

# Nevada State Board of **NURSING**

## **BOARD MEETING MINUTES**

November 16 - 17, 2022

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 16, 2022, at the Springhill Suites by Marriott, 490 South Meadows Parkway, Reno, Nevada 89521, and via video and telephonic conferencing.

### **MEMBERS PRESENT**

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

### **MEMBERS ABSENT**

### **OTHER'S PRESENT**

Cathy Dinauer, MSN, RN, Executive Director  
Fred Olmstead, General Counsel  
Kimberly A. Arguello, General Counsel  
Harry Ward, Senior Deputy Attorney General  
Sam McCord, BSN, RN, Director of Investigations and Discipline  
Michelle Johnson, EdD, MS, APRN, CPNP-PC, Director of Nursing Education  
Corina Jimenez, Executive Assistant  
Tamara Pachak, CNA Program Coordinator  
Rhoda Hernandez, Technology and Computer Systems Specialist  
Kristie Neuhauser, Accountant  
Hannah Boll-Matulis, Management Assistant, Education Department

**Call to Order:** The meeting was called to order at 9:00 a.m. on Wednesday, November 16, 2022.

### **Public Comment:**

- C. Dinauer made a public comment about Board Member, Jacob Watts with being honored at the Nevada Nurses Foundation with the 50 under 50 accomplishment award.

- K. Arguello read a written public comment submitted by email from Lori Boyle to the Board regarding Nicole Sirotek’s name change and how it allows the escape of scrutiny and discipline in other states.
- F. Olmstead read a written public comment submitted to the Board from “several concerned citizens,” regarding a formal complaint that was filed against “American Frontline Nurses” organization. The public comment included questions of whether or not the organization is using the protected title “nurse” appropriately.

**A. Board Governance and Administration**

1. Approval of the November 16-17, 2022, Board meeting minutes: Approved under the Consent Agenda.
2. Review, discussion, and possible action regarding FY 22/23 Goals and Objectives: Approved under the Consent Agenda.
3. Review, discussion, and possible action regarding NSBN Staff/Board conference/training report: This agenda item was pulled from the consent agenda. Ovidia McGuinness presented the agenda item providing information regarding the “CLEAR” program presentation that she attended. The presentation included information regarding the review of regulations, the processes, safety, and more engagement with professionals. It was moved and seconded to approve the conference/training reports. MOTION PASSED.
4. Review and discussion regarding 1<sup>st</sup> quarter FY22/23 financials: C. Dinauer and K. Neuhauser presented this agenda item. The following financial information was provided; the budgeted revenues are down by 10% due to RN renewals payroll is on budget, office supplies are little high due to a customized envelope order, covid tests, IT equipment, etc. C. Maes requested that staff review other states statistics for possible decreases with their renewals.
5. Review, discussion, and possible action regarding approval of FY 21/22 annual audit: K. Neuhauser and Suzanne Olsen-Auditor, Casey Neilon Inc., presented this agenda item. S. Olsen advised the Board of a few changes with the audit report, but concluded that there were no findings. It was moved and seconded to approve the annual audit report with the changes included. MOTION PASSED.
6. Executive Director Report: C. Dinauer provided the FY 21/22 Annual Report and Nevada Elections results from Mr. Mike Hillerby. C. Dinauer will have Mr. Mike Hillerby speak at the January, 2023 board meeting.
7. Review and discussion regarding update of NSBN’s 100<sup>th</sup> anniversary. C. Dinauer and Doreen Begley provided an update that included the following: The potential date will be in April 2023, room capacity limits, and the guestlist will include board members, board staff, previous executive directors, etc. There will also be events in Reno and Las Vegas for nurses to meet with board members and nursing organizations for networking. Once the board staff has secured a location the final date will be provided to the Board.
8. Review and discussion regarding scope of practice questions received by board staff for the first quarter FY 22/23: S. McCord presented the agenda item. S. McCord reported the recent trends with all levels of licensure and provided answered to scope of practice questions listed in the written report. There were no additional questions.
9. Review, discussion, and possible action regarding changes to NRS 632.474 and NRS 440.415 that would allow LPNs to pronounce death. O. McGuinness presented the agenda item stating

there are some concerns with pronouncing death in the home health environment. After discussion amongst board members and board staff, it was requested that the proposed changes be submitted to the LPN committee to research and produce the evidence needed to support the change. It was moved and seconded to approve for the proposed changes be submitted to the LPN committee for review and research to produce evidence needed to support the changes. MOTION PASSED.

