

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

January 15-16, 2020

The Nevada State Board of Nursing Board Meeting was called to order by President, Mary-Ann Brown, MSN, RN, at 8:30am. on January 15, 2020 at the Doubletree by Hilton Las Vegas Airport, 7250 Pollock Drive, Las Vegas, NV 89119

MEMBERS PRESENT

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

MEMBERS ABSENT

OTHER'S PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Fred Olmstead, General Counsel
Kimberly A. Arguello, General Counsel
Asheesh Singh Bhalla, Deputy Attorney General
Sam McCord, BSN, RN, Director of Nursing Practice
Abbie Purney, DNP, APRN, CCNS, Director of Nursing Education
Sydnee Chappell, Executive Assistant
Rhoda Hernandez, IT Technician

Call to Order: The meeting was called to order at 8:30 am, on Wednesday, January 15th, 2020.

Public Comment:

- C. Dinauer welcomed newest board member, Branden Murphy.

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

ACTION

A. Board Governance and Administration

1. Approval of November 4-5, 2019 Board Meeting minutes: Approved under the Consent Agenda.

2. Executive Director Report: C. Dinauer congratulated board staff, Christie Daliposon for graduating with an Associate of Applied Science, Administrative Professional, and Gail Trujillo for graduating with a Master's in Science in Management and Leadership. The agenda for board meetings has been updated, making hearings D.3 instead of D.5 items. S. McCord has been asked by NCSBN to speak at the Basic Board of Nursing Investigator Training (BONIT).
3. Fiscal Year 19/20 Goals and Objectives: Approved under the Consent Agenda
4. Review and Discussion regarding enhanced nurse licensure compact strategic plan for 2021 legislative session: C. Dinauer presented the strategic plan, along with the timeline for any future work group meetings. The Board recommended expanding the stakeholders' group and presenting a one-page executive summary at the next board meeting.
5. Review and discussion regarding scope of practice trends: S. McCord provided a history of scope of practice calls, trends, effectiveness of scope of practice tree, and trends and use of advisory committees.

B. Nursing Practice

ACTION

1. Review, discussion and action regarding appointment to Education Advisory Committee: It was moved and seconded to appoint Vicki Walker, RN64720, to the Education Advisory Committee. MOTION CARRIED.

ACTION

2. Review, discussion, and possible action regarding appointment to the Certified Nursing Assistant Advisory Committee: It was moved and seconded to appoint Claudette Lachowicz, RN73429, and Mila Revilla, RN31964, to the Certified Nursing Assistant Advisory Committee. MOTION CARRIED.

ACTION

3. Review, discussion, and possible action regarding appointment to the Nursing Practice Advisory Committee: It was moved and seconded to appoint Shana Kennon, RN50316, to the Nursing Practice Advisory Committee. MOTION CARRIED.

ACTION

4. Review, discussion, and possible action regarding approval of revisions to the Nevada State Board of Nursing Practice Decision titled The Role of the Registered Nurse in Intubation: S. McCord proposed the recommendation from the Advanced Practice Registered Nurse Advisory Committee to revise the practice decision to have no reference to APRNs. It was moved and seconded to approve the revisions to remove APRNs from The Role of the Registered Nurse in Intubation. MOTION CARRIED.

ACTION

5. Review, discussion, and possible action regarding the approval of the Licensed Practical Nursing Advisory Committee's proposed practice decision titled LPN Scope of Practice Regarding Suprapubic Catheter Replacement: S. McCord proposed the new practice decision. There was discussion regarding having more than one reference. The Board decided one reference is ample enough. It was moved and seconded to approve the proposed practice decision titled LPN Scope of Practice Regarding Suprapubic Catheter Replacement. MOTION CARRIED.

C. Education

1. Review and discussion of 2019 Headmaster results by program for 2019: A. Purney presented the results for 2019. The Board recommended bringing to the next board

meeting an analysis of which programs are not meeting the 80% first time pass rates along with the statutory requirements for CNA program approval/removal.

