



MINUTES
South Dakota Board of Nursing
Board of Directors
September 18-19, 2012

Board Members:

Diana Berkland, RN, President
June Larson, RN, Vice-President, Excused
Teresa Disburg, RN, Secretary
Nancy Nelson, RN, RN Member, Excused (9/19)
Kristin Possehl, RN, RN Member
Deb Soholt, RN, RN Member
Christine Callaghan, LPN, LPN Member, Excused
Sharon Neuharth, LPN, LPN Member
Mary Schmidt, LPN, LPN Member
John Jones, Public Member
Adrian Mohr, Public Member

Staff Present:

Gloria Damgaard, RN, Executive Director
Stephanie Orth, RN, Nursing Program Specialist
Kathleen Tinklenberg, RN, Nursing Program Specialist
Linda Young, RN, Nursing Program Specialist
Erin Matthies, Licensure Operations Manager
Jill Vanderbush, Licensure Specialist
Robert Garrigan, Business Manager (9/18)
Kristine O'Connell, Board Attorney

Guests:

Maria Eining, HPAP Executive Director
Sue Harris, HPAP
Judge Patricia Riepel, Drug Court
Laura May, Drug Court, Court Services
Mindy, Drug Court Participant

1. Call to Order

President Diana Berkland called the meeting to order at 9:39 a.m. on September 18, 2012.

2. July 12-13, 2012 Board Meeting Minutes

The July 12-13, 2012 Board Meeting minutes were approved in a unanimous voice vote.

3. Agenda Approval

The Board removed 9F A2 from the agenda. The Board added 9H, CLEAR Basic Educational Conference Report and 9I, Hazeldon Return to Work for Healthcare Professionals Symposium Report.

MOTION

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

4. Financial Report

R Garrigan presented the July and August financial reports.

MOTION

D Soholt moved that the South Dakota Board of Nursing approve the financial report. Seconded by M Schmidt

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

5. Reports

A. NCLEX 2nd Quarter Report

S Orth presented the NCLEX 2nd Quarter Report and responded to Board questions. She stated that the rate for first time candidates with RN education in SD is 93.05% with the national pass rate at 92.74%. LPN first time candidates pass rate is 90% with the national average of 82.54%.

B. NCSBN 2012 Delegate Assembly

G Damgaard and L Young updated the Board on the NCSBN 2012 Delegate Assembly and responded to Board questions. Announced that G Damgaard was elected as Director- at- Large to NCSBN Board of Directors and L Young was appointed to NCSBN IRE Committee.

C. HPAP Report

Health Professionals Assistance Program (HPAP) Executive Director, Maria Eining, presented the HPAP update and responded to Board questions.

D. NLCA 2011 Annual Report

G Damgaard presented the Nurse Licensure Compact Administrators (NLCA) 2011 Annual Report and reported Richard Masters, JD has been appointed as special counsel for the NLCA.

E. Advanced Practice Advisory Committee

L Young updated the Board on the APN Advisory Committee meeting and responded to Board questions. L Young reported that CNP licensure numbers doubled since 2004 and that the majority have a collaborative agreement and practice overlapping scope of medicine.

F. SD Action Coalition

L Young reported that the State Implementation Plan (SIP) grant was submitted to RWJF and focuses on inter-professional education. The SD Action Coalition Executive Committee will meet October 19, 2012.

G. NCSBN Legislative Update

For review-FYI

H. CLEAR Basic Training and Educational Conference

S Orth provided an overview of the conference and reported that she will pursue training students, new graduates, and nursing staff on appropriate patient interactions and due process through a West River small group project and subsequent creation of online video clips. She responded to Board questions.

I. Hazeldon Return to Work for Healthcare Professionals Symposium

K Tinklenberg presented the Hazeldon Return to Work for Healthcare Symposium synopsis. She responded to Board questions.

MOTION

N Nelson moved that the South Dakota Board of Nursing approve agenda items 5A-5I. Seconded by D Sohlt

6. Open Forum

No one requested the opportunity to address the Board.

7. Environmental Scans

A. Safe at School-American

Journal article provided to the Board for review and discussion. The focus of the article is to promote a campaign ensuring that all children with diabetes receive care in school.

B. NLN Calls New Federal Revenues Stream to Fund Clinical Training for APRNs

Article provided to the Board for review and discussion.

C. “9 State get Grants to Boost Nursing Education”

Article provided to the Board for review and discussion. Grants will be received over the next two years to create a highly educated nursing workforce.

D. “A Victory for Interstate Compacts”

Article provided to the Board for review and discussion. California’s First District Court of Appeals concluded that interstate compacts are a binding, enforceable agreement that overrides conflicting state laws.

E. NCSBN Finalizes Agreement with Canadian Nurse Regulators

Article provided to the Board for review and discussion. NCLEX-RN will be the new licensure requirement in Canada beginning in 2015.

