

Nevada State Board of **NURSING**

BOARD MEETING MINUTES May 16-17, 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 May 16, 2013 at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

MEMBERS PRESENT

Tish Smyer, DNSc, RN, President
Rick Carrauthers, LPN, Vice-President
Rhigel Tan, DNP, RN, APN, Secretary
Mary-Ann Brown, MSN, RN
Jennifer Snidow, CNA, Member
Sandra Halley, Consumer Member

ABSENT

Cathy Dinauer, MSN, RN, Member

OTHERS PRESENT

Chris Sansom, MSN, RN, Director of Operations
Fred Olmstead, General Counsel
Dean Estes, Director of Finance and Technology
Gail Trujillo, Executive Assistant
Rhoda Cope, Management Assistant
Roseann Colosimo, PhD, RN, Education Consultant (5/16)
Patty Shutt, LPN, Site Operations Supervisor (5/16)
Jeannette Calderon, Management Assistant (5/16)
Sophia Long, Deputy Attorney General, Board Counsel

CALL TO ORDER – 9:00 a.m.

PUBLIC COMMENT: C. Sansom spoke during public comment and announced that former Board member and faculty member at the Orvis School of Nursing, Mary Ann Lambert, MSN, RN, was retiring. She was recognized for her contributions to the Board and congratulated on her retirement.

APPROVAL OF CONSENT AGENDA: It was moved and seconded the Board approve the Consent Agenda identified as items A.1., A.2.a.-c., A.3., A.4., C.3., D.2.a.-r., D.3.a.-e., D.7.a., D.8.a. & F.1.a. **MOTION CARRIED.**

ACTION

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of March 27-28, 2013 and April 17, 2013 Board meeting minutes: Approved under the Consent Agenda.
2. Conference and seminar report: Approved under the Consent Agenda.

- a. Cindy Peterson, RN, Investigator and Sherri Twedt, RN, Investigator: Council on Licensure Enforcement and Regulation, National Certified Investigator Training, Advanced Program, Austin, TX
 - b. Patty Shutt, LPN, Site Operations Supervisor: Dealing with Personality Clashes at Work, Las Vegas, NV
 - c. C. Ryan Mann, RN, Application Coordinator: Council on Licensure Enforcement and Regulation, National Certified Investigator Training, Basic Program, Austin TX
3. Progress report on FY12/13 goals and objectives: Approved under the Consent Agenda.
 4. Review statistics and trends: Approved under the Consent Agenda.

B. LICENSURE PROGRAMS – No business

C. CERTIFICATION PROGRAMS

ACTION

1. Review, discussion and action regarding proposed revision to the Lapsed Nursing Assistant Certificates Policy: C. Sansom presented a proposed revision to the Lapsed Nursing Assistant Certificates Policy which would allow CNAs with lapsed certificates to take and successfully pass the Board approved clinical and knowledge examinations or complete a state approved CNA training program to qualify for renewal. She added that the CNA Advisory Committee supported the proposed revision. It was moved and seconded the Board approve the revision to the Lapsed Nursing Assistant Certificates Policy as written. MOTION CARRIED.
2. Review and discussion regarding the implementation of Medication Aide–Certified regulations: R. Colosimo informed the Board that there are three MA-Cs certified in Nevada; however, they are not currently working as MA-Cs. No future classes have been scheduled, nor have any additional facilities sought approval to hire MA-Cs. R. Colosimo explained that a meeting was held with Diane Allen from the Perry Foundation who expressed interest in seeking an amendment to MA-C statutes in the 2013 Legislative Session to allow MA-Cs to administer routine controlled substances, but that no amendment was submitted.
3. Review, discussion and action regarding Truckee Meadows Community College, Nursing Assistant Training Program biannual survey: Approved under the Consent Agenda.
4. Review, discussion and action regarding Pahrump Valley High School, Nursing Assistant Training Program (NATP) reapplication: R. Colosimo informed the Board that Pahrump Valley High School is a rural community high school program that had challenges during its previous site survey. Karen Holley, the coordinator of Federal and State programs, completed most of the application and is hoping to offer this opportunity to the students. A full-time instructor will be teaching the program and Desert View Hospital will be the clinical site and will also help fund the testing and application fees. It was moved and seconded the Board approve Pahrump Valley High School NATP contingent upon all requirements being met, a successful site survey and an update of the progress is to be presented to the Board at the July meeting. MOTION CARRIED.

