



MINUTES
South Dakota Board of Nursing
Board of Directors
November 7-8, 2013

Board Members:

Diana Berkland, RN; President
Christine Callaghan, LPN
Teresa Disburg, RN; Secretary, Absent
John Jones, Public Member, Absent
June Larson, RN; Vice President
Adrian Mohr, Public Member
Jean Murphy, RN
Nancy Nelson, RN
Sharon Neuharth, LPN
Kristin Possehl, RN
Mary Schmidt, LPN

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
Winora Robles, Program Assistant I
Kristine O'Connell, Board Attorney

Guests:

Maria Eining, HPAP
Dr. Matt Stanley, Avera Behavioral Health
Melody Otte, Cheryl Medearis, Virginia Cozad, Sinte Gleska University

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| 1. Call to Order and Roll Call | President D Berkland called the meeting to order at 8:56am on November 7, 2013 |
| 2. September 11 & 12, 2013 Board Meeting Minutes | The September 11 & 12, 2013 Board Meeting minutes were approved in a unanimous voice vote with corrections. |
| 3. Agenda Approval | |
| MOTION | The Board moved to approve the agenda in a unanimous voice vote with additions. |
| 4. Financial Reports | R Garrigan presented the Financial Report for FY 2013 and responded to Board questions. The report was approved in a unanimous voice vote. |
| 5. Reports | |
| A) 3rd Quarter 2013 NCLEX Report | S Orth reported on the summary findings including the passing rates decreasing for RN programs nationally since the passing standard was increased April of 2013. She responded to Board questions. |
| B) NCSBN Leadership and Public Policy Conference | G Damgaard, L Young, and S Orth attended the conference which was held in Rapid City, SD and Mount Rushmore National Park. G Damgaard presented "From Project to Policy, Virtual Nursing Care for Children with Diabetes in the School Setting" at the conference. G Damgaard responded to Board questions. |
| C) International Nurses Society on Addictions | K Tinklenberg shared the number of persons in US with addictions and the need for a model for chronic care management, much like diabetes. |
| D) Rural Nursing Symposium | G Damgaard and L Young attended the Rural Nursing Symposium in Chamberlain, SD. They provided a report on the presentations at the symposium relating to best rural nursing practices from other states and New Zealand. The summit offered participants the opportunity to interact and to share rural nursing challenges and to develop action plans for future rural nursing opportunities to overcome those challenges. Both G Damgaard and L Young responded to questions. |
| E) Citizen Advocacy Center Summit Meeting | G Damgaard and A Mohr attended the conference "Regulations Impact on Success to Care". Topics included: Scope of Practice Restriction & Success to Care; Facilitating Access to Mental Health Services; Promoting Access to Good End of Life Care and Where Licenses Work and the Servicing They Provide. |
| F) HPAP Annual Service Committee | M Eining reported on the HPAP Annual Service Committee |

Report

Report. Dr. Matt Stanley, Avera Behavioral Health, was also in attendance to respond to Board questions. The report was approved in a unanimous voice vote.

G) SDNA Convention

G Damgaard attended the SDNA Convention where she discussed the Nursing Education Loan Assistance program and the possibility of changing this to a scholarship program. The SDNA Convention participants were very supportive of that idea. L Young requested \$2000 for 2014 NEDDS meeting.

MOTION

K Possehl moved that the South Dakota Board of Nursing allow up to \$2000 each to NEDDS and SDNA to support speaker expenses for annual 2014 meetings that meet the strategic initiatives and legislative mandates for the Center for Nursing Workforce. Seconded by N Nelson.

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

H) IPE Update

L Young reported that the focus is on inter-professionals coming together and pre-licensure programs. This work also dovetails with the Action Coalition. The report was approved in a unanimous voice vote.

6. Open Forum

No one requested the opportunity to address the Board.

7. Environmental Scan

A) In Minnesota, Nurses In Trouble Get Second Chance

Board Members reviewed this item.

B) Minnesota Nursing Board To Get Scrutiny Into Its Disciplinary Practices

Board Members reviewed this item.

8. Unfinished Business

A) Sinte Gleska (SGU) Site Visit

S Orth provided the report of the SGU site visit and responded to Board questions. Melody, Cheryl and Virginia were on hand from SGU to respond to Board questions and talk about the report.

