

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

November 17 - 18, 2021

The Nevada State Board of Nursing Board Meeting was called to order by President, Susan VanBeuge, DNP, APRN, FNP-BC, FAANP, FAAN, at 9:00 a.m., on November 17, 2021, at Whitney Peak Hotel, 255 N. Virginia Street, Reno, Nevada 89501, and via video and telephonic conferencing.

MEMBERS PRESENT

Susan VanBeuge, DNP, APRN, FNP-BC, FAANP, President
Jacob Watts, CNA, CNA Member, Vice President
Ovidia McGuinness, LPN, LPN Member, Secretary
Cheryl A. Maes, Ph.D., APRN, FNP-BC, APRN Member
Branden Murphy, MSNed, CPN, CCRN, RN Member
Richelle O'Driscoll, Consumer Member
Elizabeth Trilops, RN, MBA/HCM, RN Member

OTHER'S PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Fred Olmstead, General Counsel
Kimberly A. Arguello, General Counsel
Harry Ward, Deputy Attorney General
Sam McCord, BSN, RN, Director of Nursing Practice
Michelle Johnson, EdD, RN, CPNP-PC, Director of Nursing Education
Rhoda Hernandez, IT Technician
Jan Hewitt, Executive Assistant
Tamara Pachak, CNA Program Coordinator
Christie Daliposon, Discipline Support Investigator
Kristie Neuhauser, Accountant

Call to Order: The meeting was called to order at 9:00 a.m. on Wednesday, November 17, 2021.

Public Comment:

- C. Dinauer, Executive Director, Nevada State Board of Nursing:
 - Welcomed new Board member Elizabeth Trilops to her first meeting with the Board.

- Presented a Proclamation of APRN Nurses Week and wished all APRNs a great week.
- Congratulated Board Vice President Jacob Watts for earning his MBA.
- Congratulated Sam McCord, Director of Nursing Services, for his nursing leadership award from the Nevada Nursing Association's Shining Stars of Nursing Leadership.
- Zachary Gray, Alta Skilled Nursing, gave public comment regarding the shortage of Certified Nursing Assistants.
- B. Murphy read for the record the National Council of State Boards of Nursing's (NCSBN) Policy Statement: Dissemination of Non-scientific and Misleading COVID-19 Information by Nurses.

A. Board Governance and Administration

1. Approval of the September 22-23, 2021, Board meeting minutes. Approved under the Consent Agenda.
2. Review, discussion, and possible action regarding FY 21/22 Goals and Objectives. Approved under the Consent Agenda.
3. Review, discussion, and possible action regarding Board conference/training reports. Approved under the Consent Agenda
4. Review, discussion, and possible action regarding Board member elections. Elections are held annually in November according to Board policy. Nominations were offered and accepted. The results are President: Susan VanBeuge; Vice President: Richelle O'Driscoll; Secretary: Cheryl Maes. It was moved and seconded to approve the election results. MOTION PASSED.
5. Review, discussion, and possible action regarding the concept and wording to amend Nevada Revised Statute 632.060 to revise the requirement that the Nevada State Board of Nursing executive director is a professional nurse licensed to practice nursing in the State of Nevada. C. Dinauer presented the statute which requires the Executive Director to be a registered nurse. Non-nurses run some state boards of nursing. If a statutory change is requested, it must have legislative approval. It was moved and seconded to accept the concept of a change to the statute to amend the language removing the requirement that the Executive Director be a registered nurse. MOTION PASSED.
6. Review, discussion, and possible action to change the May 11-12, 2022, Board meeting date to May 18-19, 2022. It was moved and seconded to change the May 11-12, 2022, Board meeting date to May 18-19, 2022. MOTION PASSED.
7. Review and discussion regarding 1st quarter FY 20/21 financials. K. Neuhauser reviewed 1st quarter FY 20/21 financials.
8. Review, discussion, and possible action regarding approval of FY 20/21 annual audit. K. Neuhauser was present for questions. Vanessa Davis, Steel & Associates, was present to discuss and review the FY 20/21 yearly audit and financial statements. It was moved and seconded to accept the FY 20/21 annual audit as presented. MOTION PASSED.
9. Review and discussion regarding FY 20/21 Statistics. Approved under the Consent Agenda.
10. Executive Director Report. The FBI survey meeting is complete and went well. Nevada State Board of Nursing (NSBN) recently sent an email to all nurses regarding changes to Assembly Bill 327, which becomes effective January 1, 2022. The bill now requires all licensee holders (RNs,

LPNs, APRNs, CRNAs) to complete two hours of continuing education relating to cultural competency, diversity, equity, and inclusion. A special session of the Legislature is in the process of allocating redistricting.

