

**North Dakota Board of Nursing  
Meeting Minutes – October 28, 2021**

Call to Order: October 28, 2021 at 8:38 a.m. – NDBON Board Conference Room – Video Conference and 919 S 7<sup>th</sup> Street, Suite 504, Bismarck, ND  
Roll Call: **Quorum declared with 7 members present (6 members present after 3:20 p.m.):**

Jane Christianson, RN Member  
Kevin Buettner, APRN Member, Vice President (present until 3:20 p.m.)  
Cheryl Froelich, Public Member  
Wendi Johnston, LPN Member

Mary Beth Johnson, RN Member  
Dana Pazdernik, RN Member  
Julie Dragseth, LPN Member

**Absent:** Jamie Hammer, RN Member, Treasurer; Michael Hammer, RN Member (joined 10:40 am)

**Staff Present:**

Stacey Pfenning, APRN, Executive Director  
Tammy Buchholz, RN, Associate Director for Education  
Maureen Bentz, RN, Associate Director for Practice  
SAAG: *Brian Bergeson and Nicholas Simonson available for select agenda items.*

Melissa Hanson, RN, Associate Director for Compliance  
Michael Frovarp, Accounting/Licensure Specialist  
Corrie Lund, RN, Compliance Investigator

Other individuals were present for all or portions of the meeting via webinar.

<b>Agenda Item</b>	<b>Discussion</b>	<b>Motion</b>	<b>Roll Call Vote</b>
1.1 Consent Agenda	Reviewed the consent agenda.	Buettner motioned; Johnston seconded to:  <b>Adopt the consent agenda as presented.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, absent 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
1.2 Agenda	Reviewed agenda.	Johnson motioned; Dragseth seconded to:  <b>Approve the agenda with the addition of 9.2 Committees for Alternative to Discipline and Strategic Planning.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
1.3 Public Forum 9:00am-9:15am	Testimony provided by Essentia Health's Dr. Karol Kremens, Nursing Director Cynthia Jorud, and providers from Altru and Fargo Sanford Health requesting the NDBON's consideration of the use of ketamine for pain in the non-intubated patient in critical care settings.	Froehlich motioned; Johnston seconded to:  <b>Add public forum topic of ketamine use in acute care settings and the NDBON Practice Guidance "Role of the Nurse in Sedation/Analgesia" as agenda item 8.2.2.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
2.1 Minutes-Board Meeting July 22, 2021	Reviewed draft July 22, 2021 meeting minutes. No corrections identified.	Johnson motioned; Froelich seconded to:	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M.

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		<b>Approve the minutes of the July 22, 2021 regular meeting as distributed.</b>	Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
4.1 Financial Statements	Frovarp discussed Income and Expenses through 9/30/2021. Presented Balance Sheet as of June 30, 2021 and September 30, 2021 as well as Reserve fund as of June 30, 2021 (End of FY2021) and September 30, 2021. Updated the Board with a rough estimation of 2-year financial impact of MN joining the NLC.		
4.2 Strategic Plan Progress Report	Reviewed and discussed the January 2021-June 2021 Strategic Plan Progress report.	Johnson motioned; Froelich seconded to:  <b>Accept the January 2021-June 2021 Strategic Plan Progress Report as distributed.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
5.1 & 5.2 Executive Session	Agenda item 5.1.1, 5.1.2, and 5.1.3 include personal health information which requires an executive session. The executive session began at <b>10:45 am</b> and was attended by Board Members as indicated on roll call attendance, Board staff (Pfenning, Hanson, Bentz, Lund, and Frovarp), and the licensees (individually for an assigned time period during their respective agenda item discussion).	Froelich motioned; Johnson seconded to:  <b>Hold an Executive Session to consider the following according to the NDCC 44-04-18.1:</b> <ul style="list-style-type: none"> <li>• 5.1.1 KATIE BUSSARD</li> <li>• 5.1.2 MISTY CLOOS</li> <li>• 5.1.3 KATELYN WATSON</li> </ul> <b><u>TO DISCUSS CLOSED, CONFIDENTIAL, OR EXEMPT RECORDS</u></b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
	Executive session was adjourned at <b>11:36 am</b> and meeting opened to public onsite and videoconference.	Dragseth motioned; Johnson seconded to:  <b>Adjourn the Executive Session and open the meeting to the public at 11:36 a.m.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
5.1.1 Request for Reinstatement:	Convened in open meeting to consider Katie Bussard's request for reinstatement. NDBON then entered an Executive Session, according to NDCC Section 44-04-18.1, to discuss any closed,	Froelich motioned; Dragseth seconded to:	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M.

