

**North Dakota Board of Nursing  
Meeting Minutes – March 9-10, 2006**

Call to Order:	March 9, 2006 at 8:30 a.m. – State Water Commission Bldg Meeting Room, 900 E Blvd, Bismarck, ND.	
Roll Call:	Nine board members present as follows:	
	Claudia Dietrich, RN, President	
	JoAnn Sund, RN, Vice-President	Donna Hegle, RN
	Roxane Case, Public Member, Treasurer (absent 3/10/06)	Renee Olson, LPN
	Metta Schell, LPN	Mary Tello-Pool, LPN
	Helen Melland, RN	Nelson (Buzz) Benson, RN
Staff Present:		
	Constance Kalanek, RN, Executive Director	Karla Bitz, RN, Associate Director
	Patricia Hill, RN, Asst. Director for Practice & Discipline	Linda Shanta, RN, Associate Director for Education (absent 3/10/06)
	Julie Schwan, Admin Services Coordinator	

Other observers present are indicated on the meeting roster. Students from University of Mary were present.

**MINUTES REFLECT ACTIVE AGENDA ITEMS THAT WERE REVIEWED AND DISCUSSED AT THE MEETING.**

AGENDA ITEM	ACTION
Environmental Scan	<ul style="list-style-type: none"> <li>• Facilities are continue to experience shortages for nurses and Certified Nurse Aide ; some offering wages more for med-surg nurses</li> <li>• Organizations working on strategic planning and Risk Management.</li> <li>• AACN conference attended; discussions on methods for admitting students with disabilities in nursing programs.</li> <li>• NY Board of Nursing and entry proposal, not seeking to close ADN programs, give the graduates 10 years to get BSN.</li> <li>• Tello-Pool has been certified by the Dept of Homeland Security, working on pandemic issues.</li> <li>• Kalanek will attend Mid-year meeting next week.</li> </ul>
1.1 Consent Agenda	<p><i>Discussion:</i> The board reviewed the consent agenda. Staff requested moving Agenda Item 8.71 Discipline Statistics to Agenda Item 4.9.</p> <p><i>Motion:</i> Case, seconded by Olson to: <b>ADOPT THE CONSENT AGENDA AS REVISED.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
1.2 Agenda	<p><i>Discussion:</i> The agenda was reviewed as distributed. Agenda 7.11 appointment for Friday has been cancelled and will no longer need action.</p> <p><i>Motion:</i> Sund, seconded by Case to: <b>ADOPT THE AGENDA WITH APPOINTMENT CHANGE.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
1.3 Open Forum (1:00 p.m.)	Representatives from the ND Dept of Human Services were present to address the board regarding Consumer Directed Care. Discussion is noted under agenda item 7.17. Open forum closed at 1:40 p.m.
2.1 November 17-18, 2005 Meeting Minutes	<p><i>Discussion:</i> The minutes of the January 19-20, 2006 meeting were reviewed. No corrections were identified.</p> <p><i>Motion:</i> Melland, seconded by Olson to: <b>APPROVE THE MINUTES OF THE JANUARY 19-20, 2006 MEETING AS DISTRIBUTED.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
3.1 Financial Statements	Financial Statements through February 28, 2006 were reviewed. The board reviewed the comparison in actual expenditures to date from last year to this year. Income is at 94% of budgeted and expenses at 74% of budgeted.
3.2 Strategic Planning for 2006-2009	Board members met with Dr. Jon Martinson March 9 <sup>th</sup> from 9:00 a.m. to 11:30 a.m. to work on the strategic plan.
3.3 Request for refund 2004-2005 reactivation/reapplication – Elaine Murchie	<p><i>Discussion:</i> Elaine Murchie submitted an application for reactivation in 2004-2005 in September 2004 along with an affidavit of name change. The name change process had been completed in 2004. At the time of her application, Ms. Murchie was notified that she did not have enough practice hours and needed a refresher course. Ms. Murchie has since chosen not to take the refresher course due to health reasons and in January 2006 requested a refund of the reactivation and affidavit of name change fee. According to the rules, a reactivation fee is non-refundable. The board discussed the length of time from the receipt of application to request for refund, and noted that the rules do not permit refund of fees.</p> <p><i>Motion:</i> Sund, seconded by Schell to: <b>DENY ELAINE MURCHIE'S REQUEST FOR A REFUND OF HER \$110.00 REAPPLICATION/REACTIVATION FEE.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>

