

# Nevada State Board of **NURSING**

## BOARD MEETING MINUTES

January 11-12, 2017

The Nevada State Board of Nursing Board meeting was called to order by Vice President, Mary-Ann Brown, MSN, RN at 8:30 a.m. on January 11, 2017, at the SpringHill Suites Marriott, 2989 Paradise Road, Las Vegas, NV 89109.

### **MEMBERS PRESENT**

Mary-Ann Brown, MSN, RN, Vice-President  
Deena McKenzie, RN MSN, CNML, Secretary  
Susan VanBeuge, DNP, APRN, FNP-BC, CNE, FAANP, RN, Member  
Rick Carrauthers, LPN, Member  
Jacob Watts, CNA, Member

### **OTHERS PRESENT**

Cathy Dinauer, MSN, RN, Executive Director  
Fred Olmstead, General Counsel  
Kimberly A. Arguello, Deputy General Counsel  
Dean Estes, CPM, Director of Finance and Technology  
Catherine Prato-Lefkowitz, PhD, MSN, RN, Director of Nursing Education (11/16)  
Sam McCord, BSN, RN, Director Nursing Practice  
Gail Trujillo, Director of Licensure and Certification  
Hillary Murphy, Executive Assistant  
Jeannette Calderon, Management Assistant

**CALL TO ORDER**– 8:30 a.m.

**PUBLIC COMMENT:** There was no public comment at the beginning of the meeting.

**APPROVAL OF CONSENT AGENDA:** It was moved and seconded to approve the Consent Agenda, identified as items: A.1., A.3.a., A.6., C.1-3., D.1.i., D.1.k., D.1.m., D.2.a-i., D.3.a-c.  
**MOTION CARRIED.**

#### **A. BOARD GOVERNANCE AND ADMINISTRATION**

1. Approval of the November 16-17, 2016 Board meeting minutes: Approved under the consent agenda.
2. Executive Director Report: C. Dinauer presented this agenda item. She updated the Board on matters including APRN statistics, staffing, and the audit. She also stated that NSBN has been working diligently with the Governor's Office on the opioid issue.
3. Conference and Seminar Report: Approved under the consent agenda.  
*\*\*a. Jeannette Calderon: Organized Skills for the Overwhelmed, Las Vegas, NV*
4. Review, discussion, and possible action regarding 2018 Board meeting dates and meeting schedule: It was moved and seconded the Board approve the following 2018 Board meeting dates: January 10-12, 2018, March 21-23, 2018, May 16-18, 2018, July 25-27, 2018, September 19-21, 2018, and November 7-9, 2018. **MOTION CARRIED.**
5. Review and discussion regarding ORBS: G. Trujillo presented this agenda item. She reviewed the timeline for implementation of ORBS beginning with data migration in April 2017 and rollout expected in January 2018.
6. Progress report on FY 16/17 Goals and Objectives: Approved under the consent agenda.

7. Review statistics and trends relating to scope of practice inquiries: S. McCord presented this agenda item. He provided the Board with an updated related to scope of practice inquiries received for the previous two months.
8. Nevada State Board of Nursing 2016 CORE Report: Education, Licensure and Discipline presentation: G. Trujillo, C. Prato Lefkowitz, and S. McCord presented Nevada's 2016 CORE (Commitment to Ongoing Regulatory Excellence) report related to licensure, education, and discipline. The report will be added to the Board's website.
9. Review and discussion regarding a statistical review of the Complaint Resolution Analysis Tool. S. McCord presented this agenda item. He reviewed the statistical report provided by a Board-contracted statistician regarding the Complaint Resolution Analysis Tool.
10. Review and discussion of NSBN vendor contracts: F. Olmstead presented this agenda item. He reviewed the number of vendors with NSBN and indicated a plan to proceed forward reviewing contracts and relationships with vendors.
11. Review and discussion regarding address change violations: S. McCord presented this agenda item. He reviewed the regulation requiring licensees and certificate holders to update their address with the Board within thirty days of relocation.
12. Review, discussion, and possible action regarding revisions to the English Proficiency Policy: G. Trujillo presented this agenda item. It was moved and seconded the Board accept the proposed policy revisions for the English Proficiency Policy as proposed. MOTION CARRIED.
13. Review, discussion, and possible action regarding rescinding the Denial of Licensure Policy: G. Trujillo presented this agenda item. It was moved and seconded the Board rescind the denial of licensure policy as proposed. MOTION CARRIED.
14. Review, discussion and action re request from Nevada Action Coalition for a mechanism for direct donation to be added to the NSBN website: The Nevada Action Coalition was present through Debra Collins and Linda Paulic to present this agenda item. It was moved and seconded the Board approve adding an NAC Link to the related links portion of the homepage of the NSBN website. MOTION CARRIED.

B. LICENSURE PROGRAMS – No Business.

C. CERTIFICATION PROGRAMS

1. Review, discussion and action regarding Majen Nursing Assistant Training Program site survey findings. This item was approved under the consent agenda.
2. Review, discussion and action regarding Great Basin College Nursing Assistant Training Program site survey findings. This item was approved under the consent agenda.
3. Review, discussion and action regarding Desert Rose High School Nursing Assistant Training Program site survey findings. This item was approved under the consent agenda.

