

Nevada State Board of **NURSING**

BOARD MEETING MINUTES

September 18-19, 2024

The Nevada State Board of Nursing Board Meeting was called to order by Cheryl Maes, Ph.D., APRN, FNP-BC, President at 9:00 a.m., on September 18, 2024, at Nevada State Board of Nursing, Conference Room, 6005 Plumas St., Suite 101, Reno, Nevada 89519, and via video and telephonic conferencing.

MEMBERS PRESENT

Cheryl A. Maes, Ph.D., APRN, FNP-BC, APRN Member, President

Elizabeth Trilops, RN, MBA/HCM, RN Member, Vice President

Richelle O'Driscoll, BA, MA, Consumer Member

Ovidia McGuinness, LPN, LPN Member

Tyler Johnson, BS, CNA, CNA Member

Susan VanBeuge, DNP, APRN, FNP-BC, FAANP, FAAN, RN Member

Elizabeth De Leon-Gamboa, MSN Ed., RN, CPHQ, CCM, CMCN, RN Member, Secretary

MEMBERS ABSENT

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 Investigations and Discipline

Michelle Johnson, EdD, MSN, RN, CPNP-PC, Director of Nursing Education

Rhoda Hernandez, Technology and Computer Systems Specialist

Tamara Pachak, MSN, RN, CNA Training Program Specialist

Christie Daliposon, Investigator

Corina Jimenez, Executive Assistant

Call to Order: The meeting was called to order at 9:00 a.m. on Wednesday, September 18, 2024.

Public Comment:

- Cathy Dinauer welcomed Nikki Haag from Department of Business and Industry.
- Susan VanBeuge welcomes UNLV students and all other students online.

A. Board Governance and Administration

1. Approval of July 17-19, 2024, Board meeting minutes: Approved under the Consent Agenda.
2. Review, discussion, and possible action regarding FY 2024/2025 Goals and Objectives: Approved under the Consent Agenda.
3. Review, discussion, and possible action regarding NSBN Staff/Board conference/training report. Approved under the Consent Agenda.
4. Executive Director Report: C. Dinauer presented the agenda item. Discussion included updates regarding the Las Vegas office move and C. Dinauer was appointed as the Chair of the Leadership Succession Committee.
5. Review, discussion, and possible action regarding the wording of screening question #7 on licensure applications pertaining to conditions, disorders, or disabilities: C. Dinauer and F. Olmstead presented the agenda item. Discussion included how to update the question, removal of the question, further research, and to have the Disability Advisory Committee review the question. It was moved and seconded to table the agenda item to the July meeting. MOTION PASSED.
6. Review and discussion regarding Legislative update: C. Dinauer presented the agenda item. Mike Hillerby was present and provided updates regarding the Nurse License Compact, Patient Protection Commission is looking to pick up the NLC, CRNAs, nursing staff ratios bill, expanding nursing education, and thanked Nikki Haag from Business and Industry for attending the NSBN board meeting.
7. Review and discussion regarding the fourth quarter Scope of Practice trends and FY 2023/2024 Annual Summary. S. McCord presented the agenda item. Discussion included the increase of calls were at 197, compared to last year at 233, the average number of calls received in the previous three quarters were 133, APRN common calls include the cosmetic procedures, training, control and security of medications, assessment requirements, providing care to family members, collaborative agreements, IV regulations and prescribing, Telehealth, and delegation. RN calls are at 63, which is a decrease from last year's 102. The common calls include cosmetic procedures, nursing care, falsifying and correcting records, IV certification, delegation to LPNs, patient's refusing care, RNs pushing paralytic drugs in non-rapid intubation setting, and the RN role in performing lymphatic drainage procedures. LPN at 30 calls have decreased when compared to FY2022/23. The common calls included IV certification, training, other state certifications, LPNs conducting initial or profile assessments of a patient, LPNs changing a suprapubic catheter, administration of Botox, and conducting mental health admission assessments. Lastly CNA calls remained consistent with the previous year. Common calls included patient care, does private duty count towards employment for renewals, and staffing ratios. To conclude, the overall comparison of total calls decreased.
8. Review, discussion, and possible action regarding FY 2023/2024 annual statistics. S. McCord presented the agenda item. Discussion included overall discipline trends are on the rise, APRN discipline statistics trends, and separating the RN and LPN data within the next year's report. It was moved and seconded to approve the FY 2023/2024 annual statistics report. MOTION PASSED.