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<p>Katie Bussard, RN &amp; LPN (lapsed)  R43405 L13286 (lapsed)</p>	<p>confidential, or exempt information. Ms. Bussard presented virtually. The Compliance Advisory Council recommendation of reinstatement to a three-year encumbrance was reviewed. NDBON reconvened in open meeting for discussion and voting.</p>	<p><b>Grant reinstatement of Katie Bussard’s RN license to encumbered status for three (3) years with terms and conditions of the encumbrance as established by the Board and as set out in the Board Order as she has fulfilled all requirements for reinstatement.</b></p>	<p>Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.1.2 Request for Reinstatement:  Misty Cloos, RN  R39781</p>	<p>Convened in open meeting to consider Misty Cloos’ request for reinstatement. NDBON then entered an Executive Session, according to NDCC Section 44-04-18.1, to discuss any closed, confidential, or exempt information. Ms. Cloos presented virtually. The Compliance Advisory Council recommendation of reinstatement to a three-year encumbrance was reviewed. NDBON reconvened in open meeting for discussion and voting.</p>	<p>Johnson motioned; Froelich seconded to:  <b>Grant reinstatement of Misty Cloos’ RN license to encumbered status for three (3) years with terms and conditions of the encumbrance as established by the Board and as set out in the Board Order as she has fulfilled all requirements for reinstatement.</b></p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.1.3 Request for Reinstatement:  Katelyn Watson, RN &amp; LPN (lapsed)  R38238 L12758 (lapsed)</p>	<p>Convened in open meeting to consider Katelyn Watson’s request for reinstatement. NDBON then entered an Executive Session, according to NDCC Section 44-04-18.1, to discuss any closed, confidential, or exempt information. Ms. Watson presented in person. The Compliance Advisory Council recommendation of reinstatement to a three-year encumbrance was reviewed. NDBON reconvened in open meeting for discussion and voting.</p>	<p>Johnson motioned; Dragseth seconded to:  <b>Grant reinstatement of Katelyn Watson’s RN license to encumbered status for three (3) years with terms and conditions of the encumbrance as established by the Board and as set out in the Board Order as she has fulfilled all requirements for reinstatement.</b></p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.2.1 Request for Reissuance:  Heidi Foertsch, RN &amp; LPN (lapsed)  R31805 L10985 (lapsed)</p>	<p>Heidi Foertsch is requesting reissuance of her RN license from encumbered status to full licensure status. NDBON reviewed the Order for Reinstatement dated October 24, 2019, Ms. Foertsch’s compliance with this order and the Compliance Advisory Council recommendation to reissue the RN license to unrestricted and full licensure status. Per report by staff, she has completed the terms and conditions of the Order for Reinstatement dated October 24, 2019.</p>	<p>Johnson motioned; Dragseth seconded to:  <b>Grant the Order for Reissuance of Heidi Foertsch’s, RN license to unrestricted practice and full licensure status, as she has complied with the terms and conditions of the Order for Reinstatement of License dated October 24, 2019.</b></p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.2.2 Request for Reissuance:</p>	<p>Melissa Hoffman is requesting reissuance of her RN license from encumbered status to full licensure status. NDBON reviewed the Stipulation</p>	<p>Froelich motioned; Johnson seconded to:</p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M.</p>

