

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

Call to Order: January 20, 2005 at 8:30 a.m. – State Water Commission Building, 900 E Blvd, Bismarck ND

Roll Call: Eight board members present as follows:
 Claudia Dietrich, RN, President
 JoAnn Sund, RN, Vice-President
 Roxane Case, Public Member, Treasurer
 Metta Schell, LPN
 Absent: Helen Melland, RN

Barbara Ding, RN
 Donna Hegle, RN
 Renee Olson, LPN
 Mary Tello-Pool, LPN

Staff Present:
 Constance Kalanek, RN, Executive Director
 Patricia Hill, RN, Asst. Director for Practice & Discipline
 Julie Schwan, Admin Services Coordinator

Karla Bitz, RN, Associate Director
 Linda Shanta, RN, Associate Director for Education (absent 1/21/2005)

Other observers present are indicated on the meeting roster.

Agenda Item	Action																																			
Environmental Scan	The board began the meeting with an environmental scan which included reports of meetings between board members and their legislators. Olson reported that Altru received the JD Power & Associates Award of Excellence for Hospitals, and Tello-Pool gave an update on the status of assistance being provided by the American Red Cross in relation to the Tsunami disaster. It was requested the board consider further defining scope of practice, in particular for delegation. Other topics discussed were the proliferation of non-approved nursing programs in the US, the concern of the quality of new Philippine nursing programs that are opening in an effort to train nurses to export to the US, cultural diversity education program offered through NCSEB, and extended work hours in the workplace.																																			
1.1 Consent Agenda	<p><i>Discussion:</i> The board reviewed the consent agenda.</p> <p><i>Motion:</i> Olson, seconded by Tello-Pool to: ADOPT THE CONSENT AGENDA AS DISTRIBUTED.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																																			
1.2 Agenda	<p><i>Discussion:</i> The agenda was reviewed as distributed. No changes were identified.</p> <p><i>Motion:</i> Sund, seconded by Case to: ADOPT THE AGENDA AS DISTRIBUTED.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																																			
1.32 Open Forum (9:00 a.m.)	No one was present to address the board during open forum.																																			
2.1 November 18-19, 2004 Meeting Minutes	<p><i>Discussion:</i> The minutes of the November 18-19, 2004 meeting were reviewed. One correction was noted under Agenda Item 5.31 page 6 to correct "Sunrise Assistant" to Sunrise Assisted" Living Center.</p> <p><i>Motion:</i> Sund, seconded by Olson to: APPROVE THE MINUTES OF THE NOVEMBER 18-19, 2004 MEETING WITH CORRECTION ON PAGE 6.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																																			
3.1 Financial Statements	Financial Statements through December 31, 2004 were reviewed. Income is at 87% and expenses 53% of budgeted amounts. The board reviewed the comparison in actual expenditures to date from last year to this year.																																			
4.1 Administrative Settlement for Practice Without a License/Registration	<p><i>Discussion:</i> Seven individuals have submitted administrative settlements for practice without a license/registration since the last meeting.</p> <p><i>Motion:</i> Sund, seconded by Olson to: ACCEPT THE ADMINISTRATIVE SETTLEMENTS FOR PRACTICE WITHOUT A LICENSE/REGISTRATION FOR THE FOLLOWING:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Anderson, Beverly</td> <td style="width: 15%;">100550UAP</td> <td style="width: 25%;">Fargo, ND</td> <td style="width: 15%;">Reprimand</td> <td style="width: 15%;">\$200</td> </tr> <tr> <td>Heidinger, Rachel</td> <td>100376UAP</td> <td>Bismarck, ND</td> <td>Reprimand</td> <td>\$400</td> </tr> <tr> <td>Kuehl, Erin</td> <td>100300UAP</td> <td>Moorhead, MN</td> <td>Reprimand</td> <td>\$400</td> </tr> <tr> <td>Kuntz, Viola</td> <td>100336UAP</td> <td>Linton, ND</td> <td>Reprimand</td> <td>\$300</td> </tr> <tr> <td>Ries, John</td> <td>100535 UAP</td> <td>Bismarck, ND</td> <td>Reprimand</td> <td>\$200</td> </tr> <tr> <td>Vigesaa, Daniel</td> <td>99410UAP</td> <td>Fargo, ND</td> <td>Reprimand</td> <td>\$300</td> </tr> <tr> <td>Wolff, Marsha</td> <td>R26298</td> <td>Golden Valley, ND</td> <td>Reprimand</td> <td>\$1000</td> </tr> </table> <p><i>Roll call vote:</i> Case, yes; Dietrich, recuse; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>	Anderson, Beverly	100550UAP	Fargo, ND	Reprimand	\$200	Heidinger, Rachel	100376UAP	Bismarck, ND	Reprimand	\$400	Kuehl, Erin	100300UAP	Moorhead, MN	Reprimand	\$400	Kuntz, Viola	100336UAP	Linton, ND	Reprimand	\$300	Ries, John	100535 UAP	Bismarck, ND	Reprimand	\$200	Vigesaa, Daniel	99410UAP	Fargo, ND	Reprimand	\$300	Wolff, Marsha	R26298	Golden Valley, ND	Reprimand	\$1000
Anderson, Beverly	100550UAP	Fargo, ND	Reprimand	\$200																																
Heidinger, Rachel	100376UAP	Bismarck, ND	Reprimand	\$400																																
Kuehl, Erin	100300UAP	Moorhead, MN	Reprimand	\$400																																
Kuntz, Viola	100336UAP	Linton, ND	Reprimand	\$300																																
Ries, John	100535 UAP	Bismarck, ND	Reprimand	\$200																																
Vigesaa, Daniel	99410UAP	Fargo, ND	Reprimand	\$300																																
Wolff, Marsha	R26298	Golden Valley, ND	Reprimand	\$1000																																

