

Meeting of the
IDAHO BOARD OF NURSING
Spring Hills Suites
424 E Park Center Blvd.
Boise, Idaho

July 23-24, 2007

MINUTES

Time and Place

A regular meeting of the Idaho Board of Nursing was held on July 23-24, 2007, in Boise, Idaho.

Presiding

Susan Odom, PhD, RN, Chairman

Call to Order

The meeting was called to order at 9:05 AM, Monday, July 23, 2007, by Susan Odom, Chairman.

Those Present
Board

Susan Odom, PhD, RN, Moscow, Chairman
Randall Hudspeth, NP, CNS, Boise, Vice-Chairman
Vicki Allen, RN, Pocatello
Janine Baxter, RN, Post Falls
Jill Howell, RN, Jerome
Linda Humphrey, Consumer, Jerome
Shirlie Meyer, RN, Meridian
Carrie Nutsch, LPN, Jerome
Rebecca Reese, LPN, Post Falls

Staff

Sandra Evans, MAEd, RN, Executive Director
Chanel Johnson, MN, RN, Director for Professional
Compliance
Linda Coley, Management Assistant
Roger Gabel, Deputy Attorney General
Karl Klein, Deputy Attorney General

Consent Agenda
Motion

The Consent Agenda was adopted as presented, to include the following items:

Information Exchange

- A. Approval of Minutes - February 8-9, 2007
- B. Report of meeting attendance:
 - 1. Investigator/ Attorney Workshop - May 21-23, 2007
 - 2. IALN Board of Directors, 6/19/07

Governance/Organization

- A. FY 2008 Strategic Plan
- B. Quarterly Performance Report
- C. Quarterly Updates:

1. Special Projects Update
2. NCSBN Activities Update
3. NLC Update

Practice/Discipline

- A. Report of Complaints by Region

Licensure

- A. NCLEX Retake Survey

Education

- A. Approval of Nurse Aide Programs

Information Exchange

Open Forum

Time for an open forum was provided at 9:15 am on Tuesday, July 24, 2007. Ann Pasley-Stuart, Executive Director, Idaho Nurses Association, presented information as the newly appointed Director. There being no additional presentations, the meeting continued as scheduled.

Elections/Appointments

Governance/Organization

Election of Officers:

Chairman – Susan Odom

Vice-Chairman – Randy Hudspeth

Governance Committee member-at-large – Carrie Nutsch

PRN Chairman – Jill Howell

Resolutions – NCSBN Delegate Assembly

Sandy Evans presented the resolutions that will be presented during the NCSBN Annual Delegate Assembly to be held August 7-10, 2007, in Chicago, IL.

Executive Officer Compensation/Succession Philosophy

The Board approved the Philosophy and Policies on Executive Director Compensation and Succession as revised.

Retreat Planning

A committee of Board members to include: Carrie Nutsch, Randy Hudspeth and Shirlie Meyer, was selected to plan the Board retreat, tentatively scheduled for January 4, 2008.

Proposed Rules for the Medication Aide (MA-C) Motion

Staff presented the proposed rules for the Medication Aide (MA-C) for legislative review in January 2008. Forums will be scheduled in regions of Idaho to discuss these rules with stakeholders prior to presentation to the Legislature.

Proposed revision to Statute/Rules

Staff presented the revisions to the following Statute and rules:

54-1401 – section designation; 54 – 1413 – (a) habitual use

23.01.01.100.06 – Habitual Use of Alcohol or Drugs

Rule – 23.01.01.06.b – Summary suspension

Medication Assistant – Certified – Proposed Rule 23.01.01.492.

Following her presentation, a motion was made and carried, to adopt the proposed amendments and move ahead with submitting the changes to the Legislature, including the accompanying rules.

Meeting Dates – 2008

Meetings of the Board of Nursing were scheduled for the following dates:

January 24-25, 2008 May 1-2, 2008

July 24-25, 2008 October 23-24, 2008

State of the Board Report

Sandy Evans presented the FY 2008 Report of the Board indicating the Board's Goals and Objectives that have been completed.

Travel/Meeting approval:
Motion

A motion was made and carried, to approve the travel and related expenses for the following:

a. CAC 2007 Annual Meeting – 10/29-31/07 – Seattle WA – Approval of attendance by Vicki Allen, RN and Sandy Evans, Executive Director.

b. FARB 15th Annual Attorney Certification Seminar – 10/5-7/07, Charleston, SC – Approval of attendance by Karl Klein and the Board's Investigator.

Expense Oversight Report

Linda Humphrey, Consumer member, presented the report of the reimbursement/expenses for Sandra Evans, Executive Director. Following her report, the report was accepted.

Practice/Discipline

Patient Directed Care

Connie Maus, RN, Dorothy Barnett, RN, Lynn Wilson, RN and Kathy Haines, RN met with the Board to discuss patient directed care.

