

NEW MEXICO BOARD OF NURSING
GENERAL BUSINESS MEETING
February 11-13, 2009

PLACE: NM Board of Nursing Conference Room

TIME:	February 11, 2009	1:30 pm until concluded	Personnel Issues (Executive Session) Reports/Updates
	February 12, 2009	9:00 am until concluded	Disciplinary Session/General Meeting
	February 13, 2009	9:00 am until concluded	General Meeting/Disciplinary Session

PRESENT: Tony Escudero, Chairperson
Michael Vigil, NP, Vice Chair (February 11 & 12, 2009)
Terri Hatch-Fortner, RN, BSN, Secretary
Robin Jones, Ed.D, MSN, RN
Denton Holmes
Polly Petersen, RN
Ray Nunley

ABSENT: Michael Vigil, NP, Vice Chair (February 13, 2009)

STAFF PRESENT: Allison Kozeliski, RN, Executive Director, Debra Werner, MSN, RN, Associate Director/Practice/Advanced Practice, Jacqueline Waggoner, RN, Associate Director/Education/Unlicensed Assistive Personnel, Tani Skinner, RN, BSN, Chief Nurse Investigator, Nancy Darbro, Ph.D, RN, CNS, Diversion Program Coordinator, Mary Messinger, LADAC, AAS, Diversion Program Case Manager, Daniel Griego, Agency Administrator, Lesley Lowe, Assistant Attorney General, Cathy Baca, Executive Administrative Assistant.

GUESTS: Patricia Boyle, Exec. Director, NMCNE, Albuquerque; Carrie Roberts, Exec. Director, NMNA, Santa Fe; Debbie Cassady, Director, CNM, Albuquerque; Marjorie Campbell, Director, UNM-Gallup, Gallup; Nisa Bruce, Interim Director, SJC, Farmington; Sherie Shupe, Director, CCC, Las Cruces; Sarah Whitaker, Director, DACC, Las Cruces; Deanna Suggs, Director, NMSU-C, Carlsbad; Conni Reichert, Director, LCC, Las Vegas; Pat McIntire, Chair Nsg, WNMU, Silver City; Mary Gautreaux, Director, Apollo College, Albuquerque; Mary Hoke, PhD, NMSU, Las Cruces; Susan Fox, PhD, UNM, Albuquerque; Gloria Douerty, CNP, UNMH, Albuquerque; Kathy Falkenhagen, DON, UNM-Taos, Taos; Mary Ellen Jaco, MSN, NMSU, Carlsbad; Lynda Bickerstaff, MSN, NMSU, Carlsbad; Sharon Noz, MSN, NMSU, Carlsbad; Jodi Avalos, BSN, DACC, Las Cruces; Ruth Barthart, Instructor, DACC, Las Cruces; Michelle Holguin, Nursing Student, DACC, Las Cruces; Lauricia Smith, Nursing Student, NMSU, Carlsbad; Jennifer Gilcrest, Nursing Student, NMSU, Las Cruces; Shara Trujillo, Nursing Student, NMSU, Carlsbad; Gina Fullbright, Program Director, DACC, Las Cruces; Jackie Ryberg, Interim Director, NMSU, Las Cruces; Andrea Sarda, ADON, Princeton Place, Albuquerque; Brian Galpin, ADON, Princeton Place, Albuquerque; Marie Lobo, Program Director, UNM, Albuquerque; Michelle Holguin, Nursing Student, DACC, Las Cruces; Erica Grace, Nursing Student, DACC, Las Cruces; Jenner Andrew, Nursing Student, DACC, Las Cruces; Jacquine Ruto, Nursing Student, DACC, Las Cruces; Fran A Hern-Smith, Chair, ITT Institute, Albuquerque; Wanda Bosges, Associate Professor, NMSU, Las Cruces; Marc Brooks, Educator, FMC, Albuquerque; Laura Schmidt, Education, FMC, Albuquerque; Leona Lujan, Education, FMC, Albuquerque; Charlotte Farmer, Education, ITT Institute, Albuquerque; (Name illegible on the sign-in sheet may be misspelled or not included).

CALL TO ORDER: The regular meeting was called to order by Tony Escudero, Chairperson at 9:05 a.m.

APPROVAL OF MINUTES: It was moved by Member Jones, seconded by Member Petersen and passed unanimously to “move to accept the general minutes of December, 2008.” Member Vigil absent.

