

# Nevada State Board of **NURSING**

## BOARD MEETING MINUTES September 14-16, 2011

The Meeting of the Nevada State Board of Nursing was called to order by President Doreen Begley MS, RN, at 9:01 a.m. on September 14, 2011 at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

### **MEMBERS PRESENT**

Doreen Begley, MS, RN, President  
Tish Smyer, DNSc, RN, Vice-President  
Kelly Espinoza, MSN, RN, Secretary  
Rick Carrauthers, LPN, Member  
Belen Gabato, MS, RN, Member  
Sandra Halley, Consumer Member

### **MEMBERS ABSENT**

Carrie McMurray, CNA, 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  
Marlene Carbullido, RN (9/14-9/15)  
Roseann Colosimo, PhD, MSN, RN, Education Consultant (9/14)  
Kathleen Reynolds, BHS, RN, Compliance Coordinator (9/15-9/16)  
Sarah Wheeler, Management Assistant (9/14)  
Sophia Long, Attorney General, Board Counsel

**CALL TO ORDER** – 9:01 a.m.

### **PUBLIC COMMENT:**

1. Dr. Snyder spoke during public comment informing the Board that Nevada State College (NSC) is increasing its GPA admission requirement from 3.00 to 3.25 as most students currently admitted carry a 3.4. Dr. Snyder also brought information regarding the creation of a special track for high school students who obtain provisional admission status. Students who meet the criteria will have an improved ability to early access into the program through this provisional admission. R. Caruthers and K. Espinosa were very positive about this option for students.
2. Debra Scott spoke during public comment congratulating Doreen Begley and Belen Gabato for being elected as co-chairs for the Nevada Nurses Association.

3. Roseann Colosimo spoke during public comment to congratulate Nevada Career Institute and Everest College as both schools have achieved National League for Nursing Accrediting Commission (NLNAC) candidacy.
4. Fred Olmstead spoke during public comment regarding our ethical standards and the board members were provided with a handout created by the Nevada Commission on Ethics.
5. Dee Riley spoke during public comment asking how to become a board member for the Nevada State Board of Nursing.
6. Fred Olmstead spoke during public comment explaining how the default process allows our Board members to make decisions during our disciplinary hearings when a respondent fails to attend a board meeting.
7. Samantha Gardner spoke during public comment inquiring about what options are available for applicants that fail the National Council Licensure Examination (NCLEX).
8. Christie Hay spoke during public comment asking about the history of Nevada nursing regulations.

**APPROVAL OF CONSENT AGENDAS**

ACTION

It was moved and seconded to approve the Consent Agenda I, identified as items: A.1., A.2.a., C.1-2., D.2.a.-y., D.3.a.,c.-d., F.1.a. & b. B. Gabato recused from D.2.n. MOTION CARRIED.

ACTION

It was moved and seconded to approve the Consent Agenda II, identified as items: D.1.a.-x., & aa.-cc., D.4.a.-b., D.7.a.-b., D.8.a.-g. Items removed: D.1.r., D.7.b., D.8.b. MOTION CARRIED.

**A. BOARD GOVERNANCE AND ADMINISTRATION**

ACTION

1. Approval of minutes of Board meeting, July 18, 2011 and July 2011: Accepted under the Consent Agenda.
2. Conference and seminar report: Accepted under the Consent Agenda
  - a. Debra Scott, Chris Sansom, Doreen Begley, Tish Smyer: NCSBN 2011 Annual Meeting, Indianapolis, Indiana
3. Progress report on FY11/12 goals and objectives: D. Scott presented specific objectives created by Board direction and suggestions by administrative staff. It was moved and seconded the Board approve the objectives as written. MOTION CARRIED.

ACTION

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 Board meeting dates and schedule for 2012: It was moved and seconded the Board approve the following 2012 Board meeting dates - January 18-20, 2012, March 21-23, 2012, May 23-25, 2012, July 18-20, 2012, September 12-14, 2012, and November 7-9, 2012. MOTION CARRIED.