B. Nursing Practice

1. No agenda items.

C. Education

1. Review, discussion, and possible action regarding Arizona College's request to increase enrollment in their BSN program from 350 to 500 students per year. Jill Rankin, Marie Hallinan, and Barbara Halle, Representatives of Arizona College, were present for questions. It was moved and seconded to approve Arizona College's request to increase enrollment in their BSN program from 350 to 500 students per year. MOTION PASSED.
2. Review, discussion, and possible action regarding approval of Dr. Kara Garner as the Las Vegas Campus Director of Nursing Education for Grand Canyon University's Accelerated Bachelor of Science in Nursing (ABSN) program. Lisa Smith, Grand Canyon University, was present and made a statement on behalf of Kara Garner. It was moved and seconded to approve the appointment of Dr. Kara Garner as the Las Vegas Campus Director of Nursing Education for Grand Canyon University's Accelerated Bachelor of Science in Nursing (ABSN) program. MOTION PASSED.
3. Review, discussion, and possible action regarding approval of Dr. Sherri Lindsey as the Interim Department Chair for College of Southern Nevada. Dr. Sherri Lindsey was present for questions. It was moved and seconded to approve Dr. Sherri Lindsey as the Interim Department Chair for College of Southern Nevada. MOTION PASSED.
4. Review, discussion, and possible action of College of Southern Nevada's decline in NCLEX first-time pass rates. Dr. Sherri Lindsey and Laura Martin, Representatives of College of Southern Nevada (CSN), were present for questions. It was moved and seconded to place College of Southern Nevada on conditional approval for their RN and LPN programs. CSN representatives will return to the January 2022 NSBN Board meeting with an action plan to address pass rates, and a site visit will take place in early 2022. MOTION PASSED.
5. Review, discussion, and possible action related to approval of Carrington College; Reno site visit conducted September 8-10, 2021. It was moved and seconded to approve the Carrington College; Reno site visit conducted September 8-10, 2021. MOTION PASSED.
6. Review, discussion, and possible action related to approval of Chamberlain University College of Nursing site visit conducted September 15-17, 2021. Representatives of Chamberlain University, Vicki Walker and Tone Leiter, were present for questions. It was moved and seconded to approve the Chamberlain University College of Nursing site visit conducted September 15-17, 2021. MOTION PASSED.
7. Review, discussion, and possible action related to approval of University of Nevada Reno site visit conducted October 18-20, 2021. Kimberly Baxter was present for questions. It was moved and seconded to approve the University of Nevada Reno site visit conducted October 18-20, 2021. MOTION PASSED.

8. Review, discussion, and possible action related to approval of Western Nevada College site visit conducted October 21-22, 2021. Deborah Ingraffia-Strong was present for questions. It was moved and seconded to approve the Western Nevada College site visit conducted October 21-22, 2021. MOTION PASSED.
9. Review, discussion, and possible action related to Unitek College's request for curriculum change to their Bachelor of Science (BSN) program. The change consists of separating the Theory and Skills Lab components of RN-200 Health Assessment I, RN-204 Fundamentals, RN-208 Fundamentals-Patient Care, RN-214 Health Assessment II, RN-216 Adult Health I, RN-218 Adult Health II, RN 222 Mental Health Nursing, and RN-224 Maternal/Newborn Nursing, RN-330 Pediatric Nursing, RN-404 Complex Adult Health, RN-406 Community Health Nursing, and RN-408 Capstone. Shara Cray, Dawn Johnson, and Janice Holt, Representatives of Unitek College, were present for questions. It was moved and seconded to approve the curriculum change for Unitek College's Bachelor of Science program. MOTION PASSED.
10. Review and discussion regarding NCSBN Nursing Education Annual Report. M. Johnson gave a brief history and reviewed the NCSBN Nursing Education Annual Report.
11. Review and discussion regarding national 3rd Quarter NCLEX first-time pass rates. Dr. Johnson reviewed the national 3rd Quarter NCLEX first-time pass rates. The national first-time pass rate average is 83%.
12. Review and discussion regarding Headmaster CNA Certification Exam pass rates by program for 3rd Quarter 2021. T. Pachak presented Headmaster CNA Certification Exam pass rates for the 3rd Quarter.
13. Review, discussion, and possible action regarding Live Savers Nursing Assistant Training Program site visit survey conducted June 1 and June 4, 2021. Alexis Lodge was present for questions. It was moved and seconded to approve the Live Savers Nursing Assistant Training Program site visit survey conducted June 1 and June 4, 2021. MOTION PASSED.
14. Review, discussion, and possible action regarding Saint Therese Learning Institute Nursing Assistant Training Program site visit survey conducted June 2 and June 3, 2021. Chris Santillan was present for questions. It was moved and seconded to approve Saint Therese Learning Institute Nursing Assistant Training Program site visit survey conducted June 2-3, 2021. MOTION PASSED.
15. Review, discussion, and possible action regarding Standards of Excellence Nursing Assistant Training Program site visit survey conducted September 21, 2021. It was moved and seconded to approve the Standards of Excellence Nursing Assistant Training Program site visit survey conducted September 21, 2021. MOTION PASSED.
16. Review, discussion, and possible action regarding progress evaluation of Majen Certification Training's action plan. Jennifer Powers was in attendance for questions. It was moved and seconded to accept the Majen Certification Training's action plan. MOTION PASSED.
17. Review, discussion, and possible action regarding Pershing General Hospital Nursing Assistant Training Program site visit survey conducted September 26, 2021. Pershing General Hospital Nursing Assistant Training Program is now in compliance with the training site application. It was moved and seconded to approve the Pershing General