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION																								
4.2 Voluntary Surrenders	<p><i>Discussion:</i> Voluntary Surrenders were received from five individuals, seeking the Board's consideration and approval of its terms.</p> <p><i>Motion:</i> Olson, seconded by Case to: APPROVE AND ACCEPT THE TERMS OF THE PROPOSED VOLUNTARY SURRENDER AND ENTER AS A FINAL ORDER OF THE BOARD FOR THE FOLLOWING:</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><i>Name</i></th> <th style="text-align: left;">Registration #</th> <th style="text-align: left;">City, State</th> <th style="text-align: left;">Penalty Fee</th> </tr> </thead> <tbody> <tr> <td>Barnes-Eenhuis, Dawn</td> <td>R30570</td> <td>Barnesville, MN</td> <td>\$200</td> </tr> <tr> <td>Cavanaugh, Kathleen</td> <td>R14351</td> <td>Fergus Falls, MN</td> <td>\$200</td> </tr> <tr> <td>Kollar, Andrew</td> <td>102202UAP</td> <td>Moorhead, MN</td> <td>\$100</td> </tr> <tr> <td>Renner, Carla</td> <td>R27353</td> <td>Beulah, ND</td> <td>\$200</td> </tr> <tr> <td>Reamer, Therese</td> <td>R8414</td> <td>Rolla, ND</td> <td>\$200</td> </tr> </tbody> </table> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>	<i>Name</i>	Registration #	City, State	Penalty Fee	Barnes-Eenhuis, Dawn	R30570	Barnesville, MN	\$200	Cavanaugh, Kathleen	R14351	Fergus Falls, MN	\$200	Kollar, Andrew	102202UAP	Moorhead, MN	\$100	Renner, Carla	R27353	Beulah, ND	\$200	Reamer, Therese	R8414	Rolla, ND	\$200
<i>Name</i>	Registration #	City, State	Penalty Fee																						
Barnes-Eenhuis, Dawn	R30570	Barnesville, MN	\$200																						
Cavanaugh, Kathleen	R14351	Fergus Falls, MN	\$200																						
Kollar, Andrew	102202UAP	Moorhead, MN	\$100																						
Renner, Carla	R27353	Beulah, ND	\$200																						
Reamer, Therese	R8414	Rolla, ND	\$200																						
4.31 Stipulation for Settlement – Curtis Cavalier, R20078	<p><i>Discussion:</i> A Stipulation for Settlement was received from Curtis Cavalier, RN, 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 (3) (5) and NDAC 54-02-07-01.1 (2) (8).</p> <p><i>Motion:</i> Sund, seconded by Hegle to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR CURTIS CAVALIER, RN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • ISSUE A REPRIMAND, AND • ASSESS A \$800.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS, AND • OTHER TERMS AND CONDITIONS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																								
4.32 Stipulation for Settlement – Linda Nelson, L8656	<p><i>Discussion:</i> A Stipulation for Settlement was received from Linda Nelson, LPN, 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 (3) and NDAC 54-02-07-01.1 (5) (7).</p> <p><i>Motion:</i> Olson, seconded by Sund to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR LINDA NELSON, LPN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • ENCUMBER THE LICENSE FOR ONE YEAR, AND • ASSESS A \$600.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																								
4.33 Stipulation for Settlement – Martha Kemmet, R8868	<p><i>Discussion:</i> A Stipulation for Settlement was received from Martha Kemmet, RN, 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 (3) and NDAC 54-02-07-01.1 (5) (6).</p> <p><i>Motion:</i> Case, seconded by Hegle to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR MARTHA KEMMET, RN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • ISSUE A REPRIMAND, AND • ASSESS A \$500.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS, AND • OTHER TERMS AND CONDITIONS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																								
4.34 Stipulation for Settlement – Deanna Sutter, R28950	<p><i>Discussion:</i> A Stipulation for Settlement was received from Deanna Sutter, RN, 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 (3) (5) (6) (9) and NDAC 54-02-07-01.1 (12) (16) and NDAC 54-09-02-04 (2).</p> <p><i>Motion:</i> Ding, seconded by Schell to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR DEANNA SUTTER, RN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • SUSPEND HER LICENSE FOR TWO YEARS, AND • ASSESS A \$1000.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>																								