B. Nursing Practice

1. Review, discussion, and possible action regarding application for appointment to the APRN Advisory Committee: S. McCord presented the agenda item. It was moved and seconded to appoint Lowryanne Vick, RN94349, APRN002600 and reappointment of Gregory Jones, RN97143, CRNA000527 to the APRN Advisory Committee. MOTION PASSED.
2. Review, discussion, and possible action regarding application for appointment to the Education Advisory Committee. It was moved and seconded to appoint Marianne Jeppson, RN 835605, Serena Marcellus (Nina), RN76703, and reappoint Erin Van Kirk, RN59223 to the Education Advisory Committee. MOTION PASSED.
3. Review, discussion, and possible action regarding application for appointment to the Certified Nursing Assistant Advisory Committee. It was moved and seconded to appoint Sara Hartwich, RN90041, iCNA I000777 and Holly Wesner, RN 829717, to the Certified Nursing Assistant Advisory Committee. MOTION PASSED.
4. Review, discussion, and possible action regarding application for appointment to the Licensed Practical Nurse Advisory Committee. It was moved and seconded to appoint Samantha Polfer, RN 860245, to the Licensed Practical Nurse Advisory Committee. MOTION PASSED.

C. Education

1. Review, discussion, and possible action regarding possible future revision of NAC 632.675(1) Faculty: General requirements. The possible future revision would change “A program of nursing must have a competent and stable faculty. The majority of the members of the faculty must be full-time employees” to “A program of nursing must have a competent and stable faculty. A minimum of thirty-five percent (35%) of the members of the faculty must be full-time employees. This possible future revision would align this regulation with the National Council of State Boards of Nursing (NCSBN) Model Rules. M. Johnson presented the agenda item. Discussion included if the decrease in percentages is too low, additional evidence and literature needed, and NCLEX pass rates. It was moved and seconded to continue the discussion and ask for the agenda item to be brought back with more evidence and literature to a future board meeting. MOTION PASSED.
2. Review, discussion, and possible action regarding Arizona College’s 2024 NCLEX first-time pass rates scores: M. Johnson presented the agenda item. Jason Dunne, Dean and Barbara Hall, regulatory affairs, AZ representatives were present and provided statements. Discussion included pass rates, conditional approval and amended action plan. It was moved and seconded to place Arizona College on conditional approval and remain on conditional approval until there are 2 consecutive quarters with 80% passing rates. MOTION PASSED.
3. Review, discussion, and possible action regarding approval of Dr. Landon Horton as Dean of Las Vegas, Campus of Galen College: M. Johnson presented the agenda item. Dr. Landon Horton was present and provided a statement. It was moved and seconded to approve Dr. Landon Horton as the Dean. MOTION PASSED.

