

NEW MEXICO BOARD OF NURSING
GENERAL BUSINESS MEETING
October 14-16, 2009

PLACE: Board of Nursing Conference Room

TIME:	October 14, 2009	9:00 am until concluded	Disciplinary Session/General Meeting
	October 15, 2009	9:00 am until concluded	Disciplinary Session/General Meeting
	October 16, 2009	9:00 am until concluded	General Meeting/Disciplinary Meeting (if needed)

PRESENT: Terri Fortner, RN, BSN, Chairperson
Robin Jones, Ed.D, MSN, RN, Vice-Chair
Polly Petersen, RN, Secretary
Mike Wallace, MSN, FNP-BC
Tony Escudero
Diale Fomukong

ABSENT: Denton Homes

STAFF PRESENT: Jackie Waggoner, RN, MSN, Interim Co-Director, Associate Director, Practice/Unlicensed Assistive Personnel, Nancy Darbro, PhD., APRN, CNS, Interim Co-Director, Diversion Program Coordinator, Lesley Lowe, Assistant Attorney General, Daniel Griego, Agency Administrator, Cathy Baca, Executive Administrative Assistant.

GUESTS: Carolyn Roberts, ED, NMNA, Santa Fe; Susan Williams, Director, NMHU, Las Vegas; Sherie Shupe, DON, CCC, Las Cruces; Elizabeth Berrey, ED, HWPS/CNMCC, Albuquerque; Nisa Bruce, Director, SJC, Farmington; Jean Giddens, ED, UNM, CON, Albuquerque; Debbie Cassady, RN, Albuquerque; Pat Boyle, ED, NMCNE, Albuquerque; Ron Nelson, RN, Albuquerque; Jocelyn Amberg, Director, APS/CEC, Albuquerque; Ellen Interlandi, RN, NMHA, Albuquerque; Vicky Kingsbury, RN, DACC, Las Cruces; Ruth Burlchan, Nurse Faculty, DACC, Las Cruces; Mary Sletter, RN, DACC, Las Cruces; Pat McIntire, Chair, WNMU, Silver City; Fran Ahern Smith, Chair, ITT, Albuquerque; Marji Campbell, Chair, UNM-Gallup, Gallup; Anthony Auguiano, Student, CCC, Clovis; Brandy Barrett, Student, CCC, Clovis; Brittany Bauer, Student, CCC, Clovis; Danielle Bowen, Student, CCC, Clovis; Araseli Castillo, Student, CCC, Clovis; Jodie Cutbirth, Student, CCC, Clovis; Diane Davis, Student, CCC, Clovis; Heather Duba, Student, CCC, Clovis; Sophie Gonzales, Student, CCC, Clovis; Maria Juarez, Student, CCC, Clovis; Kody Kitchens, Student, CCC, Clovis; Espy Martinez, Student, CCC, Clovis; Carla Nieto, Student, CCC, Clovis; Magaly Orozco, Student, CCC, Clovis; Jody Paden, Student, CCC, Clovis; Sarah Query, Student, CCC, Clovis; Jennifer Reyes, Student, CCC, Clovis; LaQuion Rodriguez, Student, CCC, Clovis; Crystle Rush, Student, CCC, Clovis; Autumn Skinner, Student, CCC, Clovis; Sophie Solano, Student, CCC, Clovis; Kimberly Thongdy, Student, CCC, Clovis; (Name illegible on the sign-in sheet may be misspelled or not included).

CALL TO ORDER: The regular meeting was called to order by Terri Fortner, Chairperson at 9:07 a.m.

APPROVAL OF MINUTES: It was moved by Member Wallace, seconded by Member Jones, and passed unanimously to move to accept/approve the minutes of August, 2009 and the Special Meeting on August 31, 2009. Member Holmes absent

ACCEPTANCE OF AGENDA: It was moved by Member Wallace, seconded by Member Jones, and passed unanimously to approve/accept agenda. Member Holmes absent.

PUBLIC COMMENTS: Jean Giddens, ED, UNM CON, gave a brief summary of the collaboration of UNM College of Nursing and NMSU School of Nursing to form the NM Education Consortium to address statewide access for baccalaureate nursing education. This was for Board information only.

