

NEW MEXICO BOARD OF NURSING
GENERAL BUSINESS MEETING
August 11-12, 2011

PLACE: Board of Nursing Conference Room

TIME: August 11, 2011 9:00 am until concluded Disciplinary Session/General Meeting
August 12, 2011 9:00 am until concluded General Meeting/Disciplinary Meeting (if
needed)

PRESENT: Robin Jones, Ed.D MSN, RN, Chair
Terri Fortner, RN, MSN, PMHNP-BC, Vice Chair
Polly Petersen, RN, Secretary
Rebecca Hatch
David Bramhall, Ph.D
Mike Wallace, MSN, FNP-BC
Kathleen Lopez-Bushnell, RN. CNP, Ed.D, MSN, MPH

ABSENT:

STAFF PRESENT: Nancy Darbro, PhD, APRN, CNS, LPCC, LADAC, Interim Executive
Director/Diversion Program Coordinator, Tani Skinner, RN,BSN, Chief Nurse Investigator, Lesley Lowe,
Assistant Attorney General, Cathy Baca, Executive Administrative Assistant , Sabrina Vidaurri, Advanced
Clerk Supervisor, (Discipline/Complaints), Laura Moya, Advanced Clerk Specialist, (Unlicensed Assisitive
Personnel) Shauna Casaus, IT Manager/CIO

GUESTS: Carolyn Roberts, ED, NMNA, Santa Fe; Susan Morgan, DON, Brown Mackie, Albuquerque; Lisa
Hawthorne, Nursing Education Specialist, Brown Mackie, Albuquerque; Jan Starr, Director, NMSU-A,
Alamogordo; Jessica Garduno, Student, Pima, Albuquerque; Debra Teachman, VP for Academics, NMSU-A,
Alamogordo; Stephen Batey, Student, Pima, Albuquerque; Kristi Downing, Student, Pima, Albuquerque; Kathy
Falkenhagen, DON, UNM-Taos, Taos; Mariah Wood, DON, ITT, Albuquerque; Hannan Lunneborgs, Student, Pima,
Albuquerque; Ian Jacobs, Student, Pima, Albuquerque; Jennifer Losasso, Student, Pima, Albuquerque; Linda Smith, Director,
PHS, Albuquerque; Anett Sanve, NP, NMNPC, Albuquerque; Elizabeth Berrey, ED, CNM, Albuquerque; Nisa Bruce, Director,
San Juan College, Farmington; Mary Gautreaux, Nurse Educator, UNM, Albuquerque; Leigh Deloos, DON, Vista
College, Las Cruces; Pat McIntire, Dean, WNMU, Silver City; Valda Baca, Student, ITT, Albuquerque; Judy
Gillum, LPN Committee Memer, MAAC, Las Cruces; Jeff Sullivan, Dean, ITT, Albuquerque; Debra Brady, Chair,
UNM CON, Albuquerque; Ashley Grover, Student, Pima, Albuquerque; Susan Fox, RN, Advanced Practice Committee,
Albuquerque; Lauri Lineweaver, RN, Presbyterian, Albuquerque; Sharon Gray, CRNA, PMC, Santa Fe; Elaine
Brightwater, CNP, Albuquerque; Anna Owens, RN, Pres, Albuquerque; Eric Rudie, Pres, BMC, Albuquerque; Kathy Head,
Chair, NEAC, Gallup; John Austin, Program Director, UNM-VC, Los Lunas; Fran A'Hern, Smith, ED
Consultant, Albuquerque; Paulette Sassen, Nursing Instructor, CEC, Albuquerque; Delores Thompson, Director, NMJC,
Hobbs; (Name illegible on the sign-in sheet may be misspelled or not included).

CALL TO ORDER: The regular meeting was called to order by Robin Jones, Chairperson at 9:03 a.m.

APPROVAL OF MINUTES: It was moved by Member Petersen, seconded by Member Fortner, and passed
unanimously to "move to accept the minutes of June, 2011."

ACCEPTANCE OF AGENDA: It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to accept agenda as presented.”

