

Nevada State Board of NURSING

BOARD MEETING MINUTES

January 10-11, 2012

The Meeting of the Nevada State Board of Nursing was called to order by President Kelly Espinoza, MSN, RN, at 9:02 a.m. on January 10, 2012 at Tuscany Suites, 255 East Flamingo Road, Las Vegas, NV 89169.

MEMBERS PRESENT

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

OTHERS PRESENT

Debra Scott, MSN, RN, FRE, Executive Director
Chris Sansom, MSN, RN, Director of Operations
Fred Olmstead, General Counsel
Dean Estes, Director of Finance and Technology
Gail Trujillo, Executive Assistant
Roseann Colosimo, PhD, MSN, RN, Education Consultant (1/10)
Sarah Wheeler, Management Assistant (1/10)
Kathleen Reynolds, BHS, RN, Compliance Coordinator (1/11)
Patty Shutt, LPN, Site Operations Supervisor (1/11)
Sophia Long, Deputy Attorney General, Board Counsel

CALL TO ORDER – 9:02 a.m.

PUBLIC COMMENT:

- Larry Matheis, Executive Director of the Nevada State Medical Association, spoke during public comment to express that he has overall concerns with Nevada State Board of Nursing's (NSBN) initial draft of proposed regulation changes.
- National University graduates Brandon Murphy, Lisa Atkins, Robyn Gardenhigher and Kelly Rowe spoke during public comment to express their support for the changes National University has made. They feel positive about the grading changes, remediation, and student support which they believe will improve National University's National Council Licensure Examination (NCLEX) pass rates.
- Daniel Mathis, CEO for Nevada Health Care Association, spoke during public comment encouraging Medication Aides – Certified student ratio changes for the proposed regulations being considered for adoption by the Board.

- Tracy Singh a member of Nevada Nurses Association's Continuing Education Committee informed all in attendance about the 2012 Student Nurses Competition and asked that school officials encourage student participation.
- Scott Fielden, President of Nevada State Society of Anesthesia, spoke during public comment to express that he has overall concerns with NSBN's proposed regulation changes.
- Sue Ullrich, CEO for Health Care Training Academy Nevada, spoke during public comment to inform the Board that Southern Nevada Medical Industry Coalition secured a pilot grant to launch the Health Care 20/20 New Grad Transition into Practice Program under the leadership of the Nevada Hospital Association.
- Tracy Singh spoke during public comment to express that E-publishing *Nevada State Board of Nursing News* magazine may benefit many nurses, including those with out-dated mailing addresses.

APPROVAL OF CONSENT AGENDAS

ACTION It was moved and seconded to approve the Consent Agenda I, identified as items: A.1., A.2.a. & b., C.1-2., D.2.a.-ff., D.3.a., D.8.f., F.1.a. Items removed: D.1.c.,f. & r. D.8.a. & f. MOTION CARRIED.

ACTION It was moved and seconded to approve the Consent Agenda II, identified as items: D.1.a., c-k., D.8.a.-e. J. Snidow recused from D.2.f. K. Espinoza recused from D.2.f. R. Tan recused from D.2.w. & D.2.s. MOTION CARRIED.

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of Board meeting minutes: November 16-17, 2011 and December 21, 2011: Approved under the Consent Agenda.
2. Conference and seminar report: Approved under the Consent Agenda.
 - a. Debra Scott, Tish Smyer and Roseann Colosimo: NCSBN World Café Education Conference, Chicago, IL
 - b. Debra Scott, Doreen Begley: Citizen Advocacy Center (CAC) Annual Conference, Washington, DC
3. Progress report on FY11/12 goals and objectives: D. Scott and D. Estes reviewed the report and informed the Board of the most recent progress related to the achievement of Board goals and objectives.
4. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends in scope of practice inquiries.
5. Review, discussion and possible action regarding a public hearing to amend, adopt, or repeal regulations described in LCB file R112-11: K. Espinoza presented the proposed regulation changes in LCB file R112-11. She reviewed the proposed regulations by each section and solicited public comment. It was moved and seconded the Board approve the proposed regulations as revised by LCB as amended based on public testimony. MOTION CARRIED.
6. Review, discussion and possible action regarding a public hearing to amend, adopt, or repeal regulations described in LCB file R113-11: K. Espinoza presented the proposed regulation changes in LCB file R113-11. She reviewed the proposed regulations by each section and solicited public comment. It was moved and seconded the Board approve the proposed regulations as revised by LCB. MOTION CARRIED.

