

Nevada State Board of **NURSING**

MINUTES OF REGULAR BOARD MEETING November 18-20, 2009

The Regular Meeting of the Nevada State Board of Nursing was called to order by President Doreen Begley, MS, RN, at 10:06 a.m. on November 18, 2009, at Tamarack Junction, 13101 S. Virginia St., Reno, NV. 89511

MEMBERS PRESENT

Doreen Begley, MS, RN, President
Sandra Halley, Consumer Member
Tish Smyer, DNSc, RN, Vice President
Kelly Espinoza, MSN, RN, Secretary
Carrie McMurray, CNA, Member

MEMBERS ABSENT

Betty Carlgren, LPN, Member
Belen Gabato, MS, RN, Member
Carrie McMurray, CNA, Member (11/20)

OTHERS PRESENT

Debra Scott, MSN, RN, FRE, Executive Director
Chris Sansom, BSN, RN, Director of Operations
Fred Olmstead, General Counsel
Dean Estes, Director of Finance and Technology
Marianne Kadlic, Executive Assistant
Roseann Colosimo, PhD, MSN, RN, Education Consultant (11/18 via telephone only)
Amy Clark, BSN, RN, Application Coordinator (11/18)
Kathleen Reynolds, BHS, RN, Compliance Coordinator (11/18 & 11/20)
Sherri Twedt, RN, CLNC, Investigator (11/18 & 11/19)
Cindy Peterson, RN, CRRN, CLNC, CHCQM, FAIHQ, Investigator (11/18 & 11/19)
Keith Marcher, Board Counsel

CALL TO ORDER – 10:06 a.m.

PUBLIC COMMENT: There was no public comment.

APPROVAL OF CONSENT AGENDA

It was moved and seconded to approve the Consent Agenda, identified as A.1., C.1. & 2., D.2.a.-s., D.3.a., D.7.a., D.8.b., e., g., h., k., F.1.a.& b. **MOTION CARRIED.**

ACTION

A. BOARD GOVERNANCE AND ADMINISTRATION

1. Approval of minutes of Board meeting, September 23-25, 2009: Approved under the consent agenda.
2. Review and acceptance of FY09 audit report: Beth Kohn-Cole, CPA, Kohn Colodny, LLP, described the audit her firm conducted of the Board's financial statements for the year ended

June 30, 2009, and reviewed the annual report. She stated that the audit did not identify any deficiencies in internal control over financial reporting that were considered to be material weaknesses. She commended Dean Estes, the Board's Director of Finance and Technology, and responded to Board member questions. It was moved and seconded the Board accept the audit. MOTION CARRIED.

ACTION

4. Conference and seminar report: T. Smyer attended and discussed highlights of the American Associate College Nursing (AACN) meeting. D. Scott and K. Espinoza attended and discussed the highlights of the Nevada Nursing Education and Practice Alliance (NNEPA) meeting. D. Scott discussed the highlights of the NCSBN Board of Directors retreat in Ashville, North Carolina. D. Begley reported on her attendance at the Citizen's Advocacy Center (CAC) Annual Conference in Orlando, Florida. D. Scott and D. Begley attended and discussed the highlights of the Nevada Health Care Forum in Las Vegas. They also attended the NNA reception and met Rebecca M. Patton, MSN, RN, CNOR, President of the American Nurses Association. D. Scott and D. Begley attended and discussed the highlights of Renown's Nursing Excellence Conference in Reno. C. Sansom attended and discussed the highlights of NCSBN Legislature and Leadership Conference in Springfield, Illinois. F. Olmstead reported on highlights of the Federation of Associations of Regulatory Boards (FARB) in Chicago, Illinois. D. Scott announced that D. Begley has been accepted into NCSBN's Institute of Regulatory of Excellence (IRE) fellowship program.
5. Review statistics and trends: C. Sansom presented information and responded to Board member questions regarding statistics and trends in scope of practice inquiries, licensure, certification, discipline and investigations, and compliance.
6. Progress report on FY09/10 Goals and Objectives: D. Scott reported on recent progress related to achievement of Board goals and objectives since the last reporting period.
7. Review of financial quarterly statement: D. Scott and D. Estes presented the first quarter financial report, answering questions from the Board members.
8. Review, discussion, and action regarding Board appointments for advisory committee liaisons: It was moved and seconded the Board assign the following Board members as committee liaisons: K. Espinoza for the Nurse Practice Advisory Committee, C. McMurray for the CNA Advisory Committee, T. Smyer for the Education Advisory Committee, S. Halley for the Disability Advisory Committee, and D. Begley for the Advanced Practice Advisory Committee. MOTION CARRIED.

