

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

January 17-18, 2024

The Nevada State Board of Nursing Board Meeting was called to order by Richelle O'Driscoll, BA, MA, Consumer Member, President, at 9:00 a.m., on January 17, 2024, at the Doubletree by Hilton, Las Vegas Airport, 7250 Pollock Dr. Las Vegas, Nevada 89119, and via video and telephonic conferencing.

MEMBERS PRESENT

Richelle O'Driscoll, BA, MA, Consumer Member, President
Cheryl A. Maes, Ph.D., APRN, FNP-BC, APRN Member, Vice President
Elizabeth Trilops, RN, MBA/HCM, RN Member, Secretary
Susan VanBeuge, DNP, APRN, FNP-BC, FAANP, FAAN, RN Member
Elizabeth De Leon-Gamboa, MSN Ed., RN, CPHQ, CCM, CMCN, RN Member
Tyler Johnson, BS, CNA, CNA Member

MEMBERS ABSENT

Ovidia McGuinness, LPN, LPN Member

OTHER'S PRESENT

Cathy Dinauer, MSN, RN, Executive Director
Fred Olmstead, General Counsel
Kimberly A. Arguello, General Counsel
Chricy Harris, Deputy Attorney General
Matthew Feeley, 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, MSN, RN, CNA Training Program Specialist
Rhoda Hernandez, Technology and Computer Systems Specialist
Mike Hillerby, Lobbyist

Call to Order: The meeting was called to order at 9:00 a.m. on Wednesday, January 17, 2024.

Public Comment:

- Cheryl Maes recognized University of Las Vegas, Nevada (UNLV) students and all students online for their attendance.

A. Board Governance and Administration

1. Approval of the November 15-16, 2023, Board meeting minutes: Approved under the Consent Agenda.
2. Review, discussion, and possible action regarding FY 23/24 Goals and Objectives: Approved under the Consent Agenda.
3. Removed
4. Executive Director Report. C. Dinauer provided updates regarding fingerprints no longer being completed in Reno and Las Vegas offices, with no issues to report. The Reno office officially has relocated to its new location. The Las Vegas office is still in the process of searching for a new location. C. Dinauer provided information regarding a shortage with the medication of “Erythromycin.” For newborns alternative medications are being provided to nurses such as “ceftriaxone” if erythromycin is unavailable.
5. Review, discussion, and possible action regarding amendment to the March 22-23, 2023, approved meeting minutes. K. Arguello presented the agenda item. It was moved and seconded to accept the corrected minutes as written. MOTION PASSED.
6. Review and discussion regarding board committee reports. C. Dinauer presented the agenda item. R. O’Driscoll requested a continuance to a future board meeting. No further discussion.
7. Review, discussion, and possible action regarding future board meeting dates and locations in 2024 and 2025. C. Dinauer presented the agenda item. Discussion included cost of savings, less wear and tear on equipment, and access to a new board room at the Reno location. It was moved and seconded to accept the updated future board meeting dates and locations. MOTION PASSED.
8. Review, discussion, and possible action regarding moving the November 13-14, 2024, board meeting to November 20-21, 2024. C. Dinauer presented the agenda item. It was moved and seconded to accept the date change. MOTION PASSED.
9. Review and discussion regarding presentation to Board member Brandon Murphy. C. Dinauer presented the agenda item and acknowledged and thanked B. Murphy for his participation as a board member. R. O’Driscoll and S. VanBeuge thanked and acknowledged B. Murphy for his service, perspective, fresh voice, and individualism as a board member. B. Murphy was unable to attend the presentation.
10. Review, discussion, and possible action regarding notice of intent to act upon a regulation, LCB File no. R060-23. F. Olmstead presented the agenda item. F. Olmstead discussion included the laws, procedures, and LCB File No. R060-23. Mike Hillerby was present and available for questions. It was moved and seconded to adopt the notice of intent to act upon a regulation with the changes as written. MOTION PASSED.

B. Nursing Practice

1. Review, discussion, and possible action regarding application for appointment to the CNA Advisory Committee. M. Johnson and T. Pachak presented the agenda item. It was moved and seconded to approve the application of Gail McGuill, RN 828893, AARP Representative to the CNA Advisory Committee. MOTION PASSED.