ACTION

ACTION

B. LICENSURE PROGRAMS – No business

C. CERTIFICATION PROGRAMS

1. Ratification of initial site survey of the Battle Mountain High School Nursing Assistant Training Program: Approved under the Consent Agenda.
2. Ratification of initial site survey of the Progressive Healthcare and Training Nursing Assistant Training Program: Approved under the Consent Agenda.
3. Review, discussion and action regarding approval status of Royal Allied Health Institute's Nursing Assistant Training Program: R. Colosimo stated that while College of Southern Nevada (CSN) served as Royal Allied Health Institute's (RAHI) academic administrator, many complaints had been received from RAHI students. RAHI has since separated from CSN and serves as its own academic administrator. R. Colosimo also informed the Board that she performed an announced skills lab survey on January 9, 2012 which resulted in three major concerns:
 - The clean and dirty areas of lab were not separated to teach basic infection control;
 - Students did not use privacy curtains or screens and were not creating privacy for the "patients"; and
 - A vodka bottle which appeared to contain clear liquid was discovered among fracture pans and dental cups.

R. Colosimo then recommended that the Board suspend admissions until these deficiencies are corrected. R. Carruthers expressed that he would be more comfortable removing RAHI's approval. D. Scott informed the Board that if approval is removed the current students would not be permitted to take the Prometric exam in order to become Certified Nursing Assistants (CNA) in Nevada. R. Colosimo added that 130 students have received completion certificates from RAHI in the last 6 months, but only 27 students have actually taken the Prometric exam. S. Nzivo ensured the Board that he would make any changes that are required by the Board. R. Tan expressed concerns about the lack of supervision and the presence of alcohol in the skills lab. The Board continued this agenda item and S. Nzivo returned on January 11, 2012. D. Begley reviewed CSN's notification of student complaints with S. Nzivo and he agreed that 4 of the areas of concern were factual. T. Smyer asked S. Nzivo how many students were attending RAHI and he explained that 30 students were still in the program. It was moved and seconded to remove Royal Allied Health Institute's Board approval and the Board directed refunds be issued to the students currently enrolled at RAHI. MOTION CARRIED.

ACTION

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
 - a. Andraus, Tania, CNA018687: Applicant was not present. It was moved and seconded the Board accept the renewal application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.
 - b. Chojnacki, Jeremy, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
 - c. Ekigwe, Stella, CNA019378: Applicant was not present. It was moved and seconded the Board accept the renewal application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.

ACTION

d. Herron, Andre, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.

e. Jones, Claudette, CNA021829: Applicant was 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. MOTION CARRIED.

ACTION

f. Kifle, Sewasew, CNA021759: Applicant was 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. MOTION CARRIED.

ACTION

g. Nelson, Shelindra, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.

h. Obonna, George, CNA017436: 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. Approved under the Consent Agenda.

i. Quinto, Marian, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure as recommended by the Executive Committee. Approved under the Consent Agenda.

j. Russell, Melissa, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. Approved under the Consent Agenda.

k. Washington, Tonya, CNA015913: Applicant was not present. It was moved and seconded the Board accept the renewal application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.

l. Brown, Florida, CNA021910: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

m. Goines, Pashshawn, CNA017337: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

n. Grimes, Paula, CNA015322: 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

ACTION 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.

o. Herrera, Rita, CNA017633: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

p. Huff, Carmen, CNA021511: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

q. Dalby, Claire, RN Applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(e) controlled substances and/or alcohol as recommended by the Executive Committee. MOTION CARRIED.

