



MINUTES
South Dakota Board of Nursing
Board of Directors
November 13-14, 2014

Board Members:

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

Staff Present:

Gloria Damgaard, RN, Executive Director
Francie Miller, 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

Guests:

Virginia Cozad, Sinte Gleska University
Melody Otte, Sinte Gleska University
Cheryl Medearis, Sinte Gleska University
Nola Ragan, Sisseton Wahpeton College
Jeanette Gerdahl, Sisseton Wahpeton College
Mary Lobb Oyos, Avera Health
Rhonda Jensen, Sanford Health
Dr. Barbara Vellenga, Contract Board Staff

1. Call to Order and Roll Call

Vice President J Larson called the meeting to order at 9:34 am on November 13, 2014.

2. September 11-12, 2014 Board Meeting Minutes

The September 11-12, 2014 Board Meeting minutes were approved, with changes, in a unanimous voice vote.

3. Agenda Approval

MOTION

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

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

4. Financial Reports

R Garrigan presented the Financial Report for FY 2014 and reported on the Annual LPN Scholarship disbursement. He responded to Board questions.

MOTION

D Bergeleen moved that the South Dakota Board of Nursing accept the Financial Report as presented to the Board. Seconded by J Murphy.

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

MOTION

K Possehl moved that the South Dakota Board of Nursing approve the Annual Disbursement for the 2014 LPN Nursing Education Scholarships. Seconded by S Neuharth.

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

5. Reports

A) 3rd Quarter 2014 NCLEX Results

S Orth presented the report and responded to Board questions.

B) Licensure and Operations Update

E Matthies presented an update on number of pending endorsements and the primary state of

residence of those applicants. She responded to Board questions.

- C) Clinical Enrichment Program 2014 Annual Report & Request for 2015 Approval

S Orth presented the report and request for approval. She responded to Board questions.

MOTION

K Possehl moved that the South Dakota Board of Nursing accept the reports of the nine clinical enrichment programs, South Dakota Dept. of Health Correctional Care, Rapid City Regional Hospital, Avera McKennan Hospital & University Center, Avera Sacred Heart Hospital, Avera St. Luke’s Hospital, Sanford Health Clinical Enrichment (Summer of Excellence), St. Michael’s Hospital Avera, SD Human Services Center, Philip Health Services and approve the request for approval for 2015. Seconded by M Schmidt.

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

MOTION

D Bergeleen moved that the South Dakota Board of Nursing accept the 2014 Avera McKennan report and approve the request for CEP 2015 program, including the extension of intern program throughout the year. Seconded by C Callaghan.

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

- D) HPAP Annual Program Service Committee Report

G Damgaard presented the report and responded to Board questions.

- E) NLC Revisions Update

G Damgaard reported that the committee is going through the compact and looking at needed revisions and the financial impact that it will have on member boards. She responded to Board questions.

- F) International Nurse Regulator Conference

L Young and G Damgaard shared some of the conference highlights and responded to Board questions.

G) Citizens Advocacy Center Annual Meeting

A Mohr reported on the meeting and some of the differences between the SD Board and other Boards throughout the US and Canada. He responded to Board questions.

H) SDNA Annual Meeting

In attendance were L Young, S Neuharth, S Orth, N Nelson and G Damgaard. They reported on the meeting and responded to Board questions.

6. Open Forum

No one requested the opportunity to address the Board.

7. Environmental Scan

A) NCSBN Opens Registration for NCLEX in Canada

G Damgaard shared this as an informational piece for the Board.

B) NCSBN Morning News Brief

G Damgaard shared this as an informational piece for the Board.

8. Unfinished Business

A) Sinte Gleska (SGU) Program Update on Notice of Intent to Withdraw Approval

S Orth presented and Virginia Cozad, Melody Otte and Cheryl Medearis of SGU were present to respond to Board questions.

MOTION

A Mohr moved that the South Dakota Board of Nursing advise Sinte Gleska University that intention to withdraw program approval is rescheduled for the February 2015 Board Meeting. Seconded by C Callaghan.

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

B) Unlicensed Diabetes Assistant (UDA) Training Modules

L Young, along with Mary Lobb Oyos and Rhonda Jensen, presented the work that has been done on this project including exam development and application. L Young responded to Board questions.

MOTION

J Murphy moved that the South Dakota Board of Nursing approve the Unlicensed Diabetes Aide training program and the RN Train the Trainer modules and protocol guidelines for insulin. Seconded by D Bergeleen.

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

C) Update on Pilot of UDA Protocol with Development Disabilities Department

L Young reported that she will keep the Board updated on the progress of this.

D) Unlicensed Registry Update

E Matthies reported on deadlines for the unlicensed registry and how she plans to implement those deadlines. She responded to Board questions.

E) Review of Strategic Plan

G Damgaard reviewed the Strategic Plan and changes that have been made to the document. She responded to Board questions.

9. New Business

A) Sisseton Wahpeton College (SWC) Site Visit Report

S Orth presented the outcome of the site visit along with Dr. Vellenga and guests Nola Ragan and Jeanette Gravidahl of SWC. All responded to Board questions.

MOTION

D Bergeleen moved that the South Dakota Board of Nursing continue probationary status of the SWC LPN program with a progress report to the Board of Nursing by November 2015. Seconded by S Neuharth.

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

B) National American University (NAU) Interim Chair for Pre-Licensure BSN Program, Rapid City and Sioux Falls Campuses

G Damgaard reported that the Board had been noticed of Dr. Britson's resignation.