MOTION

N Nelson moved that the South Dakota Board of Nursing notice Sinte Gleska PN Program of the Boards intent to withdraw approval of the nursing program for non-compliance of the standards for approval of Nursing Education Programs, ARSD

20:48:07. The program has a period of twelve months or until November 2014 to comply with the standards. If the standards are not met at that time, a hearing will be scheduled to consider involuntary closure of the program. Seconded by C Callaghan.

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

- B) Medication Assistant Registry and Dialysis Technicians Registry Update** L Young reported that she is searching for a national test which would make things much more seamless. Also discussed was the use of the title “Medication Aide” vs “Medication Assistant”. She responded to Board questions.
- C) 2013 University of South Dakota (USD) Program Update** S Orth reported that USD’s small ADN cohort in Rapid City plans to continue until fall 2014. Dr. Dieter submitted a written report outlining that the CCNE accreditation for the BSN program went well.
- D) 2014 Legislative Update** G Damgaard presented proposed statute changes to 36-9 and 36-9A. The changes include changing the loan program to a scholarship program, adding the title APRN and changing language to reflect that CRNAs are licensed.
- E) Virtual Nurse Care for Children with Diabetes Project Update** Deferred until January 2014 Board Meeting.
- F) APRN Family Physicians World Café** L Young and G Damgaard reported on the information shared about the use of technology and the medical home model. She shared that there is a provider shortage. The take away was that we can all work together in a collegial environment.

9. New Business

- A) Oglala Lakota College (OLC) Notice of Change of Administration** S Orth reported that the new Chairperson for the Oglala Lakota College-Department of Nursing is Michelle Bruns.
- B) Update on Status of School Survey Recommendations** S Orth updated the Board with progress made on (mandatory) recommendations that programs have been issued following survey visits. S Orth responded to Board questions.
- C) Annual Clinical Enrichment Program Report and Request for Approval** S Orth presented the report and request for approval. J Murphy moved to approve, K Possehl seconded.

MOTION

Jean Murphy moved that the South Dakota Board of Nursing

approve the Annual Clinical Enrichment Program request for approval, including:

SD Department of Health, Office of Correctional Health
 Rapid City Regional Hospital
 Avera McKennan Hospital and University Health Center
 Avera Sacred Heart Hospital
 Avera St Luke's Hospital
 Sanford Health Clinical Enrichment (Summer of Excellence)
 St. Michael's Hospital Avera
 Human Services Center
 Sioux San IHS

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

D) Personnel

MOTION

N Nelson moved to enter executive session, pursuant to SDCL§ 1-25-1(3) for the purpose of Personnel. Seconded by M Schmidt.

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

E) Presentation AD Program Closure

S Orth confirmed that the AD Program at Presentation College will be closing. The Board was notified in writing of the closure.

MOTION

N Nelson moved that the South Dakota Board of Nursing accept the Notice of Closure of the Presentation AD Program. Seconded by S Neuharth

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

F) Discipline

Minutes of the October 2013 Discipline Committee Minutes were approved by the Committee prior to the meeting.

Consent Agenda Approval October 2013

- 1) J.K.O.-Board Dismissal
- 2) Todd Allen Malott, R034096-Letter of Reprimand and Remediation
- 3) Bronte Lee Edde-Deny Licensure
- 4) Sydney Terra Entzel, R041734-Deny Licensure Renewal

- 5) A.M.L.-Take No Action
- 6) K.M.B.-Grant Licensure
- 7) K.S.L.-Grant Licensure and Mandate 13 Months HPAP
- 8) Kathy June Bertsch, R028794-Letter of Reprimand
- 10) Jessica Marie Foster, R035484-Accept Voluntary Surrender
- 11) K.B.K.-Letter of Concern and Mandate 5 years HPAP
- 12) T.A.H.-Require Psycho-Sexual Evaluation to be conducted by SDBON Recommended Evaluator
- 13. J.J.M.-Board Dismissal
- 14) Elizabeth Ruth Budahl, P011273-Accept Voluntary Surrender; if not received, issue Summary Suspension

MOTION K Possehl moved that the South Dakota Board of Nursing approve the Consent Agenda provided by the Discipline Committee. Seconded by N Nelson.

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

MOTION N Nelson moved to enter executive session, pursuant to SDCL§ 1-25-1(3) for the purpose of a Closed Discussion. Seconded by M Schmidt.