ACTION

r. Baiera, Vincent, RN64690: Applicant was present. It was moved and seconded the Board accept the renewal application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction as recommended by the Executive Committee. MOTION CARRIED.

ACTION

2. Settlement agreements

- a. Amigable, Mafe, RN48474: Agreement for Extension of Probation with Reprimand and Fine of \$400 for violation of NRS 632.320 (1)(g) unprofessional conduct, (1)(n) failing to comply with Board order, and NAC 632.890 (36) failing to comply, and (37) practicing without an active license. Approved under the Consent Agenda.
- b. Barnum, Lisa, RN20889: 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)(n) failing to comply with Board order, and NAC 632.890 (36) failing to comply. Approved under the Consent Agenda.
- c. Brown, Denise, RN33251: 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. Approved under the Consent Agenda.
- d. Cunningham, Gwynne, RN28854: 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)(n) failing to comply with Board order, and NAC 632.890 (27) customary standards of practice, and (36) failing to comply. Approved under the Consent Agenda.
- e. Tanedo, Edgardo, RN51438: Agreement for Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, (1)(n) failing to comply with Board order, and NAC 632.890 (36) failing to comply. Approved under the Consent Agenda.
- f. Lee, Aeju, RN51752: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (22) patient abandonment, and (27) customary standard of practice. Approved under the Consent Agenda. K. Espinoza and J. Snidow recused themselves.
- g. Lambert, Natasha, RN45919: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(b) criminal conviction, (1)(e) controlled substances and/or

- alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (10) positive drug screen on duty. Approved under the Consent Agenda.
- h. Bello, Dennis, LPN07600: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
 - i. Carmona, Maroberto, LPN14424: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards of practice. Approved under the Consent Agenda.
 - j. Carter, Dana, CNA006651: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope of practice. Approved under the Consent Agenda.
 - k. Church, Mindy, RN43506: 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.
 - l. Downey, Wanetta, CNA000567: Consent Agreement for Fine of \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
 - m. Freeney, Angela, RN21740: Agreement for Reprimand and Fine of \$2200 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (37) practicing without an active license. Approved under the Consent Agenda.
 - n. Harmon, Lucille, CNA002675: Consent Agreement for Fine of \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
 - o. Hinshaw, Patricia, RN31139: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
 - p. Lemons, Colleen, LPN07396: 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. Lowell, Nyna, RN26934: Agreement for Monitoring for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice, (20) inaccurate recording, falsifying, and (27) customary standards of practice. Approved under the Consent Agenda.
 - r. Lambou, Vicki, RN16475: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
 - s. Navarro, Vivencio, RN26852, APN001049: Agreement for Fine of \$300 for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (37) practicing without an active license. Approved under the Consent Agenda. R. Tan recused himself.
 - t. Newman, Patricia, CNA025699: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (22) patient abandonment. Approved under the Consent Agenda.
 - u. Purser, Nicole, RN40249: Agreement for Fine of \$200 for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(l) action in another state. Approved under the Consent Agenda.

- v. Santillana, Maria, CNA008588: Consent Agreement for Fine of \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- w. Siao, Madonna, CNA011331: 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. R. Tan recused himself.
- x. Solomon, Elizabeth, RN18657: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- y. Yup-Boskovich, Anna, RN09048: Consent Agreement for Fine of \$200 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- z. Wiley, Veronica, CNA000641: Consent Agreement for Fine of \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- aa. Agas, Jonalyn, CNA015214: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice, (35) misappropriating the property of a patient, and (40) professional boundaries. Approved under the Consent Agenda.
- bb. Villarruz, Maria Ruby, RN57923: 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.
- cc. McDowell, Darcus, CNA012640: Consent Agreement for Fine of \$100 Renewal Applicant for violation of NRS 632.320 (1)(a) fraudulent application, and (1)(b) criminal conviction. Approved under the Consent Agenda.
- dd. Crum, Shelly, LPN05213: Agreement for Fine of \$700 for violation of NRS 632.320 (1)(a) fraudulent application, (1)(b) criminal conviction, (1)(g) unprofessional conduct, and NAC 632.890 (37) practicing without an active license. Approved under the Consent Agenda.
- ee. Dean, Brenda, RN31323: 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.
- ff. Morelli, Melissa, CNA023693: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. Approved under the Consent Agenda.