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<p>Melissa Hoffman, RN &amp; LPN (lapsed)  R34134 L12022 (lapsed)</p>	<p>for Settlement dated October 22, 2020, Ms. Hoffman's compliance with this order and the Compliance Advisory Council recommendation to reissue the RN license to unrestricted and full licensure status. Per report by staff, she has completed the terms and conditions of the Stipulation for Settlement dated October 22, 2020.</p>	<p><b>Grant the Order for Reissuance of Melissa Hoffman's, RN license to unrestricted practice and full licensure status, as she has complied with the terms and conditions of the Stipulation for Settlement dated October 22, 2020.</b></p>	<p>Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.2.3 Request for Reissuance:  Crystal Overbeck, LPN  L12730</p>	<p>Crystal Overbeck is requesting reissuance of her LPN license from encumbered status to full licensure status. NDBON reviewed the Order for Reinstatement dated October 22, 2020, Ms. Overbeck's compliance with this order and the Compliance Advisory Council recommendation to reissue the LPN license to unrestricted and full licensure status. Per report by staff, she has completed the terms and conditions of the Order for Reinstatement dated October 22, 2020.</p>	<p>Johnson motioned; Dragseth seconded to:  <b>Grant the Order for Reissuance of Crystal Overbeck's, LPN license to unrestricted practice and full licensure status, as she has complied with the terms and conditions of the Order for Reinstatement of License dated October 22, 2020.</b></p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.6.1 Stipulation for Settlement – Falsification of Application  Ivy Brunner-Riedinger, RN Reactivation, R35905</p>	<p>A Stipulation for Settlement was received from Ivy Brunner-Riedinger, RN Reactivation, seeking the NDBON's consideration and approval of its terms. NDBON reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (4) and NDAC 54-02-07-01.1 (7).</p>	<p>Johnson motioned; Buettner seconded to:  <b>Accept the terms of the proposed stipulation for settlement for Ivy Brunner-Riedinger, RN Reactivation Applicant, and enter its order to:</b></p> <ul style="list-style-type: none"> <li>• Issue a Reprimand;</li> <li>• Assess \$600 penalty plus costs and disbursements; and</li> <li>• Other terms as set out in Board order.</li> </ul>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.7.1 Stipulation for Settlement:  Eliza Messerschmidt, RN R41660</p>	<p>A Stipulation for Settlement was received from Eliza Messerschmidt, RN, seeking the NDBON's consideration and approval of its terms. NDBON reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (3) and NDAC 54-02-07-01.1 (6)(8).</p>	<p>Froelich motioned; Johnston seconded to:  <b>Accept the terms of the proposed Stipulation for Settlement for Eliza Messerschmidt, RN and enter its order to:</b></p> <ul style="list-style-type: none"> <li>• Issue a Reprimand;</li> <li>• Assess \$600 penalty plus costs and disbursements; and</li> <li>• Other terms as set out in Board order.</li> </ul>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>