ACTION

9. Review, discussion, and action regarding parameters for grandfathering currently certified APNs related to national certification requirements: D. Scott presented this agenda item, clarifying the question for the Board members related to requiring national certification for APNs certified in Nevada. The Board agreed that the requirement for national certification for APNs in Nevada shall only apply to individuals who complete a program designed to prepare an advanced practitioner of nursing after June 1, 2014. This requirement will apply to nurses who are currently licensed and certified in Nevada and to those who apply for certification in the future, either for initial certification or licensure/certification by endorsement. It was moved and seconded the Board approve the national certification requirements for APNs in Nevada as stated. MOTION CARRIED.

ACTION

B. LICENSURE PROGRAMS-no business

C. CERTIFICATION PROGRAMS

1. Ratification of the Staff Survey of the Nursing Assistant Training Program, College of Southern Nevada: Approved under the consent agenda.

2. Ratification of regular survey of the Sierra Nevada Jobs Corps Nursing Assistant Training Program: Approved under the consent agenda.
3. Review, discussion, and action regarding application for the CNA Advisory Committee: It moved and seconded the Board re-appoint Mary Brann, RN07742 to the CNA Advisory Committee. MOTION CARRIED.

ACTION

D. DISCIPLINE PROGRAMS

1. Applications (initial and renewal in question)
 - a. Evans, Jennifer, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (2) criminal convictions, and (12) action in another state. The applicant may reapply when the suspension of her Colorado certificate has been lifted. It was further ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - b. Mori-Sanchez, Joanna, CNA017205: Applicant was present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (2) criminal convictions, and (5) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - c. Moore, Karen, RN applicant: Applicant was not present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (12) action in another state, and order the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - d. Wade, Dawn, LPN008043: Applicant was not present. It was moved and seconded the Board deny the renewal application for licensure for violation of NRS 632.320 (2) criminal convictions, and (5) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - e. Rivera, Andrea, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.
 - f. Sjostrom, Suzanne, RN Applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (2) criminal convictions, and (5) controlled substances and/or alcohol. MOTION CARRIED.
 - g. Guerrero, Joanne, RN58147: Applicant was present. It was moved and seconded the Board deny the renewal application for licensure for violation of NRS 632.320 (12) action in another state. The applicant may reapply when the suspension of her Washington State license has been lifted. It was further ordered the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - h. Green, Tricia, LPN11471: Applicant was not present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1) fraudulent application, (2) criminal convictions, and (5) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED.
 - i. Leon, Alexander, LPN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.

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- ACTION j. Benson, Shermyia, LPN applicant: Applicant was present. It was moved and seconded that the Board accept the application for licensure. MOTION CARRIED.
- k. Removed.
- ACTION l. Smith, Sean, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification and the Agreement for Monitoring for violation of NRS 632.320 (2) criminal convictions, and (5) controlled substances and/or alcohol. MOTION CARRIED.
- ACTION m. Green, Raquel, CNA applicant: Applicant was present. It was moved and seconded the Board close the meeting to consider the character, alleged misconduct, or professional competence of the applicant. It was moved and seconded to open the meeting. It was moved and seconded the Board deny the application for certification for violation of NRS 632.2852 (1) requirements for certification, and NAC 632.188 (1) issuance of certificate and order the denial become part of the applicant's permanent record. MOTION CARRIED.
- ACTION n. Brown, Elizabeth, CNA applicant: Applicant was not present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.
- ACTION o. Tolbert, Nicole, CNA applicant: Applicant was present. It was moved and seconded that the Board accept the application for certification. MOTION CARRIED.
- ACTION p. Newbry, Desiree, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification and issue an Order of Probation for two years for violation of NRS 632.320 (5) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and published and reported to all appropriate agencies. MOTION CARRIED. S. Halley recused.
- ACTION q. Becerra, Christina, CNA019173: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION r. Fodor, Patricia, CNA014186: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION s. Jones, Renee, CNA020004: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION t. Louden, Antionette, CNA016602: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION u. Stoddard, Patricia, CNA001907: Applicant was present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation, and order the denial become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- v. Stone, Michael, RN applicant: Applicant was present with counsel. It was moved and seconded the Board accept the application for licensure and issue an Order for Monitoring for one year for violation of NRS 632.320 (5) controlled substances and/or alcohol, and (12) action in another state. MOTION CARRIED.