4. Review, discussion, and possible action regarding which education items need to be presented to the Board: M. Johnson presented the agenda item. It was moved and seconded to approve the attached table and review on an annual basis with a friendly amendment to move the “out of state programs with only clinical approval annual report” from the green column to the yellow column to be placed on the consent agendas. MOTION PASSED.
5. Review and discussion related to first-time NCLEX pass rates for 2nd and 3rd quarter of 2024: M. Johnson presented the agenda item and provided updated pass rates for all programs.
6. Review, discussion, and possible action regarding Truckee Meadows Community College request to increase enrollment from 40 students per semester to 56 students per semester with the increase to 48 students Spring 2025 and 56 students Fall 2025: M. Johnson presented the agenda item. Dr. Jody Covert was present online and provided a statement. It was moved and seconded to approve the increase request. MOTION PASSED.
7. Review and discussion related to NCSBN 2023 NCLEX Exam Statistics. M. Johnson presented the agenda item. Discussion included the exam statistics and Nevada is ranking at the top 25%.
8. Review, discussion, and possible action related to update on progress of APRN education regulation: M. Johnson presented the agenda item. Discussion included APRN program education and regulation of APRN programs: discussion regarding the formation of a committee to review APRN program education, and postponed until after the decision of Business and Industry. It was moved and seconded to start the tentative process of forming a committee, retaining additional education, and return to the January board meeting with updates. 4 in favor and 3 opposed, E. Trilops, R. O’Driscoll, and T. Johnson. MOTION PASSED.
9. Review and discussion regarding Credentia CNA Certification Exam 2024 pass rates for 2nd quarter, 3rd quarter, and year to date: T. Pachak presented the agenda item. Discussion included the number of candidates who took both written and skills exams in the same quarter for quarters two and quarter three. The year-to-date pass rates included all the candidates that took both the written and skills exams, along with retakes, to account for the overall program pass rates.
10. Review, discussion, and possible action for the acceptance of Southeast Career and Technical Academy Nursing Assistant Training Program’s progress on their remediation plan: T. Pachak presented the agenda item. Jan Hall, Jan Monroe, Isabell Ager Sanchez, and Roseann Hill were present and provided a statement. It was moved and seconded to accept the remediation plan and follow up at the November 2024, board meeting. MOTION PASSED.
11. Review, discussion, and possible action for the acceptance of PFC Nick Crombie Nursing Assistant Training Academy’s progress on their remediation plan: T. Pachak presented the agenda item. Claudette Lachowicz was present and provided a statement. It was moved and seconded to accept the remediation plan and follow up at the January 2025, board meeting. MOTION PASSED.
12. Review, discussion, and possible action for the acceptance of Yerington High School Nursing Assistant Training Program’s progress on their remediation plan: T. Pachak presented the agenda item. Windi Altemeyer was present and provided a statement. It was

moved and seconded to accept the remediation plan and follow up at the September 2025, board meeting. MOTION PASSED.

13. Review, discussion, and possible action for the acceptance of the Standards of Excellence 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 remediation plan with a follow up at the March 2025, board meeting. MOTION PASSED.

D. Discipline Programs

1. Applications (initial and renewal in question)
 - a. Amago, Meljohn, CNA applicant: F. Olmstead presented the agenda item. M. Amago was present and provided a statement. It was moved and seconded to accept the application for CNA. MOTION PASSED.
 - b. Durugo, Cynthia, RN applicant: F. Olmstead presented the agenda item. C. Durugo was present and provided a statement. It was moved and seconded to accept the RN application for licensure. MOTION PASSED.
 - c. Removed
 - d. Removed
 - e. Henefer, Jodie, CNA applicant: F. Olmstead presented the agenda item. J. Henefer was present and provided a statement. It was moved and seconded to accept the CNA application and Monitoring for one year after J. Henefer starts practicing. MOTION PASSED.
 - f. Kohli, Azaad, RN applicant: F. Olmstead presented the agenda item. A. Kohli was present and provided a statement. It was moved and seconded to accept the RN application for licensure. MOTION PASSED.
 - g. Mehrmal, Vastok, RN applicant: K. Arguello presented the agenda item. V. Mehrmal and Kevin C. Murphy, Attorney were present and provided statements. Satveer Dhaliwal and Reshea Holman witnesses were present online and answered questions. It was moved and seconded to deny the RN application for licensure for violation of NRS 632.347 (1)(m) action in another state. MOTION PASSED.
 - h. Momeni, Storai, RN applicant: K. Arguello presented the agenda item. S. Momeni was present and provided a statement. It was moved and seconded to accept the RN application for licensure. MOTION PASSED.
 - i. Rucobo, Astrea, CNA applicant: K. Arguello presented the agenda item. A. Rucobo was present and provided a statement. It was moved and seconded to grant the CNA certification application, once we have received notification of probation being completed. MOTION PASSED.
 - j. Taylor, Teresa, LPN applicant: K. Arguello presented the agenda item. T. Taylor was present and provided a statement. It was moved and seconded to deny the LPN application for violation of NRS 632.347 (1)(m) action in another state. 5 in favor and 2 oppose, E. Trilops and O. McGuinness. MOTION PASSED.
 - k. Jimenez, Niurka, CNA026979: The CNA renewal application was 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 under the Consent Agenda.