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
  - \*\*a. Coste, Lisa, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
  - \*\*b. Parra, Reina, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
  - \*\*c. This item was removed.

- \*\*d. Richards-Pugh, Pamela, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
  - \*\*e. Sanchez Moreno, Natalie, CNA applicant: Applicant was present. It was moved and seconded the Board close the meeting pursuant to NRS 241.025. MOTION CARRIED. It was moved and seconded the Board open the meeting. MOTION CARRIED. It was moved and seconded the Board accept the application for certification and Agreement for Probation for violation of NRS 632.347 (1)(b) criminal convictions and (1)(e) alcohol and/or controlled substances. MOTION CARRIED, S. VanBeuge opposed.
  - \*\*f. Willams, Carscena, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
  - \*\*g. Grant, Cathie, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
  - \*\*h. Blaibleh, Debra, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
  - \*\*i. McCoy, Tammie, CNA011934: Applicant was not present. The Board denied the renewal application for certification 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 and order the denial become part of the applicant's permanent record and published and reported to all agencies. Approved under the Consent Agenda.
  - \*\*j. Lawler, Linda, CNA020996: Applicant was not present. It was moved and seconded the Board order a reprimand, fine in the amount of fifty dollars (\$50.00), a course in legal ethics and Nevada Nurse Practice Act course within 30 days or automatically suspended. It was further ordered that the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
  - \*\*k. Shenita, Jackson, CNA025620: Applicant was not present. The Board denied the renewal application for certification 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 and order the denial become part of the applicant's permanent record and published and reported to all agencies. Approved under the Consent Agenda.
  - \*\*l. This item was removed.
  - \*\*m. Dionne, Brown, CNA005023: Applicant was not present. The Board denied the renewal application for certification 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 and order the denial become part of the applicant's permanent record and published and reported to all agencies. Approved under the Consent Agenda.
2. Settlement agreements
- \*\*a. Schneider, Morgan, CNA024487: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice and (33) abuse of a patient. Approved under the Consent Agenda.
  - \*\*b. Parker, Elizabeth, TRN344121: Agreement for Reprimand for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (24) failed to collaborate with other members of a health care team as necessary to meet the health needs of a patient, and (25) failed to observe the conditions, signs and symptoms of a patient,

to record information or to report significant changes to the appropriate persons.  
Approved under the Consent Agenda.

- \*\*c. Miles, Autumn, CNA026096: Agreement for Fine and Continuing Education 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. Approved under the Consent Agenda.
  - \*\*d. Fulks, Kirk, RN25003: Agreement for Probation for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (24) failing to collaborate with healthcare team, and (27) customary standards of practice. Approved under the Consent Agenda.
  - \*\*e. Dare, Richard, RN applicant: Agreement for Probation for violation of NRS 632.347 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol. Approved under the Consent Agenda.
  - \*\*f. Starcevic, Kristina, RN69533: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice. Approved under the Consent Agenda.
  - \*\*g. McGinnis, Richard, RN82212: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice. Approved under the Consent Agenda.
  - \*\*h. Clarke-Lyke, Bridgette, CNA022963: Agreement for Fine and Continuing Education 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. Approved under the Consent Agenda.
  - \*\*i. Trepanier, Tania, RN65733: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (2) practicing beyond scope and (18) diverting equipment or drugs. Approved under the Consent Agenda.
3. Successful completion of probation
- \*\*a. Fagala, Staci, RN40280: Termination of probation approved under the Consent Agenda.
  - \*\*b. Adamyan, Armen, RN47526: Termination of probation approved under the Consent Agenda.
  - \*\*c. Anderson, Sarah, RN27969: Termination of probation approved under the Consent Agenda.
4. Reinstatement of licensure/certification – No Business
5. Formal administrative hearings
- \*\*a. Heslet, Buhay, LPN17033: It was moved and seconded the Board continue this item to the next Board meeting in Las Vegas. MOTION CARRIED.
  - \*\*b. Messina, Darrin, RN63594: Respondent was not present. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, (1)(o) failing to comply with a Board order, and NAC 632.890 (37) practice nursing without an active license. It was moved and seconded that Respondent be revoked. Respondent may not apply for reinstatement for one year. It was further ordered that the disciplinary action become part of Respondent’s permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
  - \*\*c. Murphy, Lizzagaye, LPN12299: Respondent was not present. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(o) failing to comply with a Board order. It was moved and seconded that Respondent license be

revoked. Respondent may not apply for reinstatement for two years. It was further ordered that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

