



**MINUTES**  
**South Dakota Board of Nursing**  
**Board of Directors**  
**4305 S Louise Ave, Suite 201**  
**Sioux Falls, SD 57106**  
**February 18-19, 2016**  
**9:00a.m. CST**

**Board Members:**

Darlene Bergeleen, RN  
Rebekah Craddock, Public Member  
June Larson, RN  
Deborah Letcher, RN  
Nancy Nelson, RN; Vice President  
Sharon Neuharth, LPN  
Betty Oldenkamp, Public Member-Absent  
Robin Peterson Lund, RN  
Kristin Possehl, RN; President  
Mary Schmidt, LPN; Secretary

**Guests:**

Barbara Vellenga  
Virginia Cozad  
Cheryl Medearis  
Melinda Raak  
Kelsey Brouwer  
Diana Weiland  
Debra Carlson

**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  
Kristine O'Connell, Board Attorney

South Dakota Board of Nursing Consultant  
Sinte Gleska University  
Sinte Gleska University  
Northwestern College  
Northwestern College  
Department of Health  
Department of Health

**1. Call to Order and Roll Call**

President K Possehl called the meeting to order at 9:05 a.m. on February 18, 2016.

**2. November 18-19, 2015 Board Meeting Minutes**

The November 18-19, 2015 Board Meeting minutes were approved 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 4th Quarter Report

S Orth reported on the 4th quarter NCLEX pass rates. She responded to Board questions.

B) Licensure and Operations Report

E Matthies presented a licensure and operations report. She responded to Board questions.

C) National Council of State Boards of Nursing (NCSBN) Introduces New Features for NURSYS

G Damgaard reported on the new features of NURSYS and how the features can assist employers and licensees track changes to licenses. She responded to Board member questions.

D) Center for Nursing Workforce

L Young reported on the Center for Nursing Workforce and the EmBe Leadership program. She responded to Board questions.

E) Unlicensed Registry Update

L Young presented the Unlicensed Assistive Personnel registration numbers and testing results. She responded to Board questions.

F) NCSBN Compact Connection

G Damgaard reported that NCSBN disseminates a twice monthly newsletter to update states on progress made with the Nurse Licensure Compact. She responded to Board questions.

G) Annual Refresher Course Report 2015

S Orth presented the Annual Refresher Course Report completed by South Dakota State University (SDSU).

**MOTION**

N Nelson moved that the South Dakota Board of Nursing grant continued approval of the SDSU's Refresher Course. Seconded by M Schmidt.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes	<b>9 Yes</b>	<b>MOTION Carried</b>

H) Education Advisory Committee Frequently Asked Questions

S Orth updated the Board on the members of the committee.

I) SDSU Nursing Receives HRSA Grant for Telehealth Curriculum

L Young shared this for information purposes.

J) Joint Board Out-of-Hospital Review Committee Meeting

L Young presented a brief report on out-of-hospital births attended by certified nurse midwives during the year 2015. This brief report was provided to the Joint Board of Nursing and Medicine's interim review committee in January. A full report will be presented to the Joint Board at the September 2016 Joint Board Meeting.

**6) Open Forum**

The Board President provided the opportunity for guests to address the Board, no one requested to do so.

**7) Environmental Scans**

- A) NCSBN Communication-November 18, 2015 G Damgaard provided for informational purposes.
- B) NCSBN Communication-December 18, 2015 G Damgaard provided for informational purposes.
- C) NCSBN Communication-December 29, 2015 G Damgaard provided for informational purposes.
- D) NCSBN Communication-January 6, 2016 G Damgaard provided for informational purposes.
- E) "Changing Environment: 2016 NCSBN Environmental Scan", Journal of Nursing Regulation, January 2016 G Damgaard provided for informational purposes.
- F) NCSBN Communication-February 5, 2016 G Damgaard provided for informational purposes.

**8. Unfinished Business**

A) Strategic Plan G Damgaard reviewed the Board’s operational plan, the goals and objectives on the plan are progressing well. The next strategic planning session retreat will be July 18, 2016 in Rapid City, SD.

B) Certified Nurse Aide (CNA)/Department of Health (DOH) Report S Orth presented the DOH report along with DOH representatives Diana Weiland and Debra Carlson. The report detailed CNA roles in nursing homes. They all responded to Board questions.

C) 2016 Legislative Update G Damgaard shared that the Board of Nursing’s bill, Senate Bill 29, passed. This bill included clean-up language to SDCL 36-9, modified the number of RN and LPN board members, and adopted the new multistate RN and LPN licensure compact. She responded to Board questions.

The certified professional midwife (CPM) bills were also reviewed and discussed, House Bill 1162 and Senate Bill 118.