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4.0 Investigative Plan Policy	<p><i>Discussion:</i> The staff presented proposed revisions to the Investigative Plan Policy. If more than three Potential Violation Reports (PVRs) are from received from the same individual with no identified violations, the PVR would be sent back to the individual with a copy also sent to the facility. The second revision would authorize a process to issue a cease and desist order to limit or revoke an individuals' authority to practice. Notice would be provided to the Executive Committee of the board or three board members if the Executive Committee is unavailable.</p> <p><i>Motion:</i> Melland, seconded by Tello-Pool to: <b>APPROVE THE REVISED INVESTIGATIVE PLAN POLICY.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>										
4.1 Administrative Settlements - Practice	<p><i>Discussion:</i> One individual has submitted an administrative settlement for practice without a license/registration since the last meeting. A letter was read from the licensee that indicated the omission to renew was in error, and not intentional.</p> <p><i>Motion:</i> Sund, seconded by Olson to: <b>ACCEPT THE ADMINISTRATIVE SETTLEMENT FOR PRACTICE WITHOUT A LICENSE/REGISTRATION FOR:</b></p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Name</th> <th style="text-align: center;">Lic/Reg #</th> <th style="text-align: center;">City, State</th> <th style="text-align: center;">Sanction</th> <th style="text-align: center;">Penalty Fee</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">Solum, Sharon</td> <td style="text-align: center;">L5003</td> <td style="text-align: center;">Fargo, ND</td> <td style="text-align: center;">Reprimand</td> <td style="text-align: center;">\$400</td> </tr> </tbody> </table> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>	Name	Lic/Reg #	City, State	Sanction	Penalty Fee	Solum, Sharon	L5003	Fargo, ND	Reprimand	\$400
Name	Lic/Reg #	City, State	Sanction	Penalty Fee							
Solum, Sharon	L5003	Fargo, ND	Reprimand	\$400							
4.41 Stipulation for Settlement – Angela Scherbenske, R31044	<p><i>Discussion:</i> A Stipulation for Settlement was received from Angela Scherbenske, 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 (5) (6) (7).</p> <p><i>Motion:</i> Sund, seconded by Olson to: <b>ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR ANGELA SCHERBENSKE, RN, AND ENTER ITS ORDER TO:</b></p> <ul style="list-style-type: none"> <li>• <b>ISSUE A REPRIMAND;</b></li> <li>• <b>ASSESS A \$800.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND</b></li> <li>• <b>OTHER TERMS AS SET OUT IN BOARD ORDER.</b></li> </ul> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>										
4.91 Other – Jeannine Nichols – RN Applicant	<p><i>Discussion:</i> Jeannine Nichols submitted an application for license by endorsement and answered no to all of the background questions. A temporary permit was issued, and upon receipt of "verification of licensure" from Kansas Board of Nursing, it was noted that that her license had been sanctioned or disciplined in 1994. She is also has an investigation pending in Missouri. A cease and desist order was issued for her temporary permit, and she has been terminated from her ND employment. The board reviewed her letter in which she claims the instructions for the form were not clear, but it was noted that no instructions were listed for the questions and the questions clearly request background investigatory or disciplinary history information for all/any jurisdiction.</p> <p><i>Motion:</i> Sund, seconded by Schell to: <b>DENY JEANNINE NICHOLS APPLICATION FOR RN LICENSE BY ENDORSEMENT UNDER NDCC 43-12.1-14 (4).</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>										
4.92 Other – Twila Wedel, CNA 19807	<p><i>Discussion:</i> Twila Wedel, CNA submitted a NNAAP application with a positive response to background history questions #1-6. Ms. Wedel submitted a voluntary surrender in November of 2003. Attached documentation was reviewed by the Board.</p> <p><i>Motion:</i> Melland, seconded by Hegle to: <b>DENY TWILA WEDEL'S APPLICATION FOR NNAAP TESTING BASED ON NDCC 43-12.1-14 (1).</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>										
4.93 Other – Ebony Anderson	<p><i>Discussion:</i> Ebony Anderson submitted a NNAAP Application with a positive response to the criminal history question. Ms. Anderson was sentenced in Georgia, and is currently serving four years probation. Her supervised probation is to expire May 2009.</p> <p><i>Motion:</i> Olson, seconded by Benson to: <b>DENY EBONY ANDERSON'S APPLICATION FOR NNAAP TESTING BASED ON NDCC 43-12.1-14(1).</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>										
4.94 Discipline Summary	<p>Bitz reported that there are currently 49 disciplinary cases pending. The cases have become very complex. Fifty PVR's were received in January and February of 2006. The board discussed the increase in reporting may be due to increased education and awareness of the mandatory reporting law.</p>										

