



MINUTES
South Dakota Board of Nursing
Board of Directors
4305 S Louise Ave, Suite 201
Sioux Falls, SD 57106
November 19-20, 2015
9:00a.m. CST

Board Members:

Darlene Bergeleen, RN
Diana Berkland, RN
June Larson, RN
Adrian Mohr; Public Member
Jean Murphy, RN
Nancy Nelson, RN; Vice President
Sharon Neuharth, LPN
Betty Oldenkamp; Public Member-Absent
Kristin Possehl, RN; President
Mary Schmidt, LPN; Secretary

Guests:

Barbara Vellenga
Sonja Love
Kelly Oehlerking
Ann Massey
Victoria Lillie

Staff Present:

Gloria Damgaard, RN, Executive Director
Francie Miller, RN, Nursing Program Specialist
Stephanie Orth, RN, Nursing Program Specialist
Linda Young, RN, Nursing Program Specialist
Erin Matthies, Licensure Operations Manager
Jill Vanderbush, Program Assistant I
Robert Garrigan, Business Manager
Winora Robles, Program Assistant I
Kristine O'Connell, Board Attorney

South Dakota Board of Nursing Consultant
Western Dakota Technical Institute
Western Dakota Technical Institute
Sanford Health
South Dakota Registered Nurse

1. Call to Order and Roll Call

President K Possehl called the meeting to order at 9:06 a.m. on November 19, 2015.

2. September 10-11, 2015 Board Meeting Minutes

The September 10-11, 2015 Board Meeting minutes were approved with editorial changes in a unanimous voice vote.

3. Agenda Approval

The Board moved to approve the agenda in a unanimous voice vote.

4. Financial Reports

R Garrigan presented the Financial Report for FY 2015 and 2016 and responded to Board questions.

5. Reports

A) NCLEX 3rd Quarter Report

S Orth reported on the 3rd quarter NCLEX pass rates. She responded to Board questions.

B) Licensure and Operations Report

E Matthies presented a licensure and operations report. She reported that Collaborative Agreements can now be found on the Board's website. She responded to Board

questions.

C) Tri-Regulator Symposium

G Damgaard reported on the Symposium and responded to Board questions.

D) Leadership and Public Policy Conference

G Damgaard, F Miller and L Young attended and all reported on their time and events that they attended.

E) Region 8 AANP

L Young attended this conference that focused on giving full practice authority to Nurse Practitioners. She responded to Board questions.

F) Governor’s Primary Care Task Force

G Damgaard reported that she was asked to serve on this Task Force. She updated the Board on changing language of direct supervision of Medication Aides. She responded to Board questions.

G) Center for Nursing Workforce

L Young reported that the governance council met and focused on the strategic plan. She shared that there are seventeen participants in the EmBe Leadership Academy that will commence in January. She responded to Board questions.

MOTION

Nancy Nelson moved that the South Dakota Board of Nursing provide the \$2000 request from Aberdeen’s Rho11XI of Sigma Theta Tau for speaker fees from the Center for Nursing Workforce. Seconded by S Neuharth.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Yes	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	9 Yes	MOTION Carried

H) Healthcare Fraud Task Force

G Damgaard and F Miller attended the Task Force meeting held in Sioux Falls. They reported on fraud that is going on with prescription drugs and package carriers. They responded to Board questions.

6) Open Forum

Nobody was present to address the Board.

7) Environmental Scans

8. Unfinished Business

A) Strategic Plan

G Damgaard reported that the Board has done well on the operational plan. Setting of the date for the next strategic planning session was deferred until next meeting.

B) Western Dakota Technical Institute (WDT) Survey Report

S Orth presented the site report with B Vellenga. Sonja Love and Kelly Oehlerking, WDT, were present to address the Board. They responded to Board questions.

MOTION

D Berkland moved that the South Dakota Board of Nursing continue probationary status for a period of twelve months or until the recommendations are met and also moves to accept the site visit report as written. Seconded by K Possehl.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Yes	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	9 Yes	MOTION Carried

C) Legislative Update

G Damgaard presented the bills that were submitted to the Governor’s office. She responded to Board questions.

