

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

November 4-5, 2019

The Nevada State Board of Nursing Board Meeting was called to order by President, Deena McKenzie, MSN, RN, at 11:00 a.m. on Monday, November 4, 2019, Hyatt Place, Reno-Tahoe Airport, 1790 E. Plumb Lane, Reno, NV, 89502.

MEMBERS PRESENT

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

MEMBERS ABSENT

OTHER'S PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Fred Olmstead, General Counsel
Kimberly A. Arguello, General Counsel
Sarah Bradley, Senior Deputy Attorney General
Sam McCord, BSN, RN, Director of Nursing Practice
Abbie Purney, DNP, APRN, CCNS, Director of Nursing Education
Sharon Vincello, J.D., Executive Assistant
Sydnee Chappell, Executive Assistant
Rhoda Hernandez, IT Technician
Vickey Alvarez, Senior Accountant
Vanessa Davis, CPA, CGMA, Auditor

Call to Order: The meeting was called to order at 11:00 a.m. on Monday, November 4, 2019.

Public Comment:

- C. Dinauer announced that Branden Murphy has been appointed as our newest board member. He will attend his first board meeting in January.
- The Board and staff congratulated Jacob Watts for being reappointed to the Board.

Approval of Consent Agendas: It was moved and seconded to approve the consent and agenda identified as items: A.1., A.3.-A.5., D.2.a.-b. MOTION CARRIED. Items removed: A.5.

A. Board Governance and Administration

1. Approval of Board Meeting Minutes: September 18-20, 2019: Approved under the Consent Agenda.
2. Executive Director Report: C. Dinauer announced that S. Vincello completed NSBN's Annual Report. This report will be posted online and mailed to all Nevada legislators. The Board was also informed that our Las Vegas Board Meetings will now be held at the Double Tree near the airport.
3. Fiscal Year 19/20 Goals and Objectives: Approved under the Consent Agenda
4. Conference and Training Report by Staff: Approved under the Consent Agenda
5. Conference and Training Report by Board Members: The Board discussed National Council of State Boards of Nursing's (NCSBN) Public Policy conference. The discussion led to what the Board's strategic plan is for joining the Enhanced Nurse Licensure Compact (eNLC). It was recommended that the eNLC be added to January Board Meeting to begin developing a strategic plan.
6. Review, discussion, and possible action regarding Operating Reserves Policy: V. Alvarez presented the Operating Reserves Policy. The Board recommended removing section 8 from the policy and revising wording within the policy. It was moved and seconded to approve the Operating Reserves Policy with the proposed revisions. MOTION CARRIED.
7. Review and discussion regarding Fiscal Year 19/20 First Quarter Financials: V. Alvarez presented the first quarter financial report. She highlighted the variations in fingerprint transactions, continuing education providers, postage fees, and CNA renewal fees.
8. Review and discussion regarding Audit, presentation by Vanessa Davis, CPA, CGMA: V. Davis presented NSBN's final audit and concluded that there were no findings. She reviewed in detail the financial statements, balance sheet, Generally Accepted Accounting Principles (GAAP) financial statement, PERS, income and expenses of the Board, long term liabilities and disclosures, the budget to actual report, and auditors' notes.
9. Review, discussion, and possible action regarding Board member elections: It was moved and seconded to appoint Mary-Ann Brown as President, Jacob Watts as Vice President, and Ovidia McGuinness as Secretary. MOTION CARRIED.
10. Review, discussion, and possible action regarding statutory change to NRS 632.030(1)(a) to require that an advance practice registered nurse (APRN) be appointed to the Board as one of the three licensed professional nurses: C. Dinauer reviewed the current statutory requirements for NSBN's Board membership. It was recommended that the Board propose a change to the membership to include an APRN member. It was moved and seconded to pursue statutory change to require an APRN member on the Board. MOTION CARRIED.
11. Review and discussion regarding Board process and Board compliance with Assembly Bill 319 (2019 Nevada Legislative Session): F. Olmstead explained that AB 319 requires boards to develop a process to allow applicants to submit a petition to request a preliminary determination regarding whether their criminal history will prevent them from obtaining a license or certificate. The Board is not bound by this determination when then applicant subsequently applies for license or certification. He added that the Board is in full compliance with this bill, has developed process for reviewing petitions and has posted this information on our website.