2. Settlement agreements:
 - a. Gomez, Mark, RN68193: Agreement for Probation for violation for NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (24) failing to collaborate with health care team, (25) failing to observe/report, and (27) customary standards of practice. Approved under the Consent Agenda.
 - b. Erchul, Jennifer, RN83778: Voluntary Surrender of Licensure for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(o) failing to comply with a Board order, and NAC 632.890 (36) failing to comply. Approved under the Consent Agenda.
 - c. Hallmark, Amy, LPN13120: Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (24) failing to collaborate with healthcare team, (25) failing to observe/report, and (27) customary standards of practice. Approved under the Consent Agenda.
 - d. Maxie, Lashondar, LPN 820016: 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 and (40) committing an error in the administration of medication to a patient. Approved under the Consent Agenda.
 - e. Manalo, Maria Cecilia, CNA025633: 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.
 - f. Serrano, Tessa, APRN 852093: 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.
 - g. Tam, Kenneth, APRN002484: 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.
 - h. Benzinger, Valerie, RN44775: 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.
 - i. Wyatt, Elihu, APRN 845332: Agreement for Reprimand and Continuing Education 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. Lipana, Cristopher, APRN 839429: T. Johnson requested removal from the consent agenda due to concerns regarding the reprimand. It was moved and seconded to deny the settlement agreement. 6 in favor and 1 opposed, S. VanBeuge. MOTION PASSED.
 - k. Pritchard, Ashley, APRN 810469: Agreement for Reprimand for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (6) inappropriate assignment/delegation and (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
 - l. Phillips, Nicole, APRN 816584: Agreement for Reprimand for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (6) inappropriate assignment/delegation and (26) violation of state/federal nursing law/regulation. Approved under the Consent Agenda.
 - m. Michlin, Laurie, APRN000723: C. Maes requested removal from the consent agenda due to disclosure as a professor at UNLV with knowing the respondent in a professional setting and did not recuse. It was moved and seconded to accept the settlement Agreement for

- Reprimand for violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice. MOTION PASSED.
- n. Macadangdang, Esperanza, CNA021823: 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.
 - o. Cimadon, Holly, RN97699: T. Johnson requested removal due to disclosure of having a professional work relationship and will not be recusing. It was moved and seconded to accept the settlement Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (12) failing to respect and maintain a patient's right to privacy and (13) violating a patient's confidentiality. MOTION PASSED.
 - p. Preston, Jamie, RN 841877: T. Johnson requested removal due to disclosure of having the same employer and professional work relationship and will not be recusing. It was moved and seconded to accept the Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (12) failing to respect and maintain a patient's right to privacy and (13) violating a patient's confidentiality. MOTION PASSED.
 - q. Regan, Judith, RN 813985: 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.
 - r. Jones, Sarah, RN90464: T. Johnson requested removal due to disclosure of having the same employer and professional work relationship and will not be recusing himself. It was moved and seconded to accept the Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (12) failing to respect and maintain a patient's right to privacy and (13) violating a patient's confidentiality. MOTION PASSED.
 - s. White, Devin, CNA 880380: T. Johnson requested removal due to concerns regarding the agreement. It was moved and seconded to accept the Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(o) failing to comply with a Board order and NAC 632.890 (36) failing to comply. MOTION PASSED.
 - t. Funches, Sarah, RN61488: T. Johnson requested removal due to pulling the wrong agenda item. It was moved and seconded to accept the Agreement for Reprimand and Continuing Education for violation of NRS 632.347 (1)(e) controlled substances and/or alcohol, (1)(o) failing to comply with a Board order and NAC 632.890 (36) failing to comply. MOTION PASSED.
 - u. Hansen, Jeannette, RN77489: 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.
 - v. Mora Hernandez, Ivonne, RN 813182: Agreement for Probation 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.