ACTION

6. Election of Board officers: It was moved and seconded the Board elect Kelly Espinoza as Board president, Tish Smyer as Board vice president, and Rick Carrauthers as Board secretary. MOTION CARRIED.
7. Commitment to Ongoing Regulatory Excellence report: D. Scott gave highlights of the outcome of the CORE report specific to Nevada.

**B. LICENSURE PROGRAMS – No business**

**C. CERTIFICATION PROGRAMS**

1. Ratification of Board staff survey of Royal Allied Health Institute Nursing Assistant Training Program: Accepted under the Consent Agenda.

2. Ratification of the Board staff site survey of West Technical Academy High School Nursing Assistant Training Program: Accepted under the Consent Agenda.

#### **D. DISCIPLINE PROGRAMS**

1. Applications (initial and renewal in question)
  - a. Aguilar, Karla, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - b. Allen, Tonia, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - c. Belachew, Shewarega, CNA021782: Applicant was not present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - d. Brenner, Rae, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the applications for LPN licensure and CNA renewal, and the 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - e. This item was removed from the agenda.
  - f. Thompson, Denise, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and order she successfully completes the following prior to issuance of a permanent license: A Board approved LPN refresher course; That she take and pass the LPN NCLEX exam; and, The Nevada Nurse Practice Act course. All requirements are to be completed within one year or the application is automatically denied without further proceedings as recommended by the Executive Committee. The denial would become part of the Respondent's permanent record and be published and reported to all appropriate agencies. Accepted under the Consent Agenda.
  - g. Douglas, Blanca, CNA022901: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification based on violation of NRS632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal law/regulation, and (27) customary standards of practice, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - h. Ekigwe, Stella, CNA019378: 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - i. This item was removed from the agenda.
  - j. French, Heather, 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 convictions, and order the denial become part of the applicant's permanent record and be

published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.

- k. Grasso, Teryl, CNA021652: 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
- l. Greenhalgh, Angela, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for RN licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- m. Lising, Lewell, CNA016308: Applicant was not present. It was moved and seconded the 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
- n. Lott, Debbie, CNA016987: 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 as recommended by the Executive Committee. Accepted under the Consent Agenda.
- o. Nelson, Pamela, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for LPN licensure as recommended by the Executive Committee. Accepted under the Consent Agenda.
- p. Neville, Marie, CNA017252: Applicant was not present. It was moved and seconded the Board deny the renewal application for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- q. Palacios, Michelle, CNA017407: Applicant was not present. It was moved and seconded the Board deny the renewal application for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
- r. Rodrigues, Kimberly, CNA applicant: Applicant was present to appeal the recommendation of the Executive Committee. It was moved and seconded the Board accept the application for certification and order she take and successfully complete the Nevada Nurse Practice Act course, and an anger management course prior to issuance of a certificate and within three months or the application is automatically denied without further proceedings. A denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- s. Rosenfield, Cara, CNA021757: Applicant was not present. It was moved and seconded the Board deny the renewal application 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

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denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.

- t. Savage, Dan, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for CNA certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - u. Szelap, Deanne, 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)(a) fraudulent application, (1)(b) criminal conviction, (1)(g) unprofessional conduct, and (1)(m) deceive defraud or endanger a patient, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - v. Teseatsion, Yodit, CNA020398: Applicant was not present. It was moved and seconded the Board deny the renewal application for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - w. Bennett, Laura, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for RN licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - x. Woods, Brenda, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for CNA certification and the Agreement for Probation for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Accepted under the Consent Agenda.
  - y. Barcher, Michael, RN applicant: Applicant was present to appeal the recommendation of the Executive Committee. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(b) criminal convictions, (1)(e) controlled substances and/or alcohol, and (1)(l) action in another state, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies.
- MOTION CARRIED.