12. Review and discussion regarding NSBN new website: R. Hernandez reported the highlights of the new NSBN website. She added that the new website will be launched this December.
13. Review and discussion regarding annual report of the Complaint Resolution Analysis (CRA) tool outcome statistics: S. McCord presented the process and statistical validity of the CRA tool used by NSBN investigators. This tool is an objective tool that assists staff in determining resolutions for our disciplinary cases. The Board discussed the case review process when addressing variance outcomes and when cases should be presented to the Board for resolution. It was recommended that the Board complete a demonstration investigation with the CRA to understand the procedure conducted by board staff.

B. No Business

C. Certification Programs

1. Review and discussion of First, Second and Third Quarter Headmaster results by CNA program: A. Purney presented the third quarter results noting that there was an overall improvement in the scores.
2. Review, discussion, and possible action regarding acceptance of Great Basin College's site inspection on July 22 and July 29, 2019 and submitted action plan: A. Purney presented the inspection report. Amber Donnelly and Tamera Allred were present to answer board member questions. It was moved and seconded to approve Great Basin College's site inspection and action plan. MOTION CARRIED.
3. Review, discussion, and possible action regarding acceptance of Perry Foundation Academy of Health site visit May 13, 2019 and submitted action plan: A. Purney presented the site survey and action plan. Robert Kidd was present to answer board member questions and added that the College of Southern Nevada has been mentoring their program. It was moved and seconded to approve Perry Foundation Academy of Health's site survey and action plan. MOTION CARRIED.
4. Review, discussion, and possible action regarding approval of Carson Nursing and Rehabilitation Center's Nursing Assistant Training Program: A. Purney presented the Carson Nursing and Rehabilitation Center's initial CNA training program application. Kimberly fuller was present to answer board member questions. It was moved and seconded to approve Carson Nursing Rehabilitation Center's Nursing Assistant Training Program application. MOTION CARRIED.

D. Discipline Programs

1. Applications (initial and renewal in question) – No business
2. Settlement Agreements
 - a. Gruszie, Tammy, LPN16591: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards of practice. Approved under the Consent Agenda.
 - b. Newman, Michelle, LPN17453: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (28) causing a patient physical, mental or emotional

harm by taking direct actions, and (33) abusing a patient. Approved under the Consent Agenda.

3. No Business
4. Reinstatement of licensure/certificate
 - a. Childress, Melinda, RN17357: Respondent was present with counsel. It was moved and seconded to accept the reinstatement application and Agreement for Probation for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, and (1)(o) failing to comply with a Board order, and NAC 632.890 (36) failing to comply. MOTION CARRIED.
5. Formal administrative hearings
 - a. Angulo, Alecia, LPN16765: F. Olmstead presented. Respondent was present. Respondent signed a Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (16) failing to properly document controlled substances, and (18) diversion of equipment or drugs. It was moved and seconded to accept the Voluntary Surrender. MOTION CARRIED.
 - b. Bowen, Jessica, LPN96429: F. Olmstead presented. Request to continue this item to the next Board meeting. It was moved and seconded to continue this item to the January 2020 Board meeting. MOTION CARRIED.
 - c. Davis, Jennifer, LPN17549: K. Arguello presented. Respondent was not present. Respondent signed an Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (2) performing acts beyond the scope of the practice of nursing, and (20) inaccurate recording, falsifying or otherwise altering or destroying records. It was moved and seconded to accept this Agreement. MOTION CARRIED.
 - d. Lopez, Alyssa, CNA036243: F. Olmstead presented. Respondent was not present. Request to continue this item to the next Board meeting. It was moved and seconded to continue this item to the next Board meeting. Motion carried.
 - e. Wojciechowskimahnke, Stephen, LPN17421: F. Olmstead presented. Request to continue this item to the next Board meeting. It was moved and seconded to continue this item to the next Board meeting. MOTION CARRIED.
6. Special Action
 - a. Review, discussion, and action regarding Rosie Miller's, CNA031688, request for reconsideration of revocation of certificate: S. McCord presented. Ms. Miller was present telephonically. It was moved and seconded to reconsider the revocation. Motion carried. It was moved and seconded to rescind the revocation of Rosie Miller, CNA031688. MOTION CARRIED.
 - b. Review, discussion, and action regarding Crystal Court's, LPN17498, request for early release from monitoring agreement: S. McCord presented. Ms. Court requested a continuance of this item. It was moved and seconded to continue this item to the next appropriate Board meeting. MOTION CARRIED.

