

**Kansas State Board of Nursing
Landon State Office Building, Room 106
Board Meeting Minutes
March 16, 2005**

Call to Order: The meeting was called to order by Board President J. Hiner at 9:30 a.m. in room 106 of the Landon State Office Building.

Board Present: Judith Hiner, RN, BSN, CNA
Karen Gilpin, RN, MSN, CNA
Kelly Arpin, LPN
Artis Perret, RN, MSN, ARNP
Joan Sheverbush, RN, MSN
Ann Chapman, RN, MSN, ARNP
Sharon Folsom, MHT
Debbie Dale, LPN

Board Absent: Barbara Stec, Public Member, with prior notice.
Tamara Hutchison, RN, BSN, with prior notice.

Staff Present: Mary Blubaugh, MSN, RN, Executive Administrator
Nancy Mosbaek, PhD, RN, Education Specialist
Diane Glynn, JD, RN, Practice Specialist
Patty Brown, RN, MS, CNE Specialist
Roberta Kellogg, Administrative Specialist
Adrian Guerrero, Information Technology Manager
Betty Wright, A.A.G.

Review onsite packets:

Add/Revise Agenda: 1. The Education Committee report at 9:45 a.m. followed by agency reports. It was moved to approve the revised agenda. Motion #1 Gilpin/Chapman Adopted UYVV.

Minutes: The December 15, 2004 Board meeting minutes were reviewed. It was moved to accept the minutes as revised (15 Dec. 04). Staff to find program that Nurs 323 was in reference to pg. 4 2nd paragraph – Page 5. Motion #2 Dale/Gilpin Adopted UYVV.

The February 15, 2005 conference call minutes were reviewed and amended and approved Motion #3 Gilpin/Dale Adopted UYVV.

Committee Reports:

Education: J. Sheverbush, Chairperson, gave the Education Committee report. (See committee report) The Education Committee report was accepted by consensus of the Board.

- Hesston College: It was moved to approve Hesston curriculum change to require A & P as pre-req. to first nursing course. Motion #4 Sheverbush/Perret Adopted UYVV.
- It was moved the major curriculum change request to add four one credit hour courses to the nursing curriculum be approved. Motion #5 Sheverbush/Gilpin Adopted UYVV.
- Washington: It was moved to approve the Washington LPN refresher course with tailoring to meet the requirements specific to KS with clinical hours. Motion #6 Sheverbush/Gilpin Adopted UYVV.
- SDSU LPN: It was moved to approve the SDSU LPN refresher course with tailoring to meet the requirements specific to KS with clinical hours. Motion #7 Sheverbush/Gilpin Adopted UYVV.
- SD RN: It was moved to approve the SD State University RN Independent online refresher course. Motion #8 Sheverbush/Gilpin Adopted UYVV.
- Southwestern College: It was moved a letter be sent by N. Mosbaek to Southwestern in accordance with the regulation 60-2-102e. Motion #9 Sheverbush/Gilpin Adopted UYVV.
- The Arthur L. Davis Agency from Cedar Falls, IA. has agreed to offer a \$500.00 scholarship for 1 LPN and 1 RN student next year. The essay topic for the scholarship was discussed and the Board determined it was time to change the topic. It was moved the essay topic for next year be: The Unique Contribution of Nursing to Health Care. Motion #10 Sheverbush/Arpin Adopted UYVV.
- It was moved to ask the Board to send certificates of commendation to schools of 1st time pass rates greater than national average. Motion #11 Sheverbush/Perret Adopted UYVV.
- KU: It was moved to approve the curriculum change proposed by KU regarding students with a degree in another field to attain a BSN with changes [in] each 4 courses substituting 3 graduate level courses for Baccalaureate course and requiring the pathophysiology course 3 credit hours instead of 5 credits presently required for generic BSN students. Motion #12 Sheverbush/Gilpin Adopted UYVV.
- Clinical instruction: It was moved the Board of Nursing not pursue cancellation of those licenses where individuals graduated from nursing programs that lacked clinical instruction as required by K.A.R. 60-2-104. Motion #13 Sheverbush/Gilpin Adopted UYVV.

It was moved for a lapsed license or the renewal of license: The Board of Nursing will treat individuals that graduated from nursing programs that lacked clinical instruction the same as it would any other nurse whose license lapses and who then seeks to reinstate it. Renewal of licenses will be treated in the same manner. Motion #14 Sheverbush/Gilpin Adopted UYVV.

It was moved for those students currently enrolled in the Excelsior program following completion of didactic content and pending graduation or successful completion of CPNE, must show documentation on their college transcript of supervised clinical learning experience with clients across the life span as designated in 60-2-104 (&105) in the KNPA [with amendment] Motion #15 Sheverbush/Gilpin Adopted UYVV.