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<p>5.7.2 Stipulation for Settlement:  Lindsey Christianson, LPN  L16049</p>	<p>A Stipulation for Settlement was received from Lindsey Christianson, LPN, seeking the NDBON's consideration and approval of its terms. NDBON reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (3)(5) and NDAC 54-02-07-01.1 (8)(12).</p>	<p>Johnson motioned; Johnston seconded to:  <b>Accept the terms of the proposed Stipulation for Settlement for Lindsey Christianson, LPN and enter its order to:</b></p> <ul style="list-style-type: none"> <li>• <b>Encumber the license for 3 years</b></li> <li>• <b>Assess \$1,400 penalty plus costs and disbursements; and</b></li> <li>• <b>Other terms as set out in Board order.</b></li> </ul>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>
<p>5.9.1 Emergency Actions- No Board Action required:  Susan Schutt, LPN L12545</p>	<p><b><u>NOTICE OF SUSPENSION:</u></b> Issued on August 18, 2021. Failure to submit to a chemical dependency evaluation within 30 days from request. License is suspended until a chemical dependency evaluation is submitted and the Board deems the nurse is safe to return to practice.</p>		
<p>5.9.2 Emergency Actions- No Board Action required:  Naomi Edington, RN R46979</p>	<p><b><u>ORDER OF EMERGENCY SUSPENSION:</u></b> issued on October 12, 2021. Respondent's license is SUSPENDED for 5 years or until retracted, modified or superseded by final disciplinary action of the Board of upon agreement between Respondent and the Board.</p>		
<p>5.9.3 Emergency Actions- No Board Action required:  Shannon Stremick, APRN, RN, &amp; LPN (lapsed)  R40603 &amp; L13744 (lapsed)</p>	<p><b><u>NOTICE OF SUSPENSION:</u></b> Issued on October 26, 2021. Failure to comply with Order for Reinstatement of License dated July 22, 2021. License is suspended for 3 years- unless enrolls in the North Dakota Professional Health Program (NDPHP), complies with all requirements, and receives a fitness for duty OK from NDPHP, Board may then consider a request earlier than 3 years.</p>		
<p>5.10.1 Updates/Miscellaneous (NO Motion or Vote-Discussion)  Discussion regarding Indefinite Suspensions</p>	<p>Discussed the Compliance Advisory Council's (CAC) increased use of Indefinite Suspensions. The CAC requested feedback from NDBON on what requirements they would like licensees to complete prior to requesting reinstatement. These requirements would then be included in the proposed Stipulations for Indefinite Suspensions. The NDBON discussed the following options:</p> <ul style="list-style-type: none"> <li>• Must enroll or submit to treatment with a Board approved chemical dependency treatment provider.</li> <li>• Must submit monthly personal statements to the board describing their treatment plan and how they are complying with the treatment plan.</li> </ul>		

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	<ul style="list-style-type: none"> <li>• Must cause the treatment provider to submit monthly reports regarding their compliance with treatment, including all drug screening results, and any/all incidences of non-compliance with the treatment plan. Must sign dual releases of information between the Board and the treatment provider for two-way sharing of information.</li> <li>• Must provide evidence of proof of completion of all treatment recommendations (including completion of all aftercare requirements) from a Board-approved Licensed Addiction Counselor and chemical dependency treatment facility</li> <li>• After completion of all recommended treatment and aftercare (as is recommended by a Board approved LAC and treatment facility) then must demonstrate use of community support, specifically: a) Proof of support group attendance (90 meetings in 90 days- face to face or virtual) and submit written verification of such attendance to the Board; b) Submit evidence of weekly sponsor contact to the Board.</li> <li>• Must provide a “Fitness for Duty” evaluation from a Board approved Licensed Addiction Counselor within 30 days of presenting before the Board to request reinstatement</li> </ul>		
5.11.1 Amendment to Order  Dana Lemnus, APRN & RN R31925	Dana Lemnus is requesting to transfer from the North Dakota Professional Health Program to the Indiana Professional’s Recovery Program. Amendment to Order for Reinstatement signed by Executive Director on August 18, 2021.	Froelich motioned; Dragseth seconded to:  <b>Ratify the Amendment to Order for Reinstatement for Dana Lemnus, APRN &amp; RN</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
5.11.2 Termination of Cease and Desist Order  Randolph Dwyer, Texas RN 634177	On June 22, 2021, Pursuant to the Nurse Licensure Compact, the Texas Board of Nursing made Randolph Dwyer’s RN license a single state license with no multistate licensure privileges. Therefore, on August 9, 2021, the Executive Director terminated the previous Cease and Desist Order issued on December 15, 2020.	Johnson motioned; Buettner seconded to:  <b>Ratify the Termination of Cease and Desist Order for Randolph Dwyer, Texas RN</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
5.11.3 Denial of Application  Rolston Spence RN Endorsement Applicant	On June 24, 2021, the Board received a Potential Violation Report from CHI St. Alexius in Bismarck, alleging that the applicant failed to act to ensure that an admission order was carried out for a patient. Applicant has informed Board staff that he no longer wishes to pursue his Application or to be licensed in North Dakota.	Johnson motioned; Froelich seconded to:  <b>Deny the RN Endorsement Application for Rolston Spence under NDCC 43-12.1-14 (3) and NDAC 54-02-07-01(6).</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
6.1 Program Survey Reports	None		
6.2.1 NDSCS – ADN Plan Addressing Deficiency of Non-compliance with NDAC 54-03.2-07-01	FY 2020-2021 NCLEX pass rate for NDSCS AD RN Programs 69.05%. The programs NCLEX pass rate for FY 2019-2020 was 75%, making this the second consecutive year that NCLEX pass rates were below the required 80% minimum standard.  <i>Violation of NDAC 54-03.2-07-01.1 Performance of Graduates on Licensing Examination requires the program to submit a plan to the Board identifying possible contributing factors that affected the pass rates and how the identified deficiencies will be</i>	Johnson motioned; Froelich seconded to:  <b>Find the North Dakota State College of Science, Associate Degree Registered Nurse Education Programs in partial compliance with NDAC 54-03.2. Standards for Nursing Education Programs; and</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>