2. Settlement agreements

- a. Fagala, Staci, RN40280: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs. Accepted under the consent agenda.
- b. Reynolds, Tracey, RN34615: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs. Accepted under the consent agenda.
- c. Williams, Lisa, LPN14202: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (18) diversion of equipment or drugs. Accepted under the consent agenda.
- d. Wilson-Byington, Lelia, RN14659: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (27) customary standards of practice. Accepted under the consent agenda.
- e. Pierce, Joshua, CNA022055: Voluntary Surrender of Certificate for violation of NRS 632.320 (2) criminal conviction, (5) controlled substances and/or alcohol, and (7) unprofessional conduct, and NAC 632.890 (36) failing to comply. Accepted under the consent agenda.
- f. Andric, Tatjana, LPN13069: Agreement for Reprimand and Fine of \$200 for violation of NRS 632.320 (14) failing to comply with Board order. Accepted under the consent agenda.
- g. Ball, Diane, RN16282: Agreement for Fine of \$600 for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (37) practicing without active license. Accepted under the consent agenda.
- h. Bernardo, Stuart, RN41409, APN000731: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, and (11) falsified information to obtain controlled substances. Accepted under the consent agenda.
- i. Gbenjo, Emmanuel, LPN12727: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (20) inaccurate recording/falsifying. Accepted under the consent agenda.
- j. Grows, Susanna, CNA006448: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (40) professional boundaries. Accepted under the consent agenda.
- k. Tran, Thuy, RN49927: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (27) customary standards, and (40) professional boundaries. Accepted under the consent agenda.
- l. Wehner, Amber, CNA023801: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (11) positive drug screen as a condition of employment. Accepted under the consent agenda.

- m. Smith, Christina, CNA applicant: Agreement for Probation for violation of NRS 632.320 (2) criminal conviction, and (5) controlled substances and/or alcohol. Accepted under the consent agenda.
- n. Walker, Jonathon, CNA024107: Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (2) criminal conviction, (7) unprofessional conduct, and (14) failing to comply with Board order, and NAC 632.890 (8) failing to safeguard, (12) privacy violation, (27) customary standards of practice, and (36) failing to comply. Accepted under the consent agenda.
- o. Kapinkin, Autum, RN48419: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (30) failing to fulfill chief nurse duties. Accepted under the consent agenda.
- p. Mc Bride, Sherrie, RN18172: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (5) controlled substances and/or alcohol, (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (27) customary standards. Accepted under the consent agenda.
- q. Hertsen, Eliane, RN46304: Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (27) customary standards of practice. Accepted under the consent agenda.
- r. Jackel, Gregory, RN15536: Agreement for Fine of \$100 and classes for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (26) violation of state/federal nursing law/regulation. Accepted under the consent agenda.
- s. Ramirez, Juan, CNA019013: Agreement for Probation for violation of NRS 632.320 (2) criminal conviction, and (5) controlled substances and/or alcohol. Accepted under the consent agenda.

3. Successful completion of probation

- a. Hagenbuch, Laurie, RN33250: Termination of probation accepted under the consent agenda.

4. Reinstatement of licensure/certification-no business.

5. Formal administrative hearings

- a. Mildon, Stacey, RN29397: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (1) fraudulent application, and (2)(b) criminal convictions. It was moved and seconded the Board revoke the respondent's license. Respondent may not apply for reinstatement for five years. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- b. Alles, Sharon, CNA011536: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of Certificate for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (36) failing to comply with Board order. MOTION CARRIED.
- c. Betterton, Juli, RN53587: Respondent was present with counsel. It was moved and seconded the Board issue an agreed Order of Probation for three years with all chemical dependency stipulations for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (18) diversion of equipment or drugs. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