F. NCSBN Award Ceremony Honors Outstanding Nurse Regulators

G Damgaard recognized by NCSBN for 10 years of service as Executive Director.

8. Unfinished Business

A. Medication Assistant Registry

G Damgaard spoke to the Legislative Research Council (LRC) and determined that SDBON has the rule making authority within SDCL 36-9-21 to implement unlicensed registry.

B. CNP World Café, October 4, 2012

L Young reported on invitations extended to individuals to open a conversation about shared meanings across practices.

C. VERISYS Response to Licensure List Request

The legal review written by K O’Connell was provided to VERISYS legal council upon request. This same document was provided to the Board at their July 12-13, 2012 meeting. The document provides a detailed review of state and federal laws and current Board policy. K O’Connell shared the SD BON is in compliance and the Board does not have to provide the licensure information to VERISYS as requested.

D. Sisseton Wahpeton College Update Upon request by S Orth, Interim Director Nola Ragan provided a written update to the Board: The AA LPN-RN Upward Mobility program has 11 students enrolled, with course completion anticipated for December 2012. Numerous vacant faculty positions are being advertised. Alta Jaquet is teaching NUR 236 Medical –Surgical Nursing, NUR 237 Leadership and Experience, NUR 235 Art of transitioning and GEN 270 Capstone Course. Nola Ragan is teaching NUR 233 Maternal-Child and NUR 101 Medical Terminology with the understanding that this is temporarily giving her administrative responsibilities as Interim Director. After December 2012, the RN program will be on hold. The PN program currently has no students.

9. New Business

A. MSA/Drug Court Presentation, Judge Riepel Judge Riepel, Laura May and Mindy presented information on the Drug Court in Minnehaha County. The Board reviewed material and discussed.

B. Southeast Tech Site Visit Report G Damgaard and S Orth conducted a site visit in July. Report was presented with STI President J Holcomb and VP of Academic Affairs J Jacobsen and Nursing Program Director K Possehl in attendance.

MOTION D Soholt moved that the South Dakota Board of Nursing affirm continued approval for the SETI PN program and continue interim approval for the PN-AAS program. Seconded by T Disburg.

Berkland	Yes	Larson	Absent	Possehl	Abstain
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Absent	Soholt	Yes
Jones	Yes	Neuharth	Yes	7 Yes – MOTION Carried	

C. National American University Communication S Orth announced the new Dean as Dodie Serafini. She will be completing her Doctorate in 2015.

D. Executive Leadership Changes S Orth presented the changes to the faculty at the University of South Dakota Nursing program as detailed in a letter from C Dieter, Chair.

E. Virtual Nursing Care Presentation Preliminary Results G Damgaard presented the preliminary results of the Virtual Nursing Care for Children with Diabetes in the School Setting grant project for discussion. The Department of Health will provide additional funds to the project. This will carry the project through the remainder of the school year.

F. Discipline August 2012 Discipline Committee Minutes were approved by the Committee prior to the meeting.

MOTION N Nelson moved that the South Dakota Board of Nursing approve the Discipline Committee Meeting minutes August 30, 2012. Seconded by K Possehl

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

Consent Agenda Approval

- 1) Paul Alan Ahrendt, R020670 – Accept Voluntary Surrender
- 3) J.L.W. – Letter of Concern
- 4) S.L.T. – Mandate HPAP Five Years
- 7) H.J.T. – Mandate HPAP Rule-Out-Risk
- 8) Natisha Vanitia Morrison, RN Applicant by Examination – Deny Licensure
- 10) Breanna Marie McPherson, LPN Applicant by Examination – Deny Licensure
- 11) J.D.D. – Letter of Concern
- 12) D.K.L. – Dismissal
- 13) D.R.H. – Letter of Concern
- 14) Cody Lynn Staus, P010954 – Letter of Reprimand + Remediation
- 15) E.K.S. – Letter of Concern + Remediation
- 16) F.D.E. – Dismissal
- 17) C.V.T. – Dismissal
- 18) Tammy Kay Flachman, P009107 – Letter of Reprimand
- 19) M.E.H. – Letter of Concern
- 20) Kimberly Elizabeth Reit, R029125 – Letter of Reprimand
- 21) Evelyn Jewel Weston, R029090 – Letter of Reprimand
- 23) J.A.H. – Dismissal
- 24) T.A.T. – Dismissal
- 25) Lynn M. Toupal, P006795 – Letter of Reprimand + Remediation
- 26) L.A.R. – Dismissal
- 28) B.A.H. – Letter of Concern + Remediation
- 29) Jackie Lynn Cobb, R032479 – Request Voluntary Surrender; if not agreed upon, issue Summary Suspension
- 31) J.J.B. – Letter of Concern
- 32) R.A.R. - Letter of Concern
- 33) Susanne Maureen Boose, R037512 – Letter of Reprimand
- 34) Candice Raechelle Hazel, R033172 – Letter of Reprimand
- 35) Jami Lynn Larson, R038055 – Letter of Reprimand
- 36) Elizabeth Rachel Sivertsen, R037707 – Letter of Reprimand
- 37) Kendra Jean Krueger, R036166 – Letter of Reprimand
- 38) Kara Lea Kraft, RN Applicant by Examination – Letter of Reprimand
- 39) J.I.G. – No Action
- 40) C.J.J. – No Action
- 41) S.M.M. – Request Voluntary Refrain from Practice; if not agreed upon, Request Voluntary Surrender; if not agreed upon, issue Summary Suspension