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
4.35 Stipulation for Settlement – Twila Bock, CNA 827	<p><i>Discussion:</i> A Stipulation for Settlement was received from Twila Bock, CNA, 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).</p> <p><i>Motion:</i> Olson, seconded by Hegle to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR TWILA BOCK, CNA, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • ISSUE A REPRIMAND, AND • ASSESS A \$100.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.51 – Default Hearing – Stacey Werre, L10084 1/20/05 - 9:15 a.m. with SAAG	<p><i>Discussion:</i> Brian Bergeson, SAAG, was present for a default hearing for Stacy Werre, LPN. Hill and Bitz, board staff, were sworn in for providing testimony during the upcoming hearings. A complaint was filed against Ms. Werre for violation of NDCC 43-12.1-14 (3) (5) (6) and NDAC 54-02-07-01.1 (5) (7) (8) and served by Sheriff's Service on November 10, 2004. Under the administrative agencies practice act, she had 20 days to respond to the complaint. No response has been received. Ms. Werre was not present for the hearing and was not represented by counsel. Bergeson presented to the Board procedural background of the case. Bitz presented the factual findings of the case, including the allegations of the complaint. The disciplinary review panel presented to the Board a recommendation for disciplinary sanctions. The board reviewed the proposed sanctions and recommendations and considered the allegations.</p> <p><i>Motion:</i> Olson, seconded by Sund that: THE BOARD FIND:</p> <ul style="list-style-type: none"> ➤ THE FACTS IN THE CASE AGAINST STACY WERRE, LPN, HAVE BEEN PROVEN BY A PREPONDERANCE OF THE EVIDENCE, ➤ THAT THE RESPONDENT HAS DEFAULTED, ➤ THAT THE ALLEGATIONS OF THE COMPLAINT DULY REFLECT VIOLATIONS OF NDCC 43-12.1-14 (3) (5) (6) AND NDAC 54-02-07-01.1 (5) (7) (8); AND ➤ THAT THE BOARD ADOPT THE PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DEFAULT ORDER FOR STACY WERRE, LPN, AND ENTER IT'S ORDER TO: <ul style="list-style-type: none"> ▪ SUSPEND THE LICENSE FOR THREE YEARS; ▪ ASSESS A \$1500.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.52 Default Hearing - Danielle Bostic, R30142 1/20/05 - 9:25 a.m. with SAAG	<p><i>Discussion:</i> Brian Bergeson, SAAG, was present for a default hearing for Danielle Bostic, RN. A complaint was filed against Ms. Bostic for violation of the terms of her board order and NDCC 43-12.1-14 (9) and served by certified mail on October 26, 2004. Under the administrative agencies practice act, she had 20 days to respond to the complaint. No response has been received. Ms. Bostic was not present for the hearing and was not represented by counsel. Bergeson presented to the Board procedural background of the case. Hill presented the terms of the board order November 2003 for eighteen month encumbrance. Ms. Bostic failed to submit the penalty fee, failed to submit monitoring fee, failed to submit board monthly self reports from March 2004 through September 2004. The disciplinary review panel presented to the Board a recommendation for disciplinary sanctions. The board reviewed the proposed sanctions and recommendations and considered the allegations of failed compliance of the November 2003 board order.</p> <p><i>Motion:</i> Sund, seconded by Hegle that: THE BOARD FIND:</p> <ul style="list-style-type: none"> ➤ THE FACTS IN THE CASE AGAINST DANIELLE BOSTIC, RN, HAVE BEEN PROVEN BY A PREPONDERANCE OF THE EVIDENCE, ➤ THAT THE RESPONDENT HAS DEFAULTED, ➤ THAT THE ALLEGATIONS OF THE COMPLAINT DULY REFLECT VIOLATIONS OF NDCC 43-12.1-14 (9); AND ➤ THAT THE BOARD ADOPT THE PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DEFAULT ORDER FOR DANIELLE BOSTIC, RN, AND ENTER IT'S ORDER TO: <ul style="list-style-type: none"> • SUSPEND HER LICENSE FOR TWO YEARS; • ASSESS A TOTAL PENALTY FEE OF \$1200.00 (INCLUDES PRIOR UNPAID FEE OF \$600); • COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
<p>4.53 Default Hearing – Linda Olson, R22368 1/20/05 – 9:40 a.m. with SAAG</p>	<p><i>Discussion:</i> Brian Bergeson, SAAG, was present for a default hearing for Linda Olson, RN. A complaint was filed against Ms. Olson for violation of NDCC 43-12.1-14 (3) (5) and NDAC 54-02-07-01.1 (5) (6) (7) and served by certified mail on December 17, 2004. Under the administrative agencies practice act, she had 20 days to respond to the complaint. No response has been received. Ms. Olson was not present for the hearing and was not represented by counsel. Bergeson presented to the Board procedural background of the case. Hill presented the factual findings of the case, including the allegations of the complaint. The disciplinary review panel presented to the Board a recommendation for disciplinary sanctions. The board reviewed the proposed sanctions and recommendations and considered the allegations.</p> <p><i>Motion:</i> Olson, seconded by Ding that:</p> <p>THE BOARD FIND:</p> <ul style="list-style-type: none"> ➤ THE FACTS IN THE CASE AGAINST LINDA OLSON, RN, HAVE BEEN PROVEN BY A PREPONDERANCE OF THE EVIDENCE, ➤ THAT THE RESPONDENT HAS DEFAULTED, ➤ THAT THE ALLEGATIONS OF THE COMPLAINT DULY REFLECT VIOLATIONS OF NDCC 43-12.1-14 (3) (5) AND NDAC 54-02-07-01.1 (5) (6) (7); AND ➤ THAT THE BOARD ADOPT THE PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DEFAULT ORDER FOR LINDA OLSON, RN, AND ENTER IT'S ORDER TO: <ul style="list-style-type: none"> • SUSPEND HER LICENSE FOR THREE YEARS; • ASSESS A \$1000 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
<p>4.54 Hearing – Larry Mathre, L9879 1/20/2005 – 10:15 a.m.</p>	<p><i>Discussion:</i> A hearing was held for Larry Mathre, LPN, on January 5, 2005 with Administrative Law Judge Allan Hoberg presiding. Mr. Mathre was not present at the hearing. The board reviewed and discussed the ALJ's Recommended Findings of Fact, Conclusions of Law, and Order dated January 10, 2005 for Larry Mathre, LPN, for violation of NDCC 43-12.1-14 (1) (4) (5). Bergeson reviewed the exhibits introduced at the hearing and identified two changes in the recommended findings of fact that need clarification.</p> <p><i>Motion:</i> Sund, seconded by Olson that:</p> <p>THE BOARD:</p> <ol style="list-style-type: none"> 1. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW IN THE CASE OF LARRY MATHRE, LPN, EXCEPT AS FOLLOWS: <ol style="list-style-type: none"> A. THE DATE IDENTIFIED IN THE FIRST SENTENCE OF PARAGRAPH 3 OF THE RECOMMENDED FINDINGS OF FACT IS CHANGED FROM "DECEMBER 31, 2004" TO "DECEMBER 31, 2003" AS THE BOARD'S RECORDS SHOW THAT LARRY MATHRE SUBMITTED, ONLINE, HIS LICENSE RENEWAL APPLICATION ON DECEMBER 31, 2003. SEE EXHIBIT 3. B. THE SECOND SENTENCE OF PARAGRAPH 5 OF THE RECOMMENDED FINDINGS OF FACT IS AMENDED TO READ AS FOLLOWS: "ON OCTOBER 2, 2003, MATHRE WAS CONVICTED BY A JURY OF ALL FOUR CHARGES, AND THE DISTRICT COURT ISSUED A CRIMINAL JUDGMENT ON THOSE CONVICTIONS ON DECEMBER 4, 2003." THIS CHANGE WAS MADE TO CLARIFY PROCEDURE UNDERLYING LARRY MATHRE'S CRIMINAL CONVICTIONS. SEE EXHIBIT 6. 2. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED ORDER AND DIRECT LEGAL COUNSEL TO PREPARE THE NECESSARY BOARD ORDER TO: <ul style="list-style-type: none"> ▪ REVOKE HIS LPN LICENSE; ▪ ASSESS A \$2400.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, recuse; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
