Call to Order: January 15, 2015 at 8:30 a.m. – NDBON Board Conference Room – 919 S 7th Street, Suite 504, Bismarck ND

Roll Call: Nine members present as follows:

Daniel Rustvang, RN, President Jane Christianson, RN, Vice President Clara Sue Price, Public Member Char Christianson, RN

Bonny Mayer, LPN Janelle Holth, RN Melissa Hanson, RN

Paula Schmalz, APRN

Diane Gravely, LPN

Staff Present:

Constance Kalanek, RN, Executive Director

Karla Bitz, RN, Associate Director

Patricia Hill, RN, Assistant Director for Practice & Discipline

Julie Schwan, Administrative Services Coordinator

Stacey Pfenning, RN, Associate Director for Education & APRN Practice Other individuals were present as indicated on the Board Meeting Attendance Roster.

The board meeting was web streamed with students throughout the state watching the meeting.

AGENDA	ACTION
1.1 Consent Agenda	Discussion: The board reviewed the consent agenda. No items were identified for discussion.
	Motion: Holth, seconded by J. Christianson to: ADOPT THE CONSENT AGENDA AS PRESENTED.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
1.2 Agenda	Discussion: The agenda was reviewed. No changes were identified.
	Motion: Gravely, seconded by Hanson to: APPROVE AGENDA AS DISTRIBUTED.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
1.3 Public Forum 11:00 a.m.	No one was present to address the board during the public forum.
2.1 November 20, 2014 Meeting	Discussion: The minutes of the November 20, 2014 meeting were reviewed. No corrections were identified.
Minutes & Public Notice	Motion: C. Christianson, seconded by Mayer to: APPROVE THE MINUTES OF THE NOVEMBER 20, 2014 MEETING AS DISTRIBUTED.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
2.3 March Board Meeting Date	Discussion: The board discussed that the NCSBN Midyear Meeting coincides with the currently scheduled March board meeting of March 19 th . The board discussed moving the meeting to the last Thursday in March to allow staff travel and meeting preparation time.
	Motion: Schmalz, seconded by Hanson to: CHANGE THE MARCH BOARD MEETING DATE FROM MARCH 19, 2015 TO MARCH 26, 2015.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
3.1 Financial Statements	The financial statements through December 31, 2014 were reviewed. Income is at 80% and expenses at 57% of budgeted. A comparison of this year to last year income and expenses was reviewed with no major issues identified. Price reviewed one-time expense categories with the board.
3.2 Strategic Plan Report Update – July	Discussion: Staff reviewed the current progress of the 2014-2015 Strategic Plan Report with the board. One date correction was identified.
1- December 31, 2014	Motion: J. Christianson, seconded by Holth to: ACCEPT THE JULY 1, 2014 TO DECEMBER 31, 2014 STRATEGIC PLAN PROGRESS REPORT.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.