D) Update on Joint Board Administrative Rule

G Damgaard updated the Board and responded to Board questions.

E) Update on Unlicensed Personnel-Registry and Testing

L Young and S Orth updated the Board on the progress of registering the unlicensed personnel in the state and the progress of the Medication Aide exam. They both responded to Board questions.

9. New Business

A) Personnel

The Board moved to enter executive session, pursuant to SDCL§ 1-25-1(3) for the purpose of Personnel.

B) Clinical Enrichment Program (CEP) Annual Report

S Orth and guest Ann Massy, Sanford Hospital, presented on the Clinical Enrichment Program and responded to Board questions.

MOTION

D Berkland moved that the South Dakota Board of Nursing accept the annual report of the Clinical Enrichment Program as presented. Seconded by D Bergeleen.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

C) CORE (Commitment to Ongoing Regulatory Excellence)

G Damgaard presented the NCSBN report that compares the SD Board of Nursing to other Boards nationally.

D) Election of Officers

N Nelson nominated K Possehl for President, K Possehl nominated N Nelson as Vice-President, S Neuharth nominated M Schmidt as Secretary, A Mohr nominated K Possehl as Chair of the Discipline Committee, K Possehl nominated N Nelson as Vice Chair for the Discipline Committee. Motions carried in a unanimous voice vote.

E) Calendar-2016 Board Meeting Schedule

The 2016 Board Meetings will be as follows: February 18-19, April 21-22, June 9-10, September 8-9 and November 17-18.

F) LPN Scholarship Awards

MOTION

J Larson moved that the South Dakota Board of Nursing approve the 2015 Nursing Education Scholarships for LPN's as presented. Seconded by N Nelson.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Yes	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	9 Yes	MOTION Carried

G) Review of LPN Test Plan

G Damgaard shared that she has asked K Possehl to review the passing standard as the LPN educator. She responded to Board questions.

H) HPAP Generative Discussion

G Damgaard led a discussion about HPAP participants who have successfully returned to practice and successful discharge of participants without further monitoring.

I) 2016 Strategic Planning Session

Deferred until next Board meeting.

J) Southeast Technical Institute (STI) ACEN Accreditation

S Orth reported that STI received ACEN Accreditation. K Possehl responded to Board questions.

K) Collaborative Agreement Modification Request

MOTION

D Berkland moved that the South Dakota Board of Nursing approve the collaborative practice modification request to perform rigid nasal endoscopy and flexible fiber optic pharyndoscopy and larynascopy for Daniele

Heyn, CNP. Seconded by J Murphy.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

MOTION

N Nelson moved that the South Dakota Board of Nursing approve the request to modify Rachel Evens' collaborative agreement with Dr. Bendt to perform limited OB ultrasound. Seconded by M Schmidt.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Yes	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	9 Yes	MOTION Carried

L) American Association of Critical Care Nurses-Petition for Amendment of Rules

G Damgaard shared that this does meet NCSBN standards and that this will be updated in the Spring of 2016. She responded to Board questions.

10. Discipline

A) November 2015 Discipline Committee Minutes and Consent Agenda

2. Leann Kay Batiz, R034676 & CP000777-Probation, **mandate HPAP, psychological evaluation** and Remediation
3. K.A.B.-Board Dismissal
4. Holly Marie Godber, R021321-Letter of Reprimand
5. B.K.H.-Psychological Evaluation
6. K.L.J.-Letter of Concern with Remediation
7. Christopher Erin Kyle, R042473-Request Voluntary Surrender; if not agreed upon, Issue Summary Suspension and schedule Formal Hearing
8. Heather Lynn Laird, P010869-Reinstate PN license with mandated HPAP
9. Jodi Lynn Leonardi, R033761-Request Voluntary Surrender; if not agreed upon, Issue Summary Suspension and schedule Formal Hearing
11. Timothy Fredrick McClelland, R029457-Request Voluntary Surrender; if not agreed upon, Issue Summary Suspension and schedule Formal Hearing
12. C.R.N.-Mandate HPAP
13. Chelsey Faye Swanson, R038317-Accept Voluntary Surrender
14. Nicole Marie Voeltz, R036196-Reinstatement with mandated HPAP
15. D.L.W.-Board Dismissal
16. Daniel John Winkler, P009326-Accept Voluntary Surrender; if not agreed upon, Issue Summary Suspension and schedule Formal Hearing