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- z. Wilson-Kirklin, Sandra, LPN10208: Applicant was present. It was moved and seconded the Board accept the renewal application for licensure. MOTION CARRIED.
- aa. Cardenas, Joel, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for RN licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction as recommended by the Executive Committee. Accepted under the Consent Agenda.
- bb. Gleason, Christy, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for RN licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction as recommended by the Executive Committee. Accepted under the Consent Agenda.
- cc. Robinson, Levina, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for CNA certification as recommended by the Executive Committee. Accepted under the Consent Agenda.
- dd. Bernard, Chenson, LPN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and order that he take and successfully complete a

- ACTION Board approved LPN refresher program prior to issuance of a permanent license. MOTION CARRIED.
- ee. Velasquez, Germaine, RN applicant: Applicant was 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)(b) criminal conviction, and (1)(l) action in another state. It was further ordered that the applicant must take and successfully complete a Board approved RN refresher program prior to issuance of a permanent license. MOTION CARRIED.
- ACTION ff. Gunio, Hannah, LPN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
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2. Settlement agreements

- a. Navarrete Aragon, Luis, CNA024233: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890(27) customary standards. Approved under the Consent Agenda.
- b. Ballesteros, Jose, RN36639: Agreement for Fine of \$50 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
- c. Barnum, Lisa, RN20889: Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal convictions, and (1)(e) controlled substances and/or alcohol. Approved under the Consent Agenda.
- d. Berry, Rainy, RN53300: Agreement for Fine of \$100 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
- e. Crum, Valerie, RN14805: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, and (27) customary standards of practice. Approved under the Consent Agenda.
- f. Damon, Michele, RN21618: Agreement for Fine \$200 Renewal for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- g. Del Rosario, Arlene, RN44362: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (30) failing to fulfill chief nurse duties. Approved under the Consent Agenda.
- h. Droegemeier, Sherry, CNA013945: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Approved under the Consent Agenda.
- i. Hall, Debra, CNA002805: Agreement for Fine \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- j. Hochman, Charmaine, RN22690: Agreement for Reprimand and Fine \$1500 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (37) practicing without active license. Approved under the Consent Agenda.
- k. Kennedy, Donna, RN16234: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Approved under the Consent Agenda.
- l. Koser, Robin, RN38598: Agreement for Reprimand for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(l) action in another state. Approved under the Consent Agenda.

- m. Leibold, Sally, RN50696: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, and (1)(g) unprofessional conduct. Approved under the Consent Agenda.
- n. McIntyre, Karen, RN49858: Agreement for Reprimand and Fine of \$200 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (24) failing to collaborate with health care team, and (27) customary standards of practice. Approved under the Consent Agenda. B. Gabato recused herself.
- o. Mikicka, Justyna, RN61325: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (16) failing to properly document controlled substances, and (27) customary standards of practice. Approved under the Consent Agenda.
- p. Mosley, Francelia, RN49461: Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
- q. Parrish, Natalie, LPN14493: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, (16) failing to properly document controlled substances, and (27) customary standards. Approved under the Consent Agenda.
- r. Patrino, Sandra, CNA020083: Agreement for Reprimand for violation or NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice, and (33) abuse of a patient. Approved under the Consent Agenda.
- s. Raborn-Lowery, Stacy, RN60364: Agreement for Reprimand for violation of NRS 632.320 (g) unprofessional conduct, and NAC 632.890 (11) positive drug screen as condition of employment. Approved under the Consent Agenda.
- t. Ramos, Teresa, LPN11523: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890(26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
- u. Staniewski, Sharon, RN22498: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, and (21) obtain, possess, furnish prescription drugs without authorization. Approved under the Consent Agenda.
- v. Stratton, Jo Anne, RN04309: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice, and (28) causing harm to a resident. Approved under the Consent Agenda.
- w. Trocinske, Lisa, RN64939: Agreement for Probation for violation of NRS (1)(e) controlled substances and/or alcohol, and (1)(g) unprofessional conduct, and NAC 632.890 (11) positive drug screen as condition of employment. Approved under the Consent Agenda.
- x. Coonce, Diana, LPN05059: Agreement for Fine \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- y. Yung, David, RN34518: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (16) failing to properly document controlled substances, (25) failing to observe/report, and (27) customary standards of practice. Approved under the Consent Agenda.
- z. Mandello, Shelly, RN12698: Agreement for Probation for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (27) customary standards of practice. Approved under the Consent Agenda.