AGENDA	ACTION					
3.3 Licensure Renewal Fees	the SPRN renewal fee. Th	e board by consensus agre	ed to refer the issue to the fina	ance committee for disc	d Nurse (APRN) renewal fee is \$10 lower than sussion at their annual meeting.	
3.4 CHRC fee Decrease for Fingerprints– FBI/BCI			eir fee effective February 1, 2 er Tuesday January 27, 2015.		duced from \$44.50 to \$42.75 effective February	
4.1 Surrender	Discussion: Five individuals have signed and submitted surrenders, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the surrenders. Motion: J. Christianson, seconded by Gravely to:					
			IDERS AS A FINAL ORDER	OF THE BOARD FOR	THE FOLLOWING INDIVIDUALS:	
	NAME	Lic/Reg #	City, State	Penalty Fee		
	Beckler, April	R34703 & L12481	Minot, ND	\$200		
	Kochel, Kimberly	R34515 & L12480	Minot, ND	\$200		
	Schanilec, Samantha	R40153	Forest River, ND	\$200		
	Volrath, Amanda	R37526	E Grand Forks, MN	\$200		
	Willis, Audra	R37611	Mandan, ND	\$200		
	Roll call vote: C. Christians 9 yes, 0 no, 0 absent. Mot		s; Gravely, yes; Hanson, yes;	Holth, yes; Mayer, yes;	Price, yes; Rustvang, yes; Schmalz, yes.	
4.2.1 Stipulation for Settlement – Kimberly Doyle, L14079 4.2.2 Stipulation for Settlement – Shannon Dunn, L14259	reviewed and discussed the Motion: Holth, seconded by ACCEPT THE TERMS OF ASSES ASSES OTHEI Roll call vote: C. Christians 8 yes, 0 no, 1 recuse, 0 abs Discussion: A Stipulation freviewed and discussed the Motion: Price, seconded by ACCEPT THE TERMS OF ASSES ASSES OTHEI	e facts and terms of the Stip y Hanson to: THE PROPOSED STIPULA A REPRIMAND; SS A \$600 PENALTY FEE I R TERMS AS SET OUT IN I son, yes; J. Christianson, ye sent. Motion carried. or Settlement was received e facts and terms of the Stip y Hanson to: THE PROPOSED STIPULA A REPRIMAND; SS A \$600 PENALTY FEE I R TERMS AS SET OUT IN	ATION FOR SETTLEMENT	eking the Board's consistion of NDCC 43-12.1-1 OR KIMBERLY DOYLE SEMENTS; AND Ses; Holth, yes; Mayer, yes eking the Board's consistion of NDCC 43-12.1-1 OR SHANNON DUNN, SEMENTS; AND	deration and approval of its terms. The Board 14 (3)(5) and NDAC 54-02-07-01.1 (5)(6)(7). E, LPN AND ENTER ITS ORDER TO: res; Price, yes; Rustvang, yes; Schmalz, yes. deration and approval of its terms. The Board 14 (3)(5) and NDAC 54-02-07-01.1 (5)(6)(7). LPN AND ENTER ITS ORDER TO: Price, yes; Rustvang, yes; Schmalz, yes.	
4.2.3 Stipulation for Settlement – Teresa Neuroth, RN Applicant for License by Endorsement	of its terms. The Board revireviewed a statement she at Motion: J. Christianson, so ACCEPT THE TERMS OF TO: Solution: J. Christianson, so ACCEPT THE TERMS OF TO: ACCEPT THE TERMS OF TO: ASSES OTHER	for Settlement was received ewed and discussed the fact added on the Stipulation for econded by Hanson to: THE PROPOSED STIPULA A REPRIMAND; SS A \$500 PENALTY FEE IS R TERMS AS SET OUT IN son, yes; J. Christianson, ye	ts and terms of the Stipulation Settlement indicating she had ATION FOR SETTLEMENT FOLLOWING COSTS AND DISBURS BOARD ORDER.	on for Settlement for violation in the property of the question of the property of the propert	seeking the Board's consideration and approval ation of NDCC 43-12.1-14 (2)(4). The board stion. H, RN APPLICANT AND ENTER ITS ORDER Price, yes; Rustvang, yes; Schmalz, yes.	

