

Nevada State Board of
NURSING
BOARD MEETING MINUTES
July 11-13, 2018

The Meeting of the Nevada State Board of Nursing was called to order by President, Deena McKenzie, MSN, RN, CNML, at 8:30 a.m. on Wednesday, July 11, 2018, at Zephyr Point Presbyterian Conference Center, 660 Highway 50 Zephyr Cove, Nevada 89448

MEMBERS PRESENT

Deena McKenzie, MSN, RN, CNML, RN Member, President
Susan VanBeuge, DNP, APRN, FNP-BC, CNE, FAANP, RN Member, Vice-President
Jacob Watts, CNA, CNA Member, Secretary
Rhigel "Jay" Tan, DNP, RN, APRN, RN Member
Mary-Ann Brown, MSN, RN, RN Member
Ovidia McGuinness, LPN, LPN Member
Richelle O'Driscoll, Consumer Member

OTHER'S PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Fred Olmstead, General Counsel
Kim Arguello, General Counsel
Sam McCord, BSN, RN, Director of Nursing Practice
Gail Trujillo, Director of Licensure and Certification, HR
Rhoda Hernandez, IT Technician
Catherine Prato-Lefkowitz, PhD, MSN, RN, Director of Nursing Education
Vickey Alvarez, Senior Accountant (7/12)

PUBLIC COMMENT: C. Dinauer thanked S. VanBeuge and J. Tan for serving on National Council of State Boards of Nursing's (NCSBN) committees. Their terms will conclude this year.

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of Board meeting minutes: May 16-18, 2018: Approved under the consent agenda.
2. Progress report on Board Goals and Objectives FY 17/18: Approved under the consent agenda.
3. Review, discussion, and action regarding FY 18/19 Goals and Objectives: Board members reviewed each goal and provided feedback to C. Dinauer regarding measurable objectives. C. Dinauer will incorporate the feedback and present the final FY 18/19 Goals and Objectives to the Board at the September Board meeting for approval.
4. Executive Director Report and ORBS Update: C. Dinauer announced that due to our ORBS launch we will be providing the annual statistics at our September Board meeting. K. Arguello updated the Board on our ORBS launch, including some challenges we have had launching the verification portal, portal outages and the request to hire an IT Professional to provide ongoing support for our ORBS implementation, in addition to other IT related support. The Board asked

- that a disaster recovery plan be developed to assist Board staff in future outages. C. Dinauer also gave a report to the Board regarding her attendance at the NCSBN Executive Officer Summit. She explained that the APRN Compact is on the forefront of NCSBN's agenda and confirmed that we will move forward with the Enhanced Nurse Licensure Compact (eNLC) while continuing to monitor the status of the APRN compact.
5. Review, discussion, and possible action regarding the Annual Executive Director Evaluation: The Board reviewed the Executive Director Evaluation and provided feedback regarding annual goals. It was moved and seconded to approve the Executive Director Annual Evaluation as discussed by the Board. MOTION CARRIED.
 6. Review, discussion, and action regarding FY 18/19 Annual Budget: V. Alvarez was present to provide the Board with a preliminary review of FY 17/18 year-end financial statements. She will be providing the Board with the final year-end review at the September Board meeting. She also presented the FY 18/19 Annual Budget. Board members reviewed the budget which included two new NSBN positions, a Management Assistant and an IT Professional. It was moved and seconded to approve the FY 18/19 budget excluding budget accounts for board security and out of state travel. MOTION CARRIED.
 7. Review and discussion regarding NCSBN Conference Attendance FY 17/18: C. Dinauer presented the Board with the final budget to actual expenses for travel in FY 17/18. It was concluded that we ended the year over budget for out of state travel.
 8. Review, discussion, and possible action regarding NCSBN Conference Schedule FY18/19: C. Dinauer presented the FY 18/19 conference schedule and asked that the Board consider reducing the number of Board members that attend each conference. The Board added that many of these conferences provide quality education and help them become enhanced Board members. C. Dinauer asked each Board member which conferences they would like to attend and recorded their preferences. It was moved and seconded to approve the conference assignments as discussed. MOTION CARRIED.
 9. Review, discussion, and possible action regarding selection of Board Members to attend the 2018 NCSBN Annual Conference and Delegate Assembly set for August 15-17, 2018, in Minneapolis, Minnesota: Confirmed attendees for the NCSBN Annual Conference and Delegate Assembly are D. McKenzie, R. O'Driscoll and M. Brown.
 10. Review, discussion, and action regarding nomination and appointment of delegates and alternate delegates to the NCSBN Annual Meeting: Board members discussed their interests in serving as a delegate for the NCSBN Annual Meeting. It was moved and seconded to appoint C. Dinauer and D. Mackenzie as delegates and R. O'Driscoll as an alternate delegate. MOTION CARRIED.
 11. Review, discussion regarding direction for Delegate Assembly: C. Dinauer presented the Board with NCSBN's summary of recommendations and the slate of candidates for NCSBN's positions for review. The Board ensured that we agreed with the recommendations and discussed allowing delegates to use their own discretion when voting for candidates as long as their views did not conflict with the views of our Board. It was moved and seconded to allow delegates to use their discretion when voting at NCSBN's Delegate Assembly. MOTION CARRIED.