ACTION

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
 - a. Agbenou, Natacha, CNA023090: 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, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the

ACTION

denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

- b. Godfrey, Paulette, CNA013907: Applicant was present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(a) fraudulent application, NAC 632.890 (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. R. Carrauthers recused himself.

ACTION

- c. Hayes, Tresha, CNA023938: 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, NAC 632.415 unprofessional conduct, 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

- d. Jones, Gordana, CNA023147: 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, NAC 632.415 unprofessional conduct, 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. Smith, Tyrone, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

ACTION

- f. McCrary-Gamboa, April, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification, but the certificate not be issued until she takes and successfully completes a Board approved legal ethics in nursing course and the National Council of State Boards of Nursing's Nevada Nurse Practice Act course. It was further ordered the Board receive documentation of successful course completion within ninety days or the application is automatically denied without further proceedings for violation of NRS 632.320 (1)(b) criminal conviction, (1)(m) action in another state, and that the denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- g. This item was removed from the agenda.
- h. Pitti, Ivan, CNA applicant: Applicant was not present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal conviction, (1)(e) controlled substances and/or alcohol, and (1)(m) previous board action and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- i. Jett, Sandra, CNA011042: 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, (1)(e) controlled substances and/or alcohol, (1)(m) previous board action and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- j. Napier, Kenneth, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application or 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

- k. Ewing, Kyle, CNA023220: 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, NAC 632.415 unprofessional conduct, 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

- l. Ward, Shaundra, CNA014941: 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, NAC 632.415 unprofessional conduct, 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

- m. Shaw, Sonique, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

ACTION

- n. DeVries, Andrew, RN applicant: Applicant was present with counsel. It was moved and seconded the Board accept the application, but the license not be issued until he takes and successfully completes a Board approved legal ethics in nursing course and the National Council of State Boards of Nursing's Nevada Nurse Practice Act course. It was further ordered the Board receive documentation of successful course completion within ninety days or the application is automatically denied without further proceedings for violation of NRS 632.320 (1)(m) action in another state, and that the denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

2. Settlement agreements

- a. Algre, Emeltri, LPN13634: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording, falsifying, (39) pattern of conduct and (40) medication errors. Accepted under the Consent Agenda.
- b. Desmarais, Jose, RN72989: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (16) failing to properly document controlled substances, (20) inaccurate recording, falsifying and (27) customary standards. Accepted under the Consent Agenda.
- c. Ford, Rema, CNA012433: 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.
- d. Kattenhorn, Mildred, RN25860: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application and (1)(m) action in another state. Accepted under the Consent Agenda.
- e. Kemp, Darrius, CNA023886: 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.
- f. Penick, Bridget, RN28464, APN001273: 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.
- g. Trevorah, Jane, RN32262, APN000567: Agreement for Fine of \$600 and Continuing Education for violation NRS 632.320 (1)(g) unprofessional conduct and NAC

- 632.890 (37) practicing without an active license or certificate. Accepted under the Consent Agenda.
- h. Bernardo, Stuart, RN41409, APN000731: 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, (1)(k) falsified information to obtain controlled substances, (1)(o) failing to comply with Board order and NAC 632.890 (27) customary standards of practice. Accepted under the Consent Agenda.
 - i. Miller, Sarah, APN001136, RN52950: Agreement for Monitoring and Suspension for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct and NAC 632.890 (9) impaired practice. Accepted under the Consent Agenda.
 - j. Duchesneau, Cecilia, CNA016946: Voluntary Surrender of Certificate 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.
 - k. Tomic, Dragana, RN57306: Agreement for Monitoring 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.
 - l. Cusimano, Susan, RN13407: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct and NAC 632.890 (9) impaired practice. Accepted under the Consent Agenda.
 - m. Holler, Melissa, RN32759: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards. Accepted under the Consent Agenda.
 - n. Eswagen, Elma, LPN09444: Agreement for Fine of \$400 and Continuing Education for violation NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. Accepted under the Consent Agenda.
 - o. Miller, Brittney, RN66038: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (16) failing to properly document controlled substances and (27) customary standards of practice. Accepted under the Consent Agenda.
 - p. Ventincinque, Gwenyth, LPN08594: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (21) obtain, possess, furnish prescription drugs without authorization. Accepted under the Consent Agenda.
 - q. Yocum, Lisa, RN61901: Voluntary Surrender of License/Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, (1)(o) failing to comply with Board order, NAC 632.890 (16) failing to properly document controlled substances, (20) inaccurate recording/falsifying, (27) customary standards of practice, (36) failing to comply and (40) medication error. Accepted under the Consent Agenda.
 - r. Queniahah, Joseph, RN53801: Agreement for Probation with Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, (1)(l) action in another state and NAC 632.890 (36) failing to comply. Accepted under the Consent Agenda.
3. Successful completion of probation
- a. McDaniel, Michele, RN17055: Termination of probation approved under the Consent Agenda.