AGENDA	ACTION
4.2.4 Stipulation for Settlement – Ryan McArthur, R28174 RN & APRN	Discussion: A Stipulation for Settlement was received from Ryan McArthur, RN & APRN seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (1)(3)(5)(6) & NDAC 54-02-07-01.1 (6)(8)(9) if proven to be true. The APRN license would be suspended for three years; however, the duration of the suspension and encumbrance will be reviewed when the criminal charges are resolved. Motion: Holth, seconded by Price to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR RYAN MCARTHUR, RN & APRN AND ENTER ITS ORDER TO: SUSPEND THE APRN LICENSE AND ENCUMBER THE RN LICENSE FOR THREE YEARS OR UNTIL CRIMINAL CHARGES ARE RESOLVED; ASSESS A \$1200 PENALTY FEE; AND OTHER TERMS AS SET OUT IN BOARD ORDER.
	Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
4.5.1 Request for Reinstatement – Nicole Heitkamp L13344 (9:00 a.m.)	Discussion: Nicole Heitkamp, LPN was present for this agenda item to request reinstatement of her suspended LPN license. Ms. Heitkamp signed a statement in which she acknowledged the board is authorized to hold an executive session to discuss exempt or closed records, and agreed to discuss her request for licensure during the regular board meeting, which is open to the public, and may include personal health information. The board reviewed the current order and discussed the Disciplinary Review Panel recommendation for reinstatement to encumbered status for two years. Motion: C. Christianson, seconded by Price to: GRANT NICOLE HEITKAMP'S REQUEST FOR REINSTATEMENT OF HER SUSPENDED LPN LICENSE TO ENCUMBERED STATUS FOR TWO YEARS WITH THE TERMS AND CONDITIONS OF THE ENCUMBRANCE AS ESTABLISHED BY THE BOARD AND AS SET OUT IN THE BOARD
	ORDER. Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.
4.9.1 Chadwick Fox, LPN PTP under Tennessee RN license #76771	CEASE AND DESIST ORDER issued to Chadwick Fox, LPN, privilege to practice under TN compact license on December 11, 2014. Potential Violation report received from Trinity Health in Minot, ND. Allegations of falsification of patient records.
4.9.2 Christine Kuhn, R32517 & L11033	NOTICE OF EMERGENCY SUSPENSION issued to Christine Kuhn, Mandan, ND on January 9, 2015. Respondent's license is SUSPENDED for 5 years or until retracted, modified or superseded by final disciplinary action of the Board or upon agreement between Respondent and the Board.
4.11 TERCAP Report	The board reviewed the 2015 TERCAP report issued by NCSBN. NCSBN founded TERCAP (Taxonomy of Error, Root Cause Analysis and Practice-Responsibility), a national nursing adverse event reporting system as a tool to investigate the causes of nursing practice errors. The TERCAP on-line instrument was developed by the NCSBN TERCAP Committee in 2007. The official data collection started in 2008. Since 2008, 25 State Boards of Nursing have contributed over 3,000 cases to TERCAP. Initial studies have shown that that among disciplined nurses, those who had a negative job history were at a much higher risk for committing additional errors in practice compared to those who did not have a negative job history.
5.1-1 Concordia College Nursing Program – Interim Paper Survey	Discussion: Polly Kloster, PhD, RN, FCN, Chair & Associate Professor of Concordia College was present for this agenda item. Concordia College is approved by the MN Board of Nursing as it is located in Moorhead, MN, but also seeks full approval from the ND Board of Nursing for the purpose of use of ND clinical sites. Pfenning & Kalanek reviewed the paper survey report and reviewed the findings with the board. There were no issues of non-compliance identified. There were two issues of partial compliance noted for the following administrative rules: 1) 54-03.2-02-03. Nursing education program organizational design and 2) 54-03.2-04-02 Faculty policies. Dr. Kloster indicated that the issues of partial compliance are currently being addressed to be in full compliance.
	Motion by: Hanson, seconded by Gravely to: THE BOARD: 1. FIND CONCORDIA COLLEGE BACHELOR OF ARTS WITH NURSING MAJOR (BAN) PROGRAM IN SUBSTANTIAL COMPLIANCE WITH ND ADMINISTRATIVE CODE 54-03.2; AND 2. GRANT FULL APPROVAL OF THE BACHELOR OF ARTS WITH NURSING MAJOR (BAN) PROGRAM UNTIL JANUARY 2020. 3. REQUIRE A COMPLIANCE REPORT ADDRESSING 54-03.2-02-03. NURSING EDUCATION PROGRAM ORGANIZATIONAL DESIGN AND 54-03.2-04-02. FACULTY POLICIES TO ACCOMPANY THE FY 2014-2015 NDBON NURSING EDUCATION ANNUAL REPORT VERIFYING: 1) THE INCLUSION OF ORGANIZATIONAL DESIGN AND CHAIN OF COMMAND FOR STUDENT GRIEVANCE IN THE NURSING STUDENT HANDBOOK; AND 2) INCORPORATION OF NURSING FACULTY EDUCATIONAL AND EXPERIENTIAL QUALIFICATIONS WITHIN JOB DESCRIPTIONS. Roll call vote: C. Christianson, yes; J. Christianson, yes; Gravely, yes; Hanson, yes; Holth, yes; Mayer, yes; Price, yes; Rustvang, yes; Schmalz, yes. 9 yes, 0 no, 0 absent. Motion carried.