ACCEPTANCE OF AGENDA: It was moved by Member Jones, seconded by Member Petersen and passed unanimously to “move to accept February agenda revisions for speakers Boyle and Chornich to go first.” Member Vigil absent.

PUBLIC COMMENTS: NONE

SPECIAL INITIATIVES:

1. Patricia Boyle, Executive Director for the New Mexico Center for Nursing Excellence gave a brief update/follow up on the Strategic Plan for Nursing in New Mexico.

ADVANCED PRACTICE – Regulation – Presentation/Discussion

1. Nancy Chornich, PhD, RN, CAE, Director of Practice from NCSBN gave a presentation on the Consensus Model for APRN Regulation and led discussion on AP licensing issues that are currently being addressed nationwide.

LICENSING & CERTIFICATION:

1. Advanced Practice License – Clarification regarding dual license for AP was presented for Board action. There was discussion regarding the issue by Board Members and audience. It was moved by Member Petersen, seconded by Member Nunley, to “move to that until the opportunity presents itself to adjust to APRN Regulation, we allow for any or all CNS, CRNA, NP who applies for any licensure and has completed educational, certification, and monetary requirements will be licensed.” Member Fortner recused and Member Vigil absent. Members Jones, Escudero, Nunley, and Holmes voted in the affirmative, passing the motion.

EXECUTIVE DIRECTOR REPORTS:

- Administrative
1. It was moved by Member Petersen, seconded by Member Jones and passed unanimously to “move to accept the financial report as presented.” Member Vigil absent.
 2. NCSBN Mid Year Meeting is March 1-4, 2009. Member Vigil and ED Kozeliski are the representatives that will be attending.
 3. FY 10 Budget Request – HAFC and Legislature Update was presented to Board. It was noted that 1 million will be appropriated from the Board’s fund balance and transferred to the State’s General Fund per passage of SB79.
- Operational
1. None

LICENSING & CERTIFICATION:

2. BSN Renewal Talking Points was presented to the Board. Board directed the committee and staff to draft regulatory language. The Board reviewed talking points handout and approved for distribution.

EDUCATION:

1. Dona Ana Community College Nursing Program Quarterly Report was presented to the Board. No Board action required.
2. It was moved by Member Jones, seconded by Member Nunley, and passed unanimously to “move to grant initial approval for the associate degree in nursing program at ITT Technical Institute until September 30, 2011 in accordance with 16.12.3.8 B NMAC.” Member Vigil absent.
3. It was moved by Member Jones, seconded by Member Holmes, and passed unanimously to “move to approve the program proposal for the associate degree in nursing program from the University of New Mexico – Taos with a site visit to be conducted for initial approval before the program is implemented according to 16.12.3.11.D. and E. NMAC.” Member Vigil absent.
4. It was moved by Member Nunley, seconded by Member Jones, and passed unanimously to “move to approve the curriculum changes requested by Computer Career Center in accordance with 16.12.3.13.NMAC.” Member Vigil absent
5. It was moved by Member Jones, seconded by Member Holmes, and passed unanimously to “move to approve the curriculum changes requested by Apollo College in accordance with 16.12.3.13 NMAC.” Member Vigil absent.
6. Medication Aide Initial Program Approval
 - a. It was moved by Member Nunley, seconded by Member Jones, and passed unanimously to “move to approve Mosiac – Santa Fe as a board approved medication aide program for two years in accordance with 16.12.5.13 A. NMAC.” Member Vigil absent.
 - b. It was moved by Member Fortner, seconded by Member Jones, and passed unanimously to “move to approve Mimbres Memorial Hospital and Nursing Home as a board approved medication aide program for two year in accordance with 16.12.5.13 A. NMAC.” Member Vigil absent.
7. It was moved by Member Fortner, seconded by Member Jones, and passed unanimously to “move to renew the following medication aide programs for a two year period in accordance with Subsection B of 16.12.5.13 NMAC: Adelante Development Center Inc., Casa do Oro Care Center, Canyon Transitional Rehabilitation Center, Cedar Ridge Inn, Los Palomas Nursing & Rehabilitation, and South Valley Care Center.” Member Vigil absent.
8. It was moved by Member Fortner, seconded by Member Jones, and passed unanimously to “move to withdraw approval of Princeton Place as a board approved medication aide program for six months. At the conclusion of the six month period, Princeton Place may submit an initial application for evaluation by the Board. Prior to approval, Board of Nursing staff and Medication Aide Advisory Committee member(s) shall conduct a formal site visit.” Member Vigil absent.
9. It was moved by Member Jones, seconded by Member Fortner, and passed unanimously to “move to send out Requests For Proposals (RFP) to assess the validity and reliability of the CHT exams.” Member Vigil absent.
10. It was moved by Member Nunley, seconded by Member Jones, and passed unanimously to “move to renew the hemodialysis program at DSI for a two year period in accordance with Subsection D of 16.12.4.12 NMAC.” Member Vigil absent.
11. It was moved by Member Fortner, seconded by Member Nunley, and passed unanimously to “move to approve Leona Lujan as a member of the Hemodialysis Technician Advisory Committee in accordance with 16.12.2.15 NMAC.” Member Vigil absent.