- b. Kight, Kaysha, CNA027908: Termination of monitoring approved under the Consent Agenda.
- c. Bauer, Annalise, RN25701: Termination of monitoring approved under the Consent Agenda.
- d. Garrod, Shelley, RN32130: Termination of monitoring approved under the Consent Agenda.
- e. Williams-Moya, Julie, RN22223: Termination of monitoring approved under the Consent Agenda.

4. Reinstatement of licensure/certification

- a. Drake, Traci, RN45993: 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)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, (1)(o) failing to comply with Board order and NAC 632.890 (36) failing to comply. MOTION CARRIED.

ACTION

5. Formal Administrative Hearings

- a. Allen, Marlene, RN66499: Respondent was not present. It was moved and seconded the Board accept the Agreement for Monitoring for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (9) impaired practice and (16) failing to properly document controlled substances. MOTION CARRIED.

ACTION

- b. Almogela, Marnell, LPN10516: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand, Fine of \$1,300 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. MOTION CARRIED.

ACTION

- c. Bancain, Rizalino, CNA022171: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for June 12, 2013. MOTION CARRIED.

ACTION

- d. Beasley, Scott, RN35871: 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 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be reprimanded, fined \$200 and that he take and successfully complete a Board approved legal ethics in nursing course, the National Council of State Boards of Nursing Nevada Nurse Practice Act course and a 4 CE bioterrorism course to be completed within thirty days 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

- e. Belden, Jerry, RN47595: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

- f. Birch, Kristina, CNA028568: 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)(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 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

g. Cadle, Kami, CNA015808: 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 (9) impaired practice and (10) positive drug screen on duty. MOTION CARRIED.

ACTION

h. Comer, Tamra, RN47198: Respondent was present. It was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(o) failing to comply with Board order. It was moved and seconded the Board reprimand the respondent, order probation for a minimum of five years and that the respondent submits documentation of the successful completion of ninety Alcoholics Anonymous meetings within ninety days prior to issuance of the license. 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

i. Davis, Angela, RN72169: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for June 12, 2013. MOTION CARRIED.

ACTION

j. Davis, Marcia, RN65912: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for June 12, 2013. MOTION CARRIED.

ACTION

k. DiPace, Jessica, CNA019811: 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 (9) impaired practice and (10) positive drug screen on duty. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for two 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

l. Doplayna, Helen, RN41596: 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 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be reprimanded, fined \$200 and that she take and successfully complete a Board approved legal ethics in nursing course, the National Council of State Boards of Nursing Nevada Nurse Practice Act course and a 4 CE bioterrorism course to be completed within thirty days 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

m. Frey, Riveka, RN17487: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Reprimand, classes and administrative costs of \$2,500 for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (2) practicing beyond scope and (27) customary standards of practice. MOTION CARRIED.

ACTION

n. Gartner, Alicia, RN71494: 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)(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 years. It was moved and seconded the disciplinary action become part of the

- ACTION respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION o. Gooder, Daniel, CNA022616: Respondent was present. It was moved and seconded the Board close the complaint. MOTION CARRIED.
- ACTION p. Jones, Britanie, RN55717: 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)(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 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 q. Kennedy, Donna, RN16234: Respondent was present. It was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (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 two 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 r. Lawrence, Sharon, RN47261: 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)(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 two 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 s. Lowry, Layne, RN58223: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand and Classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice. MOTION CARRIED.
- ACTION t. Macasieb, Pierrie, LPN14938: 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 (20) inaccurate recording, falsifying and (39) pattern of conduct demonstrates failure to protect public. It was moved and seconded the Board revoke the respondent's license. 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 u. Marquez, Lizzie, LPN15118: 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 (20) inaccurate recording, falsifying and (27) customary standards of practice. MOTION CARRIED.
- ACTION v. Ruiz, Blanca, CNA011918: Respondent was not present. It was moved and seconded the Board accept the voluntary surrender of certificate for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (25) failing to observe, report and (27) customary standards of practice. MOTION CARRIED.
- ACTION w. Schoonmaker, William, RN32593: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for June 12, 2013. MOTION CARRIED.