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- d. Christian, Brenda, RN57656: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (16) failing to properly document controlled substances, and (27) customary standards of practice. It was moved and seconded the Board revoke the respondent's license. Respondent may not apply for reinstatement for five years. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
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- e. Elieff, Maria, CNA023645: Respondent was present. It was moved and seconded the Board accept the Voluntary Surrender of Certificate for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (36) failing to comply with Board order. MOTION CARRIED.
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- f. Erickson, Theresa, RN15645: Respondent was not present. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (18) diversion of equipment or drugs. MOTION CARRIED. K. Espinoza recused herself.
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- g. Gibson, Lynda, LPN12123: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (27) customary standards of practice. MOTION CARRIED.
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- h. Guerrero, Lacey, CNA022394: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct and NAC 632.890 (9) impaired practice and (10) positive drug screen on duty. It was moved and seconded the Board revoke the Respondent's certificate. Respondent may not apply for reinstatement for five years. It was moved and seconded the Board order the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION
- i. Higgs, Chaz, RN40048: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (2) criminal conviction. It was moved and seconded the Board revoke the Respondent's license. Respondent may not apply for reinstatement for ten years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION
- j. Livingston, Jason, CNA023824: Respondent was present. It was moved and seconded the Board accept the Voluntary Surrender of certificate as stated on the record for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (36) failing to comply with Board order. MOTION CARRIED.
- ACTION
- k. McCaffrey, William, RN39472: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true and find the Respondent guilty of violating NRS 632.320 (2) criminal conviction. It was moved and seconded the Board revoke the Respondent's license. Respondent may not apply for reinstatement for ten years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION
- l. McClure, Sharon, RN41514: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (10) positive drug screen on duty. It was moved and seconded the Board revoke the

- ACTION Respondent's license. Respondent may not apply for reinstatement for three years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION m. Melia, Carolyn, RN49376: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Probation for violation of NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (27) customary standards. MOTION CARRIED.
- ACTION n. Tachera, Katrina, LPN09833: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (7) unprofessional conduct, (14) failing to comply with Board order, and NAC 632.890 (24) failing to collaborate with health care team. MOTION CARRIED.
- ACTION o. Nay, Christine, CNA010717: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct, and NAC 632.890 (9) impaired practice, and (10) positive drug screen on duty. It was moved and seconded the Board revoke the Respondent's certificate. Respondent may not apply for reinstatement for five years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION p. Ordenes, Waldo, LPN13396: Respondent was not present. It was moved and seconded the Board accept the Agreement for Fine of \$50 for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation. MOTION CARRIED.
- ACTION q. Rebeles, Ashley, CNA02171: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the allegations of the complaint to be true, and find the Respondent guilty of violating NRS 632.320 (7) unprofessional conduct and NAC 632.890 (36) failing to comply with a Board order. It was moved and seconded that the Board revoke the Respondent's certificate. Respondent may not apply for reinstatement for a period of five years. It was moved and seconded the Board order the disciplinary action become part of the Respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION r. Silk, Bena, CNA011981: Respondent was not present. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct and NAC 632.890 (27) customary standards of practice. MOTION CARRIED.
- ACTION s. Simpson, Janet, RN30574: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Reprimand for violation of NRS 632.320 (7) unprofessional conduct and NAC632.890 (25) failing to observe/report, and (27) customary standards of practice. MOTION CARRIED. D. Begley recused herself.
- ACTION t. Swanner, Robin, CNA020550: Respondent was not present. It was moved and seconded the Board accept the Voluntary Surrender of Certificate in Lieu of Other Disciplinary Action for violation of NRS 632.320 (7) unprofessional conduct and NAC632.890 (27) customary standards of practice. MOTION CARRIED.

6. Board-directed investigations-no business

7. Ratification of staff denials – NRS 632.320 (1) fraudulent application

- a. Johnson, Traci, RN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for licensure for violation of NRS 632.320 (1) fraudulent application, and (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.

8. Ratification of staff denials – NRS 632.320 (2) convictions

- a. Dossie, Oscar, CNA applicant: Applicant was present to appeal staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- b. Meza, Jessica, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification for violation of NRS 632.320 (2) criminal convictions, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.
- c. Arrich Rupley, Teasha, CNA applicant: Applicant was present to appeal staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- d. Alexander, Jennifer, CNA applicant: Applicant was present to appeal staff denial. It was moved and seconded the Board ratify the staff denial of the application for certification for violation of NRS 632.320 (2) criminal convictions and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.

ACTION

- e. Heath, Sherry, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification for violation of NRS 632.320 (2) criminal convictions and (5) controlled substances and/or alcohol and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.
- f. Johnson, Teresa, CNA Applicant: Applicant was present to appeal staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.

ACTION

- g. Hodges, Tiffany, RN applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for licensure for violation of NRS 632.320 (2) criminal convictions and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.
- h. Roller, Martha, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification for violation of NRS 632.320 (2) criminal convictions and (5) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.

- i. Otto, Allison, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.

ACTION

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- j. Norman, Erica, CNA applicant: Applicant was present to appeal the staff denial. It was moved and seconded the Board overturn the staff denial and accept the application for certification. MOTION CARRIED.
 - k. Almaraz, Kristen, CNA applicant: Applicant was not present. It was moved and seconded the Board ratify the staff denial of application for certification for violation of NRS 632.320 (2) criminal convictions and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Accepted under consent agenda.