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	<p>corrected. The nurse administrator, Ms. Deb Smith submitted a detailed report.</p> <p><b>Contributing factors identified by Board staff and nurse administrator include:</b></p> <ul style="list-style-type: none"> <li>• New Leadership for the programs beginning January 2020 due to retirement. Mentoring providing during transition from former to current nurse administrator. Succession planning was supported by institutional leadership.</li> <li>• New coordinator for the associate degree RN programs beginning fall 2021. Issues identified with previous coordinator through the programs' systematic evaluation process.</li> <li>• One faculty member dismissed, and another hired for associate degree RN programs beginning fall 2021. Issues identified with faculty member through the programs' systematic evaluation process.</li> <li>• COVID-19 pandemic forced nursing courses to move to online format unexpectedly within weeks of new leader assuming role. Classes moved back to in-person learning fall 2020.</li> </ul> <p>Most recent NDBON Survey was conducted in February/March 2021 virtually. Staff and NEC recommended and the NDBON granted continued full program approval through April 2026.</p>	<p><b>Accept the Programs' plan addressing the deficiency of non-compliance with <u>NDAC 54-03.2-07-01. Performance of Graduates on Licensing Exam</u>; and</b></p> <p><b>Require the Programs' Nurse Administrator to submit progress reports addressing the deficiency of non-compliance to the Board January 4, 2022, March 29, 2022, and July 5, 2022; and</b></p> <p><b>Continue Full Approval of the Program.</b></p>	
6.3 Program Requests	None		
6.4 Continuing Education	None		
6.5.1 MSU-Moorhead MANE Masters Program Faculty Request	<p>The Minnesota State University Moorhead, MN, MANE, BSN Program Nurse Administrator is again requesting approval to use a baccalaureate-prepared nurses enrolled in a graduate program as clinical instructor spring 2022. The Board approved similar requests January, April, and July 2021. The BSN program was started in fall 2020 and has continued to be challenged with securing qualified clinical faculty due to shortages. The program's clinical sites are primarily located in the Fargo ND community, thus requiring the program to meet</p>	<p>Johnson motioned; Buettner seconded to:</p> <p><b>Approve the request from the Minnesota State University Moorhead, MN, Minnesota Alliance for Nursing Education (MANE) BSN Program that allows the use of a baccalaureate-prepared registered nurse enrolled and making progress in a master's program for</b></p>	<p>Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b></p>