- x. Tanedo, Edgardo, RN51438: 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, (1)(h) willful or repeated violation of NRS 632, (1)(o) failing to comply with Board order and NAC 632.890 (18) diversion of equipment or drugs. MOTION CARRIED.
- y. Triplet, Kimberly, LPN13481: 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 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation, and (37) practicing without an active license. It was moved and seconded the respondent be reprimanded, fined \$1,000, and that she take and successfully complete a Board approved legal ethics in nursing course, the National Council of State Boards of Nursing Nevada Nurse Practice Act course and a 4 CE bioterrorism course to be completed within thirty days 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.
- z. Villanueva, Byron, CNA022516: Respondent was represented by counsel. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

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ACTION

- 6. Board-directed investigations – No business
- 7. Ratification of staff denials – NRS 632.320 (1)(a) fraudulent application
 - a. Moore, Lisa, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (1)(a) fraudulent application, (1)(b) criminal conviction, (1)(m) action in another state and that the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- 8. Ratification of staff denials – NRS 632.320 (1)(b) convictions
 - a. Ragland, Anetra, CNA applicant: Applicant was 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 that the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- 9. Special Action
 - a. Blair, Patricia, CNA applicant: Applicant was present. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
 - b. Morton, Yolanda, CNA applicant: Applicant was not present. It was moved and seconded the Board deny the request for reconsideration. MOTION CARRIED.

ACTION

ACTION

E. EDUCATION

- 1. Review and discussion regarding the G-4 NCLEX pass rates for the first quarter of 2013: The National Council of State Boards of Nursing (NSCBN) new format allows Board staff to run NCLEX reports up to the present date and the information being reported today was retrieved on May 13, 2013. National University achieved a 75% pass rate for

NCLEX-PN test takers and 89% for NCLEX-RN test takers. There were no first time test takers for Great Basin College or Western Nevada College. Fully approved schools achieved the following pass rates: Kaplan College-PN 85%, Nevada State College 100%, University of Nevada Las Vegas 96%, Roseman University 91%, College of Southern Nevada 87%, Carrington College 90%, University of Nevada Reno 93% and Touro University achieved a 77%. The provisional approved programs achieved the following pass rates: Everest College 100%, Nevada Career Institute 83%, Kaplan College-ADN 71% and Breckinridge School of Nursing at ITT achieved a 54%. T. Smyer asked R. Colosimo what actions will be taken with Touro University as a result of its low pass rate and the recent removal of conditional status. R. Colosimo informed the Board that she met with Andrew Priest, Dean of Health Sciences, Diane Elmore, Director for the School of Nursing, and Ginette Ouellet the new Undergraduate Coordinator and they will attend the September Board meeting.

2. Review and discussion regarding the six month progress reports for provisional approved nursing programs: R. Colosimo explained that provisional programs are allowed two years, after the first class graduates, in order to comply with requirements for full approval. The requirements for full approval include one full year of a minimum of an 80% first time pass rate and the achievement of nursing accreditation. R. Colosimo also informed the Board that the programs do not have the option of extending their provisional approval status. Everest College is doing the best of all the provisionally approved programs with a G-4 NCLEX pass rate of 100% for its first class, NLNAC candidacy, a self study and survey scheduled in the spring of 2014. Breckinridge School of Nursing at ITT is not progressing. The current pass rate is 54%, they have not filed for candidacy, nor have they started the self study due to not having a qualified administrator to submit the application. Kaplan College-ADN changed from its online didactic program to on campus this year. There were issues with the initial survey and they were required to complete a resurvey. Nevada Career Institute is working on its NLNAC self study but is also going through some changes, including reducing its credit hours due to the Department of Education recommendations for a LPN program. M. Brown expressed her concerns about the high attrition rate and the amount of students in abnormal progression. R. Colosimo stated 80-85% of the students must graduate in time-in-a-half in order to comply with the NLNAC standard.
3. Review, discussion and action regarding Great Basin College request for curriculum revisions: Dean Kris Miller was unable to attend but requested R. Colosimo present the curriculum revisions for Great Basin College (GBC). R. Colosimo explained that the revisions were completed in order to mirror NLNAC standards. GBC faculty helped revise the curriculum to ensure that student outcomes are more aligned. The Education Advisory Committee reviewed the revisions and is in support of new curriculum. It was moved and seconded the Board approve the curriculum revision as written. MOTION CARRIED.
4. Review, discussion and action regarding the Breckinridge School of Nursing at ITT Technical Institute continued lack of a qualified administrator and clinical safety: Campus Director Kirk Borkowski, Marjorie Leahy, and the proposed Director of Nursing Cheryl Ratliff were present to address the Board's concerns. C. Ratliff is qualified to be the program administrator and C. Sansom added that C. Ratliff was issued her temporary license to practice in the state of Nevada on May 5, 2013. R. Colosimo advised that during the November 2012 Board meeting she reported that the second survey conducted was substandard and the Board requested Breckinridge School of Nursing at ITT notify Board staff when the program is in compliance with Nevada regulations to schedule a