MOTION

M Schmidt moved that the South Dakota Board of Nursing accept the approval of the Consent Agenda with the removal of #1 TB and #10 LL. Seconded by N Nelson.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

Tara Jo Baker, R034799-F Miller presented background.

MOTION

M Schmidt moved that the South Dakota Board of Nursing accept the Voluntary Surrender of Tara Jo Baker. Seconded by N Nelson.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Recused	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	7 Yes	MOTION Carried

Linda Ann Lowman, R022580-F Miller presented background.

MOTION

D Berkland moved that the South Dakota Board of Nursing request Voluntary Surrender from Licensee Linda Ann Lowman. If not agreed upon, The Board of Nursing will schedule a formal hearing. Seconded by J Murphy.

Bergeleen	Yes	Murphy	Recused	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	7 Yes	MOTION Carried

Laura Huttner, R044866-F Miller presented background.

MOTION

M Schmidt moved that the South Dakota Board of Nursing accept the Voluntary Surrender of Laura Huttner, R044866. Seconded by N Nelson.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

Victoria Lillie, R027108- F Miller presented background and Victoria Lillie was present to address the Board.

MOTION

D Berkland moved that the South Dakota Board of Nursing recommend in consideration of the reinstatement request that Victoria Lillie, R027108, enroll in HPAP for evaluation and recommendations regarding the reinstatement request. Seconded by J Larson.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Yes	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	9 Yes	MOTION Carried

F Miller and K O’Connell presented information on the discipline process of CNPs and CNMs.

MOTION

D Berkland moved that the South Dakota Board of Nursing accept the policy as presented and proposed regarding the “Discipline and Complaint Process for CNP/CNM Licensees” Seconded by J Murphy.

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

11. Board Development

12. Upcoming Events

- Meeting of 2016 Cohort of States Introducing the New NLC, December 3, 2015, Chicago, IL
- NCSBN Board of Directors Meeting, December 9-11, 2015, Chicago, IL
- NCSBN Institute of Regulatory Excellence, January 26-28, Long Beach, CA
- CORE, January 13-14, 2016, Chicago
- NCSBN Standards Setting Committee, 2016 Meeting Schedule
- NCSBN Board of Directors, February 10-12, 2016, Chicago
- CORE, March 3-4, 2016, Chicago
- NCSBN Mid-Year Meeting, March 13-16, 2016, Baltimore, MD
- CLEAR-NCIT Basic Training, Raleigh, NC, March 13-17, 2016
- CORE, March 31-April 1, 2016
- 2016 NSCBN APRN Roundtable, Rosemont, IL, April 5, 2016
- NCSBN Board of Directors, May 10-12, 2016
- Executive Officer Summit, June 21-22, 2016, Stowe, VT
- NCSBN Annual Delegate Assembly, Chicago
- 2016 NCSBN Scientific Symposium, Oct 6, 2016, Chicago, IL

MOTION

D Berkland moved that the South Dakota Board of Nursing approve travel for the following:

- Meeting of 2016 Cohort of States Introducing the New NLC, December 3, 2015, Chicago, IL
- NCSBN Institute of Regulatory Excellence, January 26-28, Long Beach, CA-Up to two
- NCSBN Standards Setting Committee, 2016 Meeting Schedule
- NCSBN Board of Directors Activities for 2016
- NCSBN HESN Committee for 2016

Bergeleen	Yes	Murphy	Yes	Possehl	Yes
Berkland	Yes	Nelson	Yes	Schmidt	Yes
Larson	Absent	Neuharth	Yes		
Mohr	Yes	Oldenkamp	Absent	8 Yes	MOTION Carried

Meeting adjourned at 12:03CST, November 20, 2015.