- 3. Successful completion of probation/monitoring
  - a. Nielsen, Dana, RN17264: Termination of probation accepted under the Consent Agenda.
  - b. Removed
  - c. Graves, Jo Ann, CNA019569: Termination of probation accepted under the Consent Agenda.
  - d. Hartert, Jacqueline, RN23547: Termination of probation accepted under the Consent Agenda.
- 4. Reinstatement of licensure/certification
  - a. Roman, Alina, RN35100: Applicant was present. It was moved and seconded the Board accept the reinstatement application for licensure, and the Agreement for Probation for violation of NRS 632.320 (1)(b) criminal conviction, (1)(e) controlled substances and/or alcohol, and (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice. MOTION CARRIED.
  - b. Stricklin, Annette, RN41336: Applicant was present. It was moved and seconded the Board accept the reinstatement application for licensure, and the Agreement for Probation for violation or NRS 632.320 (1)(e) controlled substances and/or alcohol. MOTION CARRIED.

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- 5. Formal administrative hearings
  - a. Akoh, Ferdinand, RN42895: 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 he take and successfully complete a Board approved 30 CE legal ethics in nursing course, and the Nevada Nurse Practice Act course within thirty days or the license is automatically suspended without further proceedings until requirements are completed. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.
  - b. Arana, William, RN36972: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true and find the respondent guilty of violating NRS 632.320 (1)(b) criminal convictions, and (1)(l) 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. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.
  - c. Azoulay, Rachel, RN37861: Respondent was present. It was moved and seconded the Board accept the Agreement for Reprimand, Fine of \$4,000 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (37) practicing without an active license. MOTION CARRIED.
  - d. Bailey, Benjamin, RN37249: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next Board meeting in Las Vegas currently scheduled for January 2012. MOTION CARRIED.
  - e. Bell, Paulette, RN54966: 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

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find the respondent guilty of violating NRS 632.320 (1)(a) fraudulent application, and (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation as mended on the record. It was moved and seconded the Board suspend the respondent's license pending completion Board approved courses on legal ethics in nursing for 30 contact hours (CE), the Nevada Nurse Practice Act course, a 4 CE bioterrorism course, an additional 30 CE course, and that she be fined in the amount of \$200. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

- f. Butler, Linda, RN40468: 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)(l) action in another state. It was moved and seconded the Board deny the renewal application for licensure, that the respondent be fined \$2,000 and that the fine must be paid in full prior to reapplication. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

- g. Carmona, Regina, CNA023823: 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

- h. Chico, Silvia, CNA01536: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

- i. Cohen, Chinuka, LPN13797: Respondent was represented by counsel. It was moved and seconded the Board grant a continuance of this matter to the next Board meeting in Las Vegas currently scheduled for January 2012. MOTION CARRIED.

ACTION

- j. Dirks, Karina, LPN14476: 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 (18) diversion of equipment or drugs. It was moved and seconded the Board revoke the respondent's license. Respondent may not apply for reinstatement for five (5) years. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED. R. Carrathers recused himself.

ACTION

- k. Edwards, Alexis, LPN13578: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, and (1)(l) action in another state, and NAC 632.890 (37) practice without an active license. MOTION CARRIED.

ACTION

- l. Gordon, LaQuinta, CNA016230: Respondent was represented by counsel. It was moved and seconded the Board grant a continuance of this matter to the next Board meeting in Las Vegas currently scheduled for January 2012. MOTION CARRIED.

ACTION

m. Handley, Carla, CNA013878, LPN13815: Respondent was present. It was moved and seconded the Board 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 Board deny the CNA renewal application, that the respondent's LPN license be reprimanded, be fined \$500, that she take and successfully complete the Nevada Nurse Practice Act course, and a Board approved legal ethics in nursing course. All requirements are to be completed within six (6) months or the license is automatically suspended without further proceedings until completed. It was further ordered that respondent be audited on renewal for compliance with continuing education requirements for her next four (4) renewal cycles. Failure to successfully complete an audit will result in automatic suspension of the license. MOTION CARRIED.

ACTION

n. Lamury, Linda, RN37701: Respondent was not present. It was moved and seconded to accept the Agreement for Suspension and Probation for violation of NRS 632.320 (1)(b) criminal convictions, and (1)(n) failing to comply with Board order. MOTION CARRIED.