Hospital Nursing Assistant Training Program site survey conducted September 26, 2021.
MOTION PASSED.

18. Review, discussion, and possible action regarding application for Majen Certification Training Program to include a site location at Pershing General Hospital in Lovelock, Nevada. Jennifer Powers was present for questions. It was moved and seconded to approve the Majen Certification Training Program application to include a site location at Pershing General Hospital in Lovelock, Nevada. MOTION PASSED.
19. Review, discussion, and possible action regarding Nevada Department of Education, Office of Career Readiness, Adult Learning, and Education Options (CTE) revisions to the Nursing Assistant Standards curriculum. Jennifer Fisk was present for questions. It was moved and seconded to approve the Nevada Department of Education, Office of Career Readiness, Adult Learning, and Education Options (CTE) revisions to the Nursing Assistant Standards curriculum. MOTION PASSED.

D. Discipline Programs

1. Applications (initial and renewal in question)
 - a. LeClaire, Jennifer, CNA010822. Renewal application denied for violation of NRS 632.2852 Qualifications for Certificate (CNA). Approved under the Consent Agenda.
 - b. Becasen, Merly, CNA029615. K. Arguello presented this agenda item. The Respondent was present and made a statement requesting her application be removed. It was moved and seconded to deny the application for CNA 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. MOTION PASSED.
 - c. Klutts, Jimmy, RN37126. F. Olmstead presented this agenda item. The Respondent was present and made a statement. It was moved and seconded that the Board accept the Respondent's application for nursing licensure. It was ordered that the Respondent submit to the Board documentation of successful completion of NCLEX and be placed on probation for three (3) years NRS 632.347 (1)(b) criminal conviction and (1)(m) action in another state. It was further ordered that the Respondent take the Substance Use Disorder, Nevada Nurse Practice Act, and Stress Management courses within thirty days. The Respondent shall be allowed to take the Nurse Refresher course should he so choose. MOTION PASSED.
 - d. Miyahira, Shirfa, RN applicant. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
 - e. Jacobo, Ivette, CNA031627. Renewal application denied 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.
2. Settlement agreements:
 - a. Carchidi, Carolyn, RN79265. 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. Approved under the Consent Agenda.

- b. Rodriguez, Manuel, CNA025850. 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.
 - c. Olson, Kimlu, LPN16007. Agreement for Probation for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (27) customary standards of practice, and (28) causing harm to a patient or family of a patient. Approved under the Consent Agenda.
 - d. Asgedom, Netsanet, CNA016528. 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. Approved under the Consent Agenda.
 - e. Herrold, Ashley, RN71981. 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. Approved under the Consent Agenda.
 - f. Cerrato Fu, Maria, CNA035327. Agreement for Fine and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (37) practice without an active certificate. Approved under the Consent Agenda.
 - g. Zimmerman, Mary, RN34916. Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (18) diverting supplies for personal or unauthorized use. Approved under the Consent Agenda.
 - h. Jury, John, RN53001. Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, and (1)(g) unprofessional conduct, NAC 632.890 (18) diversion of equipment or drugs, (26) violation of state/federal nursing law/regulation, (27) customary standards of practice, and (39) pattern of conduct demonstrates failure to protect public. Approved under the Consent Agenda.
 - i. Nawabi, Farzana, RN 831420. Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (18) diverting drugs for personal or unauthorized use. Approved under the Consent Agenda.
3. Formal administrative hearings
- a. Anas, Michelle, CNA033128. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
 - b. Arevalo, Melanie, LPN10479. F. Olmstead presented this agenda item. The Respondent was not present. Evidence was provided to the Board. 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, and NAC 632.415 unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION PASSED.
 - c. Bowers, Paula, LPN13808. KAA presented this agenda item. The Respondent was present and gave testimony. Robert Colbert and Nicole Graham were present and gave

testimony. Documents were introduced into evidence. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (18) diverting supplies, equipment, or drugs for personal or unauthorized use, and NAC 632.890 (27) failure to perform nursing functions in a manner consistent with established or customary standards. It was moved and seconded to revoke the Respondent's license for a period of one year, and the Board Order become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION PASSED.