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AGENDA ITEM	ACTION
5.11 ND State College of Science Survey Report (3/9/06 @ 1:30 p.m.)	<p><i>Discussion:</i> Barb Diedrick, Chair of the ND State College of Science Nursing program and Ruth Gladden, Coordinator of the ASN program were present for this agenda item. The Nursing Education Committee discussed the report and has provided a recommendation for the board's consideration. The board discussed the committee's concern with the lack of faculty for the number of students. Two issues of non-compliance for 54-03.2-02-06 Financial Support, and 54-03.2-04-03 Practical or associate degree nursing program faculty qualifications and one issue of partial compliance or non-compliance with NDAC 54-03.2 54-03.2-04-08.1 Unqualified Faculty were noted.</p> <p><i>Motion from Nursing Education Committee:</i>  <b>THE NURSING EDUCATION COMMITTEE RECOMMENDS THAT THE BOARD FIND THAT:</b></p> <ol style="list-style-type: none"> <li>1. <b>NDSCS ASN PROGRAM IS MAKING SIGNIFICANT PROGRESS TOWARD FULL COMPLIANCE WITH NORTH DAKOTA ADMINISTRATIVE CODE 54-03.2 STANDARDS FOR NURSING EDUCATION PROGRAMS; AND</b></li> <li>2. <b>GRANT CONTINUED INITIAL APPROVAL THROUGH MARCH 2007; AND</b></li> <li>3. <b>REQUIRE AN INTERIM REPORT PRIOR TO NOVEMBER 1, 2006 FOR CONSIDERATION OF FULL APPROVAL BY THE BOARD. THE INTERIM REPORT MUST PROVIDE NCLEX PASS RATES OF THE FIRST GRADUATING CLASS AND COMPREHENSIVE EVIDENCE OF PROGRESS TOWARD STANDARDS THAT WERE IDENTIFIED IN THIS REPORT AS NON-COMPLIANT, PARTIALLY COMPLIANT, AND MET IN PROGRESS.</b></li> </ol> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
5.21 Dakota Nurse PN Program	<p>At the July 2005 meeting, the board directed staff to meet with representatives of Dakota Nurse Program regarding student concerns, which staff did in September 2005. It was noted that many of the identified problems were related to the complexities of the program. Overall, program felt this was a good reminder about student rights. Changes in the program schedule were made to reduce faculty burnout.</p>
5.41 Request for CE Audit	<p>Staff have sent 110 audit letters for the CE renewal audit for 2006-2007 and documentation is due in the board office by March 24, 2006. One active duty military person who is deployed was in the random audit and was excused from providing the documentation based on NDCC Chapter 43-51.</p>
5.42 Ratification of approval of workshop etc for contact hours	<p><i>Discussion:</i> The board reviewed a list of courses approved by board staff for contact hours as of March 8, 2006 for ratification.</p> <p><i>Motion:</i> Tello-Pool, seconded by Case to:  <b>RATIFY APPROVAL OF THE WORKSHOPS FOR CONTACT HOURS SUBMITTED TO THE ND BOARD OF NURSING, WHICH INCLUDES COURSES #577 THROUGH #584.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
5.5 Report from Nursing Education Committee	<p>The Nursing Education Committee (NEC) met on March 8, 2006. Melland reported that the group developed a proposal for a nurse faculty intern to help address the nursing faculty shortage. The board had directed the NEC to study the issue and provide a recommendation to the board. Also discussed that the NCLEX Train the Trainer Presentation that Shanta presented in Fargo on February 16, 2006 was well attended.</p>
5.51 Unqualified Faculty	<p><i>Discussion:</i> The board reviewed a draft Nurse Faculty Internship policy and procedure document developed by the Nursing Education Committee. The document discusses background, purpose, definitions and qualifications for this role implementation. Melland discussed the definitions of Graduate Teaching Assistant, Nurse Faculty Intern, Faculty Mentor, Academic Consultant, and reviewed the policy and procedure to obtain Board approval for a pilot study. Members of CUNEA are provided positive feedback on the proposal. The committee recommends a pilot project for four years and then evaluation.</p> <p><i>Motion from the Nursing Education Committee to:</i>  <b>ACCEPT APPROVAL OF THE DRAFT OF THE NURSE FACULTY INTERNSHIP POLICY FOR IMPLEMENTATION IN FALL OF 2006 AS A FOUR-YEAR PILOT PROJECT.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
6.1 Pearson Acquires Promissor	<p>Pearson Testing, the vendor that provides the NCLEX examination, has purchased Promissor, the vendor that provides the NNAAP testing. The process most likely will evolve with the purchase.</p>
7.11 Glen Ullin Ambulance Service – Amy Lively LPN & Joan Weiland LPN (3/10/06 @ 10:00 a.m.)	<p>Tim Meyer from the ND Dept of Health, Division of Emergency Medical Service (DEMS) was present for an update on the issue of an LPN who is not an EMT acting as a primary care provider in an ambulance. The board discussed this issue at their last meeting and determined that LPN education did not include treatment of unstable patients, and further training should be required. Since that time, the Glen Ullin and the West Trail Ambulance squad has contacted the board regarding LPNs that are not EMTs but have had additional training. The Division of Emergency Medical Services attorney, Edward Erickson, AAG has determined that it is within the department's authority to issue a temporary EMT license effective through June 30, 2007 to the LPNs currently in the EMS. During the interim the LPNs would be required to take the EMT course. The DEMS felt it would be prudent to have a transition period, and then have the authority to give them a permit. The LPNs would have to take a bridge course and national examination to gain full licensure as EMT. The current RN bridge course that has been developed is 32 hours. Funding is also available through DEMS. The board reviewed the scope of practice for EMS Providers for all levels.</p>