10. Review, discussion, and possible action regarding review of NSBN Continuing Education/Employment Audit Violations policy: O. McGuinness presented the agenda item and would like to remove the reprimand for first-time offenders but continue with fines and the required courses. The current policy is written to recommend discipline according to dates of compliance: however, O. McGuinness recommended changing the policy to recommend discipline according to number of offenses. O. McGuinness will submit her recommended changes to the executive director to be added to the January, 2023 agenda. It was moved and seconded to approve for O. McGuinness to return at the January, 2023 board meeting with her recommended changes to the NSBN Continuing Education/Employment Audit Violations policy. MOTION PASSED.
11. Review, discussion, and possible action regarding transitioning of Nursing News magazine to a newsletter format: M. Johnson presented the agenda item and provided a brief history of the Nevada Nursing Magazine. M. Johnson advised the Board there would be no costs for the newsletter format. The newsletter will be sent to all nurses and placed on the Nevada State Board of Nursing (NSBN) website. It was moved and seconded to approve the transition from the Nursing News magazine to a newsletter format. MOTION PASSED.
12. Review, discussion, and possible action regarding the approval of International English Language Testing System (IELTS) as an approved English exam provider. C. Dinauer and G. Trujillo presented the agenda item. Marianne Schicherion and Kate McKeen, representatives from IELTS, provided a PowerPoint presentation providing the Board with information regarding the security, reliability, scoring, and availability of the IELTS exam. It was moved and seconded to approve IELTS English exam as an approved Nevada provider and adopt the National Council of State Board of Nursing passing scores. MOTION PASSED.
13. Review, discussion, and possible action regarding continuation of NSBN contract with DynaMed EBSCO to provide ongoing board staff access to the Cumulative Index of Nursing and Allied Health Literature (CINAHL) database. S. McCord presented the agenda item and provided an overview of EBSCO. C. Dinauer will review other organizations utilizing EBSCO over the next year for possible changes. It was moved and seconded to approve continuance of NSBN contract with DynaMed EBSCO . MOTION PASSED.
14. Review, discussion, and possible action regarding the attendance and cost for board members to attend the Nevada Nurse's Association Nurse's Day at the Legislature in Carson City, NV, in February 2023. C. Dinauer provided information regarding the agenda item that including the costs for each board member to attend to be approximately \$450 (flights and per diem). It was moved and seconded to approve the attendance and cost for board members to attend the Nevada Nurse's Association Nurse's Day at the Legislature in Carson City, NV. MOTION PASSED.
15. Review and discussion regarding the Apprentice Nurse Program in Nevada: Joseph Fillipi provided a presentation regarding the nurse apprentices program. The Nurse Apprentice program

presentation included information on; nurse apprentice skills, hands-on skills, flexible hours, and possibly hire opportunities once graduated. Grant funding is available for the facilities enrolled with working nurse apprentices. Nursing students who work more than 50 miles will be reimbursed for travel, food, and hotel. The grant started in March of 2022, with about 41 facilities signed up, with an overall 179 nursing students working as nurse apprentices, and paid \$6,000 in grant monies for working nurse apprentices.

