

Nevada State Board of NURSING

BOARD MEETING MINUTES

March 23-24, 2016

The Meeting of the Nevada State Board of Nursing was called to order by President, Jay Tan, DNP, APRN, RN, at 8:30 a.m. on March 23, 2016 at Tamarack Junction 13101 S. Virginia St. Reno NV 89511.

MEMBERS PRESENT

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

OTHERS PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Sam McCord, BSN, RN, Director for Nursing Practice
Chris Sansom, MSN, RN, Director of Operations
Fred Olmstead, General Counsel
Kim Arguello, Deputy General Counsel
Dean Estes, CPM, Director of Finance and Technology
Gail Trujillo, Director of Licensure and Certification
Hillary Murphy, Executive Assistant
Ryan Mann, BSN, RN, Applications Coordinator (3/23)
Catherine Prato-Lefkowitz PhD, MSN, RN, Education Consultant (3/23)
Sherri Twedt, RN, CLNC, Compliance Coordinator (3/24)
Amie Ruckman, BSN, CLNC, RN, Nurse Investigator
Courtney Bacceti, Management Assistant
Cydnee Cernas, Customer Service Representative (3/24)
Brett Kandt, Chief Deputy Attorney General, Board Counsel

CALL TO ORDER – 8:31 a.m.

PUBLIC COMMENT:

- Mary Beth Collins was present to provide public comment. She asked that the Board review the School Nurse Regulation and Advisory Opinion to revise the administration of certain medications by a qualified person.
- Cathy Dinauer introduced the Nevada State Board of Nursing Executive Team.
- Cathy Dinauer and the Board thanked Chris Sansom for her service to the Board and the State of Nevada and wished her well in her retirement.
- Doreen Begley was present to provide public comment. She commended Chris Sansom on her service to the Nevada State Board of Nursing.

- Chris Sansom thanked the Board and staff for all that they have done for her throughout her tenure at NSBN.
- Margret Curley, NNA Executive Director, was present to provide public comment. She announced that the Nevada Nurses Association is partnering with the Nevada Department of Suicide Prevention and will be educating nurses on SafeTalk and encouraging nurses to utilize that training in their practices. Nevada Nurses Association is working to gain funding for continuing education through professional development committees for rural nurses.

APPROVAL OF CONSENT AGENDAS: It was moved and seconded to approve the Consent Agenda, identified as items: A.1, C.1., C.2., D.1.g-j, D.2.a-d, D.3.a-d, and D.7.a. Items removed: D.1.g, D.8.a., and D.8.b. MOTION CARRIED. J. Watts recused from item D.2.d.

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of the January 13-15, 2016 Board meeting minutes: Approved under the Consent Agenda.
2. Progress report on FY 15/16 Goals and Objectives: This agenda item was continued to the May Board meeting.
3. Review statistics and trends relating to scope of practice inquiries: Board members reviewed information regarding statistics and trends in scope of practice inquiries.
4. Review, discussion and action regarding proposed Complaint Resolution Analysis Policy: It was moved and seconded to approve the policy as written. MOTION CARRIED.
5. Review, discussion and action regarding proposed revision of the APRN Renewal Requirements Policy: It was moved and seconded to approve the revisions to the policy as written. MOTION CARRIED.
6. Review, discussion and action regarding proposed revision of the CRNA Initial and Renewal Policy: It was moved and seconded to approve the revisions to the policy as written. MOTION CARRIED.
7. Review, discussion and action regarding proposed Successful Completion of Monitoring Policy: It was moved and seconded to approve the policy as written. MOTION CARRIED.
8. Review, discussion and action regarding proposed Successful Completion of Probation Policy: It was moved and seconded to approve the policy as written. MOTION CARRIED.
9. Review, discussion and action regarding IT assessment audit: It was moved and seconded to accept the summary of the IT Audit. It was further moved and seconded that the Board set up a special meeting within thirty days to further review the IT Audit. MOTION CARRIED.
10. Financial statements (quarterly report): D. Estes presented the second quarter of the FY 15/16 financial report and answered questions from the Board.
11. Review, discussion and action regarding the proposed APRN Notification of PMP Patient Alerts: S. McCord presented the APRN Notification of PMP Patient Alerts policy. It was moved and seconded the policy be reviewed by the APRN Advisory Committee. MOTION CARRIED.
12. NSBN organizational chart: C. Dinauer presented the NSBN organizational chart and answered questions from the Board.
13. Review, discussion, and action regarding Board meeting locations: It was moved and seconded the Board hold the May meeting at the SpringHill Suites Marriott. MOTION CARRIED.