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

MOTION J Larson moved that the South Dakota Board of Nursing direct the Executive Director and Board attorney to respond to the October 24, 2013 letter from Pamela Bollweg, Attorney for Kim Baartman.

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

S.A.H.-K Tinklenberg, Nursing Program Specialist, presented background and S.A.H. responded to Board questions.

MOTION N Nelson moved that the South Dakota Board of Nursing grants RN licensure to S.A.H. Seconded by J Larson.

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

J.M.V.- K Tinklenberg, Nursing Program Specialist, presented background and

J.M.V. responded to Board questions.

MOTION

J Murphy moved that the South Dakota Board of Nursing grants LPN licensure to J.M.V. Seconded by N Nelson.

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

Timothy McClelland, R029457-K Tinklenberg, Nursing Program Specialist, presented background and Timothy McClelland responded to Board questions.

MOTION

C Callaghan moved that the South Dakota Board of Nursing reinstate the RN license of Timothy McClelland, R029457, with probation mandated HPAP completion and a minimum of six months narcotic/controlled substances restriction. Seconded by S Neuharth.

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

N.J.K.- K Tinklenberg, Nursing Program Specialist, presented background and responded to Board questions.

MOTION

J Murphy moved that the South Dakota Board of Nursing mandate N.J.K. to a psychological evaluation as a component of consideration of reinstatement of licensure. Seconded by C Callaghan.

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

Julie Ann Barnhill, R038715-K Tinklenberg, Nursing Program Specialist, presented background and responded to Board questions.

MOTION

J Larson moved that the South Dakota Board of Nursing request that Julie Barnhill voluntarily surrender her RN license. IF she does not voluntarily surrender her license, the Board will summarily suspend the license pursuant to 36-9-49.1 for physical and mental condition. Seconded by N Nelson.

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

Bonnie Melissa Levy, R042096- K Tinklenberg, Nursing Program Specialist, presented background and responded to Board questions.

N Nelson moved that the South Dakota Board of Nursing accept the voluntary surrender of licensee Bonnie Melissa Levy, R042096, and if not, then summary suspension of license. Seconded by S Neuharth.

MOTION

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

Tammy Lynn Schmuck, R041156- K Tinklenberg, Nursing Program Specialist, presented background and responded to Board questions.

MOTION

K Possehl moved that the South Dakota Board of Nursing accept the voluntary surrender of the RN license for Tammy Lynn Schmuck. Seconded by C Callaghan.

- G)** Board Meeting Schedule-2014 Board Meetings for the 2014 calendar year were set for the following: January 23-24, March 27-28, June 12-13, September 11-12 and November 13-14.

- H)** Election of Officers J Larson nominated D Berkland to continue as President, seconded by K Possehl with the motion carried in a unanimous voice vote. N Nelson nominates J Larson as Board Vice-President, S Neuharth seconded with the motion carried in a unanimous voice vote. J Murphy nominated N Nelson as secretary, seconded by S Neuharth, motion carried in a unanimous voice vote.

- I)** PA/CNP Scope of Practice Legal Brief G Damgaard reported that she, L Young and K O’Connell will analyze and respond to the Medical Association on the brief.

- J)** Adoption of Strategic Plan Deferred until January 2014 Board Meeting.

- K)** Board Development with Sandra Bunkers Dr. Sandra Bunkers presented Parse’s model of Leading/Following and responded to Board questions.

10. Upcoming Events

- Health Care Fraud Task Force, November 12, 2013
- NCSBN Executive Officer Forum, November 18-19, 2013
- NCSBN Executive Officer Succession Committee, December 2-3, 2013
- NCSBN Board of Directors, December 9-11, 2013
- Formal Discipline Hearing, December 11-13, 2013

- NCSBN Board of Directors Meeting, January 6-7, 2014
- NAU Site Visit, January 15-16, 2014
- NCSBN Institute of Regulatory Excellence, January 27-29, 2014
- Tri-Regulator Conference, February 5, 2014
- NCSBN Board of Directors, February 12-14, 2014
- NCSBN Midyear Meeting, March 10-12, 2014
- NCSBN Scientific Symposium, April 10, 2014
- NCSBN State of Consensus Conference (APRN), April 23-24, 2014

MOTION

K Possehl moved that the South Dakota Board of Nursing approve travel for up to two to the NCSBN Institute of Regulatory Excellence, January 27-29, 2014. Seconded by C Callaghan.

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

Adjourned at 2:32.