ACTION

o. Martin, Sharon, RN32320: Respondent was present. It was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(b) criminal conviction, and (1)(l) action in another state as stipulated on the record. It was moved and seconded that the respondent take and successfully complete a Board approved RN refresher course, and that she register with and actively participate in the Board approved drug testing program while completing the refresher program. Upon successful completion of the refresher program, respondent shall meet with the Disability Advisory Committee and follow all recommendations prior to issuance of a permanent license. MOTION CARRIED.

ACTION

p. Moran, Mark, RN41769: 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)(l) 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. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

q. Nellum, Aisha, LPN14322: Respondent was 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 (22) abandonment. MOTION CARRIED.

ACTION

r. Perez, Leonora, RN09400: 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)(l) action in another state. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

s. Snyder, Jodi, LPN12118: Respondent was present. It was moved and seconded the Board accept the Agreement for Reprimand, Fine of \$200, and classes for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION CARRIED.

ACTION

t. Stekli, Bette Jo, RN34618: 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 Board suspend the respondent's license until the following requirements are completed.

Respondent must take and successfully complete a Board approved legal ethics in nursing course for 30 CEs, the Nevada Nurse Practice Act course, a 4 CE bioterrorism course, and be fined in the amount of \$200. 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 the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

- u. Valenta, Elizabeth, CNA001150: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true and find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. It was moved and seconded the Board revoke the respondent's certificate. Respondent may not apply for reinstatement for five (5) years. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

- v. Wilson, Jean, LPN09068: 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)(1) 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. It was moved and seconded the Board charge the respondent with the actual attorney fees and costs of the hearing, which are due and payable within one hundred twenty (120) days from issuance of the actual costs. MOTION CARRIED.

ACTION

- w. Removed
- x. Manlangit, Alma, RN46937: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Reprimand and Fine of \$1500 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, and (27) customary standards of practice. MOTION CARRIED. B. Gabato recused herself.

ACTION

- y. Removed
- z. Gomez, Anna, CNA010263: Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the respondent guilty of violation of NRS (1)(a) fraudulent application, and (1)(b) criminal conviction. It was moved and seconded the Board reprimand the respondent, fine her \$200, and that she take and successfully complete the Nevada Nurse Practice Act. All requirements are to be completed within six (6) months or the certificate is automatically suspended without further proceedings. 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

6. Board-directed investigations – No business

7. Ratification of staff denials – NRS 632.320 (1) fraudulent application

- a. Edwards, Tracy, LPN applicant. Applicant was not present. It was moved and seconded the Board ratify the staff denial of the application for licensure for a violation of NRS 632.320 (1)(a) fraudulent application, and order the denial become part of the applicant's permanent

record and be published and reported to all appropriate agencies. In addition, should the applicant reapply within the next thirty (30) days, and the application has no material changes, Board staff may accept the application for further processing as recommended by the Executive Committee. Approved under the Consent Agenda.

ACTION

- b. Gardner, Dontrice, CNA applicant: Applicant was present to appeal the recommendation of the Executive Committee. It was moved and seconded the Board ratify the staff denial of the application for certification for a violation of NRS 632.320 (1)(a) fraudulent application, and (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. In addition, should the applicant reapply within the next thirty (30) days, and the application has no material changes, Board staff may accept the application for further processing. MOTION CARRIED.

8. Ratification of staff denials – NRS 632.320 (2) convictions

ACTION

- a. This item was removed from the agenda.
- b. Dillard, Gwendolyn, CNA applicant: Applicant was present to appeal the recommendation of the Executive Committee. 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 convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- c. Donner, Diane, 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. Approved under the Consent Agenda.
- d. Jackson, Kiana, 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. Approved under the Consent Agenda.
- e. Kelly, Mary, CNA applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for certification. Approved under the Consent Agenda.
- f. This item was removed from the agenda.
- g. Martinez, Karen, CNA applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for certification. Approved under the Consent Agenda.