It was moved to amend (the motion dealing with Excelsior students currently enrolled in their program to insert the phrase “and based on the unique circumstances and following independent review by the education committee and the Board as a whole“ to be placed within the body of the motion immediately after (CPNE) Motion #16 Sheverbush/Gilpin Adopted UYVV.

It was moved for those students currently enrolled in the Excelsior program: following completion of didactic content and pending graduation or successful completion of CPNE, and based on the unique circumstances & following independent review by the committee and the Board as a whole, must show documentation on their college transcript of supervised clinical learning experience with clients across the life span as designated in 60-2-104 (& 105) in the KNPA. Motion #17 Sheverbush/Gilpin Adopted UYVV.7

It was moved that graduates from any program that does not document clinical learning experience across the life span who has been licensed as an RN in another state and who worked a minimum of 1000 hours as an RN are eligible to apply for RN licensure in Kansas by endorsement. Motion #18 Sheverbush/Gilpin Adopted UYVV.

N. Mosbaek and M. Blubaugh are to draft a letter to students enrolled in Excelsior College to inform them of the decisions made by the Education Committee and Board.

Dodge City CC:

It was moved to approve curriculum change by Dodge City C.C. to delete computer requirement for graduation and decrease required hours from 74 to 71 credit hours for the RN program. Motion #19 Sheverbush/Gilpin Adopted UYVV.

Break:

10:25 a.m.

Open Session:

10:40 a.m.

Pres. of Scholarships: LPN student Cassilda Muhindura, Kansas City Kansas Area Technical School and RN student Danny Willoughby, KU School of Nursing were selected to receive this year's scholarships. Each received a certificate and a scholarship check for \$500.00. The Arthur L. Davis Agency of Cedar Falls, IA. sponsors the scholarship. The Arthur L. Davis Agency will be sponsoring a scholarship in 2006.

Agency Reports:

Admin. Rept.: M. Blubaugh, Executive Administrator reported to the Board. (See report) The report was accepted by consensus of the Board.

SB10: SB10 which refers to unlicensed persons to oversee medication administration in the school setting without delegation by a licensed nurse was discussed. KSA 65-1124(k) authorizes unlicensed persons to perform nursing activities in the school setting if they have been delegated by a nurse. The Board of Healing Arts also allows this to occur if delegated by a physician. SB10 currently sets up and follows this delegation authority by a physician, ARNP or PA. The language on page 2 lines 25 through 27 creates a conflict with the KNPA by allowing an unlicensed person, the administrator, to practice nursing without any delegated oversight. The KSBN feels it would be best to delete the language which would leave the delegation process in place and under the oversight of the child's health care provider. It was consensus of the Board that a letter will be prepared to support SB10 with an amendment recommending that the conflicting language be deleted leaving the delegation process in place and under the oversight of the child's health care provider.

M. Blubaugh learned this morning that a bill was introduced March 7th to initiate a CNA/CMA Registry to be placed under the direction of KSBN. A special board meeting will be scheduled if there will be a hearing on the bill. KSBN is against the Registry if the discipline portion is attached.

Staff Repts.: N. Mosbaek Education Specialist reported to the board. (see report). The report was accepted by consensus of the Board.

P. Brown CNE Specialist reported to the board. (See report) The report was accepted by consensus of the Board. It was moved to keep the current language with changes in 60-16-102 language. (IV Therapy Scope of Practice Reg.) Motion #20 Gilpin/Arpin Adopted UYVV.

A. Guerrero Computer Support Tech. reported to the Board. (See report) The report was accepted by consensus of the Board. A. Guerrero Computer Support Tech. reported to the

Diane Glynn Practice Specialist, reported to the Board. (See report) The report was accepted by consensus of the Board.

Betty Wright Asst. Atty. General, reported to the Board. (See report) The report was accepted by consensus of the Board.

Committee Reports Continue

CNE: A. Chapman, Chairperson gave the CNE Committee report. (See committee report) The CNE Committee report was accepted by consensus of the Board.

It was moved to accept the five year renewal applications for CME for AWHONN and Seward County Community College. Motion #21 Chapman/Sheverbush Adopted UYVV.

It was moved to accept the Long Term Provider applications for Two Rivers Psychiatric Hospital and Galicia Heart Hospital if the agencies provide certain corrected items to their agendas. Motion #22 Chapman/Arpin Adopted UYVV.

LPN IV Therapy: K. Arpin, Vice Chairperson gave the LPN IV Therapy Advisory Committee report. (See committee report.) The LPN IV Therapy Advisory Committee report was accepted by consensus of the Board. It was moved from IV Therapy Committee to move forward with the final clinical competency checklist for implementation. Motion #23 Arpin/Dale Adopted UYVV.

The LPN IV Therapy Committee will not meet in June unless there is action from the June 3rd regulation hearing. A meeting is to be scheduled in September.

Inv. Comm. Rept.: K. Arpin, Chairperson gave the Investigative Committee report. (See Committee Report) The Investigative Committee report was accepted by consensus of the Board.