MOTION

J Murphy moved that the South Dakota Board of Nursing notice NAU that the nursing program no longer meets program standards, 20:48:07:22, as the proposed solution is not adequate. The program needs to demonstrate they have met the standard to come into compliance by the next Board of Nursing Meeting. Seconded by C Callaghan.

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

C) 2015 Election of Officers
 J Murphy nominated K Possehl as president, seconded by C Callaghan. S Neuharth nominates N Nelson as Board Vice-President, seconded by A Mohr. A Mohr nominated M Schmidt for Secretary, seconded by K Possehl. Motions carried in a unanimous voice vote.

D) 2015 Board Meeting Schedule
 The 2015 Board Meetings will be as follows: February 5 & 6, April 16 & 17, June 11 & 12, September 10 & 11 and November 19 & 20.

E) Center for Nursing Workforce Report and Approval of Budget
 L Young presented the strategic plan updates and budget for the Center for Nursing Workforce. She responded to Board questions.

F) Policy for Board Approval of Expenditure of Funds
 G Damgaard clarified board expectation on the approval of expenditure of funds. The Board will revisit this at the February 2015 Board Meeting.

G) Medication Aide Exam Review of Policy
 S Orth presented a draft of the Medication Aide Test Plan and Policy, and the goal is to move forward with the registry including testing and medication aide standards. She responded to Board questions.

MOTION

J Murphy moved that the South Dakota Board of Nursing approve the Medication Aide test policy and exam. Seconded by S Neuharth.

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

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

I) Review of SDCL 36-9 for Possible Revisions
 G Damgaard has been directed by the Department of Health to review Board of Nursing statutes. J Larson directed Board staff to do an initial review and bring to the Board for approval at the next meeting. The goal is to review half at the February Board Meeting and the other half by the April Board Meeting.

10. Discipline

A) November 2014 Discipline Committee Minutes-The Discipline Committee Minutes were approved in a unanimous voice vote.

B) Consideration of Discipline & C) Approval of Consent Agenda

- 1) Samuel Levi Adams, P010751-Letter of Reprimand + Remediation
- 2) Cheryl DenOuden, R013333-Letter of Reprimand
- 3) B.D.-Mandate HPAP
- 4) Mary Doyle, R025436-Letter of Reprimand
- 5) R.A.F.-Grant Licensure Pending Successful NCLEX
- 6) Marla Huston, P009114-Request Voluntary Surrender; if unable to obtain, issue Summary Suspension
- 7) D.H.M.-Letter of Concern
- 8) B.N.-Letter of Concern
- 10) C.K.S.-Mandate HPAP

MOTION

J Murphy moved that the South Dakota Board of Nursing approve the Consent Agenda with the removal of #9 REJ, #11 NS, and #12 SS. Seconded by K Possehl.

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

R.E.J.-F Miller presented background.

MOTION

K Possehl moved that the South Dakota Board of Nursing issue a Letter of Concern plus Remediation and mandate HPAP for evaluation. Seconded by C Callaghan.

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

Nichole Solomon, R033973-F Miller presented background.

MOTION

J Murphy moved that the South Dakota Board of Nursing request Voluntary Surrender; if not obtained, issue Summary Suspension for Nichole Solomon. Seconded by A Mohr.

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

S.S.- F Miller presented background. K Possehl recused herself.

MOTION J Murphy moved that the South Dakota Board of Nursing mandate HPAP. Seconded by S Neuharth.

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

D) Consideration of Discipline Cases-
Additional Cases

K.D.Y.-F Miller presented background.

MOTION K Possehl moved that the South Dakota Board of Nursing dismiss the complaint against K.D.Y. Seconded by C Callaghan.

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

E) Inactive Status Policy for
Voluntary HPAP Participants

MOTION K Possehl moved that the South Dakota Board of Nursing approve the recommendation of legal counsel from November 7, 2014 regarding inactive licensees and HPAP. Seconded by D Bergeleen.

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

F) Policy on Minor Criminal
History Review

MOTION S Neuharth moved that the South Dakota Board of Nursing approve the policy of minor criminal history review and Board staff approval of applicants and petitioners with minor criminal history. Seconded by K Possehl.

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

11. Board Development

- A) Dr. Sandra Bunkers presented information on Dr. Parse's theory of Human Becoming. She responded to Board questions.

12. Upcoming Events

- Healthcare Fraud Committee, November 13, 2014, Sioux Falls, SD
- SD Diabetes Coalition, Virtual Nurse Fundraiser, November 13, 2014, Sioux Falls, SD
- Campaign for Action National Meeting, Leadership and Legacy: The Future is Now, November 17-19, 2014, Phoenix, AZ
- NCSBN Core Committee & Board of Directors Meeting, December 8-12, 2014, Chicago, IL
- Institute of Regulatory Excellence, January 13-15, 2015, Charleston, SC
- Federation Association of Regulatory Boards, January 22-25, 2015, Tucson, AZ
- Nurses Day at the Legislature, February 9-10, 2015, Pierre, SD
- NCSBN Board of Directors, February 11-13, 2015, Chicago, IL
- NCSBN Mid-Year Conference, March 15-18 2015, Louisville, KY

MOTION J Murphy moved that the South Dakota Board of Nursing approve travel up to 3 people to the IRE, January 13-15, 2015 in Charleston, SC. Seconded by S Neuharth.

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

Meeting adjourned at 1:02pm on November 14, 2014.