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	NDBON Recognition requirements for clinical faculty to hold a master's degree. The program provides nursing education for many ND residents due to the institution's proximity to the ND border. The program's spring semester is January 10 to May 13, 2022.	<b>clinical practice instruction Spring 2022 Semester if needed, as the program holds NDBON Annual Recognition, complies with NDCC 43-12.1-17. Nursing Education Programs, Section 1. and the request aligns with NDAC 54-03.2-04-08 Employment of Academically Unqualified Faculty, Subsection 3. Other Circumstances as Approved by the Board.</b>	
6.5.2 Nursing Education Loan Program Policies for Applicants & Reapplicants Proposed Revisions	Buchholz and Frovarp provided an overview of the proposed revisions to the NEL Program Policies for Applicants and Reapplicants and answered Board member questions. A recommendation to add the qualifier " <i>central standard time</i> " to the submission deadline date/time was made.	Johnson motioned; Dragseth seconded to:  <b>Approve the proposed revisions to the Nursing Education Loan Program Policies for Applicants and Reapplicants.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
6.5.3 U.S. Dept of Education State Agency Recognition – Update	Buchholz provided an update regarding U.S. Department of Education surveyor activities related to the NDBON petition for Continued Recognition. Buchholz submitted additions to clarify the January 2020 information as requested before the September 27, 2021 deadline. DOE surveyors observed NDBON DSU survey interviews October 6, 2021 and a new DOE surveyor will observe University of Mary survey interviews November 2021.		
7.1 Emergency Limited License – Revise/Re-enact	Discussed requests from the Governor's office and ND health care facilities to re-instate the policy and procedure utilized during the Governor's Declared State of Emergency to allow the Emergency Limited License due to critical nursing shortages and emerging COVID-19 surges. The 90-day Emergency Limited License requires the employer to verify completion of 120 hours of supervised nursing practice which aligns with the Refresher Course requirements for clinical experiences. The Board may accept the employer verification of 120 hours of supervised practice as proof of nursing competence per N.D.A.C. 54-02-05-05 (3b) allowing the nurse to qualify for reactivation.	Froelich motioned; Dragseth seconded to:  <b>Approve revisions and re-enactment of the Emergency Limited License until April 2022; and accept the 120 hours of supervised clinical practice, verified by employer, as meeting 54-02-05-05 (3,g) "other evidence the licensee wished to submit which would provide proof of nursing competence" allowing the nonpracticing nurse to apply for reactivation.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>

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	Staff worked with SAAG Bergeson to update the policy to allow the NDBON to active temporarily for emergent situations.		
7.2 Work prior to temporary permit during pandemic-facility general orientation & work in other non-nursing roles	Discussed facility requests to allow nurses to participate in facility specific general orientation (not nursing) and to work in non-nursing roles prior to meeting requirements for a temporary permit. Internationally educated nurses (IENs) contracted to work in ND facilities must obtain a social security number which is required for licensure application. Facilities desire use of IENs in non-nursing roles, requiring general orientation to the facility. The NDBON previously opined that any orientation for a nursing position was considered practice.	Froelich motioned; Johnson seconded to:  <b>Approve allowance of facility general orientation (not nursing orientation) and work in other non-nursing roles prior to completing temporary permit requirements and issuance until April 2022.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
7.3 APRN Applicant consideration – Acute Care NP - Hidalgo	Discussed APRN with prescriptive authority applicant, Hidalgo, including ANCC Acute Care NP certification, current APRN licensure in DC, and educational degrees. Reviewed SAAG Bergeson memo reviewing law, rules, and the “Grandfather Provision” per NDCC 54-05-03.1-02.	Froelich motioned; Dragseth seconded to:  <b>Ratify acceptance of the education and ANCC certification as Acute Care Nurse Practitioner to qualify for APRN with prescriptive authority licensure in North Dakota.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
8.1 Legislative/Rules	No items to discuss.		
8.2.1 Draft NDBON/NDMIRTB joint statement: APRN Supervising/Performing Fluoroscopy (Public Forum 2:00pm CT)	Open forum held 2:00pm to 2:58pm. Presenters during open forum included Mark Keller, Clark Kruta CRNA, Laura Filler CRNA, Amy Bakke CRNA, and Dr. Karen Rampton, radiologist. Shirley Porter, President of the NDMIRTB present and participated in discussions. NDBON SAAG Simonson provided general counsel.  At the NDBON’s July 2021 meeting, the draft NDMIRTB & NDBON joint statement on APRN scope of practice and the supervision/performance of fluoroscopy was posted for public comment. Both NDMIRTB & NDBON received public and stakeholder comments pertaining to the hours of clinical and the process outlined for expansion of practice to include supervision/performing of fluoroscopy. Discussion included background of the 16-month process leading to the joint position	Johnson motioned; Johnston seconded to:  <b>Approve the draft NDBON/NDMIRTB joint statement: APRN Supervising/Performing Fluoroscopy as final with suggested edits based on material public comment.</b>	Buettner, no; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 6 Yes, 1 No, 2 absent. <b>Motion carried</b>