B. LICENSURE PROGRAMS – No business

C. CERTIFICATION PROGRAMS

1. Ratification of Ormsby Post-Acute Rehab Nursing Assistant Training Program biannual site survey: Approved under the consent agenda.
2. Ratification of Milan Institute, Sparks Nursing Assistant Training Program biannual site survey: Approved under the consent agenda.
3. Review, discussion and action regarding Academy of Healthcare Prep Nursing Assistant Training Program initial application: RN Coordinator, Michelle Kenyon provided information regarding the program application, stating Clark County School District Department of Adult Education will be their academic administrator. Board staff recommends approval of program. It was moved and seconded the Board grant Academy of Healthcare Prep approval as a Nursing Assistant Training Program in the State of Nevada. MOTION CARRIED.

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
 - a. This agenda item was removed.
 - b. Rooks, Olivia, CNA011710: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
 - c. Seguedo, Josefina, RN applicant: Applicant was present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(m) action in another state. It was further ordered that the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
 - d. Robinson, Regina, CNA022039: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
 - e. O'Neill, Michael, CNA applicant: It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal convictions, and ordered that the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
 - f. Santiago Lopez, Jorge, CNA029689: Applicant was present. It was moved and seconded the Board accept the renewal application for certification and order the certificate be placed on a term of probation for five years for violation of NRS 632.320 (1)(b) criminal conviction, (1)(e) controlled substances and/or alcohol. It was further ordered that the probation become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. S.VanBeuge opposed.
 - g. Jackson, Tanisha, CNA020016: 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, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and ordered the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
 - h. Piper, Christine, CNA013069: Applicant was not present. The Board denied the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and ordered the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Approved under the Consent Agenda.

- i. Ryan, Julie, CNA010174: Applicant was not present. The Board denied the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and ordered the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Approved under the Consent Agenda.
 - j. Tom, Samantha, CNA024937: Applicant was not present. The Board denied the renewal application for certification for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and ordered the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Approved under the Consent Agenda.
 - k. Handte, Cheri, LPN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and order that she successfully complete a Board approved LPN refresher program within one year or the application is automatically denied and the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. It was further ordered that upon successful completion of the refresher program a license be issued and the license be placed on a term of probation for one year, she meet with the Professional Evaluations group and follow all recommendations for violation of NRS 632.320 (1)(m) action in another state. It was further ordered that the probation become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. M.A. Brown recused.
2. Settlement agreements
 - a. Kim, Diana, RN59515: Agreement for Reprimand for violation of NRS632.320 (1)(g) unprofessional conduct and NAC632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standards, and (40) medication error. Approved under the Consent Agenda.
 - b. Dorrity, Gayla, CNA031384: Agreement for Reprimand and Continuing Education for violation of NRS632.320 (1)(g) unprofessional conduct, NAC632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standards, and (33) abuse of a patient. Approved under the Consent Agenda.
 - c. Shaw-Gonzales, Rachel, RN16517: Agreement for Reprimand for violation of NRS632.320 (1)(g) unprofessional conduct and NAC632.890 (37) practicing without an active license. Approved under the Consent Agenda.
 - d. Pederson, Tina, RN38001: Agreement for Reprimand and Continuing Education for violation of NRS632.320 (1)(g) unprofessional conduct and NAC632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standard. Approved under the Consent Agenda.
 3. Successful completion of probation
 - a. Schuering, Ned, RN18144: Termination of probation approved under the Consent Agenda.
 - b. Davis, Marcia, RN65912: Termination of probation approved under the Consent Agenda.
 - c. Pierce, Joshua, RN66315: Termination of probation approved under the Consent Agenda.
 - d. Holler, Melissa, RN32759: Termination of probation approved under the Consent Agenda.
 4. Reinstatement of licensure/certification