## **B. Nursing Practice**

1. Review, discussion, and possible action regarding proposed revisions to the Nevada State Board of Nursing practice decisions titled: Hemovac and/or a Jackson-Pratt Surgical Drain. S. McCord presented the agenda item. After discussion, it was moved and seconded to return the draft decision to the advisory committees for inclusion of LPN and clear prohibitions for the CNA scope into the decision. It was further requested the LPN and CNA committees review the changes before the decision is returned to the board for approval at a future meeting. MOTION PASSED.
2. Review, discussion, and possible action regarding proposed revisions to the Nevada State Board of Nursing practice decisions titled: Collagen Plug. S. McCord presented the agenda item. It was moved and seconded to approve the practice revisions. MOTION PASSED.
3. Review, discussion, and possible action regarding applications for appointment to the APRN Advisory Committee. S. McCord presented the agenda item. It was moved and seconded to appoint Rebecca Scarpa, APRN000753, to the APRN Advisory Committee. MOTION PASSED.
4. Review, discussion, and possible action regarding applications for appointment to the Disability advisory Committee. S. McCord presented the agenda item. It was moved and seconded to appoint Theresa Lemus, RN26624, to the DAC Committee. MOTION PASSED.
5. Review, discussion, and possible action regarding applications for appointment to the LPN Advisory Committee. S. McCord presented the agenda item. It was moved and seconded to re-appoint Christy Coss, RN 840081, to the LPN Advisory Committee. MOTION PASSED.
6. Review, discussion, and possible action regarding proposed revisions to the Nevada State Board of Nursing practice decision titled: The Role of the RN in Non-EMS-RN Interfacility Transport. S. McCord presented the agenda item. It was moved and seconded to approve the proposed revisions. MOTION PASSED.
7. Approval of the existing practice decision titled Registered Nurse First Assist and Saphenous Vein harvesting to include updated reference information. Approved under the consent agenda.

## **C. Education**

1. Review, discussion, and possible action regarding the appointment of Dr. Carmela Clark-Gray as the PN Program Chair at Las Vegas College Licensed Practical Nursing Program. M. Johnson presented the agenda item. Branden Murphy recused himself. It was moved and seconded to approve the agenda item with 1 recusal. MOTION PASSED.
2. Review, discussion, and possible action regarding recommendations of which education items need to be presented to the Board. M. Johnson presented the agenda item. It was

moved and seconded to approve the table as presented. The Board President, Susan VanBeuge, was not available for the vote. MOTION PASSED.

3. Review, discussion, and possible action related to Roseman University's request to transition their Bachelor of Science in Nursing (BSN) curriculum to a concept-based curriculum. M. Johnson presented the agenda item, and Brian Oxhorn provided background information on the change, including a decrease in overall credit hours but an increase in clinical hours. Also, the total credits are going from 133 to 122. It was moved and seconded to approve the agenda item. MOTION PASSED.
4. Review and discussion related to NCSBN Nursing Education Annual Report. M. Johnson presented the agenda item and advised the Board the Annual Report will be shared with the Education Advisory Committee (EAC) and the Deans and Directors. There were no other questions.
5. Review and discussion related to update on progress of APRN education program oversight. M. Johnson presented the agenda item stating she will be exploring the 26 states that regulate the APRNs and determine how Nevada should move forward with regulating. M. Johnson conducted a survey with the Deans and Directors regarding regulating APRNs, and the census was not in favor of regulating APRNs. Through robust discussion with the Board members, S. VanBeuge requested for M. Johnson to return with the written results from the Deans and Directors and the collected data from reviewing the 26 states that do regulate APRN's. The board can review all the information at that time to make an informed decision. All Board members are in agreeance.
6. Review, discussion and possible action regarding Western Governors University's request to conduct clinicals in the state of Nevada for their out-of-state BSN program. M. Johnson presented the agenda item. Mr. Chuck Hossler and Dr. Cherie Lowell were available for questions and requested to continue clinicals in Nevada. The current clinical sites are Mesquite and Fallon, Nevada. It was moved and seconded to approve the request. MOTION PASSED.
7. Removed.
8. Review, discussion, and possible action to approve the Sierra Nevada Job Corps Nursing Assistant Training Program's site survey findings on May 26 and August 24, 2022. T. Pachak presented the agenda item. There were no representatives available. It was moved and seconded to approve the site survey findings. MOTION PASSED.
9. Review, discussion, and possible action to approve the White Pine High School Nursing Assistant Training Program's site survey findings on October 4, 2022. T. Pachak presented the agenda item. Heather Williams is the Program Coordinator for White Pine High School NATP, and was available for questions. It was moved and seconded to approve the site survey findings. MOTION PASSED.
10. Review, discussion, and possible action to approve the Battle Mountain High School Nursing Assistant Training Program's site survey findings on October 5, 2022. T. Pachak presented the agenda item. There were no representatives available. It was recommended that Battle Mountain High School to come before the Board at January's board meeting to discuss correcting the deficiencies. It was moved and seconded to approve the site survey findings. MOTION PASSED.