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AGENDA ITEM	ACTION
7.12 Approval for registration – surgical technician	<p><i>Discussion:</i> One individual has submitted an application for surgical technician for review since the last meeting.</p> <p><i>Motion:</i> Sund, seconded by Olson to: <b>RATIFY APPROVAL OF THE FOLLOWING APPLICATION FOR SURGICAL TECHNICIAN ON THE UNLICENSED ASSISTIVE PERSON REGISTRY (NDAC 54-05-04-04-1C): DARLENE MONSON, BOTTINEAU, ND</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
7.13 Use of non-RN caregivers in the emergency room	<p><i>Discussion:</i> In January, a position description from Innovis Health for paramedics and EMTs in the emergency room was forwarded to the board office. Staff contacted Innovis Health for clarification of certain issues. There was an attorney general's opinion issued in 1996 that the board has been using for questions related to use of non-RN caregivers in the emergency room. The board reviewed an Emergency Nurse Association position statement. The issue was brought forward to affirm that the board still holds the same position. It was agreed it is time to discuss the issue again, and Tello-Pool and Benson agreed to meet with staff and the Dept of Health EMS Division regarding this issue.</p> <p><i>Motion:</i> Schell, seconded by Melland to: <b>DIRECT STAFF TO HAVE DISCUSSIONS WITH EMERGENCY SERVICES DIVISION RELATED TO NON-RN CAREGIVERS IN THE EMERGENCY ROOM.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
7.14 Clarification from ND Board of Pharmacy	<p>Staff requested clarification from Board of Pharmacy on the law or regulations related to when a pharmacist clarifies an order from a physician or nurse practitioner and then relays it to the nurse, as to what the procedure should be from there. The board discussed the response, and is still not certain as to the requirement. The board directed staff to obtain further clarification from the Board of Pharmacy.</p>
7.15 AG Opinion – nurse licensed in ND and the practice massage – 2005-L41 Letter Opinion	<p><i>Discussion:</i> During the last couple of years, there have been numerous questions about whether massage is in the scope of practice of a nurse. In November, an attorney general's opinion was requested by the Board of Massage Therapy on whether a nurse may practice massage in a spa/or massage setting. The opinion indicated that a nurse may only practice massage therapy in the bona fide practice of nursing in connection with a health care regimen. Bergeson and the Executive Committee drafted a letter for the board's review related to the restriction of nursing practice in a setting connected with a health care regimen. The letter addresses concerns that in the current healthcare arena and the development of integrative therapies, nursing is not practiced just in the traditional hospital or LTC setting and to request the attorney general to review and reconsider the opinion so that the practice of nursing is not unnecessarily restricted.</p> <p><i>Motion:</i> Tello-Pool, seconded by Olson to: <b>APPROVE SENDING THE DRAFT LETTER REGARDING NURSES LICENSED IN ND AND THE PRACTICE OF MASSAGE PREPARED BY BRIAN BERGESON TO THE ATTORNEY GENERAL.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
7.16 Medication administration query – NDDoH & NDBOP	<p>The board reviewed a document that was put together in 2005 related to questions from the ND Dept of Health and the ND Board of Nursing responses in regards to medication administration. The board also reviewed a response letter from Howard Anderson, Board of Pharmacy to the ND Department of Health</p>
7.17 Consumer Directed Care – ND Department of Human Services – 3/9/06 @ 1:05 p.m.	<p><i>Discussion:</i> Karen Mongeon RN and Karen Tescher RN from the ND Dept of Human Services were present to address the board regarding the process of waiver application for Consumer Directed Care. The Dept of Human Services has had several meetings with board staff in 2005 and 2006. Staff have also met with Bruce Murray from ND Protection and Advocacy and ND Home Health Association on this topic. Legislation was passed in 2005 that allows Medicare recipients to receive care in their home and direct their own care. Services in the community have to be equal to or less than cost in nursing homes. The group has discussed two systems of care, the first being Nurse Delegation which is currently allowed for under state law. Self Directed Care is the second system of care that allows the recipient to delegate nursing tasks to a UAP. This model of care conflicts with current law and the Dept of Health is looking for options as to how we can make self directed care a possibility. It was indicated that a number of states have exempted these individuals from the nurse practices act. The Dept of Human Services has requested the Board of Nursing to provide input on a course of action to allow for self-directed care for Medicare recipients.</p> <p><i>Motion:</i> Sund, seconded by Case to: <b>DIRECT STAFF TO CONTINUE DIALOGUE WITH STAFF OF THE ND DEPARTMENT OF HUMAN SERVICES ON THE TOPIC OF CONSUMER DIRECTED CARE.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes. 9 yes, 0 no, 0 absent. Motion carried.</p>
7.2 Nursing Needs Study, NDCC 43-12.1-08.2	<p>The board reviewed a Bismarck Tribune article regarding the Nursing Needs Study presentation to the Interim Budget Committee on Health Care.</p>

