

MINUTES OF THE MEETING
NEBRASKA BOARD OF NURSING
JUNE 11, 2015

CALL TO ORDER

The meeting of the Nebraska Board of Nursing was called to order by Maxine Guy, Board President, at 8:33 a.m., June 11, 2015, at the Gold's Building, 1033 O Street, Room 534, 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. Guy announced the location of an available copy of the Open Meetings Act within the room.

ROLL CALL

The following board members were present to answer roll call:

- Janet Andrew, LPN
- Maxine Guy, LPN, *Board President*
- Kelley Hasenauer, APRN-NP, *Vice President*
- Wendy Kallhoff, RN
- Anthony LaRiche, *Public Member, Secretary*
- Linda Lazure, RN
- Kate Pepin, RN
- Kristene Perrin, RN
- Dawn Straub, RN
- Rita Thalken, RN, *Public Member*
- Karen Weidner, RN

The following board members were absent during roll call: Jane Carmody, RN

A quorum was present and the meeting convened.

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

- Karen Bowen, RN, *Executive Director*
- Teresa Roddy, RN, *Education Consultant*
- Nancy "Niki" Eisenmann, RN, *Practice Consultant*
- Teresa Hampton, *Attorney (arrived 9:45 a.m.)*
- Lisa Anderson, *Assistant Attorney General*
- Matt Galvin, *Program Manager*
(arrived 8:50 a.m.)
- Anna Harrison, RN, *Compliance Monitor*
(arrived 10:33 a.m.)

ADOPTION OF THE AGENDA

Guy made the following additions to the agenda: Practice Committee Meeting Minutes (May 13, 2015). Add 'and effective date' under Legislative Updates.

MOTION: Weidner made the motion, seconded by Kallhoff, to adopt the agenda with modifications.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

APPROVAL OF THE CONSENT AGENDA

MOTION: Hasenauer made the motion, seconded by Straub, to approve the consent agenda with revisions.

These minutes have been approved by
the Board of Nursing

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

COMMUNICATION

Nursing News

The next issue will focus on the Nursing Administrators on the Board, featuring Straub and Carmody. Straub submitted an article for the current issue from the nursing staff at Nebraska Medicine on their experiences with Ebola patients. Suggestions were made for the next issue to include short bios on newest board members; Pepin, Thalken, Perrin and Kallhoff.

National Council of State Boards of Nursing (NCSBN)

Bowen informed the board that Canada is now offering the NCLEX effective January 2015. They have reached a milestone of testing more than 1,000 candidates. Bowen also stated that the National Nursing Workforce Study will be conducted by NCSBN and the National Forum of State Nursing Workforce Centers in June.

The 2015 NCSBN Annual Meeting will take place in Chicago and runs August 19-21. Guy and Perrin will be attending from the Board of Nursing. Historically the department has sent up to four members to the meeting.

Legislative Update

Bowen stated several bills will be going into effect August 30. LB107 that eliminates the integrated practice agreements and LB129 that enacts criminal background checks for all new nursing applicants. The department is working hard to finalize the process for these new bills. More information to come. Bowen is working with legal to see how the current applicants who have not tested will be affected.

Miscellaneous

Perrin and Kallhoff also discussed their experiences taking the PN and RN NCLEX exam. They shared their thoughts on the test questions and the wording. After testing finished, they were able to share their feedback with NCSBN.

Role of the Department

Becky Wisell, Administrator of the Licensure Unit in the Division of Public Health, spoke to the board members about their roles and statutory duties. Wisell also shared the Department's role in assisting the board members in carrying out their duties.

9:50 a.m. *The meeting recessed.*

10:44 a.m. *Board hearing started.*

BOARD HEARING: LISA HUNT, LPN

Hampton convened the hearing set for 10:00 am at 10:44 am. Anderson represented the State. HUNT failed to appear. Testimony was taken. Exhibits were received into evidence. The State moved to dismiss for failure to appear after the hearing notice had been received.

MOTION: LaRiche made the motion, seconded by Lazure, for the Board to accept the Assistant Attorney's General motion to dismiss the reinstatement motion appeal of Lisa Hunt, LPN, for failure to appear after proper notice.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

10:47 a.m. *Board hearing recessed.*

11:06 a.m. *Anderson left the meeting.*

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

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.

Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

CLOSED SESSION

11:08 a.m. *The meeting went into closed session.*

The following staff members from the Department joined the meeting during Closed Session:

- Jessica Bowman, RN, *Investigator*
- Kristi Chapman, RN, *Investigator*
- Sharon Fitts, RN, *Investigator*
- Anna Harrison, RN, *Compliance Monitor*
- Pat Lemke, RN, *Investigator*
- Mendy Mahar-Clark, RN, *Investigator*
- Peggy Persell, RN, *Program Manager*
- Laura Weber, RN, *Investigator*

11:45 a.m. *Anderson returned to the meeting.*
 11:46 a.m. *Hampton left the meeting.*
 12:22 p.m. *The meeting recessed.*
 12:43 p.m. *The meeting reconvened.*
 1:06 p.m. *Perrin left the meeting.*
 1:13 p.m. *Perrin returned to the meeting.*
 1:20 p.m. *Straub and Lazure left the meeting.*
 1:25 p.m. *Straub and Lazure returned to the meeting.*
 1:31 p.m. *Lazure left the meeting.*
 1:32 p.m. *Lazure returned to the meeting.*
 2:00 p.m. *The meeting came out of closed session.*

LICENSURE RECOMMENDATIONS

LARRY TROSHYNSKI—RN REINSTATEMENT

MOTION: Weidner made the motion, seconded by Andrew, for the Board to request a pre-reinstatement investigation in order to make a more informed decision.

Voting Yes: Andrew, Carmody, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.

Voting No: Hasenauer. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

MELISSA BUTLER—RN REINSTATEMENT

MOTION: Straub made the motion, seconded by Hasenauer, for the Board to request a pre-reinstatement investigation in order to make a more informed decision.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.

Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

ANNA MANUEL—RN REINSTATEMENT

MOTION: LaRiche made the motion, seconded by Lazure, for the Board to table the reinstatement application of Anna Manuel in order to obtain a Neuropsychological evaluation in order to make a more informed decision. Also, provide proof to the Department of the scheduled evaluation time by July 1, 2015.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

• LORI STEINKRAUS—RN REINSTATEMENT

MOTION: Hasenauer made the motion, seconded by Thalken, for the Board to request a pre-reinstatement investigation in order to make a more informed decision.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

• SUSAN STESSMAN—LPN APPLICANT

MOTION: Kallhoff made the motion, seconded by Andrew, for the Board to recommend a LPN license on probation for six months with the following terms and conditions: complete an Ethics education course approved by Board; along with the usual terms and conditions.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

• YVETTE RUSH—RN APPLICANT

MOTION: Weidner made the motion, seconded by Pepin, for the Board to request a pre-licensure investigation in order to make a more informed decision.

Voting Yes: Andrew, Hasenauer, Kallhoff, LaRiche, Lazure, Pepin, Perrin, Straub, Thalken, and Weidner.
Voting No: None. **Abstain:** Guy. **Absent:** Carmody. **Motion carried.**

Bowen handed out the Licensure Application Guidelines for Staff. The guidelines were reviewed as well as the process in the Department. There were no recommendations on changing the form. Bowen also handout out the DHHS Rulemaking Flow Chart for the Board to see the process for regulatory change.

Bowen stated that Connie Wagner, Nursing and Nursing Support Supervisor, will be present at the July Board meeting. Wagner will be discussing Med Aides and Nursing Assistants Aides and the role of the Department and staff regarding these professions. Juan Ramirez will also be on the agenda for the July Board meeting to present the RN/PN workforce data. Lazure recommended sending an email with the agenda to the Nebraska Association of Nursing Deans and Directors. Lazure thought the group would be interested in hearing Ramirez's presentation.

Bowen and the rest of the Board congratulated Lazure on her years of service to the Board of Nursing and wished her well in her retirement.

CONCLUSION AND ADJOURNMENT

There being no further business, the meeting adjourned at 2:21 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Teresa Roddy".

Teresa Roddy, MSN, RN
Nursing Education Consultant