- ACTION
9. Special Action
- a. Armer, Cassie, CNA Applicant: Applicant was not present. It was moved and seconded the Board deny the request for reconsideration. MOTION CARRIED.
 - b. Walker, Tommilee, CNA019263: Applicant was not present. It was moved and seconded the Board grant the reconsideration. It was moved and seconded the Board rescind the denial of the renewal application for certification and order the applicant take and successfully complete the Nevada Nurse Practice Act course and submit documentation to the Board within six months or the renewal application is automatically denied without further proceedings. The denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION

- c. Review, discussion, and action regarding appointment as a conceptual member to the Disability Advisory Committee: It was moved and seconded the Board appoint Deborah Martz, RN12491, as a conceptual member to the Disability Advisory Committee. MOTION CARRIED.
- ACTION

- d. Review, discussion and action regarding application for aftercare provider: It was moved and seconded the Board approve Jennifer Bowler, RN, LADC, as a Board approved aftercare provider. MOTION CARRIED.
- ACTION

E. EDUCATION

1. Review, and discussion of the third quarter G4- NCLEX first time pass rates: R Colosimo noted that Great Basin College (GBC) and University of Nevada, Reno (UNR) had achieved 100% first time pass rates for the third quarter of 2009. Western Nevada College (WNC) (95.65%, 44/46), Truckee Meadows Community College (TMCC) (96%, 24/25) and Nevada State College (NSC) (95%, 19/20) have the identified first time NCLEX pass rates. She noted the national average is 88% for first time NCLEX pass rates. Apollo College has a 61.90% (13/21) and they will not be admitting students in November, 2009. R. Colosimo noted the College of Southern Nevada (CSN) LPN program had a YTD 91% first time pass rate which was a great improvement over last year when it was below 80%.
2. Review and discussion regarding six-month reports for provisional nursing programs: R. Colosimo reported that University of Southern Nevada might be able to apply for full approval since their YTD first time pass rate is above 80%. If this holds for the fourth quarter, they will be eligible. It appears Apollo College-Las Vegas will most likely have to apply for an extension of provisional status. National University and Kaplan LPN Program are graduating students this semester so we will have NCLEX scores for their first classes soon.
3. Review, discussion, and action regarding the Apollo-Las Vegas Nursing Program request for curriculum change: Dr. Lois Hine, Regional Director of Nursing, and Dr. Doug Turner, Director of Nursing, presented the original curriculum and confirmed that this curriculum will be taught. D. Begley questioned whether there were changes from the original curriculum. L. Hine responded that the originally developed curriculum of Apollo College had not changed. The students in Las Vegas will now have a pharmacology class and a college math class in

addition to the dosage and calculations. D. Begley asked if the college math would be accepted for transfer into a BSN nursing program. D. Turner stated that DeVry University, which is part of the Apollo Corporation, would accept the math course toward the BSN. All other schools will decide for themselves whether it is equivalent. It was moved and seconded the Board approve the curriculum change for Apollo College-Las Vegas Nursing Program. MOTION CARRIED.

ACTION

4. Review, discussion, and action regarding Everest College application for an Associate Degree Nursing Program: Jeanne Hatley presented the application as the Regional Nursing Director for Corinthian College. She stated the corporation felt it would be difficult to hire a program director if the program was not approved. J. Hatley stated she felt they would have sufficient clinical placements. T. Smyer stated that M. Nichols at the Education Advisory Committee meeting testified regarding the need for more BSN programs. R. Colosimo stated the application was a good framework but did not meet Nevada regulations without a program director, specific clinical placements and list of possible faculty. R. Colosimo also noted the student handbook did not follow Nevada regulations concerning the responsibility of faculty for student clinical experience. K. Espinoza questioned the number of faculty proposed for 158 students and how that would meet the 1:8 ratio of Nevada regulations. J. Hatley stated a revised budget had been submitted after R. Colosimo had questioned the 6.5 FTE for faculty. D. Begley stated she was not comfortable approving a program for candidacy prior to the hiring of a qualified program director, potential qualified faculty, clinical sites and that the space allotted would be developed as a sufficient nursing skills lab. J. Hatley said that Everest would prefer to expend the cost on a design after the candidacy for provisional approval was decided. It was moved and seconded the Board not grant candidacy for provisional approval to Everest College application for an Associate Degree Nursing Program. MOTION CARRIED.