<p>4.55 Hearing – Janet Schachner Miles, L10600 1/20/2005 – 10:25 a.m.</p>	<p><i>Discussion:</i> A hearing was held for Janet Schachner Miles, LPN, on January 4, 2005 with Administrative Law Judge Allan Hoberg presiding. Ms. Schachner Miles was not present at the hearing. The board reviewed and discussed the ALJ's Recommended Findings of Fact, Conclusions of Law, and Order dated January 11, 2005 for Janet Schachner Miles, LPN, for violation of NDCC 43-12.1-14 (1) (3) (4) (5) and NDAC 54-02-07-01.1 (6) (7) (8). Bergeson reviewed the facts of the complaint, and noted two clarifications from the ALJs recommended Findings of Fact.</p> <p><i>Motion:</i> Tello-Pool, seconded by Case that:</p> <p>THE BOARD:</p> <ol style="list-style-type: none"> 1. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW IN THE CASE OF JANET SCHACHNER MILES, LPN, EXCEPT AS FOLLOWS: <ol style="list-style-type: none"> A. THE FIRST SENTENCE OF PARAGRAPH 9 OF THE RECOMMENDED FINDINGS OF FACT IS AMENDED TO READ AS FOLLOWS: "IN 2003, MILES WAS CHARGED IN THREE SEPARATE CASES WITH ISSUING A CHECK WITHOUT SUFFICIENT FUNDS IN PEMBINA COUNTY DISTRICT COURT, CAVALIER, ND", THIS CHANGE WAS MADE TO CLARIFY THAT JANET MILES ISSUED THE CHECKS IN OCTOBER 2003, AND WAS LATER CHARGED FOR THOSE CHECKS. B. THE FIRST SENTENCE OF PARAGRAPH 10 OF THE RECOMMENDED FINDINGS OF FACT IS AMENDED TO READ AS FOLLOWS: "IN 2003, MILES WAS CHARGED WITH ONE COUNT OF ISSUING A CHECK WITHOUT SUFFICIENT FUNDS IN KITTSOON COUNTY DISTRICT COURT, IN MINNESOTA." THIS CHANGE WAS MADE TO CLARIFY THAT JANET MILES ISSUED THE CHECK IN OCTOBER 2003, AND WAS LATER CHARGED FOR THAT CHECK. 2. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED ORDER AND DIRECTS LEGAL COUNSEL TO PREPARE THE NECESSARY BOARD ORDER TO: <ul style="list-style-type: none"> ▪ REVOKE HER LPN LICENSE; ▪ ASSESS A \$2400.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS (CERTIFIED CHECK OR MONEY ORDER); AND ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, recuse; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>
<p>4.56 Hearing – Diane Schachner Miles, L10599 1/20/2005 – 10:35 a.m.</p>	<p><i>Discussion:</i> A hearing was held for Diane Schachner Miles, LPN, on January 4, 2005 with Administrative Law Judge Allan Hoberg presiding. Ms. Schachner Miles was not present at the hearing. The board reviewed and discussed the ALJ's Recommended Findings of Fact, Conclusions of Law, and Order dated January 11, 2005 for Diane Schachner Miles, LPN, for violation of NDCC 43-12.1-14 (1) (3) (4) (5) and NDAC 54-02-07-01.1 (5) (6) (7) (8) (10). Bergeson reviewed the facts of the complaint, and noted two clarifications from the ALJs recommended Findings of Fact.</p> <p><i>Motion:</i> Olson, seconded by Ding that:</p> <p>THE BOARD:</p> <ol style="list-style-type: none"> 1. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW IN THE CASE OF DIANE SCHACHNER MILES, LPN, EXCEPT AS FOLLOWS: <ol style="list-style-type: none"> A. THE TERMINATION DATE IDENTIFIED IN PARAGRAPH 7 OF THE RECOMMENDED FINDINGS OF FACT IS CHANGED FROM "APRIL 1, 2004" TO MARCH 31, 2004", AS THE RECORDS SHOW THAT DIANE MILES WAS TERMINATED FROM THE BAPTIST HOME ON MARCH 31, 2004. SEE EXHIBIT 3. B. THE FIRST SENTENCE OF PARAGRAPH 11 OF THE RECOMMENDED FINDINGS OF FACT IS AMENDED TO READ AS FOLLOWS: "IN 2003, MILES WAS CHARGED IN THREE SEPARATE CASES WITH ISSUING A CHECK WITHOUT SUFFICIENT FUNDS IN PEMBINA COUNTY DISTRICT COURT, CAVALIER, NORTH DAKOTA." THIS CHANGE WAS MADE TO CLARIFY THAT DIANE MILES ISSUED THE CHECKS IN OCTOBER 2003, AND WAS LATER CHARGED FOR THOSE CHECKS. C. THE FIRST SENTENCE OF PARAGRAPH 12 OF THE RECOMMENDED FINDINGS OF FACT IS AMENDED TO READ AS FOLLOWS: "IN 2003, MILES WAS CHARGED WITH ONE COUNT OF ISSUING A CHECK WITHOUT SUFFICIENT FUNDS IN KITTSOON COUNTY DISTRICT COURT, IN MINNESOTA." THIS CHANGE WAS MADE TO CLARIFY THAT DIANE MILES ISSUED THE CHECK IN OCTOBER 2003, AND WAS LATER CHARGED FOR THAT CHECK. 2. ADOPT THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED ORDER AND DIRECTS LEGAL COUNSEL TO PREPARE THE NECESSARY BOARD ORDER TO: <ul style="list-style-type: none"> ▪ REVOKE HER LPN LICENSE; ▪ ASSESS A \$2400.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS (CERTIFIED CHECK OR MONEY ORDER); AND ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, recuse; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
4.57 Default Hearing – Kim Bolek, L7171 1/20/05 – 9:50 a.m. with SAAG	<p><i>Discussion:</i> Brian Bergeson, SAAG, was present for a default hearing for Kim Bolek, LPN. A complaint was filed against Ms. Bolek for violation of NDCC 43-12.1-14 (1) (3) (5) and NDAC 54-02-07-01.1 (5) (6). Hill reviewed the allegations of the complaint. Bergeson reported that Ms. Bolek has signed a stipulation for settlement received in his office 1/19/2005. Bergeson reviewed the history of negotiations with Ms. Bolek. Ms. Bolek agrees to all of the conditions of the Stipulation for Settlement, but identified that the penalty fee payment would begin April 2005 with payments of \$100 to \$200 per month. The board discussed the change in the signed Stipulation for Settlement.</p> <p><i>Motion:</i> Sund, seconded by Case to: ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR KIM BOLEK, LPN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> ▪ INDEFINITELY SUSPEND HER LPN LICENSE; ▪ ASSESS A \$400.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS, WITH \$100.00 MONTHLY PAYMENTS TO BEGIN APRIL 2005; AND ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, recuse; Melland, absent; Olson, recuse; Schell, yes; Sund, yes; Tello-Pool, yes. 6 yes, 0 no, 2 recuse, 1 absent. Motion carried.</p>