11. Review, discussion, and possible action regarding the initial application for Genevieve Training Center Nursing Assistant Training Program. T. Pachak presented the agenda item. Jacqueline Copeland was present, made a statement, and was available for questions. C. Maes motioned to continue the agenda item to the next board meeting in January due to the incomplete application. It was moved and seconded to continue the agenda item to the January board meeting. MOTION PASSED.
12. Review, discussion, and possible action regarding Great Basin Nursing Assistant Training Program's request to expand locations. T. Pachak presented the agenda item. There were no representatives available. It was moved and seconded to deny the request for expansion. MOTION PASSED.

#### **D. Discipline Programs**

1. Applications (initial and renewal in question)
  - a. Smith, Leandra, CNA030081: 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.
  - b. Schmitt, Dana, CNA018757: Renewal application denied for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the consent agenda.
  - c. Smith, Alicia, CNA024665: 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.
  - d. Price, Amberlyn, CNA034599: 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.
  - e. Navarte, Florence, CNA034559: 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.
  - f. McMurray, Carrie, CNA006469: 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.
  - g. Love, Porsche, CNA034146: 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.
  - h. Larry, Precious, CNA033944: 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.
  - i. Dominguez-Ayala, Stephanie, CNA030469: Renewal application denied for violation of NRS 632.347 (1)(g) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the consent agenda.
  - j. Coleman, Veronica, CNA034258: 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.
- k. Gemechu, Rahel, CNA027968: 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.
  - l. Moua, Paula, CNA028683: 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.
  - m. Myles, Shalonda, RN and APRN applicant: K. Arguello presented the agenda item. It was moved and seconded to approve and the RN and APRN applications. MOTION PASSED.
2. Settlement agreements:
- a. Sirotek, Nicole, RN67029: Voluntary Surrender of License in Lieu of of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (2) performing acts beyond the scope of the practice of nursing. Approved under the Consent Agenda.
  - b. Saravo, Grace, RN 827480: It was moved and seconded to pull from the consent agenda and requested a continuance for a future board meeting. MOTION PASSED.
  - c. Devareaux, Csymphonhii, LPN16630: Agreement for Fine and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct, NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
  - d. Kutz, Carol, RN29394: Agreement for Reprimand and Continuing Education for 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. Approved under the Consent Agenda.
  - e. Obi, Chinwe, CNA037178: Agreement for Probation 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 customary standards, and (33) abuse of patient. Approved under the Consent Agenda.
  - f. Applegate, Laetizia, LPN 831642: 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 customary standards. Approved under the Consent Agenda.
  - g. Murdaugh, Mona, RN75996: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (16)(d) soliciting the signature on any record of person as a witness the waste, and (27) failing to perform nursing functions in a manner consistent with established customary standards. Approved under the Consent Agenda.
  - h. Palacios, Erika, CNA031670: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (13) violating a patient's confidentiality. Approved under the Consent Agenda.