MOTION

D Soholt moved that the South Dakota Board of Nursing approve the Consent Agenda as presented with the removal of Case #5 LJN, #6 SMT, #9 MAG, #27 CJM, and #30 CDM. Seconded by K Possehl

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

L.J.N. - K Tinklenberg, Nursing Program Specialist, presented background.

MOTION

N Nelson moved that the South Dakota Board of Nursing send a strongly worded letter of concern for non-compliance in HPAP to licensee. Seconded by K Possehl

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

Sylvia Murella Thompson, R025675- K Tinklenberg, Nursing Program Specialist, presented background; D Berkland recused herself.

MOTION

N Nelson moved that the South Dakota Board of Nursing request a voluntary surrender and if not agreed upon, issue Summary Suspension. Seconded by T Disburg

Berkland	Recused	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

M.A.G. - K Tinklenberg, Nursing Program Specialist, presented background; K Possehl recused herself.

MOTION

T Disburg moved that the South Dakota Board of Nursing dismiss the case. Seconded by M Schmidt

Berkland	Yes	Larson	Absent	Possehl	Recused
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	7 Yes – MOTION Carried	

Connie Jolene McDougall, P010353-K Tinklenberg, Nursing Program Specialist, presented background; K Possehl recused herself.

MOTION

M Schmidt moved that the South Dakota Board of Nursing request a voluntary surrender and if not agreed upon, issue Summary Suspension. Seconded by T Disburg

Berkland	Yes	Larson	Absent	Possehl	Recused
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	7 Yes – MOTION Carried	

Cary David Myers, R027133-K Tinklenberg, Nursing Program Specialist, presented background; D Berkland recused herself.

MOTION

S Neuharth moved that the South Dakota Board of Nursing request a voluntary surrender and if not agreed upon, issue Stipulation. Seconded by N Nelson

Berkland	Recused	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	7 Yes – MOTION Carried	

N.D.W. - K Tinklenberg, Nursing Program Specialist, presented background.

MOTION

N Nelson moved that the South Dakota Board of Nursing send a strongly worded letter of concern for non-compliance in HPAP. Seconded by K Possehl

Berkland	Recused	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Yes	7 Yes – MOTION Carried	

Bradley Jay Schelling, R040339, Formal Hearing: Board Attorney K O’Connell presented background. B Schelling was not present. B Schelling was duly noticed of the Hearing.

MOTION

T Disburg moved that the South Dakota Board of Nursing revoke the privilege to practice in the State of South Dakota of Bradley Schelling. Seconded by D Soholt

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

Jacqueline Lynne Wonnenberg, R024979, Formal Appearance. Board Attorney K O’Connell presented background. J Wonnenberg and Roger Wonnenberg were sworn in and provided testimony. J Wonnenberg responded to questions from Board Members.

MOTION

D Soholt moved that the South Dakota Board of Nursing defer the decision for reinstatement of licensure for Jacqueline Wonnenberg and require a psychological evaluation by Dr. Chris Nordgren at Board expense prior to any further consideration of request. Seconded by K Possehl

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Absent
Jones	Yes	Neuharth	Recused	7 Yes – MOTION Carried	

Stefani Dawn Salwei, R042001, Formal Appearance. K Tinklenberg, Nursing Program Specialist, presented background. S Salwei was present to address the Board along with Dawn Roeker, Kathryn Fillaus and Kaleb Hight.

MOTION

K Possehl moved that the South Dakota Board of Nursing issue an RN license. Seconded by J Jones

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

Alisha Marie Parmeter, P011196, Formal Appearance. K Tinklenberg, Nursing Program Specialist, presented background. A Parmeter was present to address the Board and respond to questions.

MOTION

N Nelson moved that the South Dakota Board of Nursing grant an LPN license with the understanding of any future violation may result in disciplinary action. Seconded by T Disburg

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

Pamela Ann Burgess, R016696, Formal Appearance. K Tinklenberg, Nursing Program Specialist, presented background. P Burgess and Maria Eining of HPAP were present to address the Board and respond to questions.

