Center provided the Board with an improved job description and policy and procedures. The MA-C description now clearly states an “MA-C may not function as a Certified Nursing Assistant and an MA-C simultaneously”. R. Colosimo recommended approval of the improved MA-C job description. R. Colosimo thanked everyone involved for all the work and hours offered to improve the MA-C position. D. Begley acknowledged that the amount of time put into this new certification is needed to implement MA-Cs into Nevada properly. Charles Perry, President of the Perry Foundation, stated the MA-C program was working through the glitches but he was pleased with the collaboration of the facilities and the NSBN. It was moved and seconded the Board approve North Las Vegas Care Center job description and policy and procedures revisions. MOTION CARRIED.

ACTION

D. DISCIPLINE PROGRAMS

- 1. Applications (initial and renewal in question)
  - a. This item was removed from the agenda.
  - b. This item was removed from the agenda.
  - c. Walters, Cornell, CNA applicant: Applicant was present with counsel. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
  - d. Moctezuma, Nicole, CNA019491, LPN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure, order that she be fined \$750, 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. All requirements are to be completed within six months or the license is automatically denied without further proceedings for violation of NRS 632.320 (1)(a) fraudulent application, (1)(b) criminal convictions, (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license/certificate. It was further ordered that the disciplinary action become part of the applicant’s permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
  - e. Guinn, Heidi, CNA020054: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant’s permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
  - f. Moring, Cynthia, CNA013691: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant’s permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
  - g. Young, Laura, CNA009362: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320

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ACTION (1)(g) unprofessional conduct, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

h. Hall, Priscilla, CNA004323: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

i. Klaproth, Jill, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and the Agreement for Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(m) 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. MOTION CARRIED.

ACTION

j. Ramos-DeLeon, Raymundo, 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 disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

k. Hill, Diana, CNA001431: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

l. Jackson, Kenyetta, CNA013487: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. R. Carrathers recused himself.

ACTION

m. Junio, Caridad, CNA015670: Applicant was not present. It was moved and seconded the Board accept the Agreement for Fine of \$50 for violation of NRS 632.320 (1)(g) unprofessional conduct, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

n. Ortiz-Parra, Abigail, CNA022442: 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, NRS 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation and that the disciplinary action become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

o. Risley, Summer, RN applicant: Applicant was not present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(m) action in another state and order the disciplinary action become part of the

- ACTION applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- p. This item was removed from the agenda.
- q. Tuomi, Neal, RN applicant: Applicant was present. 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 conviction and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
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- r. Verceles, Claudette, CNA021829: Applicant was present. It was moved and seconded the Board accept the renewal application for certification. MOTION CARRIED.
- ACTION

2. Settlement agreements

- a. Villareal, Christina, LPN09995: 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.
- b. Conner, Terriann, LPN12903: Agreement for Fine of \$500 and class 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.
- c. Graham, Diane, RN54057: 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.
- d. Lawrence, Judette, RN35018: Agreement for Fine of \$200 for violation of NRS 632.320 (1)(a) fraudulent application and (1)(m) action in another state. Accepted under the Consent Agenda.
- e. Mann, Staci, LPN11053: 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.
- f. Pang, Rosanne, LPN12084: Agreement for Fine of \$400 and class 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.
- g. Ramirez, Jose, CNA023083: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. Accepted under the Consent Agenda.
- h. White, Mai, RN44606: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (18) diversion of equipment and/or drugs and (27) customary standards of practice. Accepted under the Consent Agenda.
- i. Schifferdecker, Nicole, RN62586: 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.
- j. Carson, Kiri, CNA026596: Agreement for Fine of \$100 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active certificate. Accepted under the Consent Agenda.
- k. Espinueva, Ester, RN09295: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice and (30) failing to fulfill chief nurse duties. Accepted under the Consent Agenda.