2. Review and discussion of recommendations from the Test Advisory Panel for CNA skills testing: A. Purney presented the recommendations of minor changes including additional concept for taking blood pressure, introduction of self, and proper terminology. Tamara Pachak, test observer for Headmaster, was present to answer board member questions.
3. Review and discussion of Nevada Nursing Assistant Instructor Workshop and Teaching Strategies: A. Purney presented the workshop taking place on Friday, January 17th and will have 30 instructors attending. Naomi Wolfe and Carla Wright will be teaching at the workshop.
4. Review, discussion, and possible action regarding withdrawal of approval of the Milan Institute Las Vegas Nursing Assistant Training Program: K. Arguello presented the recommendation to withdraw approval. Board member B. Murphy recused himself from this agenda item. Chris Moderson and Emily Green were present to answer any board member questions. There was discussion about the history of Milan Institutes passing rates and curriculum. C. Moderson informed the Board of changed admission standards, staff, and an added bootcamp for students. It was moved and seconded to withdraw approval of the Milan Institute Las Vegas Nursing Assistant Training Program. The board approved a teach-out of the current program and recommended board staff work with Milan on the teach out. MOTION CARRIED.

ACTION

5. Review, discussion, and possible action regarding approval of application of Carson Tahoe Transitional Rehabilitation Center's Nursing Assistant Training Program: A. Purney presented this agenda item. Tamara Pachak and Michael Ginovsky were present to answer any board member questions. It was moved and seconded to accept the approval of Carson Tahoe Transitional Rehabilitation Center's Nursing Assistant Training Program. MOTION CARRIED.

ACTION

6. Review and discussion of 2019 NCLEX results by Nursing program: A. Purney shared the NCLEX pass rates in Nevada. She continued by stating that Nevada has the 15th highest pass rate in the country for in the 2018 and that the average NCLEX pass rate nationally was 88.3%, while Nevada was 91.3%.
7. Review, discussion, and possible action to approve Nevada State College Site Visit from November 20-21, 2019: A. Purney presented site visit with no concerns. June Eastridge was present to answer any board member questions. It was moved and seconded to approve Nevada State College site visit from November 20-21, 2019. MOTION CARRIED.

ACTION

8. Review, discussion, and possible action for provisional approval to accept Unitek College BSN RN program application with initial enrollment of 40 students for a total enrollment of 120 students per year: A. Purney presented this agenda item. Dr. Abdel Yosef, Janice Paulson, and Sarah Warmbrodt were present to answer any board member questions. Dr. Yosef made presentation of plans for BSN RN program. It was moved and seconded to approve Unitek College BSN RN program application with initial enrollment of 40 students for a total enrollment of 120 students per year. MOTION CARRIED.

ACTION

ACTION

9. Review, discussion, and possible action for provisional approval to accept Unitek College full time LPN program application with initial enrollment of 30 full time students for a total enrollment of 90 students per year: A. Purney presented this agenda item. Dr. Abdel Yosef, Janice Paulson, and Sarah Warmbrodt were present to answer any board member questions. Dr. Yosef made presentation of plans for the full time LPN program. It was moved and seconded to approve Unitek College full time LPN program application with initial enrollment of 30 students for a total enrollment of 90 students per year. MOTION CARRIED.

ACTION

10. Review, discussion, and possible action for provisional approval to accept Unitek College part time LPN program application with initial enrollment of 30 part time students for a total enrollment of 60 students per year: A. Purney presented this agenda item. Dr. Abdel Yosef, Janice Paulson, and Sarah Warmbrodt were present to answer any board member questions. Dr. Yosef made presentation of plans for the part time LPN program. It was moved and seconded to approve Unitek College part time LPN program application with initial enrollment of 30 students for a total enrollment of 60 students per year. MOTION CARRIED.

ACTION

11. Review, discussion, and possible action to regarding increasing enrollment for Arizona College BSN program to 72 students per quarter for a total of 350 students in the program beginning April 2020: F. Olmstead presented this agenda item. Board member Branden Murphy recused himself from agenda item. Dr. Stephanie Durfor, Wendy Merchant, and Nick Mansour were present to answer and board member questions. W. Merchant made a statement explaining reasoning for increase in students, support of full-time staff, and plan to ensure no impact on NCLEX pass rate. It was moved and seconded to approve increasing enrollment for Arizona College BSN program to 72 students per quarter for a total of 350 students in the program beginning April 2020. MOTION CARRIED.