- a. Elief, Maria, CNA023645: Applicant was present. It was moved and seconded the Board accept the reinstatement application for certification and order the certificate be placed on a term of probation for two years for violation of NRS 632.320 (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. It was further ordered that the probation become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. S. VanBeuge opposed.
5. Formal administrative hearings
- a. Wilson, Rebecca, RN39104: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632. 320 (1)(g) unprofessional conduct and NAC 632.890 (10) positive drug screen on duty and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
 - b. Jones, Glenn, LPN08947: Respondent was not present. Pursuant to NAC 632.923 , it was moved and seconded the Board find respondent guilty of violation NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (2) practicing beyond scope, and (16) failing to properly document controlled substances. It was moved and seconded that respondent's license be revoked. Respondent may not apply for reinstatement 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. R. Carrauthers recused.
 - c. Jones, Carol, RN70848: Respondent was present. It was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (9) impaired practice, and (10) positive drug screen on duty. It was moved and seconded that respondent be reprimanded and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
 - d. Broo, Erin, CNA032968: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the Respondent guilty of violating NRS 632.320 (1)(o) failing to comply with a Board order. It was moved and seconded that respondent's certificate 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.
 - e. Cagle, Gerald, RN79529: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(m) action in another state. It was moved and seconded that respondent's license be revoked. Respondent may not apply for reinstatement for twenty 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.
 - f. Dornbusch, John, RN17840: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the Respondent guilty of violating NRS 632.320 (1)(m) action in another state and (1)(n) deceive, defraud, or endanger a patient. It was moved and seconded the respondent's license be revoked. Respondent may not apply for reinstatement for twenty 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.

- g. Hagenbuch, Laurie, RN33250: 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)(b) criminal convictions. It was moved and seconded that the respondent be reprimanded, fined \$100, and take and successfully complete Board approved courses on critical thinking, stress management, and anger management within sixty days or the license is automatically suspended without further proceedings until all requirements are completed. 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.
- h. Johnson, Alexis, CNA025218: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (10) positive drug screen on duty and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- i. Liscio, Darlene, RN33447: Respondent was present with counsel. It was moved and seconded the Board accept the Agreement for Reprimand, Fine of \$1,300 for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) failure to renew her nursing license in the State of Nevada and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- j. Lord, Kristen, RN75776: 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)(o) failing to comply with a Board order and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- k. McCraven, George, RN28699: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the May 2016 meeting. MOTION CARRIED.
- l. Ross, Stephanie, RN73054: Respondent was present. It was moved and seconded the Board find the Respondent guilty of violating NRS 632.320 (1)(a) fraudulent application and (1)(m) action in another state. It was moved and seconded the complaint be closed. MOTION CARRIED.
- m. Crawford, Jennifer, RN62192: 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)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs and that the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. M.A. Brown and D. McKenzie recused.
- n. Thebodeau, Rebekah, CNA028630: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded to find 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 respondent's certificate be revoked. Respondent may not apply for reinstatement of licensure for two years. It was further ordered the disciplinary action become part of Respondent's permanent record and be published and published and reported to all appropriate agencies. MOTION CARRIED.