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AGENDA ITEM	ACTION
7.31 Prescriptive Authority Applications	<p><i>Discussion:</i> Two individuals have submitted an application for prescriptive authority since the last meeting.</p> <p><i>Motion:</i> Olson, seconded by Schell to:  <b>RATIFY PRESCRIPTIVE AUTHORITY FOR THE FOLLOWING:</b>  <b>Denise Schrader RN, PNP, Minot AFB, ND</b>  <b>Tara Helfritz RN, ANP, Grand Forks, ND</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes.            8 yes, 0 no, 1 absent. Motion carried.</p>
7.33 APRN Vision Paper – draft	<p><i>Discussion:</i> The board reviewed a draft "Vision Paper: The Future Regulation of Advance Practice Nursing" that has been developed by NCSBN. NCSBN is asking for feedback from boards on the paper. The paper discusses phasing out the Clinical Nurse Specialist category as an advanced practice licensure category. Current licensed CNSs would be "grand parented" into the Nurse Practitioner category. The CRNA and Certified Nurse Midwife category would not change, because those programs have core curriculums and examinations. The paper states the major issue for the NP is that a core curriculum is not identified. The paper also discusses adding licensure examination in addition to the certification examination. This topic will be discussed at midyear meeting.</p> <p><i>Motion:</i> Olson, seconded by Benson to:  <b>SUPPORT THE GENERAL CONCEPT OF NCSBN APRN VISION PAPER DRAFT AND WILL DISTRIBUTE THE FINAL PAPER TO THE ND NURSE LEADERSHIP COUNCIL WHEN IT BECOMES AVAILABLE.</b></p> <p><i>Discussion:</i> Discussion continued and board members felt it was premature to a recommendation before the final draft could be reviewed and input had been received from all constituents. Kalanek requested direction for voting at the mid-year meeting. The board by consensus directed Kalanek to lend support for the general concept as drafted for the mid-year meeting and the board will discuss the final document at May meeting. Motion was withdrawn.</p>
7.4 Nurse Licensure Compact Update	<p>The board reviewed a document "Nurse Licensure Compact Administrators (NLCA) and National Council of State Boards of Nursing Response to the Mississippi Board of Nursing (MSBoN) Evaluation of the Nurse Licensure Compact (NLC). Mississippi is threatening to withdraw from the compact, and the board discussed their concerns with the compact. It was noted that this document explained the compact and should be used as a reference. Other states planning to join the Compact are CO, KY, MI, MO.</p>
7.41 APRN Compact	<p>The board discussed the APRN Compact and if there is any interest in moving forward with the APRN compact. The major issue identified is prescriptive authority. The Vision paper discusses utilizing the compact to create more uniformity. Rule promulgation would take two to three years to implement. The board directed staff to get feedback from APRN groups to see if there is any support for an APRN compact. Information will also be published in the Dakota Nurse Connection.</p>
7.51 Legislative Bills Affecting State Agencies	<p>Ken Tupa, APT, Inc was present to brief the board on the Interim Budget Committee on Health Care meeting. There are three potential separate drafts of legislation for combining boards and commissions 1) Consolidation of certain boards relating to Addiction Counselors, Social Workers, Marriage and Family Therapists, Professional Counselors and Psychologists 2) Create a State Board of Allied Health for any new allied health profession that might be seeking regulation in the future to be established in the ND Century Code 3) Require a study process to be conducted by an Interim Legislative Council Committee for any future allied health profession wishing to be established. Another possible issue that may be brought forward is related to the clinical requirement for nursing education. The Budget Committee on Government Services which oversees the Dept of Corrections has drafted a bill to exempt jailers from medication administration requirements. Kalanek and Tupa will be meeting with the ND Association of Counties and Senator Lyson on this legislation.</p>
7.52 Communication Policy and report form	<p>The board reviewed contacts that have been made with legislators.</p>
7.53 Administration of Medication in Correctional Facilities	<p><i>Discussion:</i> The board reviewed chronology of events and two proposed draft bills, and newspaper articles related to medication administration in correctional facilities. The BON approved Medication I Program for Dept of Corrections has been utilized statewide. Kathy Bachmeier RN has implemented a train the trainer process throughout the state within the correctional system. Staff continues to discuss and clarify the process in place to many different affected facilities.</p> <p><i>Motion:</i> Tello-Pool, seconded by Sund to:  <b>DIRECT STAFF TO CONTINUE DISCUSSION WITH AFFECTED AGENCIES AND LEGISLATORS ON THE PRACTICE OF MEDICATION ADMINISTRATION IN CORRECTIONAL FACILITIES.</b></p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Melland, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes.            8 yes, 0 no, 1 absent. Motion carried.</p>
7.71 Non-renewals for 2006-2007	<p>The board reviewed a list of non-renewals for 12/31/05. ND Organization of Nurse Executives suggested a survey of non-renewals to obtain information on why they did not renew. Patricia Moulton has indicated that could be done through the nursing needs study.</p>
7.72 Wellness Benefit Application	<p>The board office has received grant monies from NDPERS for a wellness program to obtain a 1% health insurance discount. The board will contract with Sandra Opdahl for Yoga classes to meet the Wellness Program requirements.</p>