ACTION

12. Review, discussion, and possible action regarding approval of application of Live Savers Training Center Nursing Assistant Training Program: A. Purney presented this agenda item. Alexis Lodge and Jacqueline Copeland were present to answer any board member questions. It was moved and seconded to approve the Live Savers Training Center Nursing Assistant Training Program. MOTION CARRIED.

D. Discipline Programs

ACTION

- 1. Applications (initial and renewal in question)
 - a. Teshale, Eden, CNA030083: Applicant was not present. It was moved and seconded to deny 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. Approved under the consent agenda.
 - b. Removed
 - c. Catrell, Audra, RN applicant: K. Arguello presented this item. Respondent was present telephonically. It was moved and seconded to accept the application for licensure. MOTION CARRIED.
 - d. Fallorina, Rachelle, LPN applicant: K. Arguello presented this item. Respondent was present. It was moved and seconded to deny the application for licensure for

ACTION

violation of NRS 632.347 (1)(b) criminal conviction and (1)(m) action in another state. MOTION CARRIED.

e. Richmond, Sarah, CNA applicant: K. Arguello presented this item. Respondent was present. It was moved and seconded to accept the application for certification. MOTION CARRIED.

f. Vanwayne, Julie, RN applicant: K. Arguello presented this item. Respondent was present. It was moved and seconded to deny the application for licensure for violation of NRS 632.347 (1)(m) action in another state. MOTION CARRIED.

g. Removed

h. Baker, Evelyn, RN18892: Applicant was not present. It was moved and seconded to deny the renewal application for licensure for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.140 qualification for license. Approved under the consent agenda.

2. Settlement agreements

a. Nouri, Sana, RN69105: Agreement for Suspension and Probation 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, NAC 632.890 (36) failing to comply. Approved under the consent agenda.

b. Vasquez, Piedad, CNA019503: 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.

c. Allen, Donna, RN816064: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (12) failing to respect or maintain a patient's right to privacy, and (27) failing to perform nursing functions in a manner consistent with established or customary standards. Approved under the consent agenda.

d. Grunerud, Kristin, RN80813: Agreement for Reprimand and Continuing Education for violation of NRS 632.347(1)(g) unprofessional conduct, NAC 632.890 (16) failing to properly document controlled substances, (27) customary standards of practice, and (40) medication error. Approved under the consent agenda with Board Member Susan Vanbeuge recused.

e. Baumann, Josephine, RN62816: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standards. Approved under the consent agenda.

f. Organ, Brian, RN98050: Agreement for Reprimand and Continuing Education for violation of NRS 632.347(1)(g) unprofessional conduct, NAC 632.890 and (2) performing acts beyond the scope of practice of nursing. Approved under the consent agenda.

g. Frederickson, Jennifer, RN82042: Agreement for Probation for violation of NRS 632.347 (1)(m) action in another state. Approved under the consent agenda.

h. Green, Alyshia, LPN17972: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice, and (40) medication error. Approved under the consent agenda.

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- i. Rogers, Gwendolyn, LPN16756: Respondent was present. Testimony was given. The Board denied the proposed agreement. It was moved and seconded to accept agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice, and (28) causing harm to patient or family of patient. MOTION CARRIED
 - j. Harrow, Penny, RN61928: Agreement for Probation for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (2) practice beyond scope, (20) inaccurate recording, falsifying, (21) obtain, possess, furnish prescription drugs without authorization, and (27) customary standards of practice. Approved under the consent agenda.
 - k. Wanjohi, Benson, RN88307: Agreement for Reprimand and Continuing Education that includes courses in ethics, professionalism, and critical thinking for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 and (27) customary standards of practice. Approved under the consent agenda.
 - l. Byrd, Chantel, RN79545: Agreement for Reprimand, Monitoring, and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (16) failing to document the wastage of controlled substance that was not legally administered to a patient, and (27) failing to perform nursing functions in a manner consistent with established or customary standards. Approved under the consent agenda.
 - m. Mendez, Diana, RN08095: Agreement for Reprimand, Fine, and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (37) practicing without active license. Approved under the consent agenda.
 - n. Minton, Craig, RN90517: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (13) confidentiality conduct, (18) diversion of equipment or drugs, and (21) obtain, possess, furnish prescription drugs without authorization. Approved under the consent agenda.
 - o. Miguel, Christine, RN95167: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890, (2) performing acts beyond the scope of practice of nursing, and (16) failing to properly document a controlled substance. Approved under the consent agenda.
 - p. Gibson, Douglas, RN applicant: Agreement for Probation for violation of NRS 632.347 (1)(m) action in another state. Approved under the consent agenda.
 - q. Spahn, Stacey, RN75345: Agreement for Fine for violation of NRS 632.347 (1)(g) NAC 632.415 unprofessional conduct, NAC 632.890 and (26) violation of state/federal nursing law/regulation. Approved under the consent agenda.
 - r. Nash, Allen, RN39414: Agreement for Voluntary Surrender of License in Lieu of other Disciplinary Action for violation of NRS 632.347 (1)(b)(1) Licensee is guilty of any offense involving moral turpitude. Approved under the consent agenda.
3. Formal administrative hearings
- a. Collett, Juliane, TRN825055: F. Olmstead presented this item. Respondent not present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(o) failure to comply with a Board order. It was further ordered that