PUBLIC COMMENTS: The Board’s Attorney, Lesley Lowe, brought to the attention of the Board a good Samaritan act by a nurse whose name is Dessa Halasz. Dessa assisted a gentlemen who had gotten off an elliptical machine at the Presbyterian Healthplex and collapsed close to where Dessa was working out. She offered aid and assistance until the paramedics arrived. Dessa has practiced nursing many years in this state and Ms. Lowe wanted to bring this kind act to your attention.

EXECUTIVE DIRECTOR REPORTS:

- Administrative

1. Budget Update – CFO. Ms. Arbogast announced the BON has a surplus in the budget and the annual audit for the BON will be conducted in October, there are now funds available for the Nurse Excellence Fund, and the Board approved the request for disposal of capital assets (old copy machine).
2. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve the NM BON Code of Conduct.”
3. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve the Open Meetings Resolution with anticipated changes.”
4. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve the 2012 Board Meeting Dates.”
5. The Board assignments to the Advisory Committees are as follows: Nursing Practice – Polly Petersen; Advanced Practice – Kathy Lopez-Bushnell, Terri Fortner- back up; Nursing Education – Robin Jones, Mike Wallace – back up; Medication Aide – Rebecca Hatch; Hemodialysis Technician – David Bramhall.
6. It was moved by Member Petersen, seconded by Member Bushnell, and passed unanimously to “move to approve revised guidelines for applications for Nurse Excellence Funds.”
7. Dr. Darbro presented Geraldine Mascarenas, CFO for the Board of Medicine, who was not able to be present a certificate of appreciation for all her hard work helping the staff during the time the BON was without a CFO.
8. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve final draft of BON resolution regarding medical imaging.”

- Operational

1. IT Manager, Shauna Casaus, gave an update regarding on-line renewals for LPNs with September 30 expiration, and by October, the on-line renewals will be available for selected RNs, with all RNs to have the option of online renewal by November, 2011.. Ms. Casaus will also be setting up web conferencing for the advisory committee meetings. Attendees will be able to participate in the committee meetings via web cam.

EXECUTIVE SESSION:

1. It was moved by Member Wallace, seconded by Member Fortner, and passed unanimously to “move to go into Executive Session.”
2. It was moved by Member Petersen, seconded by Member Bushnell, and passed unanimously to “move to go out of Executive Session.”

BON NURSING ADVISORY COMMITTEE:

1. Nursing Education – Kathy Head, Chair
 - a. It was moved by Member Petersen, seconded by Member Bushnell, and passed unanimously to “move to approve the application for Brown Mackie College.”
2. Advanced Practice – Susan Fox, Chair, gave a brief summary of the Committee meeting report.
3. Nursing Practice – No meeting since last BON update

EDUCATION:

1. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to grant full approval to the Nursing Program at NMSU-Alamogordo for eight years with a site visit within one year in accordance with Subsection B of 16.12.3.8 NMAC.”
2. Computer Career Center has a new Director of Nursing – Leigh DeRoos, RN, MSN.
3. Clovis Community College has a new Director of Nursing – Shawna McGill, MSN, RN.
4. Luna Community College has a new Director of Allied Health – Susan Grohman, MSN, RN.
5. ITT Site Visit and Recommendations were presented to the Board. It was moved by Member Wallace, seconded by Member Bushnell, and passed a six to one vote to “move that ITT will be placed on conditional approval for 6 months with a site visit to be conducted before the end of the 6 months. ITT will be directed to cease admissions except for 12 students currently seated and cease accepting transfer students until cohorts pass the NCLEX with 80% or above pass rate. A recommendation of ITT hiring an educational consultant to assist in improving their program. The institution needs to provide a thorough and complete orientation for the Nursing Director. The Nursing Director needs to submit a written or electronic progress reports to the Associate Director and the NEAC for the September 22 and November 17 NEAC meetings.” Member Jones voted no.
6. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to “move to approve the Annual Reports from the following nursing education programs: University of New Mexico; New Mexico State University; Santa Fe Community College; San Juan College; Western NM University; UNM-Gallup; NMSU-Alamogordo; Eastern NM; ITT Technical Institute; UNM-Taos, Navajo Tech College; NM Jr College; NMSU-Carlsbad; Luna Community College; Northern NM College; Clovis Community College; Carrington College; Anamarc College; Dona Ana Community College; Central NM Community College; Pima Medical Institute; APS Career Enrichment Center; Computer Career Center; Division of Vista College; and UNM-Valencia Campus in accordance with 16.12.3.10 E NMAC.”
7. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to accept Teresa Keller as a member of the Nursing Education Advisory Committee for one year per 16.12.3.15 NMAC.”