PRACTICE:

1. Transition to Practice update was presented to the Board by Debra Werner, Associate Director. No Board action required.

DISCIPLINE/ALTERATIVE PROGRAM:

1. Dr. Nancy Darbro, PhD, RN, CNS, DP Coordinator, presented the DP Annual Evaluation for calendar year 2008. Highlights of the presentation showed that the DP continues to grow in numbers. There are 170 licensees currently being monitored. There have been 270 nurses successfully discharged from the DP since 1987.

STAKE HOLDERS COLLABORATION:

1. None

BOARD MEMBER FORUM/DEVELOPMENT:

1. Request for changes to meeting dates for April and August, 09 was presented to the Board. The Board changed the April dates to April 29, 30 and May 1st, 2009 and the August dates to August 24, 25 and 26, 2009.
2. News magazine assignments for writing articles was presented to the Board. The Board assigned the Spring issue to Member Fortner, the Summer issue to Member Jones, the Fall issue to Member Holmes, and the Winter issue to Member Petersen.

THE BOARD OF NURSING MEETING ADJOURNED AT APPROXIMATELY 12:17 P.M.

TONY ESCUDERO, CHAIRPERSON

TERRI HATCH-FORTNER, SECRETARY

APPROVED: _____

TRANSCRIBED BY: CATHY M. BACA
EXECUTIVE ADMINISTRATIVE ASSISTANT

DISCIPLINARY SUMMARY

L16421 Continued until April Meeting
R36620 Revoked
R57695/L16909 Tabled until April Meeting
R48732 Tabled until April Meeting
R64118 Revoked by Default
R45933 Probation 1 yr – CE classes
R34255 Suspended 1 yr; must serve 3 months, if positive reports, revert to probation for remainder of the yr
R49428 Revoked
R61471 Revoked by Default
R50771 Revoke by Default
R54176 Revoke by Default
R35577 Revoke by Default
L18451 Revoke by Default
R37657 Continued until April meeting
R29138 Settlement Agreement/Conditions/SLOC
L06139 Settlement Agreement/Conditions
R45877/CRNA Settlement Agreement/Conditions/Letter of Reprimand
R46028/L16761 Settlement Agreement/Conditions
R46825 Reinstate, then Settlement Agreement/Conditions/Letter of Reprimand

R65994 Authorized issuance of Notice of Contemplated Action (NCA)
R63910 Authorized issuance of Notice of Contemplated Action (NCA)
R21194 Authorized issuance of Notice of Contemplated Action (NCA)
R35234 Authorized issuance of Notice of Contemplated Action (NCA)
R48178 Authorized issuance of Notice of Contemplated Action (NCA)
R58882 Authorized issuance of Notice of Contemplated Action (NCA)
L18655 Authorized issuance of Notice of Contemplated Action (NCA)
R35775 Authorized issuance of Notice of Contemplated Action (NCA)
R67325 Authorized issuance of Notice of Contemplated Action (NCA)
R20350 Authorized issuance of Notice of Contemplated Action (NCA)
R66366 Authorized issuance of Notice of Contemplated Action (NCA)
R37968 Authorized issuance of Notice of Contemplated Action (NCA)
L18169 Authorized issuance of Notice of Contemplated Action (NCA)
R25360 Authorized issuance of Notice of Contemplated Action (NCA)
R19100 Authorized issuance of Notice of Contemplated Action (NCA)
L16749 Authorized issuance of Notice of Contemplated Action (NCA)
R37140 Authorized issuance of Notice of Contemplated Action (NCA)

Dismissed nine (9) Complaints
Approved three (3) Serious Letter of Concern (SLOC)
Rescinded two (2) NCAs
Took no action on three (3) cases
Summarily Suspended two (2) cases
Discharged one (1) Diversion Program participant