Report of Targeted Practice
Audit
Motion

The final report on the APPN Targeted Practice Audit was presented on behalf of Judy Farnsworth. The Board accepted the report and endorsed the recommendations with direction to the staff to follow through with the recommendations to encourage ISU to develop a program that includes a mental health component.

Report of PRN Committee
Meeting

Jill Howell, Chair, presented a report of the meeting of the Advisory Committee of the Program for Recovering Nurses

held on July 20, 2007. The Board members reviewed the significant activities of the Committee including the development of a Flow Chart for Activity of the two Tracks. No recommendations were made for Board consideration.

Following Ms. Howell's report, the Board accepted the report of the Committee.

Inservice-Case Analysis

Chanel Johnson, Director for Professional Compliance, presented a case analysis of various disciplinary cases.

Disciplinary Cases

Karl Klein, Deputy Attorney General, presented the following cases. Following their consideration, the Board Members took the following action:

Default Case -
Teresa Clark
Motion

Teresa Clark -PN-10364 - Case 06-049 - Adopted the Findings of Fact and Conclusions of Law and issued an Order of Revocation based on Default.

Consent Agreements -
Lisa Wilmot
Motion

Lisa Wilmot - Case - 02-046 - N-27346 - Adopted the Stipulation Order and Consent Order to voluntarily surrender the limited license and suspend the license until such time as she again applies for reinstatement.

Brenda Sellnar
Motion

Brenda Sellnar - Case 07-016 - N-25261 - Adopted the Stipulation and Consent Order to suspend the license for three years, stay the suspension, and require supervised probation and supervised practice in a Board-approved setting.

Other Cases -
Elaine Haggard
Motion

Elaine Haggard - Case 07-007 - N-18047 - Issued an Order of Revocation based on voluntary surrender to include all Findings of Fact, Conclusions of Law and Final Order.

Glorie Illiam
Motion

Glorie Illiam - Case 07-009 - PN-8965 - Issued an Order of Revocation based on voluntary surrender to include all Findings of fact, Conclusions of Law and Final Order.

Lea Whitcher
Motion

Lea Whitcher - Case 06-057 N-26189 - Issued an Order of Revocation based on Voluntary Surrender to include all Findings of Fact, Conclusions of Law and Order.

Karen Gneiting
Motion

Karen Gneiting - Case 07-043 N-28653 - Affirmed the summarily suspended Limited License and issued an Order of Revocation based on failure to meet requirements of limited licensure, to include all Findings of Fact,

Conclusions of Law and Final Order. A second motion approved correction to the Affidavit of Chanel Johnson regarding service of mailings.

Cynthia Sommerdorf
Motion

Cynthia Sommerdorf - Case 07-003 - PN-13538 - Issued an Order of Revocation based on Voluntary Surrender to include all Findings of Fact, Conclusions of Law and Final Order.

Hearings
Charles Powell
Motion

Charles Powell - Reinstatement Applicant - A hearing was held during which the applicant represented himself and Roger Gabel, General Counsel for the Board presided as the Hearing Officer, action was taken to deny the request for appeal of the Board's denial of reinstatement of licensure from May 3, 2007, as no new evidence has been presented.

Contested Case - Hearing
Rodger Dearing
Motion

Rodger Dearing - Case 06-071 N-25349 - A hearing was held during which the licensee appeared on his own behalf. Karl Klein, Prosecuting Attorney, presented the Board's case, and Roger Gabel, General Counsel for the Board presided as the Hearing Officer. Following their review, action was taken to revoke the license based on conviction of a felony.

Completion of Requirements

Chris Ingrahm - Case 05-078 - N-24207 - The Board reviewed the research paper submitted by the licensee as condition of the Stipulation and Consent Order on November 2, 2006. Following review of Mr. Ingrahm's paper, action was taken to accept the report and to release him from probation.

Licensure

Non-Routine Applications -
EN-070701 - Heather
Motion

Board members reviewed the information presented on behalf of the applicant, Heather, Case EN-070701. Following discussion, a motion was made and carried, that:

- A. Issue a temporary license for duration of probation; upon release from probation, issue the renewable license and a letter of reprimand for submitting incomplete information on her application.

Non-Routine Applications -
EX-070701 - Jamison
Motion

Board members reviewed the information presented on behalf of the applicant, Jamison, Case EX 070701. Following discussion, a motion was made and carried, that:

- A. Issue a temporary license until after the next Board meeting at which time, the Board will consider any

court documents received in support of the application.

Randy Hudspeth abstained from discussion and vote.