3. Successful completion of probation/monitoring

- a. Smart, Gene, RN42511: Termination of probation accepted under the Consent Agenda.

4. Reinstatement of licensure/certification – No business

5. Formal administrative hearings

- a. Bailey, Benjamin, RN37249: Respondent was present. It was moved and seconded the Board close the complaint. MOTION CARRIED.
- b. Bridgewater, Kelsey, RN62266: 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 May 2012. MOTION CARRIED.

ACTION

ACTION

- ACTION
- c. Cohen, Chinuka, LPN13797: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand and costs for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, (18) diversion of equipment or drugs, and (27) customary standards of practice. MOTION CARRIED.
- ACTION
- d. Geronilla, Candace, RN41438: 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)(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. MOTION CARRIED.
- ACTION
- e. Gordon, LaQuinta, CNA016230: Respondent was not present. It was moved and seconded the Board close the complaint. MOTION CARRIED.
- ACTION
- f. Hayes, Maria, LPN14989: 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, and (27) customary standards of practice. It was moved and seconded the Board revoke the respondent's license. Respondent may not apply for reinstatement for ten (10) 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
- g. Hernandez, Michelle, CNA026416: 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)(n) failing to comply with Board order. 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. Hutto, Stephanie, RN47565: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(a) fraudulent application, (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, NAC 632.415 (2) false or inaccurate information regarding continuing education, and NAC 632.890 (18) diversion of equipment or drugs, and (26) violation of state/federal nursing law/regulation. MOTION CARRIED.
- ACTION
- i. Lacey, Susan, RN15637: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violation of NRS 632.320 (1)(l) action in another state as stipulated on the record. It was moved and seconded the respondent be reprimanded, be fined \$200, and that she take and successfully complete a Board approved 30 CE legal ethics in nursing course, and the Nevada Nurse Practice Act course within six (6) months 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. MOTION CARRIED.
- ACTION
- j. Lee, Kyunghye, RN58431: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true and find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be reprimanded, be fined \$200, and that she take and successfully complete

a Board approved 30 CE legal ethics in nursing course, a 4 CE bioterrorism course, and the Nevada Nurse Practice Act course within thirty (30) days or the license is automatically suspended without further proceedings until all requirements are completed. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

k. Lysyk, Raymond, RN33375: 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 May 2012. MOTION CARRIED.

ACTION

l. Malonzo, Ma Aleli, RN50310: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope, (27) customary standards of practice, (28) causing harm to a patient. MOTION CARRIED.

ACTION

m. McGowan, Tami, RN66482: Respondent was present. It was moved and seconded to grant a continuance of this matter for 45 days. MOTION CARRIED.

ACTION

n. Mildon, Stacey, RN29397: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(a) fraudulent application, (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.

ACTION

o. Morton Seliquini, Denise, RN60935: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violation of NRS 632.320 (1)(a) fraudulent application, and (1)(l) action in another state as stipulated on the record. It was moved and seconded the respondent be reprimanded, be fined \$1000, and that she take and successfully complete a Board approved 30 CE legal ethics in nursing course, and the Nevada Nurse Practice Act course within three (3) months or the license is automatically suspended without further proceedings until all requirements are completed. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

p. Mundle, Nyoka, LPN14518: 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

q. Oliphant, Cheryl, RN67891: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violation of NRS 632.320 (1)(l) action in another state as stipulated on the record. It was moved and seconded the Board deny the renewal application for licensure, and order the denial become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

