

MINUTES OF THE MEETING
NEBRASKA BOARD OF
ADVANCED PRACTICE REGISTERED NURSES
JANUARY 23, 2015

CALL TO ORDER

The meeting of the Nebraska Board of Advanced Practice Registered Nurses was called to order by Steven Wooden, Board Vice President, at 1:00 p.m., January 23, 2015, at Staybridge Inn & Suites, 2701 Fletcher Avenue, Lincoln, Nebraska. Copies of the agenda were mailed in advance to the Board members, emailed to interested parties, posted outside the Licensure Unit within the Nebraska State Office Building, and posted on the Department of Health & Human Services website. Wooden announced the location of a current copy of the Open Meetings Act within the room.

ROLL CALL

The following board members were present to answer roll call:

- George Adam, MD
- Barbara Foss, APRN-NP
- Stephen Jackson, Public Member
- Michelle Knolla, MD
- Marilyn Lowe, APRN-CNM
- Ruth Van Gerpen, APRN-CNS, *Secretary*
- Steven Wooden, APRN-CRNA, *Vice President*

The following Board members were absent during roll call:

- Diane Hansmeyer, Public Member (arrived at 1:09 p.m.)
- Arthur Molnar, MD

A quorum was present and the meeting convened.

The following staff members from the Department and the Attorney General's Office were also present:

- Karen Bowen, RN, *Executive Director*
- Nancy "Niki" Eisenmann, RN, *Practice Consultant*
- Shane Bailey, *Health Licensing Coordinator*
- Teresa Hampton, *Attorney (arrived at 1:02 p.m.)*
- Lisa Anderson, *Assistant Attorney General*
- Sharon Fitts, RN, *Investigator*
- Pat Lemke, RN, *Investigator*

Also present was Timothy Miller, an applicant for reinstatement.

ADOPTION OF THE AGENDA

MOTION: Adam made the motion, seconded by Van Gerpen, for the Board to adopt the agenda.

Voting Yes: Adam, Foss, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: None. **Abstain:** None. **Absent:** Hansmeyer and Molnar. **Motion carried.**

APPROVAL OF THE CONSENT AGENDA

MOTION: Van Gerpen made the motion, seconded by Lowe, for the Board to adopt the consent agenda.

Voting Yes: Adam, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: None. **Abstain:** Foss. **Absent:** Hansmeyer and Molnar. **Motion carried.**

These minutes were approved by
the APRN Board.

TIMOTHY D. MILLER, REINSTATEMENT APPLICANT

Mr. Timothy Miller was granted the opportunity to address the Board for five minutes. Mr. Miller spoke about his life choices, the progress he has made, his strong support group, and his desire to work again as a nurse.

1:09 p.m. *Hansmeyer arrived to the meeting.*
1:10 p.m. *Mr. Miller left the meeting.*

CLOSED SESSION

MOTION: Van Gerpen made the motion, seconded by Knolla, for the Board to go into closed session for the purpose of reviewing investigative reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of individuals.

Voting Yes: Adam, Foss, Hansmeyer, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: None. **Abstain:** None. **Absent:** Molnar. **Motion carried.**

1:11 p.m. *The Board went into closed session.*
1:11 p.m. *Anderson left the meeting.*
1:35 p.m. *Anderson returned to the meeting & Hampton left the meeting.*
1:44 p.m. *The Board came out of closed session.*
1:45 p.m. *Hampton returned to the meeting.*
1:45 p.m. *Mr. Miller returned to the meeting.*

LICENSURE RECOMMENDATIONS**- TIMOTHY MILLER—APRN-NP REINSTATEMENT**

MOTION: Van Gerpen made the motion, seconded by Hansmeyer, for the Board to recommend reinstatement of Timothy Miller's advanced practice registered nurse license on probation, to run concurrent with the same terms and conditions of the probation on his registered nurse license. The motion is based on current compliance with his registered nurse license probation, positive letters of recommendation, a strong support system, a past history of fraudulent prescribing, and it has been one year since he received a positive drug test.

Voting Yes: Foss, Hansmeyer, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: Adam. **Abstain:** None. **Absent:** Molnar. **Motion carried.**

BOARD BUSINESS

The Board was asked to make a formal approval in open session of the re-entry plans of Becky Dietz and Jane Boilesen as stated on the agenda. Hansmeyer pointed out how the Board had already approved of the re-entry plan of Dietz at the October 3, 2014 meeting of the Board, as recorded in the minutes of the meeting. There was some discussion on the accuracy of the minutes, which had already been approved, and whether or not the minutes needed to be corrected in regards to Boilesen and Dietz.