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**CONSENT AGENDA:**

8.1 NCSBN
8.11 Inaugural address – AAMA
8.12 New International Test Sites
8.2 Office Management
8.3 Nursing Practice
8.31 Summary of practice calls
8.32 EMS Memo – LPN Practice
8.4 Workplace Impairment Program Report
8.41 Statistics
8.5 Unlicensed Assistive Person/Medication Assistant
8.51 Testing Summary Report
8.52 NNAAP Testing
8.6 Licensure
8.61 Licensed Nurse
8.62 Unlicensed Assistive Person
8.63 NCLEX-RN – none
8.64 NCLEX-PN - none
8.65 Thank you note from Nancy Joynel
8.66 Official Name Change – Clinical Nurse Specialist in Adult Health Certification
8.7 Discipline
8.71 Disciplinary Statistics/Case Activity Report
8.8 Legal Counsel
8.9 Education
8.91 Academic Leaders Form New Global Alliance
8.92 St Alexius Notification of Out-of-State Student
8.93 MSUM Notification of out-of-state student
8.94 Northland Community Technical College Notification of out-of-state student
8.95 Mount Marty College Notification of Out-of State Students
8.96 UND College of Nurses announces 100% of CRNA graduates passed the certification exam
8.97 Excelsior College Court Decision
8.98 Presentation College notification of Out-of-State Students