AGENDA	ACTION	N				
5.2-1 Mount Marty Letter of Concern	The board issued a letter of concern to Mount Marty College for placement of a graduate Family Nurse Practitioner student in a North Dakota clinical agency without proper notification of and recognition by the ND Board of Nursing in Fall 2014. Pfenning indicated the program has submitted the required documentation and fees and is now recognized by the ND Board of Nursing for out of state student clinical placements for Fall 2014 through Summer 2015.					
6.2 Ratification of Practice Hours	nurse is ex family mendetermine Motion: P	exempt from needing a lice	ense to care for a fame that care as practice and for 230 practice has stianson to:	illy member, the board al hours if they document t ours for 2013 and 103 p	llows licensed nurses whe required nursing plan	r to receive practice hours for that care. Although a ho are not able to work because they are caring for ill his and submit them to the board for review. It was
	NA	ME	LICENSE #	2014 HOURS	2013 HOURS	
	HE	DLAND, LAUREL	R24886	103	230	
		vote: C. Christianson, yes no, 0 absent. Motion carri		; Gravely, yes; Hanson, y	yes; Holth, yes; Mayer, y	yes; Price, yes; Rustvang, yes; Schmalz, yes.
7.1-1 Collaboration with Developmental Disability Division of the NDDoHS	collaborati addresses number of <i>Motion:</i> J. ACCEP <i>Roll call ve</i>	tion with staff (Kalanek & I s Nurse Delegation in DD if nurses are concerned at I. Christianson, seconded PT THE REPORT ON DE	Hill) of the Board of N facilities. Direct Support tasks that may be by Gravely to: LEGATION PREPAR J. Christianson, yes	ursing that summarizes port Personnel employe e safely delegated to a nate of the NODOH.	meetings between the g d by DD licensed provid on licensed or registere S AND NDBON.	ent Disabilities (DD) Division and Medical Services in groups related to delegation. The document ler are exempt from the Nurse Practices Act and a and individual. yes; Price, yes; Rustvang, yes; Schmalz, yes.
7.1-2 Report from ND Center for Nursing – Patricia Moulton – 11:30	Dr. Patrici Center for	ia Moulton, Executive Dire	ector for the ND Cent	er for Nursing was prese f a three year strategic pl	nt to review the Mid-poil lan for 2013-2016. Eac	nt Strategic Plan Summary with the Board. The ND ch project was reviewed along with the current status,
7.2-1 Gaining Independent Prescriptive Practice	Practice:		in Adoption of the AP	RN Consensus Model".		Rising, MSN titled "Gaining Independent Prescriptive s the steps taken in ND for gaining independent
7.3-1 Nurse Licensure Compact Evaluation		d reviewed results of a Nu ensure Compact (NLC) fro				surveys was to collect and evaluate data on the
7.4-1 Administrative Rules Promulgation	None					
7.4-2 Legislative Bills Affecting State Agencies	None					
7.4-2.1 Correspondence Related to Radiology Technologists Licensure	regulatory	board for medical imagin	g and radiation thera	py professionals, or seel	k legislative changes to	Radiology Technicians are attempting to establish a the NDCC that would allow non-licensed personnel by legislative proposals regarding this issue.
7.4-2.2 Tobacco Policy Brief	The board	d reviewed a Tobacco Tax	Policy Brief from the	ND Center for Nursing.		
7.4-3 Legislative Committees	Nursing re	eceives funding from the N	ND Board of Nursing.	The ND Center for Nu	rsing testified in opposit	onsidered the same entity because the ND Center of ion to a bill that the board has supported, and board Nursing are not the same organization.
7.4-4 Communication with Senators & Representatives	None					
7.4-5 2015 Legislative Deadlines	The board	d discussed the time line f	or bill introductions a	nd crossover.		
7.4-5.1 Board of Nursing at the Legislature	Board me	embers spent the morning	of January 14 th at the	e legislative session mee	ting with their Represen	stative and Senators.
7.4-5.2 Governor's Proclamation – January 14	The Gove Nursing M		nation commemoratir	ng the 100 th Anniversary	of the ND Board of Nurs	sing in 2015 declaring February 2015 Board of
7.4-5-3 ND Center for Nursing Day at the Legislature – March 11, 2015		Center for Nursing is spons is agree to host a table on				anned to do a separate day at the legislature but by ys were discussed.