2. Review, discussion, and possible action regarding application for appointment to the Licensed Practice Nurse Advisory Committee. S. McCord presented the agenda item and stated there will be no action to take, due to Monica Green being appointed to another committee. No further discussion.
3. Review, discussion, and possible action regarding application for appointment to the Nurse Practice Advisory Committee. S. McCord presented the agenda item with one available opening. It was moved and seconded to accept the appointment of Monica Green, RN42856 to the Nurse Practice Advisory Committee. MOTION PASSED.
4. Review, discussion, and possible action regarding applications for Board-approved Substance Use Disorder Evaluator. S. McCord presented the agenda item. It was moved and seconded to approve the application of Leslie Dickson, MD, FAPM, LFAPA as the Substance Use Disorder Evaluator. MOTION PASSED.

C. Education

1. Review and discussion related to 2023 4th quarter and end of year NCLEX first time pass-rates. M. Johnson presented the agenda item, discussion included updates regarding the PN Programs, Nevada rankings, RN and PN pass rates, and was available for questions. There was no further discussion.
2. Review and discussion regarding the NCSBN Annual Report as it relates to Full time vs. Adjunct/Part time faculty. M. Johnson presented the agenda item. Discussion included the process, regulation, and ratios of full-time vs adjunct faculty and was available for questions. There was no further discussion.
3. Review, discussion, and possible action regarding Arizona College of Nursing first time pass-rates for 2022 and 2023. M. Johnson presented the agenda item. Dr. Dalas Jones, Dr. Barbara Hall, and Nick Mansor were present, provided a statement, and were available for questions. Discussion included adding two additional assistant deans, increased faculty office hours to offer additional tutoring, conducting weekly faculty meetings to discuss assignments, curriculum, etc. It was moved and seconded for Arizona College of Nursing to be placed on conditional approval, conduct a review of the program via site visit, identify and correct the deficiencies, and submit a report within six months after the board establishes a plan. The report must include proof of compliance to withdraw from the conditional approval or if the program does not comply with the plan, the board will remove the program from the list of programs approved by the board. MOTION PASSED.
4. Review, discussion and possible action regarding Roseman University Health Sciences College of Nursing November 8-9, 2023, Site Visit. Approved under the Consent Agenda.
5. Review, discussion and possible action regarding College of Southern Nevada 6-month follow-up RN Site Visit. M. Johnson presented the agenda item. Dr. Elizabeth Soliman-interim was present and provided a statement. Discussion included over all pass-rates, site visit conducted, prepared a correction action plan, pass rates have improved and resolved some deficiencies, student participation increased, faculty competition, clinical placements, using ATI, the proper use of simulation. It was moved and seconded to accept the site visit findings and request a follow-up within the next 6 months. MOTION PASSED.
6. Review, discussion, and possible action regarding College of Southern Nevada 6-month follow-up PN Site Visit. M. Johnson presented the agenda item. Dr. Elizabeth Soliman and

Evette Fuerniss were present and provided statements. Discussion included NCLEX pass rates for 2023, 3 out of 5 deficiencies have been corrected within 18 months, continued interactions with consultants, planned interventions, ACN deficiencies challenges, Fall ACN site visit scheduled, and simulation is used effectively. It was moved and seconded to accept the site visit report as written and requested a follow-up every 6 months until issues related to accreditation are resolved. MOTION PASSED.