MOTION: Wooden made the motion, seconded by Hansmeyer, for the Board to recommend that the minutes of the October 3, 2014 meeting be corrected.

Voting Yes: Foss, Hansmeyer, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: Adam. **Abstain:** None. **Absent:** Molnar. **Motion carried.**

The re-entry plan of Dietz had been approved by the Board at their October 3, 2014 meeting. The re-entry plan of Boilesen had been tabled by the Board for further information.

On October 29, 2014, the Board had voted on the re-entry plan of Cassie Cowles, APRN-NP. Voting had been conducted via email. Those voting in favor of the re-entry plan of Cassie Cowles were Hansmeyer, Jackson, Lowe, Molnar, Van Gerpen, and Wooden. Brenda Bergman-Evans, who had been on the Board at that time, also voted in favor of the re-entry plan of Cowles. Nobody voted against the plan. Nobody abstained. Knolla had been absent at the time of the email vote. (Foss had not yet been appointed to the Board at the time of the vote.)

On November 5, 2014, the Board had voted on the re-entry plan of Jane Boilesen, APRN-CNM. Voting had been conducted via email. Those voting in favor of the re-entry plan of Boilesen were Bergman-Evans, Hansmeyer, Lowe, Van Gerpen, and Wooden. Nobody voted against the plan. Those who had abstained were Adam, Jackson, and Knolla. (Foss hadn't been appointed to the Board at the time of the vote.)

The Board was informed that they needed to decide how they wanted the public to be informed of their board meetings. Currently, the agenda of each public board meeting is posted on the Department's website, posted outside the Licensure Unit within the Nebraska State Office Building (Lincoln, NE), and emailed to any interested parties.

MOTION: Adam made the motion, seconded by Hansmeyer, for the Board to approve the current process of notifying the public of board meetings by having the agendas posted on the Department's website, posted outside the Licensure Unit within the Nebraska State Office Building, and emailed to any interested parties.

Voting Yes: Adam, Foss, Hansmeyer, Jackson, Knolla, Lowe, Van Gerpen, and Wooden.

Voting No: None. **Abstain:** None. **Absent:** Molnar. **Motion carried.**

The Board was directed to vote by secret ballot for new board officers. Ballots were distributed during the meeting. Bowen counted the ballots and announced the new board officers. The following is a list of those nominated for each office and the number of votes received.

Board President:

Steven Wooden (7 votes)

Ruth Van Gerpen (1 vote)

Board Vice President:

Steven Wooden (1 vote)

Marilyn Lowe (7 votes)

Board Secretary:

Ruth Van Gerpen (7 votes)

Marilyn Lowe (1 vote)

COMMUNICATION

National Council of State Boards of Nursing (NCSBN)

Eisenmann informed the Board of a few recent updates from NCSBN on APRN legislation in other states. Bowen spoke on how the Nurse Licensure Compact's executive officers have been revising the current compact law, meeting to discuss a model for licensure, and how some of the compact language is being mirrored for an APRN Compact.

Wooden suggested the need for putting together a white paper of talking points for CRNAs to help clean up misconceptions of the APRN Compact.

Nebraska Nursing News Newsletter

The new issue of the newsletter was recently mailed out. The APRN members of the Board are highlighted in the issue along with the APRN member on the Board of Nursing.

Relocation of Licensure Unit

Bowen updated the board members on the new location of the Licensure Unit. The office has moved from the third floor to the first floor of the Nebraska State Office Building.

Legislative Update

Bowen informed the Board of two legislative bills related to nursing which are being introduced during this new legislative session.

- LB 107 seeks to eliminate the integrated practice agreement between physicians and nurse practitioners. The bill just had a hearing.
- LB 129 would require all initial and endorsement applicants for LPN and RN licensure to undergo a criminal background check by the FBI via fingerprint scan. Currently only nurses with prescriptive authority are required to undergo such an FBI background check. Nebraska is one of thirteen states that currently does not require fingerprint scans on LPNs and RNs.

CONCLUSION AND ADJOURNMENT

There being no further business, the meeting adjourned at 2:15 p.m.

Respectfully submitted,



Shane Bailey
Health Licensing Coordinator