MEDICATION AIDE:

A. Bi-Annual Program Review

1. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve Betty Dare for a two year period ending August, 2014 in accordance with Subsection B of 16.12.5.12 NMAC.”
2. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to “move to approve Casa Del Sol for a two year period ending August, 2014 in accordance with Subsection B of 16.12.5.13 NMAC.”

3. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to Approve Community Options, Inc for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
4. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Ft. Bayard Medical Center for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
5. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Good Samaritan Society Las Cruces Village for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
6. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Heartland Continuing Care. for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
7. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Ladera Nursing & Rehabilitation Program for a one year period ending August, 2012 accordance with Subsection B of 16.12.5.13 NMAC.” Member Wallace abstained.
8. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to ‘move to approve Good Samaritan Center-Lovington for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
9. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve NM State Veteran’s Home for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC. “
10. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Retirement Ranch for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
11. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to place Red Rock Care Center on probation for one year ending August, 2012 in accordance with Subsection C of 16.12.5.13 NMAC.”
12. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve Good Samaritan Society – Grants for a two year period ending August, 2013 in accordance with Subsection B of 16.12.5.13 NMAC.”
13. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve St Catherine Healthcare Center for a one year period ending August, 2012 in accordance with Subsection B of 16.12.5.13 NMAC.” Member Wallace abstained.
14. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to approve St. Theresa Healthcare & Rehabilitation for a one year period ending August, 2012 in accordance with Subsection B of 416.12.5.13 NMAC.” Member Wallace abstained.
15. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to approve The Rehabilitation of Albuquerque for a one year period ending August, 2012 in accordance with Subsection B of 16.12.5.13 NMAC.” Member Wallace abstained.
16. It was moved by Member Fortner, seconded by Member Bushnell, and passed unanimously to “move to grant initial approval for Progressive Residential Service of NM for two year period ending August, 2013 in accordance with 16.12.5.13 NMAC.”

B Advisory Committee Nominations

1. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve Elizabeth Fenly, RN to serve as an Advisory Committee Member for the Medication

Aide Advisory Committee for a term of two years in accordance with Subsection A of 16.12.5.18 NMAC.”

2. It was moved by Member Petersen, seconded by Member Fortner, and passed unanimously to “move to approve Lauren DeCarlo, RN to serve as an Advisory Committee Member for the Medication Aide Advisory Committee for a term of two year in accordance with Subsection A of 16.12.5.18 NMAC.”

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1. It was moved by Member Wallace, seconded by Member Bushnell, and passed unanimously to “move to approve Red Rock Dialysis for a period of two years ending August, 2013 in accordance with Subsection E of paragraph 1 of 16.12.4.12. NMAC.”

DIVERISION PROGRAM:

1. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to “move to appoint Joyce Walker, R18802 to the DP RAC Advisory Committee.”