ACTION

5. Review, discussion, and action regarding the Kaplan College application for an associate degree program with LPN exit and admissions: Lilly Gonzales, Nursing Program Director, presented that Kaplan is proposing a one-plus-one program, which will permit LPN exit and LPN entry. R. Colosimo informed the Board that this new program would require a new program director. Kaplan representatives stated that they are willing to hire a program director for the RN program. R. Colosimo stated the application states Kaplan would be admitting 40 students 5 times a year by their third year. D. Begley commended Kaplan on the format of clinical placements in the application but stated applications needed to be specific to the numbers of patients and numbers of students to be accommodated. T. Smyer spoke to the issues of adequate safe experiences and site fatigue of preceptors. D. Begley questioned when the LPN first class would graduate. L. Gonzales stated 40 students had begun and that 23 students would probably be finishing the one-year program this month. The Board stated a desire to reconsider a revised application after the NCLEX scores are available from the first class of students. It was moved and seconded the Board not grant candidacy for provisional approval to Kaplan College application for an associate program with LPN exit and admissions. MOTION CARRIED.

ACTION

6. Review, discussion, and action regarding Kaplan College application for a change in curriculum: Lilly Gonzales, Nursing Program Director, stated the changes were to add geriatrics and college math rather than algebra. She stated the students were aggressive in their feedback about some clinicals. R. Colosimo shared that the EAC expressed concern about lowering the clinical hours by 200. K. Espinosa expressed concern that a reduction in clinical hours will not prepare the LPN properly for their role in the reality of healthcare today. D. Begley asked if the math course would transfer and be acceptable for the associate degree and for a BSN programs. Kaplan will accept in their nursing programs, but can't speak to

transferability to other schools of nursing. T. Smyer stated she was concerned about making changes to the curriculum before the first cohort analysis could be done on NCLEX results. The Board indicated that Kaplan may submit the request again when the NCLEX results and cohort analysis have been completed for the first class of practical students. It was moved and seconded the Board not approve the curriculum change for Kaplan College LPN program at this time. MOTION CARRIED.

ACTION

7. Review, discussion, and action regarding Touro University-Nevada, School of Nursing request for a curriculum change: R. Colosimo stated that the EAC had no objections to Touro moving to a preceptor experience and acknowledged the difficulties of finding preceptors. It was moved and seconded the Board approve the curriculum change for Touro University–Nevada, School of Nursing. MOTION CARRIED.

ACTION

8. Review, discussion, and action regarding the Apollo College-Reno proposed curriculum change: Dr. Mary Love, Program Director, presented proposed changes including a pharmacology class and fewer hours in community and leadership courses. T. Smyer stated that this was more in line with the ladder curriculums to the BSN degree. It was moved and seconded the Board grant the proposed curriculum change to Apollo College-Reno Nursing Program. MOTION CARRIED.

ACTION

9. Review, discussion, and action regarding the Nevada State College Nursing Program’s request for a curriculum change for Fall 2010: R Colosimo presented that NSC had the approval of the Education Advisory Committee. It was moved and seconded the Board approve the curriculum change for Nevada State College Nursing Program. MOTION CARRIED.

ACTION

10. Review, discussion, and action on the Board’s direction for staff to study the current number of student clinical placements related to the future educational needs of the community with regard to nursing education programs: T. Smyer stated information on “site fatigue” is extremely important because of preceptor burnout and the implications for patient safety. K. Espinoza said patient safety is very important and perhaps that schools need to be provided exact placement projections for the large number of classes they propose. It was moved and seconded the Board direct their education consultant to provide information regarding this concern to give a basis for future decisions on nursing program applications. MOTION CARRIED.

ACTION

11. Review discussion and action regarding the re-appointment of Education Advisory Committee member Koonkongsatian, Dawn RN 49293: It was moved and seconded the Board re-appoint Dawn Koonkongsatian to the Education Advisory Committee. MOTION CARRIED.

ACTION

F. NURSING PRACTICE:

1. Applications in question regarding NRS 632.307:
 - a. Abreha, Alem, CNA applicant: It was moved and seconded the Board accept the application for certification and issue a certificate with limitations pursuant to NRS 632.307. Accepted under consent agenda.
 - b. Rubin, Cheryl, RN applicant: It was moved and seconded the Board accept the application for licensure and issue a license with limitations pursuant to NRS 632.307. Accepted under consent agenda.

The meeting was adjourned at 9:32 a.m.