Non-Routine Applications -
EX-070704 - Connor
Motion

Board members reviewed the information presented on behalf of the applicant, Connor - Case EX-070704. Following discussion, a motion was made and carried, that:

A. Deny request for licensure based on failure to provide requested documents.

Non-Routine Applications -
EX-070702 - Carmen
Motion

Board members reviewed the information presented on behalf of the applicant, Carmen, Case EX 070702. Following discussion, a motion was made and carried, that:

A. Issue graduate temp license then remove restrictions upon successful passing of NCLEX and issue an unrestricted temporary license. Once probation is completed satisfactorily, issue a renewable license.

Non-Routine Applications -
EX-070703 -Rachel
Motion

Board members reviewed the information presented on behalf of the applicant, Rachael, Case EX 070703. Following discussion, a motion was made and carried, that:

A. Issue graduate temp license then remove restrictions upon successful passing of NCLEX and issue an unrestricted temporary license. Once probation is completed satisfactorily, issue a renewable license.

Non-Routine Applications -
EX-070705 - Lindsey
Motion

Board members reviewed the information presented on behalf of the applicant, Lindsey - EX 070705. Following discussion, a motion was made and carried, that:

A. Upon successful completion of NCLEX, issue a temporary license valid until the end of the court-order probation. Upon receipt of evidence of release from probation, issue a renewable license.

Non-Routine Applications -
Amy Williams
Motion

Board members reviewed the information presented on behalf of the applicant, Amy Williams - Case 05-022, PN-9717. Following discussion, a motion was made and carried, that:

A. After the two year period of suspension is completed: authorize issuance of a limited license for one year with monitoring conditions. Upon expiration of the limited license and satisfactory compliance with all conditions, issue a renewable license.

Non-Routine Applications –
Steve Fisher
Motion

Board members reviewed the information presented on behalf of the applicant, Steve Fisher - Case 04-106 PN-10863. Following discussion, a motion was made and carried, that:

A. Upon receipt of a negative fingerprint-based criminal background check, and after the two year period of revocation is completed, issue a limited license for 4 years with monitoring conditions. Upon expiration of limited license and satisfactory compliance with all conditions, issue a renewable license.

Non-Routine Applications –
Susannah Coleman (Pline)
Motion

Board members reviewed the information presented on behalf of the applicant, Susannah Coleman (Pline) - Case 04-063, PN-11998. Following discussion, a motion was made and carried, that:

A. Upon receipt of a negative fingerprint-based criminal background check, and after the two year period of revocation is completed, issue a limited license for 3 years with monitoring conditions. Upon expiration of limited license and satisfactory compliance with all conditions, issue a renewable license.

ACMN Name Change
Motion

Following review of information from the American College of Nurse Midwives regarding their change of name to American Midwifery Certification Board (AMCB). Following discussion, the Board adopted an interpretation of its current rule to accommodate the name change.

Education

Request for Approval of
Post MSN Certificate
Motion

Jill Humble, RN, Faculty member, Boise State University, is requesting approval of her educational plan to complete the Post Master's Graduate Certificate in Nursing Education through Nebraska Methodist College, Omaha, NE. A motion was made and carried, to approve Ms. Humble's education plan to complete the Post Master's Graduate Certificate in Nursing Education program.

Request for Initial Approval:
ADN – RN Program
Apollo College
Motion

Diane Fuhrman, Nursing Program Director, and Lois Hine, Dean, Apollo College, Boise, met with the Board to discuss the request for initial approval of the ADN/RN Program. The Report of Survey Visit by Judy Nagel conducted on June 19, 2007, was presented.

Following discussion, a motion was made and carried to accept the report of survey visit as presented and grant initial approval to Apollo college to complete planning and apply for provisional approval when conditions outlined in the Survey Report have been met. Board members also granted a waiver of the 12 month period required for planning prior to admission of first students. Students may be admitted after provisional approval has been granted.

Request for Approval of
Statewide LPN Curriculum

Marlene Brinkerhoff, SeAnne Safaii, and Kathleen Nelson met with the Board to discuss the revisions to the practical nurse curriculum. The Technical Committee have developed statewide LPN Curriculum Competencies. Each practical nursing program will need to design a program to meet the competencies. Following discussion, a motion was made and carried, to approve the request for approval of the Technical Committee Report of the Practical Nurse Program as presented by the State Division of Professional-Technical Education.

Other Business

Governance Committee
Report

The Governance Committee reported on their plans for objectives to be accomplished during FY 2008.

Licenses
Issued

Under the responsibilities delegated to the Executive Director, professional and practical nurse licenses were issued by interstate endorsement, examination, reinstatement and emeritus to the following persons since the May 3-4, 2007, meeting of the Board. See pages: 3548-3556.

Under the responsibilities delegated to the Executive Director, advanced practice professional nurse licenses were issued to the following persons since the May 3-4, 2007, meeting of the Board. See page: 3557.

Adjournment
Motion

A motion was made and carried that the meeting be adjourned. Meeting adjourned at 3:45 PM, Tuesday, July 24, 2007.

Chairman

Vice-Chairman