r. Ramirez, Claudia, LPN13046: Respondent was present with counsel. It was moved and seconded the Board find the Respondent guilty of violation of NRS 632.320 (1)(n) failing to comply with Board order as stipulated on the record. It was moved and seconded the Board revoke the respondent's license. 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

s. Rose, James, RN17479: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violation of NRS 632.320 (1)(n) failing to comply with Board

order as stipulated on the record. It was moved and seconded the Board revoke the respondent's license. 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

t. Smith, Rowena, RN37001: Respondent was present. It was moved and seconded this matter be continued to the next Board meeting in Las Vegas currently scheduled for May 2012. MOTION CARRIED.

ACTION

u. Spyres, Darlene, RN63738: 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)(l) action in another state. It was moved and seconded the Board revoke the respondent's license. 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

v. Tedesco, Joanna, RN64956: Respondent was present with counsel. It was moved and seconded the Board accept an agreement for monitoring for one year as stipulated on the record for violation of NRS 632.320 (1)(b) criminal conviction. MOTION CARRIED.

ACTION

w. Tooley, Steven, RN67599: Respondent was present. It was moved and seconded the Board grant a continuance of this matter for 45 days. MOTION CARRIED.

ACTION

x. Waugh, Kelley, RN18724: Respondent was present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(b) criminal conviction, and (1)(g) unprofessional conduct, and NAC 632.890 (9) impaired practice. MOTION CARRIED.

ACTION

y. Welch, Janelle, RN62639: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (24) failing to collaborate with the health care team, and (27) customary standards of practice. MOTION CARRIED.

ACTION

z. Wheeler, Jacqueline, RN42580: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true and find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded the respondent be reprimanded, be fined \$200, and that she take and successfully complete a Board approved 30 CE legal ethics in nursing course, a 4 CE bioterrorism course, and the Nevada Nurse Practice Act course within thirty (30) days or the license is automatically suspended without further proceedings until all requirements are completed. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

aa. Belden, Jerry, RN47595: Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating NRS 632.320 (1)(l) action in another state. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

bb. Dyer, James, RN11015: Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating NRS 632.320 (1)(n) failing to comply with Board order. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

cc. Santos, Nora, RN54737: 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 order the respondent be placed on probation with all terms and conditions contained in the California Board of Registered Nursing Stipulated Settlement and Disciplinary Order signed on June 8, 2011. It was further ordered that prior to active practice in Nevada, the respondent will be evaluated by the Disability Advisory Committee and the Executive Director to determine if credit for probation served in California may be applied to her Nevada probation. MOTION CARRIED.

ACTION

6. Board-directed investigations – No business

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

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

a. Boyd, Kesha, 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 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

b. Marquez, Vicky, RN applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for licensure as recommended by the Executive Committee. Approved under the Consent Agenda.

c. Pappas, Amanda, 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 as recommended by the Executive Committee. MOTION CARRIED.

ACTION

d. Richardson, Breanna, CNA applicant: Applicant was present. It was moved and seconded the Board overturn the staff denial and accept the application for certification as recommended by the Executive Committee. Approved under the Consent Agenda.

e. Rowland, Jennifer, LPN applicant: Applicant was not present. It was moved and seconded the Board overturn the staff denial and accept the application for licensure as recommended by the Executive Committee. Approved under the Consent Agenda.

f. Torres, Geraldine, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.

ACTION

9. Special Action

a. Grajeda, Sunisa, LPN12896: Respondent was present. It was moved and seconded the Board lift the suspension of licensure and accept the renewal application. MOTION CARRIED.

ACTION

b. Leibold, Sally, RN50696: Respondent was present with counsel. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded the Board accept the Agreement for Monitoring for violation of NRS 632.320 (1)(g) unprofessional conduct, and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.