7. Review, discussion, and possible action regarding appointment of Dr. Sherry Lindsey as the Nursing Site Director for Grand Canyon University accelerated Bachelor of Science in Nursing Henderson, NV. M. Johnson presented the agenda item. Dr. Sherry Lindsey was present and provided a statement. It was moved and seconded to approve the appointment of Dr. Sherry Lindsey as the Nursing Site Director. MOTION PASSED.
8. Review and discussion related to Chamberlain University College of Nursing's Earn to Learn Model. M. Johnson presented the agenda item. Dr. LaTricia Perry was present and provided a statement. Discussion included NCSBN pushing for practice partnerships, education, NAP's, patient care roles, enabling students, developing more pipeline for students in the workforce, 2 of 23 campuses have implemented the pilot program, 3-year curriculum, preceptorship model, and FAQ's. No further discussion.
9. Review and discussion regarding Credential CNA Certification Exam 2023 fourth quarter and annual pass rates. T. Pachak presented the agenda item. Discussion included 12 out of 14 programs are above 80% for fourth quarter, 17 out of 24 were above 80%. Additional updates with fourth quarter and annual pass rates were discussed with the annual pass rate of 91%. No further discussion.
10. Review, discussion, and possible action regarding Great Basin College Nursing Assistant Training Program's request for removal from remediation plan. T. Pachak presented the agenda item. Gina Johnson was present and provided a statement. It was moved and seconded to grant the request for removal of the remediation plan. MOTION PASSED.
11. Review, discussion, and possible action regarding Standards of Excellence Nursing Assistant Training Program's request for removal from remediation plan. T. Pachak presented the agenda item. Joan Dizon was present and provided a statement. Discussion included learning resources, personalized remediation plan for students, and current pass rates of 96%. It was moved and seconded to grant the request for removal of the remediation plan. MOTION PASSED.
12. Review, discussion, and possible action regarding Standards of Excellence Nursing Assistant Training Program's biennial site survey conducted on December 5, 2023. T. Pachak presented the agenda item. Joan Dizon was present and provided a statement. It was moved and seconded to approve the site survey conducted on December 5, 2023. MOTION PASSED.
13. Review, discussion, and possible action for the acceptance of Southeast Career and Technical Academy Nursing Assistant Training Program's submitted remediation plan. T. Pachak presented the agenda item. No representatives were present. It was moved and seconded to approve the submitted remediation plan with a follow-up at the September 2024 board meeting. MOTION PASSED.

14. Review, discussion, and possible action regarding adding to the NSBN CNA Skills Guidelines, with documented competence and training, and at the direction of a licensed nurse, the CNA may perform “the application and removal of female and male external urine collection devices.” T. Pachak presented the agenda item. It was moved and seconded to approve the addition to the CNA Skills Guidelines. MOTION PASSED.
15. Review, discussion, and possible action related to College of Southern Nevada Practical Nursing program’s request to increase maximum enrollment 56 students. M. Johnson presented the agenda item. Dr. Elizabeth Soloman was present and available for questions. Discussion included Senate Bill 375 will be utilized to increase student enrollments, location, will increase in increments, add additional faculty to support the student increase, and the current student/faculty ratio is 1 to 8. It was moved and seconded to grant the student increase to 56 to begin in the Fall of 2025. MOTION PASSED.

D. Discipline Programs

1. Applications (initial and renewal in question)
 - a. Salo, Frederick, CNA033406: 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. Makau, Gloria, CNA017469: 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.
 - c. Rowden, Kristina, CNA031913: 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. Heredia, Rosario, CNA014549: Agreement for Reprimand and Continuing Education for violation for NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice, and (35) misappropriating property of patient. Approved under the Consent Agenda.
 - b. Vergara, Myra, RN 860552: Agreement for Probation for violation for NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (24) failing to collaborate with other members of the healthcare team when necessary to meet the health care needs of a patient, and (25) failing to observe the conditions, signs, and symptoms of a patient, to record the information and to report significant changes to the appropriate persons, and (27) customary standards of practice. Approved under the Consent Agenda.

- c. Moore, Melinda, RN31177: Agreement for Reprimand, Fine and Continuing Education for violation for NRS 632.347 (1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct, NAC 632.890 (16)(c) failing to document the wastage of a controlled substance that not legally administered to a patient, (26) violation of state/federal nursing law/regulation, and (30)(a) failing as a chief nurse to meet institute standards of nursing practice. Approved under the Consent Agenda.
 - d. Jolley, Ashley, RN94365: 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 (18) diversion of equipment or drugs, and (36) failing to comply. Approved under the Consent Agenda.
 - e. Johnson, Sarah, APRN 813082: 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 a patient or the family of the patient physical, mental, or emotional harm by taking direct or indirect actions or failing to take appropriate actions. Approved under the Consent Agenda.
 - f. Bayoda, Leticia, RN30952: 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.
 - g. Lungazo, Ritah, CNA023713: 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.
 - h. Geeslin, July, CNA025403: 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.
 - i. Nye, Cathy, RN85059: 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.
 - j. Foust, Marquis, CNA 851724: 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.
 - k. Ruiz, Michael, RN46926: 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.
 - l. Isman, Ernesto, APRN002821: Agreement for Probation and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.2597 (3) working outside population focus, NAC 632.255 because Respondent failed to obtain a license to practice in Mental Health, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
3. Formal administrative hearings
- a. Removed