9. Special Action

ACTION

- a. This item was removed from the agenda.
- b. Lemich, Boja, RN14845, APN000550: Respondent was present with counsel. It was moved and seconded to deny the request for termination of probation. MOTION CARRIED.
- c. Lopez, Stella, CNA017283: Respondent was present. It was moved and seconded to grant the request for reconsideration and continue to the next Board meeting in Las Vegas currently scheduled for January 2012. MOTION CARRIED.

ACTION

- d. Marble, April, LPN13484: Respondent was present with counsel. It was moved and seconded to grant the request for reconsideration and continue to the next Board meeting in Las Vegas currently scheduled for January 2012. MOTION CARRIED.

ACTION

- e. Sidebottom, Janet, RN applicant: Respondent was present. It was moved and seconded to grant the request for reconsideration. It was moved and seconded to accept the application for licensure. MOTION CARRIED.  
ACTION
- f. Review, discussion, and action regarding application for nurse support group facilitator Bridget Bycina, MS, BHS, NCC, LADC: It was moved and seconded the Board accept the application for nurse support group facilitator. MOTION CARRIED.  
ACTION
- g. Review, discussion, and action regarding the proposed revision to the Yes Answer Policy: It was moved and seconded to approve the revision to the policy as written. MOTION CARRIED.  
ACTION
- h. Review, discussion, and action regarding proposed Processing Nursys Disciplinary Databank Reports Policy: It was moved and seconded to approve the policy as written. MOTION CARRIED.  
ACTION
- i. Erbe, Marion, CNA013337: Respondent was present with counsel. It was moved and seconded to grant the request for reconsideration. It was moved and seconded the Respondent be issued an unrestricted certificate. MOTION CARRIED.  
ACTION

**E. EDUCATION**

- 1. Review, discussion and action regarding reappointment to the Education Advisory Committee Snyder, Shirlee, RN 32231: It was moved and seconded to reappoint Dr. Shirlee Snyder to the Education Advisory Committee. MOTION CARRIED.  
ACTION
- 2. Review and discussion of the second quarter G-4 NCLEX scores: All schools were above 80% with the exception of National University. The trends for the third quarter show Touro University at 75% for 12 test takers and National University at 33% with 3 out of 9 students passing. R. Carruthers asked if the action plan would improve Touro University's scores and R. Colosimo responded that they are doing better but they need an 80% this year in order to avoid being below the 80% requirement three years in a row.
- 3. Review, discussion and action on Kaplan College LPN program application for full approval: R. Colosimo stated that Kaplan College LPN program received five-year initial accreditation and maintained an 87% passing rate for first time test takers in 2010. Currently, Kaplan College is in the low 90% for 2011. D. Begley congratulated Dr. Cylke, R. Dillman and R. Angelstro for this accomplishment. T. Smyer asked what plans Kaplan was making in order to address the concerns of the National League for Nursing Accrediting Commission (NLNAC). Dr. Cylke explained that the concerns were minimal and some were misunderstandings. Dr. Smyer congratulated their teamwork. It was moved and seconded that Kaplan College LPN program be moved to full approval. MOTION CARRIED.  
ACTION
- 4. This item was removed.
- 5. Review and discussion by University of Nevada Las Vegas and Summerlin Hospital of an innovative clinical design the dedicated education unit (DEU) to improve patient safety: Dr. Yucha was present to support the program. L. Ball, Chief Nursing Officer of Summerlin Hospital shared her support and excitement for the improved patient safety and development of staff and students. She validated that the University of Nevada, Las Vegas had recruited Patricia Sutlin from Portland, Oregon who has worked with this design for 10 years. D. Begley asked for additional information and K. Espinosa asked for an example of the personnel on a unit. Patricia explained the overall goals and patient safety advantages. K Espinosa stated she was very glad to hear about a design like this and expects that this could begin a new trend. The Board praised the collaboration of practice and education.
- 6. Review and discussion of budgetary decrease in admissions at Nevada State College: R Colosimo invited Dr. Snyder to inform the Board on how the state of Nevada budget cuts were

affecting nursing students at Nevada State College (NSC). Dr. Snyder explained that NSC has three accelerated tracks which admit 24 students at various times of the year which were reduced to 16 students.