- i. Hall-Brown, Celeste, LPN17560: Agreement for 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.
  - j. Johnson, Sarah Elizabeth, RN813082 and APRN813082: It was moved and seconded to deny the agreement for reprimand. MOTION PASSED.
  - k. Parana, Lisa, RN86943: Voluntary Surrender of License in Lieu of other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, (1)(e), controlled substances and/or Alcohol, NAC 632.890 (10) positive drug screen on duty. Approved under the Consent Agenda.
  - l. Mai, Jesse, RN61385 and APRN001468: Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(b), criminal conviction. Approved under the Consent Agenda.
  - m. Chaney, Carrie, RN07791 and APRN00131: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (26) failing to abide by any state or federal statute or regulation relating to the practice of nursing. Approved under the Consent Agenda.
  - n. Thompson, Linda, LPN07053: 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 customary standards. Approved under the Consent Agenda.
  - o. Koctekin, Arzu, RN81937: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (18) Diverting supplies, equipment or drugs for personal or unauthorized use. Approved under the Consent Agenda.
3. Formal administrative hearings
- a. Removed.
  - b. Dorsey, Chana, RN730243: F. Olmstead presented the agenda item. C. Dorsey made a statement. All documents were submitted into evidence. It was moved and seconded to find the respondent in violation of NRS 632.347 (1)(m) action in another state, be revoked for 2 years. MOTION PASSED.
  - c. Egbe, Anna, LPN819441 and RN819441: K. Arguello presented the agenda item. All documents were submitted into evidence. It was moved and seconded to find the respondent in violation of NRS 632.347 (1)(m) action in another state, NRS 632.347 (1)(a) fraudulent application, NRS 632.140 does not qualify for any nursing licenses, respondent to be revoked, and may not apply for a LPN or RN license in Nevada for 10 years. MOTION PASSED
  - d. Guerino, Lisa, RN 821754: K. Arguello presented the agenda item. All documents were submitted into evidence. It was moved and seconded to find the respondent in violation of NRS 632.347 (1)(b) criminal conviction, NRS 632.347 (1)(e) use of any controlled substance, respondent to be revoked for 10 years. 1 recusal. MOTION PASSED.



- e. McDonald, Susan, RN57156: F. Olmstead presented the agenda item. S. McDonald made a statement. All documents were submitted into evidence. It was moved and seconded to find the respondent in violation of NRS 632.347 (1)(o) failing to comply with a Board order, (1)(g) unprofessional conduct, NAC 632.890 (36) failing to comply with a condition, limitation or restriction which has been placed on her license, respondent to continue with the previous probation order and extend it by 1 year. MOTION PASSED.
  - f. McPherson, Meike, CNA031637: K. Arguello presented the agenda item. It was moved and seconded to approve a motion for a continuance for a later date. MOTION PASSED.
  - g. Removed.
  - h. Millard, Shannon, RN85608: F. Olmstead presented the agenda item. It was moved and seconded to approve a motion for a continuance for a later date. MOTION PASSED.
  - i. Murakami, Devin, RN87434: K. Arguello presented the agenda item and requested to accept the Agreement for Probation in 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 PASSED.
  - j. Nieto, Adenda, RN09959: K. Arguello presented the agenda item and requested to accept the Agreement for Probation in violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurate recording, falsifying, and (27) customary standards of practice. MOTION PASSED.
  - k. Reed, Jenny, RN82875: K. Arguello presented the agenda item. It was moved and seconded to accept the Agreement for Probation with an Active/Restricted license status for a minimum of 3 years for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (20) when respondent inaccurately recorded, falsified, or otherwise altered or destroyed records. MOTION PASSED.
4. Special Action:
- a. Ostrander, April, CNA033591, Reinstatement of Certificate: K. Arguello presented the agenda item. A. Ostrander provided a statement. It was moved and seconded to accept the reinstatement of her Certificate, but she will need to complete her previous probation agreement. MOTION PASSED.

#### **E. Recommendations for Agenda Items for Future Board Meetings**

- Review, discussion, and possible action regarding the review of NSBN Continuing Education/Employment Audit Violations policy.
- Review and discussion related to updates on the progress of APRN educational regulation.
- Mr. Hillerby will provide a legislative update.

#### **Public Comment:**

- No Public comments.

#### **Adjournment**

The meeting was adjourned at 2:20 p.m. on Thursday, November 17, 2022.