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	statement aiming to safely and collaboratively expand the scope of the APRN scope of practice to include supervising/performance of fluoroscopy. Comments by public included concern related to the inclusion of the fluoroscopy specific didactic, clinical cases, and certification specifically for select APRNs already supervising and/or performing fluoroscopy in ND. The NDBON, NDMITB, and their SAAGs negotiated to reduce hours of didactic from 60 to 40 and allow a joint case-by-case review of APRNs with additional comprehensive, specialized, and accredited training related to performing fluoroscopy in ND.		
8.2.2 Role of Nurse in Sedation/Analgesia-public request/testimony	Discussed public forum testimonies related to nurses' administration of ketamine for pain in non-intubated patients in critical care settings. The 2019 practice guidance "Role of the Nurse in Sedation/Analgesia" was discussed.	Froelich motioned; Johnson seconded to:  <b>Direct staff to explore public forum request related to the Role of the Nurse in Sedation/Analgesia practice guidance and ketamine use for pain in critical care settings.</b>	Buettner, yes; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 7 Yes, 0 No, 2 absent. <b>Motion carried</b>
9.1 ND Center for Nursing request for donation on NDBON applications	Discussed addition of donation information included on all nurse licensure application receipts per CFN request to assist with funding. Donation information and link to the CFN website added to receipt using language provided by CFN. Discussed concern related to the wording provided by the CFN "work of Center is not supported by state or licensure funding" since the CFN was initiated with state funds and received state funds from 2012-2020 and continues to receive funds from the ND DOT. Directed staff to remove this wording from the donation information on the receipts.	Johnson motioned; Johnston seconded to:  <b>Ratify the addition of a link to the ND Center for Nursing for optional donations on all applications for registration/licensure.</b>	Buettner, absent; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 6 Yes, 0 No, 3 absent. <b>Motion carried</b>
9.2 Committees for Alternative to Discipline and Strategic Planning	Discussed forming committees to 1) explore Alternative to Discipline program options; and 2) create the 2022-2025 Strategic Plan based on October 27, 2021 retreat dialogue, including consideration of the mission, vision, and values.  Froelich, Christianson, JHammer to assist staff (Bentz, Buchholz, Frovarp, Martin, Pfenning) on Strategic Planning Committee.	Froelich motioned; Dragseth seconded to:  <b>Establish a committee to revise the mission, vision, values, and strategic plan of the Board of nursing; and establish a committee that will explore an alternative to</b>	Buettner, absent; Christianson, yes; Dragseth, yes; Froelich, yes; J. Hammer, absent; M. Hammer, absent; Johnson, yes; Johnston, yes; Pazdernik, yes 6 Yes, 0 No, 3 absent. <b>Motion carried</b>