ACTION

ACTION c. Lopez, Stella, CNA017283: Respondent was present. It was moved and seconded the Board grant the request for reconsideration. MOTION CARRIED.

E. EDUCATION

1. Review and discussion of the anticipated G-4 NCLEX pass rates for 2011: R. Colosimo explained that the official G-4 National Council Licensure Examination (NCLEX) pass rates will not be available until January 15, 2012; however, based on the trends from the first three quarters of 2011 and the anticipated fourth quarter pass rates, two schools will fall below the required 80 percent pass rate for the year 2011. She provided that although National University appears to have improved its pass rate in the 4th quarter, the full year pass rate for 2011 will most likely be 66 percent. Touro University appeared to have a 75 percent pass rate up through the 3rd quarter; however, to reach an 80 percent pass rate a larger number of students would have needed to test and pass than the amount of students available. R. Colosimo stated that she did not anticipate any other schools falling below the required 80 percent pass rate.
2. Review, discussion and action regarding Carrington College, Reno request for full approval: R. Colosimo informed the Board that Carrington College, Reno's NCLEX pass rate is above 80 percent for calendar year 2011. In addition, the school received NLN accreditation in July 2011. The Board congratulated W. Merchant and staff on the success of this nursing program. It was moved and seconded to approve Carrington College, Reno for full Board approval. MOTION CARRIED.

ACTION

3. Review, discussion and action regarding changing the distribution of *Nevada State Board of Nursing News* magazine: R. Colosimo explained that changing the distribution of the *Nevada State Board of Nursing News* magazine is necessary in order to increase the number of pages in the magazine from 16 to 24. She explained that the magazine will be mailed in bulk packages to hospitals, schools, and healthcare facilities across the state. An e-publication will also be available on NSBN's website. R. Colosimo added that she will contact Deans and Directors of nursing programs and Chief Nursing Officers of Nevada for additional input on distribution preferences. It was moved and seconded the Board change the distribution of *Nevada State Board of Nursing News* magazine to bulk mailing. Dr. Colosimo reminded the Board that individual magazines would continue to be mailed to some individuals, such as Nevada's legislators and other Boards of nursing. MOTION CARRIED.

ACTION

4. Review, discussion and action regarding NCSBN's proposed RN NCLEX test plan for 2013: R. Colosimo explained that National Council of State Boards of Nursing (NCSBN) proposes a revised RN NCLEX test plan every three years. The Board reviewed each section of the 2013 test plan with Board staff and discussed changes in multiple areas. The Board suggested that R. Colosimo and D. Scott collaborate in submitting feedback that reflects the Board's review with specific suggestions. It was moved and seconded the Board approve NCSBN's proposed RN NCLEX test plan for 2013 with feedback. MOTION CARRIED.

ACTION

5. Review, discussion and action regarding National University's Associate Degree in Nursing program plan for "teach out": Dr. Lacourse, Dean of Health and Human Sciences, thanked the Board for the "teach out" suggestions and shared that National University's NCLEX pass rates have improved. He explained the changes made to the "teach out" plan including; a redrafted letter addressed to students, giving students the option to receive a full refund and contacting colleges regarding transferability of courses. Additionally, National University has hired a tutor, provided ATI courses, and closed gaps in teaching assignments. It was moved and seconded the Board approve National University's revised "teach out" plan. MOTION CARRIED.

ACTION

6. Review, discussion and action regarding Touro University's conditional status and change in nursing director: R. Colosimo explained that Touro University's NCLEX pass rate has been below 80 percent for the past two calendar years and will most likely be below 80 percent for 2011. She expressed concern on the rotation of administrators and referenced the initial report from the Commission on Collegiate Nursing Education (CCNE) survey explaining that Touro had not met standard IV. R. Witt responded that faculty members are prepared and students are motivated to exceed the required 80 percent pass rate. R. Witt, Interim Director, also noted that many students that have graduated have not yet taken the NCLEX. K. Espinoza expressed some concern and explained that strategic directions and root cause analysis are important to improve performance. Additionally, T. Smyer expressed concern of Touro University's lack of consistency with administrators and leaders. R. Mills, Dean of Students, responded by explaining that Touro University understands the Board's concern for leadership and a national search will be done to find a Nursing Director. Currently, 79 students are enrolled and on campus and the November 2011 class is smaller than anticipated. It was moved and seconded the Board approve Touro University's continued conditional status and suspend its March 2012 admissions. MOTION CARRIED.