**MOTION**

N Nelson moved that the South Dakota Board of Nursing does not support the control and regulations of certified professional midwives under the auspice of the Board of Nursing. Seconded by D Bergeleen.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes	<b>9 Yes</b>	<b>MOTION Carried</b>

**MOTION**

N Nelson moved that the South Dakota Board of Nursing formally oppose HB1162 and SB117. Seconded by J Larson.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes	<b>9 Yes</b>	<b>MOTION Carried</b>

D) Update on Joint Board Administrative Rule

G Damgaard presented a verbal update on the Joint Boards of Nursing and Medical and Osteopathic Examiners approved proposed changes to ARSD 20:62:03:03, 20:62:03:04 and 20:62:03:05. The new rules will be promulgated following the 2016 legislative session. Changes approved by the Joint Board include amending required direct personal contact for the collaboration between the physician and nurse practitioner or nurse midwife to occur by being physically present or by means of electronic communication. She responded to board member questions.

E) FTC Staff Guidance on Active Supervision of State Regulatory Boards Controlled by Market Participants; North Carolina Dental Case Decision Implication for State Board of Accountancy

G Damgaard and K O'Connell presented as an informational piece on the need for boards to make anticompetitive decisions. They responded to Board questions.

**9. New Business**

A) Orientation of New Board Members

Orientation was provided to new board members throughout the meeting and included the mission and functions of the Board of Nursing; board member, board staff, and Department of Health responsibilities.

B) NCSBN Board of Directors Upholds Current Passing Standard for the NCLEX-RN Examination

G Damgaard provided for informational purposes.

C) Schedule 2016 Strategic Planning Session

The next Strategic Planning Session is scheduled for Monday, July 18<sup>th</sup>, 2016 in Rapid City, SD.

D) FY 2014 CORE Education State Report

This item was deferred until April 21-22, 2016 Board Meeting.

E) Sinte Gleska University (SGU) Site Visit

S Orth and Dr. Barbara Vellenga presented the findings of the Site Visit.

**MOTION**

J Larson moved that the South Dakota Board of Nursing grant continued probationary status to SGU Nursing with a written report including the workload policy, due by June 1, 2016 and the systematic evaluation outlining assessment strategies due by December 31, 2016 with a program onsite visit in 2017. Seconded by M Schmidt.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Cradduck	Absent	Neuharth	Absent	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson	Yes	<b>7 Yes</b>	<b>MOTION Carried</b>
		Lund			

**10. Discipline**

A) February 2016 Discipline Committee Minutes and Consent Agenda

1. Christopher A Baartman, R035872-Accept Voluntary Surrender
2. Michael Broadbent, RN Licensure by Endorsement Candidate-Deny RN Licensure
3. Sierra Cates, P011710-Suspension
4. D.W.C.-Board Dismissal
6. A.F.-Letter of Concern
9. Ayana Hardiman-Davis, P011724-Summary Suspension and Notice for Hearing
10. B.H.-Mandate HPAP
11. D.K.H.M.-Letter of Concern and Request to Voluntarily Relinquish Waiver-SD BOME to be informed
13. B.M.L.-Case #13 Removed from Consent Agenda
14. Wendy L Lohan, R032035-Reinstatement of RN license, Single-State License with Mandated HPAP
15. K.M.M.-Letter of Concern
16. E.N.-Mandate HPAP and Single-State License
17. Danielle R Prudich, R036044-Reinstatement RN license, Single-State License with Mandated HPAP
18. L.A.S.-Require HPAP Evaluation
19. S.S.-Mandate HPAP and Single-State License
20. S.R.S.-Mandate HPAP and Single-State License
21. L.M.S.-Letter of Concern and Remediation
22. Heather J Thomas, R035409-Summary Suspension and Notice for Hearing
23. Robin L Thompson, R021487-Letter of Reprimand
24. J.L.V.-Mandate HPAP and Single-State License
25. Lacey J Warnke, R040614-Summary Suspension and Notice for Hearing
26. Kimberly Wilkins, R032564-Reinstatement RN License, Single-State License with Mandated HPAP

**MOTION**

N Nelson moved that the South Dakota Board of Nursing accept the approval of the Consent Agenda with the removal of #5 JD, #7 SRF, #8 WTF and #12 TJJ. Seconded by J Larson.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Cradduck	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		

Letcher Yes Peterson Lund Yes 9 Yes MOTION Carried

Jannica D Daniell, RN, TX 42892-F Miller presented background.

**MOTION** N Nelson moved that the South Dakota Board of Nursing issue a Letter of Reprimand on her privilege to practice with recommended remediation. Seconded by D Bergeleen.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Cradduck	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		

9 Yes MOTION Carried

Sonya R Fisher, P009193-F Miller presented background.