ACTION

Respondent’s license be revoked for three (3) years and that the disciplinary action become part of the Respondent’s permanent record and be published and reported to all agencies. MOTION CARRIED.

ACTION

b. Lee, Jacqueline, CNA825498: K. Arguello presented this item. Respondent was present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(o) failure to comply with a Board order. It was further ordered that Respondent’s certification be reinstated with three (3) month probation. It was further order that the probation starts once Respondent finds employment, screening to be random, screening to only be requested one (1) time per month, and that the disciplinary action become part of the Respondent’s permanent record and be published and reported to all agencies. MOTION CARRIED.

ACTION

c. Peach, Kasandra, LPN17173: F. Olmstead presented this item. Respondent was not present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct and MAC 632.890 (37) practice without active license. It was further ordered the Respondent to be assessed an administrative fine in the amount of three-hundred dollars (\$300), and for Respondent to complete the Nevada Nurse Practice Act with ninety (90) days of the effective date of this Order. It was further ordered if Respondent fails to comply, that the disciplinary action become part of the Respondent’s permanent record and be published and reported to all agencies. MOTION CARRIED.

ACTION

d. Powe, Edward, CNA026180: F. Olmstead presented this item. Respondent was not present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(o) failure to comply with a Board order. It was further ordered the Respondent’s license to be revoked for three (3) years and that the disciplinary action become part of the Respondent’s permanent record and be published and reported to all agencies. MOTION CARRIED.

ACTION

e. Scarff, Tarra, RN76895: K. Arguello presented this item. Respondent was not present. It was moved and seconded to accept the Agreement for Reprimand, 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. MOTION CARRIED.

ACTION

f. Ward, Michel, CNA013701: K. Arguello presented this item. Respondent was not present. Testimony was given. It was moved and seconded to find the Respondent in violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (18) diversion of equipment or drugs, and (27) customary standards of practice. It was further ordered the Respondent’s license be revoked and may not reapply for certification for eight (8) years. It was further ordered that the disciplinary action become part of the Respondent’s permanent record and be published and reported to all agencies. MOTION CARRIED.

ACTION

4. Special Action

a. Review, discussion, and action regarding request for reinstatement: Erika Montes, CNA031769. S. McCord presented this item with E. Montes. It was moved and seconded to accept the application for reinstatement after completing either a training program or pass the Headmaster exam. MOTION CARRIED.

b. Review, discussion, and action regarding request for reconsideration: Sana Mackey. LPN15306. Respondent withdrew request for reconsideration.

- c. Review, discussion, and action regarding request for reconsideration: Tomi Burton, RN50814. S. McCord presented this item with T. Burton. It was moved and seconded the Board grant the request for reconsideration. It was moved and seconded to terminate probation. MOTION CARRIED.

ACTION

E. Recommendations for Agenda Items for Future Board Meetings

1. C. Dinauer will bring an Executive summary and update on the Nurse Compact.
2. Board staff will provide detailed reports and data analysis of CNA Programs.
3. Board staff will provide a presentation on cost of monitoring and probation and how the information is communicated to licensees.
4. S. McCord will present the CRA process and tool.

Public Comment: There were no public comments at the end of the meeting.

Adjournment: The meeting adjourned at 2:48pm on Thursday, January 16, 2020.