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	Christianson, Johnson, Buettner to assist staff (Hanson, Bentz, Lund, Pfenning) on Alternative to Discipline Committee.	<b>discipline program for North Dakota Nurses.</b>	
10.1 Staff Update	Update provided on current staffing, succession planning, and operations.		
10.1.1 Christa Stayton – Admin/Licensing Specialist	Christa Stayton hired as Administrative Assistant/Licensing Specialist. Christa started on September 1, 2021		
10.1.2 Kyle Martin – Assoc Director for Operations	Kyle Martin hired as Associated Director for Operations. Kyle started on October 1, 2021.		
Adjournment	Adjournment at 4:15 p.m.	Dragseth motioned; Johnson seconded to:  <b>Adjourn the meeting.</b>	
<b>3.0 Consent Agenda</b> (Ratifications and acknowledgements of requests and notifications to the NDBON)			
<ul style="list-style-type: none"> <li>3.3 Meetings, conferences, committees-Board representation <ul style="list-style-type: none"> <li>3.3.1 AG Seminar October 19-staff, board members, SAAG attended</li> <li>3.3.2 NLC Commission &amp; Executive Committees-Pfenning (Vice Chair)</li> <li>3.3.3 NLC Compliance Committee -Hanson; NLC Research Committee-Buchholz (Chair)</li> <li>3.3.4 NCSBN Leadership Succession Committee – Buchholz appointed Chair FY 2022</li> <li>3.3.5 NCSBN Annual Meeting and Delegate Assembly and NLC Annual Meeting</li> </ul> </li> <li>3.4 Notifications and requests to the Board <ul style="list-style-type: none"> <li>3.4.1 Malpractice reports</li> <li>3.4.2 Joint Statement COVID Vaccine-NCSBN</li> </ul> </li> <li>3.5 Legislative Update</li> <li>3.6 Unlicensed Assistive Person /Medication Assistant</li> <li>3.7 Licensure <ul style="list-style-type: none"> <li>3.7.1 NCLEX RN Fourth Quarter- End of FY 2020-2021 updates</li> <li>3.7.2 NCLEX PN Fourth Quarter- End of FY 2020-2021 updates</li> <li>3.7.3 LPN/RN Non-renewal 2015-2020</li> </ul> </li> <li>3.8 Discipline <ul style="list-style-type: none"> <li>3.8.1 Discipline statistics/case activity report</li> <li>3.8.2 NLC case log</li> </ul> </li> <li>3.9 Academic and Continuing Nursing Education <ul style="list-style-type: none"> <li>3.9.1 Ratification of approval for continuing education for contact hours-July-September 2021</li> <li>3.9.2 Annual Statistics &amp; Recognized Distance Nursing Education Programs student placements Fall 2021</li> <li>3.9.3 Faculty Developmental Program October 1, 2021 updates</li> <li>3.9.4 Education Program Survey Schedule Fall 2021 – Spring 2022 updates</li> <li>3.9.5 ND Practice-Education Partnerships for Clinical Practice During COVID-19 Guidance</li> <li>3.9.6 NCSBN Policy Brief: Clinical Experiences for Unvaccinated Nursing Students</li> </ul> </li> <li>3.10 Practice</li> <li>3.11 Board Committees/meetings/staff presentations/DNC/Staff updates</li> </ul>			

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| 3.11.1 | Inaugural North Dakota Nurse Connection Summer 2021                      |
| 3.11.2 | Reach for Resilience September Newsletter                                |
| 3.11.3 | NDBON Report to NDNA-September 30  |
| 3.11.4 | Maureen Bentz-elected to NLC Policy Committee                            |
| 3.11.5 | Melissa Hanson-Professional Legal Nurse Consultant certification program |

**The meeting recessed for 15 minutes break 9:40 am – 9:55am**

**Recessed for lunch 11:51am – 12:30 pm**

**Adjourned at 4:15 pm motioned by Dragseth and second by Johnson on 10/28/2021.**

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Stacey Pfenning, DNP, APRN, FNP, FAANP

North Dakota Board of Nursing Executive Director

Approved by ND Board of Nursing 01/2022