ACTION

resurvey. No resurvey has been scheduled; however, many clinical issues have been brought to the attention of Board staff, and until this week they did not have a qualified administrator. Due to public safety concerns they were requested to appear before the Board today. R. Colosimo continued with details of deficiencies including an explanation that students have been on campus for about 32 months and a full-time qualified administrator has been on campus a total of 8 months. In addition, Breckinridge School of Nursing at ITT must achieve an 80% first time pass rate for one full year and obtain nursing accreditation by December 2014; however, as of May 13, 2013 the pass rate was 54.55%. R. Colosimo added that the program's admission privileges were suspended at the January 2012 Board meeting, but the April 2013 six-month report stated that 30 students were admitted in March of 2012. M. Leahy explained that this was an error and no students have been admitted. The Board requested an investigation be conducted to conclude that no admissions actually took place in March 2012. R. Colosimo identified additional deficiencies including:

- High faculty turnover and the lack of experienced faculty. A total of 25 faculty members were initially hired and only 8 of them remain employed.
- Inappropriate clinical scheduling has occurred. A faculty member scheduled students with a staff nurse and not the appropriate coordinator resulting in a conflict with the director of nursing education and the loss of preceptor placement for Breckinridge School of Nursing at ITT students.
- Board staff received a complaint from a parent stating that his child received an inappropriate/unprofessional sex education talk conducted by ITT students with faculty present. This occurred because Breckinridge School of Nursing at ITT students were taken to a private school for their pediatric experience as a last minute alternative clinical and the material was not pre-approved with the parents.
- Board staff received notification from Dr. Mchaney that a faculty member was required to submit to a drug test for cause. K. Borkowski added that this nurse was not working in the clinical setting.
- Board staff received notification of a medication error that occurred during clinicals. It was determined that heparin was given to the wrong patient and R. Colosimo added that the incident report was insufficient.
- Lack of clinical placements occurred three weeks into the semester. M. Leahy met with R. Colosimo to discuss perhaps having primary clinical instead of preceptorships.
- The program has a high attrition rate. R. Colosimo explained that 205 students were initially admitted, 26 are not in a normal progression and 93 students have left the program resulting in a 45% attrition rate. In addition, the students that leave the program are left with credits that are not transferable to other programs and significant monetary obligations. M. Leahy stated that the attrition rate is a problem because of the high grading scale approved by the Board. R. Carrauthers responded that Breckinridge School of Nursing at ITT requested this change and the Board cautioned them that the change could result in an issue with grade inflation; however, Breckinridge School of Nursing at ITT decided to move forward with the plan.

Board members expressed that they were extremely concerned with the progression of the program and the public safety issues. R. Carrauthers added that he was very concerned that Breckinridge School of Nursing at ITT students were entering into the work force with a poor education. Responding to Board member questions, M. Leahy

explained that they will be reaching out to the students that failed the NCLEX and providing each student with a learning plan. J. Snidow asked if they will be submitting an application for NLNAC candidacy and C. Ratliff responded that she has had experience with NLNAC. Although, when C. Ratliff was asked how many schools she has seen through accreditation, she explained that she achieved candidacy status for a practical nursing program but it was eventually was denied, and she begun the process for an associate program but is unsure if they ever received accreditation. C. Ratliff explained that she hopes to change the admission standards to not rely heavily on the entrance exam. She will also change the curriculum to drive student success, improve patient safety with instruction and have faculty development activities. R. Colosimo reminded the Board that Breckinridge School of Nursing at ITT's provisional approval cannot be extended and she is not sure that they will reach full approval within the time permitted. It was moved and seconded that the Board direct staff to issue a letter of deficiency to Breckinridge School of Nursing at ITT Technical Institute, that the letter of deficiency be provided to all the nursing students on campus with written acknowledgement, that Board staff conduct a resurvey before the July 2013 Board meeting and receive a timeline of its NLNAC accreditation process. MOTION CARRIED.