Executive Director Reports:

- Administrative
 1. The Financial Report was presented to the Board. No action required.
 - a. FY09 Audit Entrance Conference was presented to the Board by the auditors.
 2. Legislative hearing recommendations
 - a. The Legislative Committee would like to use the Nurse Excellence Fund to provide Scholarships to nurses.
 - b. The Legislative Committee is requesting that the ten year ADN to BSN proposed rule change be submitted to the legislative committees prior to the rule change.
 - c. The Legislative Committee concerns regarding the rule change for re-exam, from 45 days to 90 days were presented to the Board.
 3. The Sunset Review presentation was presented by Carrie Roberts. Ms. Roberts reminded the Board that the Sunset clause expires July 1, 2010. The NPA getting reauthorization needs to be on the agenda for the 30 day session in January.
 4. HJM 40 ó Nursing Faculty Shortage was presented to the Board by Patricia Boyle, ED, NMCNE.

LICENSING & CERTIFICATION:

1. Rules Review
 - a. 16.12.1 NMAC was tabled until the arrival of the new ED.
 - b. 16.12.2 NMAC was tabled until the arrival of the new ED.
 - c. It was moved by Member Jones, seconded by Member Wallace, and passed unanimously to òmove to proposing of 16.12.1.8 A (6) NMAC be deleted.ö Member Holmes absent. There will be a rules hearing in December to address this rule change.

EDUCATION:

1. The Nursing Faculty Conference was held June 3rd and 4th. Jackie Waggoner and Patricia Boyle gave a brief summary of the conference.
2. Dona Ana Community College Quarterly Report was presented for Board information only. Vicky Kingsbury is the new Director of Nursing.
3. New Mexico Junior College new Nursing Program Director is Delores Thompson. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to òmove to approve the New Mexico Junior College on-line practical nursing program in accordance with 16.12.3.13 NMAC.ö Member Holmes absent.
4. Pima Medical Institute new Nursing Program Director is Sandra Soprano. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to òmove to grant full approval for the nursing program at Pima Medical Institute for eight years in accordance with Subsection B of 16.12.3.8 NMAC.ö Member Holmes absent.
5. New Mexico State University Alamogordo new Nursing Program Director is Jan Starr-Maciulski. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to òmove to approve the curriculum changes requested by New Mexico State University Alamogordo in accordance with

16.12.3.13 NMAC.ö Member Holmes absent.

6. Northern New Mexico College Curriculum changes was tabled until next meeting.
7. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to ðmove to approve the Annual Reports from the following nursing education programs: Albuquerque Public Schools, Anamarc Educational Institute, Apollo College, Central New Mexico Community College, Clovis Community College, Computer Career Center, Dona Ana Community College, Eastern New Mexico University, Luna Community College, New Mexico Junior College, New Mexico State University, New Mexico State University ó Alamogordo, New Mexico State University ó Carlsbad, Northern New Mexico College, Pima Medical Institute, San Juan College, Santa Fe Community College, University of New Mexico, University of New Mexico ó Gallup, and Western New Mexico University in accordance with 16.12.3.10 E NMAC.ö Member Holmes absent.
8. Central New Mexico Community College new Nursing Program Director is Dr. Elizabeth Berrey.
9. University of New Mexico Valencia Letter of Intent to start a Nursing Program was presented to the Board. No Action required.
10. Brookline College Letter of Intent to start a Nursing Program was presented to the Board. No Board action required.
11. Oxman College Letter of Intent to start a Nursing Program was presented to the Board. No Board action required.
12. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to ðmove to grant full approval for the nursing program at Clovis Community College for eight years in accordance with Subsection B of 16.12.3.8 NMAC.ö Member Jones recused herself and Member Holmes absent.
13. 2008 NCLEX Scores were presented for Board information only.
14. Nursing Education Advisory Committee nomination were tabled until the arrival of the new ED.
15. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to ðmove to continue approval for the Local Monitoring Systems at Eastern New Mexico University ó Roswell, New Mexico Junior College, New Mexico State University, and New Mexico State University ó Carlsbad in accordance with 16.12.2.11.D (1) NMAC.ö Member Holmes absent.
16. NCSBN Research Publications were presented to the Board. No action required.
17. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to ðmove to renew the following medication aide programs for a two year period in accordance with Subsection B of 16.12.5.13 NMAC: Betty Dare Good Samaritan, New Mexico State Veteranø Home, Fort Bayard Medical Center and Laguna Rainbow Corporation.ö Member Holmes absent.
18. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to ðmove to approve Joanne Arendt, Judi Murphy, Lauren Bowen-DeCarlo, Kathy Garrett, and Andrea Sarda as members of the Medication Aide Advisory Committee in accordance with 16.12.5.18 NMAC.ö Member Holmes absent.
19. Hemodialysis Technician
 - a. Examination Validity and Reliability Proposal were presented to the Board.
 - b. Proposed Rules Changes was presented to the Board. The Board directed staff to draft language and present this at the next meeting.
20. Hemodialysis Technician Advisory Committee Nomination
 - a. It was moved by Member Petersen, seconded by Member Wallace, and passed unanimously to ðmove to approve Johnell Varnado as a member of the Hemodialysis Technician Advisory Committee in accordance with 16.12.2.15 NMAC.ö Member Holmes absent.