- l. Jamilaz, Sahar, LPN14218: Agreement for Fine of \$500 and class 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.
  - m. Sanchez, Angela, RN45436: Agreement for Fine of \$400 and class 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.
  - n. Swan, Loata, CNA026457: Agreement for Fine of \$100 and class for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active certificate. Accepted under the Consent Agenda.
  - o. Ricks, Jacob, RN42754, EMS000493: Contract for Temporary Voluntary Surrender of License/Certificate 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 and/or drugs. Accepted under the Consent Agenda. D. Begley and C. Dinauer recused themselves.
  - p. Mathahs, Keith, RN41213, CRNA000276: Voluntary Surrender of License/Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(b) criminal conviction. Accepted under the Consent Agenda.
  - q. Moats, Kelli, RN65209: Agreement for Reprimand and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (20) inaccurate recording/falsifying. Accepted under the Consent Agenda.
  - r. LaBute, Wendy, RN35434: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, (1)(o) failing to comply with Board order and NAC 632.890 (36) failing to comply. Accepted under the Consent Agenda.
  - s. Cazier, David, LPN14715: Agreement for Reprimand and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (2) practicing beyond scope. Accepted under the Consent Agenda.
  - t. Eakin, Patricia, RN21892: Agreement for Suspension and Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (g) unprofessional conduct, NAC 632.890 (7) failing to supervise, (9) impaired practice and (11) positive drug screen as a condition of employment. Accepted under the Consent Agenda.
  - u. Norberg, Annastacia, LPN10574: Voluntary Surrender of License/Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(b) criminal conviction, (1)(o) failing to comply with Board order, (1)(g) unprofessional conduct and NAC 632.890 (36) failing to comply. Accepted under the Consent Agenda.
  - v. Carver, Lara, RN23404: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (4) competency, NAC 632.600 - .711 Program for Education of Nurses and NAC 632.665 Administrator: Duties. Accepted under the Consent Agenda.
  - w. Bollea, Marcia, RN21400: Voluntary Surrender of License in Lieu of Other Disciplinary Action 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.
3. Successful completion of probation
    - a. Yost, David, RN25738: Termination of probation approved under the Consent Agenda.
    - b. Castleton, Mary, RN58116: Termination of probation approved under the Consent Agenda.

- c. Gauper, Tamara, RN32553: Termination of monitoring approved under the Consent Agenda.
- d. Cotton-Lewis, Dithra, RN65654: Termination of probation approved under the Consent Agenda.
- e. Wallace, Angelina, RN31670: Termination of probation approved under the Consent Agenda.
- f. Duin, Tanya, RN60212: Termination of monitoring approved under the Consent Agenda.

4. Reinstatement of licensure/certification – No business

5. Formal administrative hearings

ACTION

- a. Grimm, Kelly, RN45041: 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)(m) action in another state. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

- b. Heese, Ann, RN25072: 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)(n) violation of Board order. It was moved and seconded the Board order the license suspended for a minimum of six (6) months, that the respondent complete all terms and conditions of probation while suspended other than employment as a nurse and that she return to the Board for approval to lift the suspension. It was further ordered that should the respondent violate any of the terms and conditions of probation while suspended the license is automatically revoked without further proceedings and that the respondent may not apply for reinstatement for five (5) years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- c. Almasri, Moutaz, RN73121: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board reprimand the respondent for violating NRS 632.320 (1)(a) fraudulent application, (1)(m) action in another state and order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- d. Anastassatos, Tracy, RN29119: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the March 2013 Board meeting. MOTION CARRIED.

ACTION

- e. Belden, Jerry, RN47595: Respondent was present. It was moved and seconded the Board continue this matter to the next appropriate Board meeting. MOTION CARRIED.

ACTION

- f. Dornbusch, John, RN17840: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

- g. Drake, Janine, RN10537: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

- h. Frey, Riveka, RN17487: Respondent was present with counsel. Respondent's counsel made a motion for a continuance and the beginning of the hearing. It was moved and seconded the Board deny the motion for continuance. One witness testified before the Board. It was moved and seconded the Board continue the hearing to the next appropriate Board meeting. MOTION CARRIED.