- w. Rhodes, Tammie, CNA024985: 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.
3. Formal administrative hearings
- a. Removed
 - b. Frazier-Kua, Noelanilee, CNA 854604: K. Arguello presented the agenda item. It was moved and seconded to approve the Agreement for Probation for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (27) customary standards of practice and (33) patient abuse. MOTION PASSED.
 - c. Johnson, Tyresa, CNA034422: F. Olmstead presented the agenda item. C. Daliposon was present as a witness. It was moved and seconded to accept the Agreement for Fine and Continuing Education for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.415, and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION PASSED.
 - d. Luna, Rosanna, RN 827634: F. Olmstead presented the agenda item. The respondent is not present. It was moved and seconded to find the Respondent in violation of NRS 632.347 (1)(m) unprofessional conduct, because Respondent has been disciplined in another state. It was moved and seconded that Respondent's license be Revoked and Respondent may not reapply for a period of one year. MOTION PASSED.
 - e. Nguyen, Phillip, RN99703: F. Olmstead presented the agenda item. P. Nguyen was present and provided a statement. It was moved and seconded to for the Respondent be Reprimanded and complete Continuing Education of the following courses Documentation for Nurses and Nurse Practice Act within 60 days or immediate suspension and become part of the respondents permanent record and reported to all agencies for violation of NRS 632.347 (1)(g) unprofessional conduct, NAC 632.890 (20) inaccurately recorded, falsified or otherwise altered or destroyed records, (27) customary standards of practice, and (34) patient neglect.
 - f. Removed
 - g. Weston, John, RN55871: K. Arguello presented the agenda item. J. Weston and Lyn Beggs, Attorney, were present. Whitney Bennington, witness, was present and provided testimony. L. Beggs objected to proposed documentary evidence based upon hearsay. K. Arguello argued the evidence is relevant and hearsay is allowed in administrative hearings. The objection was overruled, and the evidence admitted. Witness cross-examined by L. Beggs and questioned by Board members. L. Beggs presented the testimony of J. Weston, cross-examined by K. Arguello, and questioned by Board members. It was moved and seconded that Respondent is in violation of NRS 632.347 (1)(g) unprofessional conduct and NAC 632.890 (27) customary standards of practice. It was moved and seconded that Respondent be Reprimanded and must complete the following continuing education courses: Managing difficult patients, stress management, and communication skills in Nursing within 60 days or immediate suspension and to become part of the Respondent's permanent record and reported to all agencies. MOTION PASSED

4. Special Action:
 - a. Anderson, Lisa, RN63260: F. Olmstead presented the agenda item. L. Anderson was present and provided a statement. It was moved and seconded to accept the application for reinstatement, complete a refresher course or pass the NCLEX exam, and complete the Monitoring Program for one year. MOTION PASSED.

E. Recommendations for Agenda Items for Future Board Meetings

- Review, discussion and possible action regarding NSBN statistics agenda item to be placed on the regular agenda.
- Review, discussion and possible action regarding APRN discipline statistics.
- Review, discussion and possible action regarding in January 2025 APRN oversight.
- Review, discussion and possible action regarding in July 2025 further discussion regarding question #7.

Public Comment:

- Harry Ward congratulated NSBN on the new facilities.
- Ovidia McGuinness wanted to acknowledge S. VanBeuge for her last board meeting.

Adjournment

The meeting adjourned at 4:01p.m. on Thursday, September 19, 2024.