4.61 Request for Reinstatement – Kathy Grandall, R17163	<p><i>Discussion:</i> Kathy Grandall was present for an appearance before the board to request reinstatement of her encumbered RN license. Bitz reviewed the history of Ms. Grandall, entering the WIP program in December 2002. Ms. Grandall reviewed her current employment status with the board.</p> <p><i>Motion:</i> Sund, seconded by Schell to: ACCEPT KATHY GRANDALL'S APPLICATION FOR REINSTATEMENT TO FULL PRIVILEGE LICENSURE STATUS AND DISCHARGE SUCCESSFULLY FROM THE WORKPLACE IMPAIRMENT PROGRAM.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.71 Request for Reconsideration – Teresa Hagerman	<p><i>Discussion:</i> At their November 2004, the board denied a UAP registry application for Teresa Hagerman due to NDCC 43-12.1-14 (1) insufficient rehabilitation as a result of a criminal offense. Ms. Hagerman has submitted a petition for reconsideration and was present to address the board regarding the November decision. The disciplinary review panel had recommended an encumbrance of her UAP registry status as a condition of approving the application. Ms. Hagerman does not agree to the encumbrance due to the monetary fee requirement. She would agree to all other terms of an encumbrance. The board discussed her probationary terms, and her treatment progress, and the reporting requirements of her probation. The board discussed suspending the monitoring fee for Ms. Hagerman and noted drug screens would be at Ms. Hagerman's cost.</p> <p><i>Motion:</i> Hegle, seconded by Tello-Pool to: ACCEPT TERESA HAGERMAN'S PETITION FOR RECONSIDERATION FOR THE UNLICENSED ASSISTIVE PERSON REGISTRY AND DIRECT LEGAL COUNSEL TO PREPARE THE NECESSARY ORDER TO:</p> <ul style="list-style-type: none"> ▪ ISSUE AN ENCUMBERED UNLICENSED ASSISTIVE PERSON REGISTRY CARD ▪ SUSPEND THE \$25.00 MONTHLY MONITORING FEE AS LONG AS TERMS OF THE ENCUMBRANCE ARE BEING MET; ▪ OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, no; Schell, no; Sund, no; Tello-Pool, yes. 5 yes, 3 no, 1 absent. Motion carried.</p>
5.21 Minot State University – New Dept Chair	Minot State University has informed the board that Dr. Elizabeth Pross has been appointed Chair of the Nursing Program.
5.22 Dakota Nurse Program PN Interim Report	<p><i>Discussion:</i> Julie Traynor, Director of the Dakota Practical Nurse Program was present for this agenda item. Shanta reviewed the analysis of the interim report submitted by the Dakota Practical Nurse Program with the board. Shanta indicated that the program has made significant progress, and as the program develops, expects that the program will continue to progress towards full compliance.</p> <p><i>Motion:</i> Sund, seconded by Olson to: ACCEPT THAT THE INTERIM REPORT OF THE DAKOTA PRACTICAL NURSING PROGRAM DEMONSTRATES SUFFICIENT PROGRESS TOWARDS FULL COMPLIANCE WITH NDAC 54-03.2.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
5.41 MN State Community & Technical College LPN Refresher Course	<p><i>Discussion:</i> MN State Community & Technical College submitted their LPN Refresher Course for continued approval. Shanta indicated that the course meets the board's guidelines, and also requested the board award contact hours for the course.</p> <p><i>Motion:</i> Olson, seconded Case that:</p> <p>THE BOARD</p> <ul style="list-style-type: none"> ▪ GRANT APPROVAL TO THE MN STATE COMMUNITY & TECHNICAL COLLEGE LPN REFRESHER COURSE WHICH MEETS GUIDELINES ESTABLISHED BY THE BOARD FOR THE NEXT FOUR YEARS – JANUARY 2005 TO JANUARY 2009. ▪ APPROVE 156 CONTACT HOURS OF CONTINUING EDUCATION FOR THE COURSE THROUGH JANUARY 2009. <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, absent. 7 yes, 0 no, 2 absent. Motion carried.</p>
5.42 Ratification of approval of workshop etc for contact hours	<p><i>Discussion:</i> A list of workshops or courses approved by board staff for contact hours as of 1/12/2005 was reviewed for ratification.</p> <p><i>Motion:</i> Hegle, seconded by Sund to:</p> <p>RATIFY APPROVAL OF THE WORKSHOPS FOR CONTACT HOURS SUBMITTED TO THE ND BOARD OF NURSING, WHICH INCLUDES COURSE #528 THROUGH #535.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, absent. 7 yes, 0 no, 2 absent. Motion carried.</p>
5.51 University of Phoenix MS in Nursing Education Student – Shanta mentoring	<p>Shanta has been asked to mentor a student attending the masters of science program through the University of Phoenix. Shanta reported that the student will study the survey process and will attend a survey visit with Shanta.</p>
6.1 2005 NCSBN RN Practice Analysis Panel of Experts	<p>Deb Haagenson was invited to participate as member of the 2005 RN Practice Analysis Subject Matter Expert Panel for the National Council of State Boards of Nursing.</p>
6.2 Renewal of RN License – Michelle Litzinger	<p><i>Discussion:</i> Michelle Litzinger does not meet the practice hours for 2005-2006 license renewal due to physical limitations. The board reviewed a letter related to her circumstances of a work related injury. Because of her injury, she has limited work time available to her. Staff reviewed the renewal options with Ms. Litzinger: 1) to take a refresher course, 2) take a clinical nursing course, 3) obtain the practice hours from MN, 4) Other evidence the licensee wishes to submit which would provide proof of nursing competence. The board discussed the options available to her to attempt to obtain the practice hours, and indicated they are not willing to waive the practice hour requirement.</p> <p><i>Motion:</i> Sund, seconded by Ding that:</p> <p>THE BOARD DENY MICHELLE LITZINGER'S REQUEST FOR RENEWAL OF 2005-2006 RN LICENSE.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, recuse; Schell, yes; Sund, yes; Tello-Pool, absent. 6 yes, 0 no, 1, recuse, 2 absent. Motion carried.</p>
6.3 Limited License – Carol Middlestead, RN	<p><i>Discussion:</i> Hill reviewed an application for limited license submitted by Carol Middlestead. The board reviewed her case and letters from her physicians. The board discussed the terms of the limited license.</p> <p><i>Motion:</i> Case, seconded by Olson that:</p> <p>THE BOARD APPROVE THE APPLICATION FOR LIMITED LICENSE FOR CAROL MIDDLESTEAD, RN.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, absent. 7 yes, 0 no, 2 absent. Motion carried.</p>
7.11 ND Nursing Needs Study	<p><i>Discussion:</i> Dr. Patricia Moulton of the UND Rural Health Center was present via teleconference for this agenda item. Dr. Moulton reviewed the response to the survey of Health Care Organizations and discussed a proposed timeline for continuing the study. The board discussed the timeline and financing of the study.</p> <p><i>Motion:</i> Olson, seconded by Sund that:</p> <p>THE BOARD APPROVE THE PROPOSAL FOR CONTINUATION OF THE NURSING NEEDS STUDY AND REFER THE FUNDING PROPOSAL TO THE FINANCE COMMITTEE FOR FURTHER CONSIDERATION.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.21 NLN's Comprehensive Survey of All Nursing Programs	<p>The board reviewed a News Release from the National League for Nursing related to admissions in nursing programs nationwide and the number of rejected applicants. It was noted that program admission slots have increased nationwide, but demand for admissions is still not being met.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