- ACTION
- i. Leon, Darcy, RN53649: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (4) failure to maintain competence, (9) impaired practice 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 six years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. C. Dinauer recused herself.
- ACTION
- j. Jones, Charetta, LPN14803: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (11) positive drug screen as condition of employment and (18) diversion of equipment and/or drugs. It was moved and seconded the Board revoke the respondent's license. Respondent may not apply for reinstatement for five years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION
- k. McAlpine, Tracy, CNA008976: Respondent was not present. It was moved and seconded the Board accept the Agreement for Fine of \$100 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active certificate. MOTION CARRIED.
- ACTION
- l. McGowan, Tami, RN66482: 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, NAC 632.890 (13) violating a patient's confidentiality and (27) customary standards of practice. It was moved and seconded the respondent be reprimanded, be fined \$750, that she take and successfully complete the National Council of State Boards of Nursing Nevada Nurse Practice Act, Board approved courses on legal ethics in nursing for 30 CEs, professional boundaries and HIPAA to be completed within ninety days or the license is automatically suspended until all requirements are completed. It was moved and seconded 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 which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED. C. Dinauer abstained.
- ACTION
- m. McIntyre, Karen, RN49858: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording, (24) failing to collaborate with health care team and (27) customary standards of practice. MOTION CARRIED.
- ACTION
- n. Marquez, Lizzie, LPN15118: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next appropriate Board meeting. MOTION CARRIED.
- ACTION
- o. Merrell, Lela, RN63603: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (11) positive drug screen as condition of employment. It was moved and seconded the Board revoke respondent's license. Respondent may not apply for reinstatement for six years. It was moved and seconded the disciplinary action become part of the respondent's

- ACTION permanent record and be published and reported to all appropriate agencies.  
MOTION CARRIED.
- p. Moncrief, Sue, RN66232: 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, NAC 632.890 (18) diversion of equipment and/or drugs, and (27) customary standards of practice. It was moved and seconded the Board order probation for a minimum of five years and that the following requirements are to be completed within ninety days of issuance of the order or the license is automatically suspended without further proceedings. Respondent be fined \$500, that she take and successfully complete the National Council of State Boards of Nursing Nevada Nurse Practice Act course, Board approved courses on legal ethics in nursing for 30 CEs, and professional boundaries, and that the respondent be evaluated by the Professional Evaluations Group and follow all recommendations. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies.
- ACTION MOTION CARRIED.
- q. Schuering, Ned, RN18144: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (32) endangering the safety of others. MOTION CARRIED.
- ACTION
- r. (Clark) Sherlin, Aimee, CNA025988: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board 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 five years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. R. Carrauthers recused himself.
- ACTION
- s. Turner, Dante, CNA020323: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice and (42) professional boundaries. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for ten years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION
- t. Watkins, Gwendolyn, LPN13255: Respondent was present with counsel. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (28) causing harm to a patient or family of a patient and (34) neglecting a patient. MOTION CARRIED.
- ACTION
- u. Yocum, Lisa, RN61901: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.320 (2) practicing beyond scope, (16) failing to properly document controlled substances, (20) inaccurate recording, (27) customary standards of practice and (40) medication error. MOTION CARRIED.
- ACTION
- v. Mathewson, Scott, RN58635: 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)(b) criminal conviction, (e) controlled substances

ACTION and/or alcohol, (1)(g) unprofessional conduct and NAC 632.890 (18) diversion of equipment or drugs. It was moved and seconded the Board accept the Agreement for Monitoring. MOTION CARRIED.

- 6. Board-directed investigations – No business
- 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. Dell, Hayley, CNA Applicant: Respondent was present to appeal the staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (1)(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.

ACTION

- 9. Special Action
  - a. Catalano, Thomas, RN63661: Respondent was present. It was moved and seconded the Board terminate probation. MOTION CARRIED.

ACTION

- b. Rowland, Charles, LPN Applicant: Respondent was present with counsel. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

ACTION

- c. Cheskiewicz, Salli, RN58381: Respondent was represented by 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 (37) practicing without an active license, that the respondent be fined \$300 and that she take and successfully complete the National Council of State Boards of Nursing Nevada Nurse Practice Act course within three months or the license is automatically suspended without further proceedings until all requirements are completed. It was moved and seconded the disciplinary action become part of the respondent’s permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- d. Villanueva, Byron, CNA022516: Respondent was present with counsel. It was moved and seconded the Board grant the request for reconsideration. MOTION CARRIED.