- \*\*d. Imlay, Ember, RN68115: Respondent was present. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(m) action in another state. It was moved and seconded that Respondent be placed on a term of probation for five years. It was further ordered that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- \*\*e. King, Jun, RN60725: Respondent was not present. It was moved and seconded the Board reject the Agreement for Reprimand and Continuing Education, which Respondent signed. MOTION CARRIED.
- \*\*f. Elario, Maria, RN71036: Respondent was present with counsel. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (10) positive drug screen on duty. It was moved and seconded that Respondent be ordered monitoring, non-disciplinary, for two years. MOTION CARRIED, S. VanBeuge recused.
- \*\*g. Norris, Betsy, RN71533: It was moved and seconded the Board continue this item to the next Board meeting in Las Vegas. MOTION CARRIED.
- \*\*h. Witter, Debra, RN55880: Respondent was not present. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, NRS 632.415 unprofessional conduct, and NAC 632.890(26) violation of state/federal nursing law/regulation. It was moved and seconded that Respondent be reprimanded, fined in the amount of two hundred dollars (\$200.00), take a course on legal ethics and the Nevada Nurse Practice Act course within 30 days. It was further ordered that Respondent pay the actual attorney fees and costs of this hearing within 120 days of the issuance of costs or automatically suspended. It was further ordered that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- \*\*i. Bella, Michelle, RN38060: Respondent was not present. It was moved and seconded the Board find Respondent in violation of NRS 632.347(1)(g) unprofessional conduct, (1)(m) action in another state, NRS 632.415 unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded that Respondent be revoked. Respondent may not apply for reinstatement for two years. It was further ordered that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- \*\*j. Vegamora, Daniel, RN88662: Respondent was not present. The Agreement for Probation, which Respondent signed was not accepted.
- \*\*k. Nulph, Raymond, RN78316: Respondent was not present. It was moved and seconded the Board find Respondent in violation of NRS 632.347 (1)(m) action in another state. It was moved and seconded that Respondent be suspended until such time that he appears before the Board. It was further ordered that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- \*\*l. Connolly, Beth, RN73826: Respondent was present through counsel. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the

Respondent in violation of NRS 632.347 (1)(b) criminal convictions and (1)(m) action in another state. It was moved and seconded that Respondent's renewal application be accepted. MOTION CARRIED.

6. Special Action

- \*\*a. Review, discussion, and possible action regarding request for reconsideration and hearing regarding such action: Tran, Tristan, APRN001816: Respondent was present. It was moved and seconded to grant the Request for Reconsideration. MOTION CARRIED. It was moved and seconded to not impose disciplinary action. MOTION CARRIED.

E. EDUCATION

1. Review and discussion regarding the NCLEX first time pass rates: C. Prato Lefkowitz presented this agenda item. She provided the Board with an outline for the current first-time NCLEX pass rates for Nevada Schools.
2. Review and discussion regarding the six month reports for provisionally and conditionally approved nursing programs; Arizona College, Chamberlain College, and Brightwood College: C. Prato Lefkowitz presented this agenda item. She reviewed the current pass rates, student numbers, prospective admission rates, and prospective graduating class sizes.
3. Review, discussion and action regarding Touro University's teach-out progress report: C. Prato Lefkowitz presented this agenda item. Touro University was present to answer questions. The Board reviewed the current curriculum of Touro, their teachout plan, and current class numbers. It was moved and seconded the Board accept the Touro University teachout progress report. MOTION CARRIED.
4. Review, discussion and action regarding Roseman University's request to allow additional days to be used as remediation within a clinical course: C. Prato Lefkowitz presented this agenda item. Roseman University was present to answer questions. It was moved and seconded the Board accept the changes to allow additional days to be used as remediation for clinical hours. MOTION CARRIED.
5. Review, discussion and action regarding College of Southern Nevada request for obstetric nursing simulation for its practical nursing program: C. Prato Lefkowitz presented this agenda item. The College of Southern Nevada was present to answer questions. The Board reviewed the current practices for clinical simulation. It was moved and seconded the Board approve CSN's request for simulation for their OB clinical hours. MOTION CARRIED.
6. Review, discussion and action regarding reappointment to the Education Advisory Committee: John A. Coldsmith, RN, MSN, DNP (c), NEA-BC RN59492. C. Prato Lefkowitz presented this agenda item. It was moved and seconded the Board reappoint John Coldsmith to the Education Advisory Committee. MOTION CARRIED.
7. Review, discussion and action regarding Carrington College's request to approve a proposed curriculum change to move from a 5 semester program to a 6 semester program: C. Prato Lefkowitz presented this agenda item. She conveyed Carrington College's request to change their curriculum. Carrington College was present to answer questions. It was moved and seconded the Board approve the proposed curriculum change from a five semester program to a six semester program. MOTION CARRIED, R. Carrauthers opposed.

H. RECOMMENDATIONS FOR AGENDA ITEMS FOR FUTURE BOARD MEETINGS: C. Dinauer presented this agenda item. She reviewed the requests for future Board meetings made previously in preparation for the March Board Meeting.

**PUBLIC COMMENT:**

- C. Dinauer thanked Board Member Brown for facilitating the meeting.
- C. Dinauer presented the Board with a document regarding anesthesia technicians on behalf of a CRNA.
- Tracy L. Singh, esq. represents TAANA and spoke to the Board regarding a position paper, which has been published regarding codification of statutes and limitations and retained jurisdiction.

**ADJOURNMENT**

The meeting adjourned at 2:49 p.m. on Thursday, January 12, 2017.