- b. Bell, Susan, APRN002013: K. Arguello presented the agenda item. S. Bell was present and provided a statement. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(r) failed to comply with the provisions of NRS 453.226 when Respondent issued prescriptions for controlled substances without the required controlled substance registration, NRS 632.347(1) because Respondent violated NAC 632.295 (h) when Respondent failed to perform nursing functions in a manner consistent with established or customary standards. It was moved and seconded for a Reprimand, pay for the attorney fees, complete the Nurse Practice Act and Legal Ethics in Nursing Courses within 60 days of this order or license will be suspended until all requirements are met. The order shall become part of the Respondent's permanent record and reported to all appropriate agencies. MOTION PASSED.
- c. Desir, Savannah, CNA035095: K. Arguello presented the agenda item. S. Desir was present and provided a statement. K. Arguello requested a continuance. It was moved and seconded to approve the continuance to a future board meeting. MOTION PASSED.
- d. Removed
- e. Hamu, Diane, RN66618: K. Arguello presented the agenda item. Brett Whipple-Attorney for D. Hamu requested a continuance to the March 2024 board meeting. It was moved and seconded to approve the continuance to the March 2024 board meeting. MOTION PASSED.
- f. Harris, Monique, LPN 841484: F. Olmstead presented the agenda item. M. Harris was not present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (37) when Respondent engaged in the practice of nursing without a license. It was moved and seconded for a Reprimand, Fine of \$500.00, and complete the Nevada Practice Act within six months of this order or license will be suspended until all requirements are met. The order shall become part of the Respondent's permanent record and reported to all appropriate agencies. MOTION PASSED.
- g. Removed
- h. Removed
- i. Lewis, Kimberly, CNA026579: F. Olmstead presented the agenda item. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.415, and NAC 632.890 (26) violation of state/federal nursing law/regulation. It was moved and seconded to order a Fine of \$25.00 and complete the Nurse Practice Act within 30 days of this order or the license will be suspended until all requirements are met. The order shall become part of the Respondent's permanent record and reported to all appropriate agencies. MOTION PASSED.
- j. Schuler, Elagio, CNA 821712: K. Arguello presented the agenda item. E. Schuler was not present. It was moved and seconded to accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice, and (42) engaging in any unprofessional conduct with a patient or client. MOTION PASSED.

- k. Simmons Kennedy, Sharneise, RN90694: K. Arguello presented the agenda item and requested a continuance. It was moved and seconded to accept the continuance to a future board meeting. MOTION PASSED.
 - l. Torres, Andrea, CNA033918: K. Arguello presented the agenda item. 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 PASSED.
 - m. Williams, Anikia, CNA034680: F. Olmstead presented the agenda item. A. Williams was not present. It was moved and seconded to find the Respondent in 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. It was moved and seconded for a Reprimand, Fine of \$50.00, complete the Nurse Practice Act and Legal Ethics in Nursing Courses within 30 days of this order, or the license will be suspended until all requirements are met. This order shall become part of the permanent record and reported to all appropriate agencies. MOTION PASSED.
 - n. Williams, Keisha, CNA 838356: K. Arguello presented the agenda item and requested a continuance. It was moved and seconded to accept the continuance to a future board meeting. MOTION PASSED.
 - o. Wilson, Pamela, CNA034517: F. Olmstead presented the agenda item. P. Wilson was not present. It was moved and seconded to find the Respondent in 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. It was moved and seconded for a Reprimand, Fine of \$25.00, and complete the Nurse Practice Act Course within 30 days of this order or the license will be suspended until all requirements are met. This order shall become part of the permanent record and reported to all appropriate agencies. MOTION PASSED.
4. Special Action:
- a. Kalyn, Leslie, RN53224, APRN001086, Reinstatement Request: F. Olmstead presented the agenda item. S. VanBeuge and C. Maes recused themselves. L. Kalyn was present and provided a statement. It was moved and seconded to deny APRN001086 for reinstatement. MOTION PASSED.

E. Recommendations for Agenda Items for Future Board Meetings

- Review and discussion regarding faculty issue at the July board meeting.

Public Comment:

- Claudette Lachowiz-Faculty from College of Southern Nevada (CSN) provided a statement regarding agenda item C.14. Thanking the CNA Committee for all their hard work.

Adjournment

The meeting adjourned at 11:20 a.m. on Thursday, January 18, 2024.