AGENDA	ACTION
7.4-6 Legislative Monitor Report – January 15 @ 1:15 p.m.	Cory Fong, legislative monitor for the ND Board of Nursing was present to review a tracking tool and bills that are currently being tracked and monitored that would be of interest to the board. The board reviewed each bill and the status. The board agreed they liked the tool used for the purposes of tracking. This tool will be posted under the board member only portion of the website for board members to review throughout the session. As revisions are made to the tool, the revised document will be added to the site.
9.1 Program Monitoring Committee	No meeting
9.2 Nursing Education Committee	March 18, 2015 changed to March 25, 2015
9.3 Finance Committee	Meeting in April or May 2015
9.4 Executive Committee	The Executive Committee met on December 4, 2014 to review applications for the Executive Director position and select candidates to interview. Four candidates were selected and interviews conducted on January 14, 2015.
9.5 Nursing Practice Committee	The Nursing Practice Committee met on December 4, 2014. Committee Chair Char Christianson reviewed the minutes of the meeting. Board staff were directed to update the "Framework for Levels of Nursing Care Providers" document and to bring back to the committee. The committee also agreed to establish a subcommittee of the NPC to research and review questions related to dialysis technicians and bring back to NPC.
9.6 Technology Committee	March 4 at 3:00 PM
9.7-1 Prescription Drug Monitoring Program Committee (Bd Representative)	The Prescription Drug Monitoring Program (PDMP) committee will meet on February 19 th . It was questioned whether the board staff should testify in support of HB 1149 relating to adoption of administrative rules governing use of the PDMP. The board by consensus agreed board staff should testify in support of the bill. The board reviewed a map of states that require prescribers/and or dispenses to access PDMP information in certain circumstances, and a map of states that require all licensed prescribers and/or dispensers to register with PDMP database. Also reviewed was a list of questions related to PDMP. All states except Missouri and District of Columbia have an operational PDMP.
10.1 Renewal Numbers	The board reviewed a table of licensees since 1999. There are currently 13,183 RNs & 3,543 LPNs. There were a total of 1187 non renewals which includes those who retire, chose not to renew due to other reasons such as moves, etc, and those who have transitioned from LPN to RN licenses. There were 5,632 RNs, 1,449 LPNs, and 482 APRN/SPRNs that renewed for 2015-2016 for a total of 7,563 renewals.
11.1 Board Governance & Board Member Role	None
11.2 Dakota Nurse Connection	Next issue will be out soon.
11.3 100 th Year Celebration Update	May 21 st is the date for the celebration. The committee is calling for sponsorships of historical artifacts and silent auction items. The board reviewed numerous reports from the committee. Board staff will register the board members & staff for the celebration event.
11.4 Board Meeting Evaluation	Board members are asked to complete.

CONSENT AGENDA

INSENT AGENDA:
3.1 NCSBN
8.1-1 HRSA Report on Future of Nursing Workforce Projections
3.2 Office Management
8.2-1 Letter from Student
3.3 Nursing Practice
3.4 Legal Counsel
3.5 Unlicensed Assistive Person/Medication Assistant
8.5-1 NNAAP Testing Summary
8.5-2 NNAAP Testing Statistics
3.6 Licensure
8.6-1
8.6-2 NCLEX-RN – none
8.6-3 NCLEX-PN - none
8.6-4 NURSYS Duplicate License Report
3.7 Discipline
8.7-1 Discipline Statistics/Case Activity Report
8.7-2 NLC Case Log
8.7-3 Case Log MN Board Recognition Law
8.8 Academic and Continuing Education
8.8-1 Ratification of approval of continuing education for contact hours

8.8-2 Distance education students
8.8-3 Faculty Development Program
8.8-4 U of Mary - notification of change to the minimum number of credits needed to complete a baccalaureate degree

UPCOMING MEETINGS & REPORT OF MEETINGS ATTENDED:

12.1 National Council of State Boards of Nursing Annual Meeting, August 19-24, 2015 – Chicago, IL.
12.2 NCSBN Monthly Meetings by teleconference calls and onsite:
12.2-1 Policy Call
12.2-2 Education Knowledge Network – Feb 6
12.2-3 Discipline Knowledge Network – Dec 11; Feb 18
12.2-4 EO Leadership Network – January 31
12.2-5 NLCA Meeting – February 25-26; March 15
12.2-6 EO & President's Day – Mid-Year Meeting – Knoxville, KY – March 16-18, 2015
12.2-7 NCSBN Executive Officers Leadership Seminar - June 2015
12.2-8 IT & Operations Conference
12.2-9 NCLEX Conference –
12.2-10 APRN Knowledge Network – January 22
12.2-11 NCSBN Long Term Care Conference
12.2-12 Practice Knowledge Network – January 8
12.2-13 TERCAP – Dec 22, 2014
12.2-14 Standards Development Committee – December 8-9, 2014
12.2-15 APRN Distance Education Committee – December 4-5, 2015 & Feb 25-26, 2015
12.3 North Dakota Organization of Nurse Executives – January 22
12.4 North Dakota Nurses Association
12.5 North Dakota Rural & Public Health Conference – June 3-5, 2015
12.6 North Dakota Hospital Association Annual Convention and Trade Show – October 6-8, 2015 - Fargo
12.7 North Dakota LTCA Professional Development Conference – April 28- May 1, 2015
12.8 Reducing Pharmaceutical Narcotics in our Community
12.9 NDDHS Development Disability HCBS – January 5
12.10 AANP Health Policy Conference – March 29-April 1
12.11 North Care Coordination for Seniors – December 12,2014

Staff Presentations:

The meeting recessed from 12:00 p.m. for lunch and reconvened at 1:00 p.m.

The meeting adjourned at 3:00 p.m. on January 15, 2015.

Constance B. Kalanek, RN, PhD, FRE Executive Director - Draft 1/21/2015