E. Education

1. Review and discussion of year to date NCLEX pass rates: A. Purney presented the year-to-date NCLEX pass rates.
2. Review, discussion, and possible action to grant full approval to the Las Vegas College Associate Degree in Nursing (ADN) program: A. Purney presented this agenda item and Susan Holm was present to answer board member questions. It was moved and seconded to approve Las Vegas College Associate Degree in Nursing program. MOTION CARRIED.
3. Review, discussion, and possible action to approve Las Vegas College's request to increase enrollment in the Associate Degree Program from 24 to 30 students per quarter: It was moved and seconded to approve the increasement to 30 students per quarter. MOTION CARRIED.
4. Review, discussion, and possible action to approve revision of the current simulation policy to increase allowance of simulation to 50%: A. Purney presented the revision to the simulation policy to allow up to 50% simulation in a nursing programs curriculum. She added that this revision is consistent with the National Council of State Board of Nursing (NCSBN) guidelines. The Board discussed requiring that instructors receive certification or formal documentation of training as a simulation facilitator. It was moved and seconded to approve the simulation policy with the addition that instructors receive certification or formal documentation of training as a simulation facilitator. MOTION CARRIED.
5. Review, discussion, and possible action to approve University of Nevada, Reno ORVIS School of Nursing's 12-month second baccalaureate Bachelor of Science (BSN) curriculum: A. Purney presented this agenda item and Kim Baxter and Debera Thomas were present to answer board member questions. This is an accelerated program to allow applicants with a previous baccalaureate degree to receive a baccalaureate degree in nursing in one year. It was moved and seconded to approve the second baccalaureate Bachelor of Science at the University of Nevada, Reno ORVIS as proposed. MOTION CARRIED.
6. Review, discussion, and possible action to approve Arizona College's clinical hours curriculum change: A. Purney presented Arizona College's proposal to reduce their clinical hours. Wendy Merchant and Stephanie Durfor was present to answer board member questions. It was moved and seconded to approve Arizona College's clinical hours curriculum change. MOTION CARRIED.

F. Nursing Practice

1. Review, discussion, and possible action regarding the Nursing Practice Advisory Committee's recommendation to rescind the Nurses Removing Respirators advisory opinion: S. McCord informed the Board that the Nursing Practice Advisory Committee reviewed the opinion and recommended that it be rescinded. This opinion was initially approved in 1987 and is no longer relevant. It was moved and seconded to rescind the Nurses Removing Respirators Advisory Opinion. MOTION CARRIED.
2. Review, discussion, and possible action regarding the Nursing Practice Advisory Committee's recommendation to rescind the Post-Mortem Enuclation advisory opinion:

S. McCord informed the Board that the Nursing Practice Advisory Committee reviewed the opinion and recommended that it be rescinded. This opinion was initial approved in 1987 and is no longer relevant. It was moved and seconded to rescind the Post-Mortem Eucleation Advisory Opinion. MOTION CARRIED.

G. Recommendations for Agenda Items for Future Board Meetings

1. Developing the eNLC strategic plan.

Public Comment:

Board members and staff thanked D. Mckenzie for her leadership throughout her term as Board President.

Adjournment: The meeting was adjourned at 1:30 p.m. on Tuesday, November 5, 2019.