MOTION

K Possehl moved that the South Dakota Board of Nursing reinstate with probation the RN license for Pamela Burgess, with mandated continued enrollment in HPAP for a total of five years. Seconded by J Jones

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Yes	Soholt	Yes
Jones	Yes	Neuharth	Yes	9 Yes – MOTION Carried	

G. Personnel

The Board moved into closed session for purposes of personnel.

H. 2013 Legislative Session

G Damgaard presented HPAP SDCL 36-2-A.

MOTION

K Possehl moved that the South Dakota Board of Nursing direct Board staff to move forward with submission of proposed legislative changes for the HPAP program. Seconded by T Disburg

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Absent	Soholt	Yes
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

I. 2012 Annual Report to South Dakota Department of Health (SD DOH)

G Damgaard presented the information submitted to the SD DOH and responded to Board questions.

J. Appointments to APN Advisory Committee

Tabled until November 2012 Board Meeting.

10. Upcoming Events

- G Damgaard and L Young: Presentation for SDONE, September 20, 2012, Sioux Falls SD
- G Damgaard, L. L Young, D Berkland, D Soholt: AAFP/CNP World Café, October 4, 2012, Sioux Falls SD
- L Young, G Damgaard: SD Action Coalition Meeting, October 19, 2012, Sioux Falls SD
- L Young: NCSBN IRE Committee Meeting, October 22 & 23, 2012, Chicago IL
- S Orth and J Larson: Follow up meeting at Sinte Gleska University, November 1, 2012

S Orth, G Damgaard: USF Site Visit, November 7-8, 2012

E Matthies and J Vanderbush: NCSBN Operations Conference, November 8 & 9, 2012, Chicago IL

S Orth, J Larson: Mount Marty PN Site Visit, November 29-30, 2012

A Mohr, Citizens Advocacy Center Annual Meeting-St Petersburg, FL, October

MOTION

K Possehl moved that the South Dakota Board of Nursing approve travel for: Erin Matthies and Jill Vanderbush: NCSBN Operations Conference, November 8-9, 2012, Chicago, IL and Adrian Mohr: Citizens Advocacy Center 2012 Annual Meeting, October 24-26, Seminole, FL. Seconded by M Schmidt

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Absent	Soholt	Yes
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

MOTION

K Possehl moved that the South Dakota Board of Nursing approve travel for Linda Young to participate in NCSBN-IRE Committee travel functions. Seconded by S Neuharth

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Absent	Soholt	Yes
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

MOTION

D Soholt moved that the South Dakota Board of Nursing enthusiastically support the election of Gloria Damgaard, Executive Director of the South Dakota Board of Nursing, to the Board of Directors for the National Council of Boards of Nursing. Additionally the Board approves all future travel for the National Council of State Boards of Nursing obligations and responsibilities. Seconded by S Neuharth

Berkland	Yes	Larson	Absent	Possehl	Yes
Callaghan	Absent	Mohr	Yes	Schmidt	Yes
Disburg	Yes	Nelson	Absent	Soholt	Yes
Jones	Yes	Neuharth	Yes	8 Yes – MOTION Carried	

11. Staff and Board Member Activities

Linda Young, Gloria Damgaard: CWB Meeting, July 16 & 17, 2012, Chamberlain SD

Stephanie Orth, Gloria Damgaard: SETI Site Visit, July 19 -20, 2012

Linda Young and Gloria Damgaard: NCSBN Delegate Assembly: August 7-10, 2012, Dallas TX

Linda Young and Gloria Damgaard: APN Advisory Committee, August 17, 2012

Stephanie Orth & Erin Matthies: CNA Meeting with DOH, SDHCA, Headmaster, August 23, 2012, Sioux Falls SD

Kathy Tinklenberg and Gloria Damgaard: HPAP Task Force, August 23 and September 17, 2012

Stephanie Orth: CLEAR Basic Training and Educational Conference, September 3-8, 2012, San Francisco CA

Gloria Damgaard: NCSBN Board of Directors Meeting, September 4-7, 2012

Gloria Damgaard and Linda Young: Scientific Symposium, September 11, 2012, Washington DC

Kathy Tinklenberg: Hazeldon Return to Work for Healthcare Professionals Symposium, September 13-14, 2012, Minneapolis MN

Gloria Damgaard: Boardsource Leadership Seminar, September 14-15, 2012

Linda Young: Sanford Health Diabetes Care Conference, September 14, 2012, Sioux Falls SD

Linda Young: Mount Marty College MSN/APN Class, September 14, 2012, Yankton SD

Linda Young: South Dakota Association of Nurse Anesthetists Conference, September 16, 2012, Sioux Falls SD

Follow-up to site visit at USD RN-BSN CCNE site visit-all standards met, no compliance issues, CCNE will vote in April

Joint Board Meeting-November 28, 2012 at 9 a.m., next Board Meeting November 15-16, 2012

Adjournment: 1:32 p.m.