KNAP The Kansas Nurse Assistance Program contract was reviewed. It was moved out of Investigative Committee to renew the KNAP contract in May with a 2.5% increase in fees. Motion #24 Arpin/Sheverbush Adopted UYVV.

Fingerprinting & BGC It was consensus of the Board that KSBN should go forward with fingerprinting and back ground checks for endorsements, reinstatements, new applicants. The Investigative Committee will begin drafting language at the June meeting to introduce the next legislative session. The Supreme Court presented a bill for fingerprinting and back ground checks during this legislative session and was successful in passing the bill. It was suggested KSBN pattern the language in the Supreme Court bill when preparing KSBN language. KSBN would also need to include an implementation date at least 6 months

following the effective date of this regulation to give KSBN the opportunity to notify licensees of the new requirement. Any cost which is \$54.00 at this time, will be the responsibility of the licensee. KSBN will also check with other states that require fingerprinting and back ground checks for language. It was suggested applicants sign a waiver so their information can be shared. Doing so would eliminate repeated background checks.

LUNCH BREAK: 12:00 Noon

Open Forum: 1:00 p.m.

Christoph Vitus Theuerer spoke to the Board on difficulties encountered gaining licensure by endorsement in Kansas. Staff is presently in the process of reviewing applications and instructions and will take these concerns under consideration when updating forms and instructions.

ARNP: A. Perret, Chairperson gave the ARNP Committee report. (See committee report) The ARNP Committee report was accepted by consensus of the Board. It was moved out of ARNP Committee to approve regulation revisions 60-11-101, 60-11-104, 60-11-105, 60-11-107, 60-11-104a. Motion #25 Perret/Chapman Adopted UYVV.

It was consensus of the Board that a letter be sent to the Board of Healing Arts from the Board with concerns about the restrictions placed on ARNP's in proposed language. The letter will be signed by the Board President.

Practice/MHT; K. Gilpin, Vice Chairperson, gave the Practice/LMHT Committee report. (See committee report). The Practice/LMHT Committee report was accepted by consensus of the Board.

A public hearing is scheduled for June 3, 2005 @ 1:30 p.m. and will be conducted by Meet Me Conference call. Regulations posted for hearing are:
K.A.R. 60-3-106a K.A.R. 60-3-107 K.A.R. 60-3-108,
K.A.R. 60-3-112 K.A.R. 60-11-113 K.A.R. 60-11-120
K.A.R. 60-11-121 K.A.R. 60-13-112 K.A.R. 60-17-111
K.A.R. 60-15-101 K.A.R. 60-15-104 K.A.R. 60-16-103
K.A.R. 60-16-104.

It was moved to approve without change the following mental health technician statutes and regulations.
K.S.A. 65-4202 K.S.A. 65-4203 K.S.A. 65-4209
K.A.R. 60-7-101 K.A.R. 60-7-105
Motion #26 Gilpin/Arpin Adopted UYVV.

The number of LMHT's is decreasing. At this time there are less than 300 LMHT's.

A joint session to discuss graduate status is to be scheduled with the Practice/MHT and Education Committee during the June Education Committee meeting.

Finance Committee: J. Sheverbush Vice-Chairperson gave the Finance Committee Report. The Finance Committee report was accepted by consensus of the Board. The committee did not have a quorum so no actions were taken.

Old Business: Mid Year Conference – N. Mosbaek, M. Blubaugh, A. Chapman and K. Gilpin will be attending. These individuals will bring back information at the June meeting. Some staff and board members will be attending by web-cast.

New Business: The new Strategic Plan was reviewed and discussed. It was moved to accept the strategic plan as written. Motion #27 Sheverbush/Perret Adopted UYVV. The strategic plan is to be reviewed twice a year to be sure the plan is going in the correct direction.

The terms of the following Board Members are up June 30, 2005. Artis Perret, Tamara Hutchison and Kelly Arpin. Artis and Tamara are interested in re applying. Kelly will have completed her schooling for RN and will be taking the RN NCLEX as soon as possible so she will no longer be eligible to fill the LPN position on the Board. Letters of support will be sent to the Governor's Appointment Secretary from board members for those interested in being re-appointed.

Executive Session: It was moved to go into executive session 5 minutes with Mary and 15 minutes with Mary and Patty for personnel reasons. Motion #28 Arpin/Gilpin Adopted UYVV.

Open Session: It was moved to direct Mary to discuss with legal counsel the direction the board needs to take in reference to possible maleficence towards board and staff members. Motion #29 Gilpin/Arpin Adopted UYVV.

Adjourn: 2:40 p.m.

_____	_____
Kelly Arpin, Board Secretary	Date
_____	_____
Judith Hiner, Board President	Date
_____	_____
Mary Blubaugh, Executive Administrator	Date