NEW BUSINESS:

1. It was moved by Member Wallace, seconded by Member Fortner, and passed unanimously to “move to rescind original motion for rules hearing and move to October Board Meeting.
2. It was moved by Member Wallace, seconded by Member Fortner, and passed unanimously to “move to change overnight service for notification of Summarily Suspensions to UPS overnight and all other formal notifications of disciplinary orders go by UPS ground.”
3. NM Action Coalition. Board Member Lopez-Bushnell reported that Pat Boyle from the NM Nursing Excellence Organization asked the BON to respond to 4 areas of focus: education, residencies, practice and data. Board Member Lopez-Bushnell would like feedback on the following: 1. How can the NM Action Coalition support the work of the BON? 2. What one of the IOM report is most interest/important to the BON? 3. What do you see as the 2 most important functions of the Action Coalition and why? 4. Two years from now, you are looking forward to attending the next NM Action Coalition meeting, what does the action coalition look/feel like and of what are we the most proud? There was a discussion of responses and the Board asked to have a copy of the IOM summary before making any decisions. The discussion was tabled and Ms. Lopez-Bushnell will send a copy of the IOM Nursing summary report and there will be a discussion at the next board meeting.

THE BOARD OF NURSING MEETING ADJOURNED AT APPROXIMATELY 11:55 A.M.

ROBIN JONES, CHAIRPERSON

POLLY PETERSEN, SECRETARY

APPROVED: _____

TRANSCRIBED BY:
CATHY M. BACA, EXECUTIVE ADMINISTRATIVE ASSISTANT

DISCIPLINARY SUMMARY

R41097/CNP – Revoked by Default
R37657 – Re-instate, then suspend for 2 years, may revert to probation in one year if compliant with DP
R57361 – Suspended
R28384 – Revoke by Default
R64353 – Revoke by Default
R24104 – Suspend 1 year, may come back in 6 months if compliant with Order
R62325 – Probation 1 year
R69555/L20460 – Letter of Reprimand
R33425 – Revoke by Default
R40439 – Revoke by Default
H00027 – Revoke by Default
R44435 – Settlement Agreement/Conditions
R43106 – Settlement Agreement/Conditions
xxx-xx-6801 – Settlement Agreement/Conditions
R19100 – Continued until October Meeting
R40619 – Continued until October Meeting
R51982 – Continued until October Meeting
R26741/CRNA – Continued until October Meeting
R51550 – Continued until October Meeting

RN69653 Authorized issuance of Notice of Contemplated Action (NCA)
R40072 Authorized issuance of Notice of Contemplated Action (NCA)
H00459 Authorized issuance of Notice of Contemplated Action (NCA)
R15868/CNS00031 Authorized issuance of Notice of Contemplated Action (NCA)
R59024 Authorized issuance of Notice of Contemplated Action (NCA)
xxx-xx-0538 Authorized issuance of Notice of Contemplated Action (NCA)
R61353 Authorized issuance of Notice of Contemplated Action (NCA)
R60268 Authorized issuance of Notice of Contemplated Action (NCA)
R47020 Authorized issuance of Notice of Contemplated Action (NCA)
R47054 Authorized issuance of Notice of Contemplated Action (NCA)
R11902 Authorized issuance of Notice of Contemplated Action (NCA)
C00107 Authorized issuance of Notice of Contemplated Action (NCA)
L20082 Authorized issuance of Notice of Contemplated Action (NCA)
R56672/CO-RN174542 Authorized issuance of Notice of Contemplated Action (NCA)
R19636 Authorized issuance of Notice of Contemplated Action (NCA)
R51576 Authorized issuance of Notice of Contemplated Action (NCA)
R47979 Authorized issuance of Notice of Contemplated Action (NCA)
R18823 Authorized issuance of Notice of Contemplated Action (NCA)
RN70280 Authorized issuance of Notice of Contemplated Action (NCA)
L19165 Authorized issuance of Notice of Contemplated Action (NCA)

Volume XXXVI, No.6, Page 7
Official Minutes of the BON Meeting
August 11-12, 2011

Dismissed eleven (11) complaints

Dismissed five (5) Notices of Contemplated Action (NCA)

Issued two (2) Serious Letters of Concern (SLOC)

Took no action on two (2) complaints

Set aside Default, Dismissed NCA

Re-opened one case, set for hearing

Issued three (3) Voluntary Letter of Reprimand (VLOR), one dismissed fine, one \$250 fine

Summarily Suspended two (2) licenses