AGENDA ITEM	ACTION
7.31 Prescriptive Authority Applications	<p><i>Discussion:</i> Five individuals have submitted an application for prescriptive authority since the last meeting.</p> <p><i>Motion:</i> Olson, seconded by Case to: RATIFY PRESCRIPTIVE AUTHORITY FOR THE FOLLOWING: MELISSA ERDMANN, FNP, GRAND FORKS, ND MIRIAM ANDERSON, FNP, FARGO, ND JENNIFER LOVELAND, FNP, FARGO, ND PATRICIA LIES, ANP, WAHPETON, ND BETHANN NUELLE, FNP, GRAND FORKS, ND</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, absent. 7 yes, 0 no, 2 absent. Motion carried.</p>
7.32 Prescriptive Authority Committee	<p>The prescriptive authority committee met January 19, 2005. Dietrich reviewed the members present at the meeting, and indicated Patricia Dardis, board representative was available by phone. Dietrich indicated the agenda focused on APRNs who were granted prescriptive authority during the past year, and APRNs with prescriptive authority who have been disciplined.</p>
7.33 Request from Orthopaedic Nurses Certification Board	<p><i>Discussion:</i> A request was received from the Orthopaedic Nurses Certification Board to recognize the ONC examination for APRN licensure. Kalanek indicated that the current practice of the board has been to not accept subspecialty exams as basis for APRN licensure. NCSBN is studying this issue. The board decided that subspecialty examinations not be accepted for APRN licensure until further information from NCSBN research is received.</p> <p><i>Motion:</i> Sund, seconded by Olson to: THE BOARD DOES NOT RECOGNIZE ORTHOPAEDIC NURSES CERTIFICATION EXAMINATION FOR ADVANCED PRACTICE NURSES IN ORTHOPAEDICS.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, absent. 7 yes, 0 no, 2 absent. Motion carried.</p>
7.5 Administrative Rule Promulgation – Proposed Revisions	<p><i>Discussion:</i> Sund reviewed the history of the medical assistant issue, which began with an attorney general opinion that was issued and stated medication administration is a nursing function that falls under the Nurse Practice Act. A task force was formed to study the issue of regulation of medical assistants, as they are not currently regulated. The task force brought recommendations for action to the board at their November meeting. The board adopted a recommendation to add a category Medication Assistant III to cover medical assistants through medication administration. The task force has met several times and presented proposed rules to the board for review. The board reviewed the proposed rules for Chapter 54-01-03 Definitions, NDAC 54-07-06 Medication Administration by a Medication Assistant, which adds the Medication Assistant III category, Chapter 54-03.2-06-07 Curriculum related to Advanced Practice program curriculum, and a new section NDAC 54-02-10-03 related to the Nurse Licensure Compact. Minor editorial changes were identified, and a public hearing date is tentatively scheduled for April 4, 2005.</p> <p><i>Motion:</i> Sund, seconded by Olson that: THE BOARD INITIALLY ADOPT FOR PUBLIC HEARING THE PROPOSED REVISIONS TO NDAC CHAPTER 54-01-03 DEFINITIONS & CHAPTER 54-07-05 MEDICATION ADMINISTRATION BY A MEDICATION ASSISTANT, CHAPTER 54-03.2-06-07 CURRICULUM, AND NEW SECTION 54-02-10-03 ISSUANCE OF LICENSE BY A COMPACT PARTY STATE.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.51 Legislative Bills Affecting State Agencies	<p>Kalanek reviewed a number of Legislative bills that are of interest to the Board. HB1201 gives the holder of an occupational licensee to file a grievance and demand resolution of a disciplinary matter after 60 days. This would impact the board office, as many cases go beyond the 60 day time frame when required time factors for responses, etc are factored in. HB1148 relates to Dept of Human Services and personal care services for Medicare eligible clients, and another bill being followed relates to licensure of acupuncturists under the Board of Medical Examiners. There are four bills related to the administrative rulemaking process. The board will not testify on any of those bills.</p>
7.511 ND School Nurses Organization	<p>The board reviewed correspondence from the ND School Nurses Organization related to diabetes caregivers in schools. The American Diabetes Association is proposing legislation in many states to allow lay persons to manage children with diabetes in schools. The ND School Nurses Association opposes this type of legislation, and asks the board for support should this be proposed in the ND legislature.</p>
7.512 Physical Therapy Practice Act	<p>The Board reviewed the proposed bill prepared by the ND Board of Physical Therapy to update the Physical Therapy Practice Act. The board reviewed the proposed bill and found no issues of concern related to nursing practice.</p>
7.6 Website & Renewal	<p>Kalanek reported that for the 2005-2006 renewal cycle, 72% of nurses renewed on-line, and 28% renewed by paper. 748 nurses did not renew.</p>
12.5 NDBON Regulatory Schematic	<p><i>Discussion:</i> Bitz and Rossman have prepared a regulatory schematic to use for Nurses Day at the Legislature and requested the board's approval.</p> <p><i>Motion:</i> Olson, seconded by Schell to: ADOPT THE PROPOSED REGULATORY SCHEMATIC FOR THE ND BOARD OF NURSING.</p> <p><i>Roll call vote:</i> Case, yes; Dietrich, yes; Ding, yes; Hegle, yes; Melland, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