PRACTICE:

1. Advanced Practice Nursing Committee Nominations tabled until the arrival of new ED.
2. Nursing Practice Advisory Committee Nominations tabled until the arrival of new ED.

DISCIPLINE/ALTERATIVE PROGRAM:

1. It was moved by Member Petersen, seconded by Member Jones, and passed unanimously to move appoint Lisa Alvares, R61612, and Kay Whitney, R24948 to the DP RAC Advisory Committee. Member Holmes absent.

THE BOARD OF NURSING MEETING ADJOURNED AT APPROXIMATELY 11:01 A.M.

TERRI FORTNER, CHAIRPERSON

POLLY PETERSEN, SECRETARY

APPROVED: _____

TRANSCRIBED BY: CATHY M. BACA
EXECUTIVE ADMINISTRATIVE ASSISTANT

DISCIPLINARY SUMMARY

R51576 ó Suspend 2 years, must serve 90 days/revert to probation for remaining time if all conditions met
L16749 ó Settlement Agreement/Conditions
R44026 ó Settlement Agreement/Conditions
R28384 - Letter of Reprimand
R43243 ó Reinstate license
R37122 ó Reinstatement denied
R42103 ó Settlement Agreement/ Conditions
R67325 ó Reinstate/Reprimand
R37968 ó Settlement Agreement/Conditions
R21164 ó Reinstate
R33656 ó Reinstate after completion of refresher course
R36087 ó Reinstate
R33446 ó Dismissed
R49965 ó Reinstate/Reprimand
R44983 ó Dismissed/Reinstate
R17623/CNP ó Continued until December
R52367 ó Continued until December
R53942 ó Continued until December
R51156 ó Revoke by Default
L10583 ó Revoke by Default
R36614 ó Revoke by Default
R32776/L12031 ó Revoke by Default
L18663 ó Revoke by Default
L19364 ó Settlement Agreement/Reprimand
R20625 ó Settlement Agreement/Reprimand
R65487 ó Settlement Agreement/Reprimand
R55384 ó Dismissed
R32427/L12517 ó Settlement Agreement/Conditions
L19633 ó Settlement Agreement/Letter of Reprimand/Fine

xxx-xx-4434 Authorized issuance of Notice of Contemplated Action (NCA)
R39871 Authorized issuance of Notice of Contemplated Action (NCA)
R31416/L0871 Authorized issuance of Notice of Contemplated Action (NCA)
R66788 Authorized issuance of Notice of Contemplated Action (NCA)
R50333 Authorized issuance of Notice of Contemplated Action (NCA)
L12401 Authorized issuance of Notice of Contemplated Action (NCA)
D00368 Authorized issuance of Notice of Contemplated Action (NCA)
R54459 Authorized issuance of Notice of Contemplated Action (NCA)
R64270 Authorized issuance of Notice of Contemplated Action (NCA)
R61248 Authorized issuance of Notice of Contemplated Action (NCA)
R26291 Authorized issuance of Notice of Contemplated Action (NCA)
RN08080252 PA Authorized issuance of Notice of Contemplated Action (NCA)
R30623 Authorized issuance of Notice of Contemplated Action (NCA)

R25564 Authorized issuance of Notice of Contemplated Action (NCA)
R49854 Authorized issuance of Notice of Contemplated Action (NCA)
R38882/CNP Authorized issuance of Notice of Contemplated Action (NCA)
H00205 Authorized issuance of Notice of Contemplated Action (NCA)
R25957 Authorized issuance of Notice of Contemplated Action (NCA)
R29672 Authorized issuance of Notice of Contemplated Action (NCA)
R61610 Authorized issuance of Notice of Contemplated Action (NCA)

Dismissed twenty one (21) complaints
Issued nine (9) Serious Letter of Concern (SLOC)
Took no action on six (6) complaints
Allowed two (2) endorsements
Allowed one (1) examination
Tabled one (1) complaint
Issued six (6) Voluntary Letter of Reprimand (VLOR)
Issued two (2) Voluntary Letter of Reprimand with fines (VLOR)
Summarily Suspended two (2) licenses