ACTION

7. Review, discussion and action regarding Breckinridge School of Nursing at ITT change in administration, review of administrative history and admissions: R. Colosimo stated that Breckinridge School of Nursing at ITT has had a high administrator turnover since its inception and the Board expressed concern of the lack of stable leadership. D. Nimmer, Campus Director, requested that the Board waive its Chapter 632 requirements for CCNE or National League for Nursing Accrediting Commission (NLNAC) teaching experience for M. Leahy so she could become the administrator. R. Carruthers asked for clarification on the intent of the requirement and R. Colosimo explained that an administrator must be able to lead the school to NLNAC accreditation. R. Colosimo added that M. Leahy's experience may not have prepared her for the administrative responsibilities with a new school of nursing. M. Leahy responded to questions regarding her curriculum vitae and explained that she had limited administrative experience but has always been a leader. T. Smyer asked why Breckinridge School of Nursing at ITT was not looking for an administrator who met Nevada requirements and D. Nimmer responded that he thought M. Leahy would be acceptable, as she has done a great job thus far. R. Colosimo added that Breckinridge School of Nursing at ITT does not have sufficient clinical placements for students and requested the Board direct a staff site survey be completed. The Board highly advised regular monthly corporate guidance by a knowledgeable NLNAC consultant until a qualified administrator was in place. It was moved and seconded the Board deny Breckinridge School of Nursing at ITT's request for a waiver for M. Leahy, require a Board staff site survey be completed by February 2012 and suspend admissions until further notice. MOTION CARRIED.

ACTION

8. Review and summary of applications received for nursing program faculty waivers: R. Colosimo explained that NSBN distributed 38 waivers for faculty members with a Bachelor of Science in Nursing (BSN) degree plus five years working experience to allow them to teach in Nevada nursing programs for 2012. She added that the waiver form, CV/ resume and a faculty development plan are the documents required when applying for the waiver.
9. Review, discussion and action regarding Carrington College, Las Vegas proposal for administrative change and extension of provisional approval for plan B students: S. Owensby presented a plan for students who do not pass the program within Carrington College's provisionally approved period. She further explained that a few students might fall below passing standards and they will then be given remediation and be allowed to graduate at a later date. She requested that provisional approval be extended for these students only. It was moved

- ACTION and seconded the Board approve Carrington College, Las Vegas proposal for extension of provisional approval for plan B students through August 31, 2012. MOTION CARRIED.
- ACTION 10. Review, discussion and action regarding Nevada Career Institute's change in administration and the addition of IV skills to the curriculum: R. Colosimo recommended the Board approve the addition of IV skills to Nevada Career Institute's curriculum. She then addressed Nevada Career Institute's request for change in administration and explained that V. Dominguez does not have the Chapter 632 required NLNAC teaching experience to be a director of a nursing program in Nevada. The Board discussed and requested that R. Colosimo perform a site survey before March 2012. It was moved and seconded the Board suspend admissions, not approve the change in administration, add IV skills to the curriculum and directed that an update be provided to the Board at the March 2012 meeting. MOTION CARRIED.

F. NURSING PRACTICE

1. Applications in question regarding NRS 632.307
 - a. Klein, Mary, RN63683: Applicant was not present. It was moved and seconded the Board accept the renewal application for licensure and issue a license with limitations pursuant to NRS 632.307. Approved under the Consent Agenda.

ADJOURNMENT

The meeting was adjourned at 4:13 p.m. on January 11, 2012.