7. Review and discussion of credentials of administrator for Breckinridge School of Nursing at ITT: Kellee Fisher was presented to the Board by Dr. McHaney. R. Colosimo stated that she met Nevada qualifications for teaching but was light on administrative experience. D. Begley asked if she met three years of teaching and R. Colosimo stated yes but with part time adjunct positions. Dr. Smyer expressed the importance of administrative experience in getting a school accredited and to an 80% pass rate. K. Fisher stated she had lots of administrative experience but was vague in specific examples. R. Carruthers asked Dr. Mc Haney if she would be present and she responded by explaining that she would be available but the assistant director and the campus dean are very supportive. Dr. Smyer, reiterating her concerns, gave examples of unfortunate situations the Board has seen when an administrator does not have sufficient experience. D. Begley also expressed concerns and encouraged Ms. Fisher to utilize all resources to help with task ahead.

8. This item was removed.

9. Review, discussion and action regarding the nursing administrator change at Carrington College, Las Vegas and faculty needs for “Teach out”: R. Colosimo informed the Board that G. Ouellet had resigned and Dr. Owensby was now the Director. R. Colosimo stated the resignation caused some anxiety for the students and faculty but W. Hale, S. Owensby and herself intervened to refocus students on finishing their coursework. Dr. Owensby explained the faculty needs for the “teach-out”. It was moved and seconded to approve the proposed plan. MOTION CARRIED.

ACTION

10. Review, discussion and action on the proposed revisions to the Faculty Waiver Policy: R Colosimo explained the history of the BSN plus 5 years clinical experience and the regulation sunset. She provided the board members with the Education Advisory Committee’s discussions and the recommendation for the return of the Faculty Waiver Policy. All nursing programs will be eligible for the waiver. It was moved and seconded the Board approve the revised Faculty Waiver Policy as written. MOTION CARRIED.

ACTION

11. Review, discussion and action on the proposed revision of the Faculty Ratio Policy: R Colosimo explained the changes to the Faculty Ratio Policy which were to permit innovative clinical design for fully approved nursing programs with assurances for public safety. It was moved and seconded the Board approve revisions to Faculty Ratio Policy as written. MOTION CARRIED.

ACTION

12. Failla, Jon, RN61345, APN applicant: R. Colosimo presented this agenda item explaining that she had denied Jon Failla’s APN certification application in 2010 because he had not completed a program designed to educate an advanced practitioner of nursing as specified in the law. R. Colosimo cited NAC 632.260. It was moved and seconded to uphold staff denial. MOTION CARRIED.

ACTION

**F. NURSING PRACTICE**

1. Applications in question regarding NRS 632.307
  - a. Frappier, Mary Ann, CNA019153: Applicant was present. It was moved and seconded the Board accept the renewal application for certification and issue a certificate with limitations pursuant to NRS 632.307. Accepted under the Consent Agenda.
  - b. Larkey, Judith, RN37371: 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.

- ACTION
2. Review, discussion and action regarding proposed revision to the Practice Decision, The Role of the RN in Conscious Sedation: It was moved and seconded the Board approve the revisions to The Role of the RN in Conscious Sedation practice decision with the addition of “conscious sedation” in the definition. MOTION CARRIED.
- ACTION
3. Review, discussion and action regarding appointment to the Advanced Practice Advisory: It was moved and seconded the Board appoint Matthew Khan, APN001029 to the Advanced Practice Advisory Committee. MOTION CARRIED.

**G. REPORTS FROM EXTERNAL STAKEHOLDERS**

1. Nevada Nurses Association Student Nurse Competition presentation: Tracy Singh introduced the three recent nursing graduates representing the group of nursing students who won the NNA Student Nurse Competition for 2011. The video created by the students was shown to the Board and the attendees of the meeting. D. Scott asked for permission to post the video to the Board’s website at a future date and the students gave their permission. The video is on the prevention of medication errors. The Board was very pleased to congratulate the students and NNA in this very positive endeavor.

**ADJOURNMENT**

The meeting was adjourned at 11:16 a.m. on September 16, 2011.