- d. Braxton, Andrea, CNA030126. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- e. Deal, Shawn, RN91128. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- f. Funches, Sarah, RN61488. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- g. Removed
- h. Hibbert, Ilene, RN86112. F. Olmstead requested a motion to close this complaint. It was moved and seconded to close this complaint. MOTION PASSED.
- i. Hung, Susan, RN74968. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- j. Ilar, Roy, RN92233. F. Olmstead presented this case. The Respondent was present with counsel, Craig Perry. Ivonne Orellana and Saleena Sawdha were present and gave testimony. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standards. MOTION PASSED. It was moved and seconded that the Respondent be reprimanded and ordered to take the courses titled: Patient Safety, Documentation for Nurses, Nevada Nurse Practice Act, and National Council of State Boards of Nursing (NCSBN) Course: Critical Aspects of Patient Care, within 60 days of this Order. If the education is not completed within 60 days, the license will be suspended until completed. This Order shall become part of Respondent's permanent record, be published on the Board's list of disciplinary actions, and reported to the appropriate agencies. MOTION PASSED.
- k. Illenberg, Elisabeth, RN73992. F. Olmstead presented this case. The Respondent provided proof of the required continuing education. F. Olmstead requested a motion to close this complaint. It was moved and seconded to close this complaint. MOTION PASSED.
- l. Kreyling, Carrie, RN38610. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.

- m. Millard, Shannon, RN85608. F. Olmstead requested a motion to close this case. It was moved and seconded to close this complaint. MOTION PASSED.
- n. Morton, Rayshawn, LPN14428. F. Olmstead presented this agenda item. The Respondent was not present. Evidence was provided to the Board. 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, and NAC 632.415 unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION PASSED.
- o. Phelps, Ellen, RN30250. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- p. Removed
- q. Roselee, Carey, RN83926. F. Olmstead presented this case. The Respondent provided proof of the required continuing education. F. Olmstead requested a motion to close this complaint. It was moved and seconded to close this complaint. MOTION PASSED.
- r. Sembrano, Paraluman, CNA026284. F. Olmstead presented this agenda item. The Respondent was not present. Evidence was provided to the Board. 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, and NAC 632.415 unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION PASSED.
- s. Steele, Peter, RN41868. F. Olmstead presented this case. The Respondent was present with counsel, Craig Perry. Ivonne Orellana and Saleena Sawdha were present and gave testimony. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (27) failing to perform nursing functions in a manner consistent with established or customary standards. MOTION PASSED. It was moved and seconded that the Respondent be reprimanded and ordered to take the following courses: Documentation for Nurses, Critical Aspect of Patient Care, Nevada Nurse Practice Act, and Patient Safety within 60 days of this Order. If the education is not completed within 60 days, the license will be suspended until completed. This Order shall become part of Respondent's permanent record, be published on the Board's list of disciplinary actions, and reported to the appropriate agencies. MOTION PASSED.
- t. Stewart, Emily RN95992. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- u. Turner, Cynthia, CNA004405. K. Arguello requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.
- v. Winkler, Amanda, LPN17956. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.

- w. Wright, Tiffany, RN60573. F. Olmstead requested a continuance of this agenda item. It was moved and seconded to continue this hearing to the next available Board meeting. MOTION PASSED.

4. Special Action:

- a. Rivera, Jose, RN applicant, request for reconsideration. K. Arguello presented this agenda item. It was moved and seconded to approve the Respondent's request for reconsideration. MOTION PASSED. The Respondent was present and made a statement. Evidence was provided to the Board. It was moved and seconded to approve the Respondent's request for RN licensure and accept the Agreement for Probation NRS 632.347 (1)(b) criminal conviction, and (1)(m) action in another state. MOTION PASSED.
- b. Nielsen, Katherine, RN60573, request for reconsideration. It was moved and seconded to grant the request for reconsideration. MOTION PASSED. The Respondent was present and made a statement. It was moved and seconded that the Board issue a new order for probation for one year, including monitoring that has the same stipulations as the previous agreement signed May 19, 2008. MOTION PASSED.

E. Recommendations for Agenda Items for Future Board Meetings

- Request the CNA committee to look at the CNA exam and the vendor and consider other vendors or add a second one.
- Request to develop a policy regarding misinformation from nurses regarding COVID-19.
- Request for an agenda item regarding the regulation of APRN programs in Nevada.
- Request for discussion regarding the NRS board member placement.

Public Comment:

- S. McCord commended Board staff for their work on the statistics report. B. Murphy thanked M. Johnson for her work with the nursing schools and the many positive comments provided by the school representatives.

Adjournment

The meeting was adjourned at 4:24 p.m. on Thursday, November 18, 2021.