ACTION

5. Review, discussion and action regarding Kaplan College associate degree program resurvey: R. Colosimo reminded the Board that this resurvey was ordered during the 2012 September Board meeting. She explained that the clinical observation was held at the University Medical Center and the faculty did well. The pharmacology lab was without interaction of concept learning and the report identified students are more content with the on-campus program, the improved student lounge, Wi-Fi access and the textbooks arriving on time. The Board expressed concern regarding large cohorts being admitted multiple times a calendar year and the high faculty turnover. Director of Nursing K. Cylke explained that they do not have high faculty turn over, but growth of faculty with 4-5 faculty waivers resulting in 10 part-time faculty members and 20 full-time faculty members all with formal teaching experience. T. Smyer asked if a faculty development plan was in place due to all the changes and K. Cylke responded that their faculty development begins during the hiring process, which includes, a 2 week orientation, in-services before being allowed to teach, mentoring by current faculty and at that time they are allowed to teach if they are comfortable on their own. R. Carrathers expressed concern that the program does not seem to be performing as well as the LPN program throughout its provisional period. The Board was informed that Kaplan College is working on its candidacy and the self study with NLNAC, and is requesting a survey be completed in the fall of 2014. It was moved and seconded the Board approve Kaplan College associate degree program resurvey and that Board staff provide updates to the Board regarding its accreditation process. MOTION CARRIED.

ACTION

6. Review, discussion and action regarding Carrington College, Reno request for curriculum revisions: Director of Nursing Wendy Merchant presented the revisions to the curriculum. R. Colosimo explained that Carrington College, Reno is an exemplary program for receiving its nursing accreditation and a 99-100% G-4 NCLEX first time pass rate less than one year after graduating its first class. T. Smyer expressed the importance of a leadership role and faculty involvement in the curriculum development. R. Tan asked for clarification of skills lab vs. clinical hours and W. Merchant explained that the lab hours will remain the same but they will use more simulation time as clinical hours to guarantee skills before the students are placed in clinical specialty areas. It was moved and seconded the Board approve Carrington College curriculum revisions as written. MOTION CARRIED.

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ACTION

7. Review, discussion and action regarding appointment to the Education Advisory Committee: Highfill, Andrea, RN63593: It was moved and seconded the Board appoint Andrea Highfill, RN63593 to the Education Advisory Committee. MOTION CARRIED.
8. Presentation by Charles Drew University of Medicine and Science leadership: Vice-President Angela Minniefield, Associate Dean Shirley Evers-Manly, and Assistant Dean Lisa Jones were present to provide the Board information on their Family Nurse Practitioner (FNP) Master of Science in Nursing program. A. Minniefield apologized to the Board for the discrepancies found on their transcripts that were identified by board staff. She expressed concern for the students, but is hoping to work with the Board to make the appropriate changes in order to comply with Nevada regulations. Dean S. Evers-Manly explained that the program is nationally and internationally known and they are following the APRN consensus model. The program is NLNAC and CCNE accredited with a 100% national certification pass rate. Charles Drew University offered two FNP programs including a BSN-FNP program and a FNP accelerated program designed for Doctors educated in foreign countries; however, they have decided to no longer offer the accelerated program. S. Evers-Manly stated that the University is working with the National Registrar Association to determine any corrective actions needed. In addition, students that were given course credits by examination will return to the program to retake those courses at the expense of the school. S. Evers-Manly explained that they hope to work closely with the NSBN and thanked the Board for its time.

F. NURSING PRACTICE

ACTION

1. Applications in question regarding NRS 632.307
 - a. Tesfa, Filimon, CNA 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. Accepted under the Consent Agenda.
2. Review, discussion and action regarding appointment to the Nursing Practice Advisory Committee: It was moved and seconded the Board reappoint Vicky Hardaway, RN25388 to the Nursing Practice Advisory Committee. MOTION CARRIED.

G. REPORTS FROM EXTERNAL STAKEHOLDERS

1. Nevada Nurses Association, President Scott Lamprecht, RN, APN: Mr. Lamprecht reported that the Nevada Nurses Association (NNA) held a very successful Nurses Day at the Legislature and had a record turnout. NNA is sponsoring two train-the-trainer sessions, on September 23-24 in Las Vegas, and September 26-27 in Reno for their State Collaborative on Lateral Violence in Nursing. NNA has also begun a Healthy Nurse Initiative to support the health and wellness of nurses. NNA has been experiencing heavy usage of a Board approved Bioterrorism course they offer to Nevada nurses.

PUBLIC COMMENT: There were no public comments at the end of the meeting.

ADJOURNMENT

The meeting adjourned at 11:30 a.m. on Friday, May 17, 2013.