CONSENT AGENDA:

8.1 NCSBN
8.2 Office Management
8.3 Nursing Practice
8.31 Summary of practice calls
8.32 ND Nurses Association/ND Board of Nursing Comparison
8.33 Nursing Center – Salary Survey
8.4 Workplace Impairment Program Report
8.41 Statistics
8.5 UAP Issues
8.51 Testing Summary Report
8.52 NNAAP Testing
8.53 Comparison: Unlicensed Assistive Person and CNA in ND
8.54 Comparison of Medication I and Medication II Programs
8.6 Licensure Statistics
8.61 Licensed Nurse – none available
8.62 Unlicensed Assistive Person – none available
8.63 NCLEX-RN
8.64 NCLEX-PN
8.65 CGFNS Certifying Foreign Born Health Care Workers
8.66 JCAHO Revised Standards on Verification of licensure, certification, registration
8.67 A Nursing Crisis in the Philippines
8.7 Discipline
8.71 Disciplinary Statistics/Case Activity Report
8.8 Legal Counsel
8.9 Education
8.91 Letter of Understanding for Minot State University Consultation
8.92 Congratulation for DOE continued recognition from NDSU
8.93 AACN Media Release – Enrollment Increases at US Nursing Schools
8.94 NLN – National Council of State Boards of Nursing Announcement
8.95 Information related to International University of Nursing
8.96 Mount Marty College – Notification of out-of-state nurse anesthesia student clinical in ND
8.97 USD notification of out-of-state ADN student clinical experiences in ND
8.98 Presentation College notification of out-of-state ADN clinical student experiences in ND