12. Review, discussion, and action regarding changing the dates of the November 2018 Board Meeting from November 7-9, 2018, to November 14-16, 2018: It was moved and seconded to approve the November Board meeting date change to November 14-16, 2018. MOTION CARRIED.
13. Discussion and action regarding Conflict of Interest Policy Acknowledgment: F. Olmstead presented the Board with the Conflict of Interest Policy. All Board members reviewed the policy and signed the acknowledgement.
14. Review, discussion, and possible action regarding revisions to the Advisory Committees Policy: C. Dinauer presented the revised Advisory Committee Policy to the Board. This policy was last revised in 2004; therefore the language was updated to reflect current practices and regulations. The Board also discussed removing Board liaisons to committees. It was moved and seconded to approve the policy as proposed and confirm that Board members will not act as liaisons to NSBN committees. MOTION CARRIED.
15. Review, discussion, and possible action regarding 2019 Board Meeting Dates: The Board reviewed the proposed 2019 Board Meeting Dates. The Board confirmed there were no conflicts and did not suggest any changes. It was moved and seconded to approve the 2019 Board Meeting Dates as proposed.
16. Review and discussion regarding Legislative update and Nurse Licensure Compact update: F. Olmstead announced that we will be proposing the eNLC in the 2019 Legislative Session and have identified a possible sponsor for the bill. He added that we will continue to work with those that support and oppose of the eNLC to educate all parties involved. Other updates included possible changes to APRN reimbursement rates and opioid regulations from the Board of Pharmacy. In addition, he added that we have proposed regulations for APRN continuing education that are currently being reviewed by the Legislative Counsel Bureau.
17. Review and discussion regarding security at Board Meetings: C. Dinauer and S. McCord informed the Board that we have a staff member that has significant security training and would be an asset at our Board meetings. The Board discussed this option but agreed that having an armed security guard is a significant deterrent to any aggressor. In addition, the Board suggested that a security plan be developed for security at Board meetings.
18. Review statistics and trends relating to scope of practice inquiries: S. McCord presented on the fourth quarter scope of practice trends and inquiries.
19. Review and discussion regarding the Nevada occupational licensing consortium: C. Dinauer presented an update to the Board regarding the occupational licensing consortium that she has been attending. She explained that the goal of this group is to reduce barriers to occupational licensing. Specifically, in Nevada they are reviewing the LPN and CNA professions among other non-nursing related professions. This consortium meets monthly and is currently reviewing the regulation requirements for the occupational licensing professions it is reviewing.
20. Board Training regarding open meeting law and administrative hearings: K. Arguello presented *NSBN Board Training 3.0: Revolutions*. She discussed topics including but not limited to: when to recuse, stipulations and costs, settlement agreements, deliberating, the open meeting law and public comment.
21. Review and discussion regarding the cost to nurses on Monitoring Probation Agreements: S. McCord presented a breakdown of the costs to nurses/CNAs that are on probation/monitoring.