**BOARD COMMITTEES:**

9.1 Workplace Impairment Program Committee
9.2 Nursing Education Committee -
9.3 Finance Committee
9.4 Executive Committee – February 21, 2006
9.5 Prescriptive Authority Committee
9.6 Nursing Practice Committee – February 15 <sup>th</sup> – Olson reported on meeting and the board reviewed a memo sent to all interested parties on Feedback/Input to Nurse Practice Committee

**UPCOMING MEETINGS & REPORT OF MEETINGS ATTENDED:**

10.1 NCSBN Annual Meetings – August 1-4, 2006
10.2 NCSBN Monthly Meetings by teleconference calls and onsite:
10.21 National and State Policy
10.22 Education Consultants
10.23 Discipline Networking
10.24 EO Network
10.25 NLCA Meeting

**North Dakota Board of Nursing  
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10.26 Board of Directors Meeting – February 8-10, 2006
10.27 Item Review Subcommittee
10.28 Mid-Year Meeting, March 13-15, 2006
10.29 Commitment to Ongoing Regulatory Excellence – January 30-31, 2006
10.30 NCSBN Practice Breakdown Research Advisory Panel - Jan 23-24, 2006
10.31 NCSBN Executive Officers Seminar, June 28-29, 2006
10.32 Annual Institute of Regulatory Excellence, January 7-10, 2007
10.33 Board Investigator & Attorney Workshop, May 21-24, 2006
10.34 NLC Discipline & Legal Counsel Summit, July 10, 2006
10.35 Education Consultant Subgroup – Benchmarking Excellence for Nurse Education Regulators – Shanta
10.36 Bylaws Committee
10.37 IRE Teleconference – Feb 8, 2006
10.3 ND Nurse Leadership Council – January 27, 2006 (BtWAN)
10.4 ND Organization of Nurse Executives – February 24, 2006
10.5 ND Nurses Association – October 26-27, 2006
10.6 ND Rural & Public Health Conference – March 22-24, 2006 – Fargo
10.7 ND LTCA Conference, September 20-22, 2006 Ramkota, Bismarck
10.8 ND Health Care Association Annual Meeting
10.9 Consumer Directed Care, ND Dept of Human Service – Medicaid – February 28
10.10 Interim Budget Committee on Health Care – March 2 – The board reviewed the report that was presented to the committee in addition to the nursing needs study report. ND Health Care Association reported that 27 of 42 responded. 63 temps paying to \$35 to \$80 per hour. Registries located in MN, FL, NE.
10.11 Magnet Site Visit , SAMC Stakeholders – February 15
10.12 FARB Conference, San Diego, CA – Feb 3-5
10.13 St Alexius Division of Nursing, February 15
10.14 Mobility Technology Roadshow – February 14
10.15 Dr Chandice Covington, UND Dean CON, Feb 24
10.16 Medication Administration in Jails – ND Association of Counties: March 20; Senator Lyson March 28
10.17 Interim Budget Committee on Government Services, March 30

**Staff Presentations:**

- 11.1 Emerging Issues – Altru Health – Grand Forks, June 8, 2006
- 11.2 Nurse Practice Act & Emerging Issues – VA, Fargo, Feb 23, 2006
- 11.3 DSU Women’s Conference, Women’s Voices – March 21, 2006
- 11.4 NLC Discipline & Legal Counsel Summit, July 10, 2006

**The meeting recessed for lunch from 11:30 a.m. to 1:00 p.m. on March 9<sup>th</sup>, 2006.  
The meeting recessed for the day at 4:15 p.m. and reconvened at 8:30 a.m. on Friday March 10<sup>th</sup> 2006.  
The meeting adjourned at 11:00 a.m. on March 10<sup>th</sup>, 2006.**

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Constance B. Kalanek, RN, PhD  
Executive Director  
Draft 3/15/06