ACTION

E. EDUCATION

- 1. Review and discussion regarding the G-4 NCLEX pass rates for 2012: R. Colosimo explained that almost all Nevada nursing programs reached a G-4 NCLEX pass rate over 80% for first time test takers for 2012. Nevada Career Institute achieved a 75% G-4 NCLEX pass rate with 15 out of 20 students passing. College of Southern Nevada’s LPN program and Western Nevada College achieved 100%. R. Colosimo informed the Board that National Council of State Boards of Nursing’s (NCSBN) Board of Directors approved an increase of NCLEX cut score effective April 1, 2013. The passing score will change from -0.16 to 0.00 logits which translates to answering about 3-4 more difficult questions correctly. NCSBN anticipates this will cause a decrease in NCLEX pass rates for a few months.
- 2. Review and discussion regarding implementation of the student nurse clinical placement software: R. Colosimo explained that one year has elapsed since the Board approved the clinical placement software. All schools of nursing are using the system and about 90% of agencies are participating. The southern and northern Nevada consortiums love the

program and appreciate Ann Burgess' help and expertise. A. Burgess will continue to help with the implementation of the clinical placement software until J. Calderon's can take over. D. Begley asked if there is an ability to retrieve a report to help determine the need for new programs or additions to cohorts. R. Colosimo explained that reports are currently not available, but A. Burgess and the webmaster are working on the website to make this possible. R. Colosimo clarified that the Board can only limit the addition of cohorts to provisionally approved programs. She also explained that one provisionally approved program is having difficulty finding clinical placements; however, it is not because of availability.

3. Review and discussion regarding the final report from National University Associate Degree Nursing Program plan for "teach out": R. Colosimo informed the Board that National University accomplished a 94% first time pass rate for 2012. Eileen Heveron, Provost from National University informed the Board that out of the last cohort 12 out of 13 students have passed and the last student is taking a final this week.
4. Review and discussion regarding the English Proficiency Exam results: The English Proficiency requirement was implemented in January 2011. R. Colosimo thanked Sarah Bowen, Board staff, for recording the pass rates by hand resulting in this year-end report. The report provides that 50% of applicants do not pass the Test of English as a Foreign Language (TOEFL) Internet-based Test and the Pearson Test of English proficiency exams. These results validate the public protection needs that this policy provides. R. Carruthers explained that this policy was causing much discussion in the community and even affecting some corporations' English requirements regarding the hiring of foreign graduates. R. Colosimo will investigate why the passing rate for the International English Language Testing System (IELTS) is 73% which is much higher than the other two exams. R. Tan expressed that the community has stated that the IELTS is much easier to pass than the other two exams. Board staff will also require endorsement applicants that graduated from a foreign program and have been licensed within two years to take an English proficiency exam for licensure in Nevada.

#### F. NURSING PRACTICE

1. Review, discussion and action regarding the scope of practice for an RN to perform amniotomy: It was moved and seconded that the Board rescind the current Amniotomy Practice Decision based on the current recommended standard of practice as outlined by the Association for Women's Health, Obstetric, and Neonatal Nurses Position Statement.

ACTION

MOTION CARRIED.

#### G. REPORTS FROM EXTERNAL STAKEHOLDERS

1. Review and discussion of concepts submitted by the Nevada Association of School Nurses (NSASN) regarding State School Nurse Consultants, Maintenance of Mandatory Certification/Endorsement for School Nurse Practice and Non-Patient Specific Epinephrine Availability at Schools: The Board reviewed a letter submitted by the NSASN which reported to the Board the status of the association and the current concerns of its members.

**PUBLIC COMMENT:** There was no public comment at the end of the meeting.

#### ADJOURNMENT

The meeting adjourned at 4:03 p.m. on Wednesday, January 9, 2013.