B. LICENSURE PROGRAMS – No business.

C. CERTIFICATION PROGRAMS-

1. Review and discussion regarding Headmaster CNA Certification Exam year-to-date pass rates for 2018

D. DISCIPLINE PROGRAMS – No business

1. Applications (initial and renewal in question)
2. Settlement agreements
 - a. Schultz, Kara, RN57984: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, (1)(o) failing to comply with a Board order and NAC 632.890 (27) customary standards of practice, and (36) failing to comply. Accepted under the consent agenda.
 - b. Johnson, Katherine, RN25622: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs, (21) obtain, possess, furnish prescription drugs without authorization, and (27) customary standards of practice. Accepted under the consent agenda.
 - c. Huebner, Sherry, APRN00228, RN22974: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (2) practicing beyond scope. Accepted under the consent agenda.
 - d. Reviea, Tina, RN72097: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (2) practice beyond scope, and (20) inaccurate recording, falsifying. Accepted under the consent agenda.
 - e. Fusinski, Elizabeth, RN80615: Agreement for Probation Extension for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, (1)(o) failing to comply with a Board order, and NAC 632.890 (36) failing to comply. Accepted under the consent agenda.
 - f. Pearson, Renee, CNA036857: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, (1)(o) failing to comply with a Board order, and NAC 632.890 (36) failing to comply. Accepted under the consent agenda.
 - g. Melhus, Stacy, RN80050: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, (1)(o) failing to comply with a Board order, and NAC 632.890 (36) failing to comply. Accepted under the consent agenda.
 - h. Ullio, Maria, RN66874: Agreement for Fine for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the consent agenda.
 - i. McKeever, Ashley, RN72366: Agreement for Probation for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (25) failing to observe the conditions, signs and symptoms of a patient, and

(28) causing a patient physical harm by failing to take appropriate actions.
Accepted under the consent agenda.

3. Successful completion of probation – No business
4. Reinstatement of licensure/certification – No business
5. Formal administrative hearings – No business
6. Special Action –
 - a. Review, discussion and action regarding Application for Board Approved Nurse Support Group Facilitator: It was moved and seconded to approve Elaine White, PhD, MFT, LADC as nurse support group facilitator. MOTION CARRIED.
 - b. Review, discussion and action regarding Application for Board Approved Outpatient Treatment/Aftercare Provider: It was moved and seconded to approved Shandy Melson MS, NCC,LCPC, LCADC-S as an outpatient treatment/aftercare provider. MOTION CARRIED.

E. EDUCATION

1. Review and discussion regarding NCLEX year-to-date first time pass rates for 2018: C. Prato provided the Board with the 2018 NCLEX year-to date pass rates for Nevada’s nursing programs.
2. Review, discussion, and action regarding approval of Kelly Z. Politte, MS, RN, CNE, CHSE, as nursing administrator for Altierus Career College: C. Prato confirmed that K. Politte meets the regulation requirements for a nursing program administrator. It was moved and seconded to approve. K. Politte as nursing program administrator for Altierus Career College. MOTION CARRIED.
3. Review, discussion, and action regarding Altierus Career College teach-out progress report: C. Prato-Lefkowitz presented an update regarding the teach-out progress of Altierus Career College. She added nursing fundamentals must be incorporated into the program as it has been identified that students are deficient in this area. In addition, Altierus Career College will be providing an update to the Board at the September Board meeting. It was moved and seconded to accept the teach-out report. MOTION CARRIED.

F. NURSING PRACTICE

1. Review, discussion, and possible action regarding the appointment to the LPN Advisory Committee: It was moved and seconded to appoint, Cheri Crumley, LPN, Della Stillerman, MS.Ed, MSM, RN, Kathleen T. Mohn, MS.Ed, RN, BSN, Dr. Mary Jo Noble, Ed.D. MS.Ed., RN, Daryl Lauffer, LPN and Kyle McComas, RN, and Cynthia Morris, LPN, to the LPN Advisory Committee. MOTION CARRIED.
2. Review, discussion, and possible action regarding the appointment to the Nursing Practice Advisory Committee: It was moved and seconded to appoint Michelle McNary, LPN, to the Nursing Practice Advisory Committee. MOTION CARRIED.
3. Review, discussion, and action regarding updates to Nursing Practice Advisory Committee decisions: Role of LPN with Nasogastric Tubes and RNs with Gastrostomy Tubes Role of RN with Intraosseous Catheter Placement and Infusion. This agenda item will be reviewed at the September Board Meeting.

G. RECOMMENDATIONS FOR AGENDA ITEMS FOR FUTURE BOARD

MEETINGS: Agenda items proposed for future Board meetings include:

- ORBS Update
- Status of the eNLC
- NSBN Security Plan
- Advisory committee openings and updates
- Final FY 18/19 Goals and Objectives
- Final FY 18/19 Budget
- Finalized executive director annual goals
- Discussion of conference and seminar attendance

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

ADJOURNMENT

The meeting was adjourned at 9:36 a.m. on Friday, July 13, 2018.