**MOTION** N Nelson moved that the South Dakota Board of Nursing place the LPN license of Sonya R Fisher, P009193 on probation with mandated HPAP, terms and conditions set by HPAP. Seconded by S Neuharth.

Bergeleen	Yes	Nelson	Yes	Possehl	Recused
Cradduck	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		

8 Yes MOTION Carried

Walter Flagg, P010909-F Miller presented background.

**MOTION** N Nelson moved that the South Dakota Board of Nursing issue a Letter of Reprimand to Walter T Flagg, P010909. Seconded by J Larson.

Bergeleen	Yes	Nelson	Yes	Possehl	Recused
Cradduck	Yes	Neuharth	Yes	Schmidt	Recused
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		

7 Yes MOTION Carried

Teresa J Janis, P009682- F Miller presented background.

**MOTION** N Nelson moved that the South Dakota Board of Nursing issue a Letter of Reprimand to Teresa J Janis, P009682. Seconded by D Bergeleen.

Bergeleen	Yes	Nelson	Yes	Possehl	Recused
Cradduck	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		

8 Yes MOTION Carried

Christopher Kyle, R042473-F Miller and K O'Connell presented background. F Miller testified.

**MOTION**

N Nelson moved that the South Dakota Board of Nursing suspend the license of Christopher Kyle, R042473. Seconded by J Larson.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		
				<b>9 Yes</b>	<b>MOTION Carried</b>

Suzanne M Ryan, CM000051-F Miller presented background.

**MOTION**

N Nelson moved that the South Dakota Board of Nursing reinstate the license of Suzanne M Ryan, CM000051. Seconded by S Neuharth.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		
				<b>9 Yes</b>	<b>MOTION Carried</b>

Carol A Kindvall-F Miller presented background.

**MOTION**

N Nelson moved that the South Dakota Board of Nursing deny the request for RN licensure for Carol A Kindvall. Seconded by S Neuharth.

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Craddock	Yes	Neuharth	Yes	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes		
				<b>9 Yes</b>	<b>MOTION Carried</b>

**11. Board Development**

Deferred until next Board Meeting.

**12. Upcoming Events**

- USF Student Presentation, February 23, 2016, Sioux Falls, SD
- NCSBN HERSN Committee, March 1-2, 2016, Chicago, IL
- USD Student Presentation, March 3, 2016, Rapid City, SD
- NCSBN CORE Meeting, March 3-4, 2016, Chicago, IL
- 2016 Spotlight on SD Assisted Living Centers, March 10, 2016, Mitchell, SD
- NCSBN Mid-Year Meeting, March 13-16, 2016, Baltimore, MD
- SDSU NP Student Presentation, March 18, 2016, Sioux Falls, SD

- Rho XiE Presentation College 22<sup>nd</sup> Annual Research Day, March 22, 2016, Aberdeen, SD
- NCSBN CORE Meeting, March 31-April 1, 2016
- 2016 NSCBN APRN Roundtable, April 5, 2016 Rosemont, IL
- National Forum of State Workforce Centers, April 27-29, Orlando, FL\*
- NCSBN Standards Development Meeting, May 4-5, 2016, Chicago, IL
- NCSBN Board of Directors, May 10-12, 2016
- American Telemedicine Meeting, May 14, 2016, Minneapolis, MN\*
- NCSBN Operations/IT Conference, May 24-25, 2016, Chicago, IL
- NCSBN Executive Officer Summit, June 21-22, 2016, Stowe, VT
- NCSBN Annual Delegate Assembly, August 13-15, 2016, Chicago, IL
- 2016 NCSBN Scientific Symposium, Oct 6, 2016, Chicago, IL

**MOTION**

M Schmidt moved that the South Dakota Board of Nursing approve travel for the following:

- NCSBN Operations/IT Conference, May 24-25, 2016, Chicago, IL-Travel up to 2
- 2016 NSCBN APRN Roundtable, April 5, 2016 Rosemont, IL-Travel up to 3
- American Telemedicine Meeting, May 14, 2016, Minneapolis, MN-Travel for 1
- National Forum of State Workforce Centers, April 27-29, Orlando, FL-Travel for 1
- NCSBN Annual Delegate Assembly, August 13-15, 2016, Chicago, IL-Travel up to 5

Bergeleen	Yes	Nelson	Yes	Possehl	Yes
Cradduck	Absent	Neuharth	Absent	Schmidt	Yes
Larson	Yes	Oldenkamp	Absent		
Letcher	Yes	Peterson Lund	Yes	<b>7 Yes</b>	<b>MOTION Carried</b>

**Meeting adjourned at 2:55 CST, February 19, 2016.**