

Nevada State Board of NURSING

MINUTES OF SPECIAL BOARD MEETING

February 9, 2009

The Special Board Meeting of the Nevada State Board of Nursing was called to order by President Doreen Begley MS, RN, at 3:04 a.m. on February 9, 2009, videoconference at the locations of Nevada State Board of Nursing, 2500 W. Sahara Ave, #207, Las Vegas, NV 89102, and Nevada State Board of Nursing, 5011 Meadowood Mall Way #300, Reno, NV 89502.

MEMBERS PRESENT

Doreen Begley, MS, RN, President
Betty Carlgren, LPN, Vice President (via telephone)
Carrie McMurray, CNA, Secretary
Sandra Halley, Consumer Member
Tish Smyer, DNSc, RN, Member

MEMBERS ABSENT

Belen Gabato, MS, RN, Member
Kelly DeMaria, MSN, RN, Member

OTHERS PRESENT

Debra Scott, MSN, RN, APN, FRE, Executive Director
Chris Sansom, BSN, RN, Director of Operations
Fred Olmstead, General Counsel
Dean Estes, Director of Finance and Technology
Marianne Kadlic, Executive Assistant
Roseann Colosimo, PhD, MSN, RN, Education Consultant
Patty Shutt, LPN, Site Operations Supervisor
Linda Aure, RN, Sr. Investigator
Lark Muncy, RN, Investigator

CALL TO ORDER – The meeting was called to order by Board President, D. Begley at 3:04 p.m.

PUBLIC COMMENT: There was no public comment.

A. BOARD GOVERNANCE AND ADMINISTRATION

ACTION

1. Review, discussion, and action regarding changing the date of the September Board meeting: It was moved and seconded the Board approve changing the September 16-18, 2009 Board meeting date to September 9-11, 2009 in Las Vegas. MOTION CARRIED.
2. Review, discussion, and direction regarding 2009 Legislative Session issues:
 - a. AB 106 Certified medication aides: This agenda item was presented by Board staff. Testimony was presented by Charles Perry, Nevada Healthcare Association, in favor of the bill and Tracy Singh, President, Nevada Nurses Association in opposition to the bill. D. Scott read written testimony into the record from Mary Brann, MSN, RN, who lodged some questions and concerns regarding the bill, but recommended that should the bill

pass, that the NSBN should oversee the implementation and regulate MA-Cs. Written testimony from Leslee Hoffler, RN, was also read into the record in support of the bill. Further testimony by Terri Shoemaker, CNA, was read into the record who expressed some concerns about the use of MA-Cs. Board members underscored the need for the NSBN to set requirements for adequate education for MA-Cs. It was moved and seconded the Board take the position to support this legislation, pending review of the revised bill to confirm the inclusion of the negotiated changes between the Nevada State Board of Nursing executive director and representatives from the Nevada Healthcare Association. Five Board members were present. Three votes were in favor or supporting the legislation, one vote was against supporting the legislation, and one member abstained from voting. MOTION CARRIED.

ACTION

b. AB 10 Protection for retaliation against nurses: Board staff presented this agenda item. Testimony was presented by Tracy Singh, President, Nevada Nurses Association, in support of this legislation. It was moved and seconded the Board take the position to support this legislation based on the potential for the legislation to enhance patient safety in Nevada by protecting healthcare providers who report misconduct. MOTION CARRIED.

ACTION

c. AB 121 Numeric nurse to patient staffing ratios: Board staff presented this agenda item. Vickie Wright, Nurse Executive, Nevada Hospital Association, testified that her association is opposed to this legislation due to the lack of “ramp up time”, the problems that hospitals are having in meeting this type of regulation in California where hospitals are unable to meet the current demands imposed by the law. She states that this type of legislation has led to lack of access to care. NSBN members agreed that this bill addresses labor management issues which are not within the jurisdiction of the Board. Consequently, it was moved and seconded the Board take the position to remain neutral in regards to this legislation. MOTION CARRIED.

ACTION

d. SB 76 Summary suspension of licenses: F. Olmstead presented an overview of this legislation. The general opinion of the Board is that this legislation would not ultimately change its current process in regards to summary suspension of licenses and certificates. It was moved and seconded the Board support this legislation. MOTION CARRIED.

ACTION

e. Regulatory Board legislation: The Board discussed other legislation that may have an effect on the regulatory responsibilities of the Board, but gave no direction in support or opposition of any of the proposed legislation.

f. BDR 40-192 Safe Patient Handling Bill: Final wording for this bill has not been negotiated among the stakeholders at this time. The Board directed staff to postpone discussion of this bill until the actual bill is available.

ADJOURNMENT

The meeting was adjourned at 4:38 p.m. on February 9, 2009.