6. Special Action

- a. Review, discussion and possible action regarding a request for reconsideration and hearing regarding such action: RN58412, Herman, Shea: Respondent was present with counsel. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded respondent's license be placed on a term of monitoring for one year. MOTION CARRIED. M.A.Brown and D. Mckenzie recused.
 - b. Review, discussion and possible action regarding a request for reconsideration and hearing regarding such action: LPN13342, Scaglione, Sally: Respondent was not present. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded that respondent's license be placed on a term of probation for two years and the disciplinary action become part of Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
7. Ratification of staff denials – NRS 632.320 (1)(a) fraudulent application
- a. Roberson, Sevenique, CNA applicant: Applicant was not present. The Board ratified the staff denial of the application for certification for violation of NRS 632.320(1)(a) fraudulent application, (1)(b) criminal conviction, (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and NAC 632.890 (11) positive pre-employment drug screen, and (27) customary standards of practice, and ordered the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Approved under the Consent Agenda.
8. Ratification of staff denials – NRS 632.320 (1)(b) convictions
- a. Speaker, Todd, CNA applicant: Applicant was present to appeal the staff denial. 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.
 - b. Rodriguez, Raven, CNA applicant: Applicant was present to appeal the staff denial. 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. D. McKenzie opposed.

E. EDUCATION

1. Review and discussion regarding the NCLEX first time pass rates for CY16: C. Prato reviewed official 2015 NCLEX first time pass rates and year to date for 2016. R. Carrathers requested Board staff provide a report on the CSN Medic to LPN program at the May Board meeting.
2. Review and discussion regarding annual reports for Nevada's fully approved nursing programs: C. Prato reviewed the report on fully approved nursing programs. She stated, moving forward her goal as the Director of Nursing Education is to provide the schools with a list of statistics and use them to standardize all nursing schools in the state. C. Prato concluded by stating she is proud of the nursing schools in Nevada.
3. Review, discussion and action regarding Chamberlain College of Nursing Board ordered survey and student admissions: Campus Dean Dr. Judith Hightower, Senior Director of Accreditation and Professional Regulation Dr. Ruth Waibel, and Senior Director of Campus Operations for the Central Region Dr. Kimberly Lamar were present to address the Board. Board staff and an independent education consultant conducted the Board ordered site survey. The survey was ordered by the Board due to concerns that Chamberlain College was admitting

more students than allowed. During the site survey, Board staff identified two groups of nursing students: group one has 17 students, group two has 24 students. Chamberlain is in compliance with regulation regarding faculty to student ratio of 1:8 in a clinical environment. As soon as a student is enrolled in Chamberlain they are considered a nursing student. The Board asked about the number of students to faculty ratio in a clinical setting. Chamberlain themselves regulates their faculty to student ratio to be 1:35 in the didactic course. Chamberlain recognizes the Nevada regulation regarding faculty to student ratio of 1:8 in clinical. R. Carruthers requested statistics for their regional and national schools as well as the statistics for the schools, which have opened within five years. S. VanBeuge advised Chamberlain if they have questions regarding nursing school regulation they should contact Board staff. R. Carruthers addressed the agenda item regarding possible acceptance of the survey and if Chamberlain will be permitted to admit students in May 2016. J. Hightower testified that Chamberlain has six full-time nursing faculty and the survey includes the workload for each faculty. J. Hightower also stated Chamberlain has an item in the budget to hire an additional full-time faculty. Additionally, Chamberlain has four to five general education faculty. Traditionally, Chamberlain allows 20-30 students per class, they currently have 228 students enrolled. It was moved and seconded the Board accept the Board staff survey, lift admission suspension, and direct Board staff to monitor compliance with the original application. Furthermore, as part of monitoring the program, Board staff will report Chamberlain College's admission numbers at each Board meeting. MOTION CARRIED.

4. Review, discussion and action regarding appointment/s to the Education Advisory Committee: Committee currently has 17 members and has a capacity of 20. It was moved and seconded the Board appoint Marianne Tejada, Andrea Gee, and Josh Hamilton to the Education Advisory Committee. MOTION CARRIED.

F. NURSING PRACTICE – No business.

G. REPORTS FROM EXTERNAL STAKEHOLDERS – No business.

PUBLIC COMMENT:

- Fred Olmstead congratulated Chris Sansom on her retirement.
- Jay Tan thanked Chris Sansom for her service to the Board and wished her well on her future endeavors.

ADJOURNMENT

The meeting was adjourned at 4:08 p.m. on March 24, 2016.