BOARD COMMITTEES:

9.1 Workplace Impairment Program Committee
9.2 Nursing Education Committee
9.3 Finance Committee
9.4 Executive Committee
9.5 Prescriptive Authority Committee – January 19, 2005 at 5:00 PM
9.6 Nursing Practice Committee
9.7 Nursing Needs Study Steering Committee

UPCOMING MEETINGS & REPORT OF MEETINGS ATTENDED:

10.1 NCSBN Annual Meetings – August 2-5, 2005
10.2 NCSBN Monthly Meetings by teleconference calls and onsite:
10.21 National and State Policy
10.22 Education Consultants

**North Dakota Board of Nursing
Meeting Minutes – January 20-21, 2005**

10.23 Discipline Networking
10.24 EO Network
10.25 NLCA Meeting
10.26 Board of Directors Meeting – November 29 – December 1, 2004, February 16-18, 2005
10.27 Item Review Subcommittee, Olson & Shanta
10.28 Mid-Year Meeting, March 21-23, 2005: Dietrich & Hill will be attending on NCSBN resource funds, Kalanek & Bitz attending for NCBSN.
10.29 Commitment to Ongoing Regulatory Excellence – Feb 24-25, 2005
10.3 Annual Institute of Regulatory Excellence – January 10-13, 2005 Bitz and Kalanek received fellowships for the Institute of Regulatory Excellence. They reported that the quality of program is exemplary, and they are required to complete a research project to be displayed at the annual meeting.
10.4 ND Nurse Leadership Council – December 13, 2005 and January 19, 2005 Sund reported on the meetings of the Nurse Leadership Council (NLC) that she, Dietrich and Kalanek have been attending. The group has been developing by-laws and discussing membership of the group. Sund indicated that because of the board's regulatory mission of public protection, the Board will be an affiliate rather than full member, and will not have voting privileges on the council. The NLC also discussed the issues of the Clinical Nurse Leader and Doctor of NP. The NLC will meet again in March.
10.5 NCSBN Executive Officers - April 21-22, 2005
10.6 ND Organization of Nurse Executives- February 18, 2005
10.7 Pearson Vue Item Review Workshop – Representing NCSBN – January 5-8, 2005 Shanta
10.8 SB2330 Task Force – December 13 and December 21, 2004
10.9 American Academy of Nurse Practitioners Meeting – January 8, 2005 – Dr. Dean Gross, Family Nurse Practitioner Dr Gross represented the board at this meeting, and was present via teleconference to report to the board on the meeting. Dr. Gross reviewed the topics that were discussed, which related to the Long Term Care admissions, the VA administration not considering NPs primary care providers because of the requirement for a collaborative agreement with prescriptive authority, the Doctor of Nurse Practitioner, Medicare prescription drug legislation. Dr. Gross also discussed an issue that the state of Utah is having with the APRN compact and prescriptive authority in other states.
10.10 Medical Assistant Task Force – December 9, 2004 – Sund and Olson
10.11 Student Nurse of the Year contest judge – January 21, 2005 - Shanta
10.12 NCSBN Practice Breakdown Advisory Panel – Bitz
10.13 NCSBN Committee on Nominations – January 18, 2005 - Bitz

Staff Presentations:

- 11.1 Phone Consultation with DSU – October 21, 2004 – Kalanek & Shanta
- 11.2 On-site Consultation with MSU – March 23-24, 2005 – Shanta
- 11.3 APRN Rules & Nurse Practices Act – U of Mary – January 5, 2005 – Kalanek
- 11.4 Nurse Practice Act – U of Mary – January 24, 2005 - Kalanek
- 11.5 Delegating Effectively – Trinity Health – February 1, 2005 - Kalanek

Board Leadership Discussion:

- 12.1 Board Governance Model
- 12.2 Dakota Nurse Connection - Dec/Jane deadline 12/15; Mar/Apr deadline 3/15
- 12.31 Governance – Report from Board Source Conference
- 12.4 Board Meeting Evaluation – Board members are to complete and hand in evaluation forms.

On January 20, 2005, the meeting recessed at 11:55 a.m. for lunch and reconvened at 12:45 p.m. Tello-Pool was absent from 12:50 p.m. to 1:50 p.m.

The meeting recessed for the day at 3:45 p.m.

The meeting reconvened at 8:40 a.m. on January 21, 2005 at the board office conference room.

The meeting adjourned at 10 a.m. on January 21st.

Constance B. Kalanek, RN, PhD
Executive Director
Draft 1/28/05