



# SOUTH DAKOTA BOARD OF NURSING

4305 S Louise Avenue Suite 201  
Sioux Falls, South Dakota 57106

**April 16-17, 2019 9:00 AM CST**

Board Members	Board Staff Present
Darlene Bergeleen, RN Present	Gloria Damgaard, RN Executive Director
Carla Borchardt, RN Present	Abbey Bruner Senior Secretary
Rebekah Cradduck, Public Member Present	Glenna Burg, RN Nursing Education Specialist
Doneen Hollingsworth, Public Member Present	Erin Matthies Licensure Operations Manager
Deborah Letcher, RN, Secretary Present	Francie Miller, RN Nursing Program Specialist
Nancy Nelson, RN, President Present	Jill Vanderbush Licensure Specialist
Sharon Neuharth, LPN Present	Linda Young, RN Nursing Program Specialist
Robin PetersonLund, RN, APRN Present	<b>Others Present:</b>
Kristin Possehl, RN, Present	Morgan Brekke Board Attorney
Mary Schmidt, LPN, Vice President Absent	Shelly Munson Board Attorney
Lois Tschetter, RN Absent	Terri Schildhauer Registered Professional Court Reporter

**Guests: Tuesday, April 16, 2019**

Megan Young, Northwestern College	Dr. Dewey Ertz-Testimony for S Hall via teleconference
Ellie Bleeker, Northwestern College	Dr. Nicola Dehlinger-Testimony for S Hall via teleconference
Kassidy Dejong, Northwestern College	Mary Six (Kat), RN-Testimony for S Hall via teleconference
Cherish Shuka, Northwestern College	Jody Leisholmn-Testimony for S Hall via teleconference
Betsy Bolt, Northwestern College	Mary Tow-Avera Sacred Heart
Shelly Hall (Redder), RN Formal Hearing	Matt Merkel-Avera Sacred Heart
Shane Eden, Attorney representing Shelly Hall (Redder)	Maria Coughlin-Avera McKennan Hospital
Amanda McKnelly, Health Professional Assistance Program	Tamera Larsen Engelkis-Avera McKennan Hospital
Wagner Larson Silva, Health Professional Assistance Program	Lynne Hagen-Avera McKennan Hospital
Maria Piacentino, Health Professional Assistance Program	

**Guests: Wednesday, April 17, 2019**

Brenna Ellington, Northwestern College	Lori Bork, National American University
Kelsey Den Hartog, Northwestern College	Christi McArthur, Western Dakota Tech via teleconference
Mariah Jansen, Northwestern College	Ann Goldman, Western Dakota Tech
Allison Koehlmoos, Northwestern College	

## 10. Compliance

### A) Formal Hearings

**Call to Order – Administrative Law Judge (ALJ) C Williamson called the hearing to order at 9:01 a.m. on April 16, 2019.**

**1. Shelly Hall (Redder), R043149, Formal Hearing-** with ALJ C Williamson presiding. S Hall served with notice.

S Hall did appear with council, Shane Eden. S Munson represented the Board. A McKnelly, F Miller, Dr. D Ertz, Dr. N Dehlinger, M Six and S Hall testimony.

Board Action: K Possehl moved that the SD Board of Nursing, in the matter of Shelly Hall, R043149 issue a Letter of Reprimand based on violation of SDCL 36-9-49 (7) and 36-2A-11(l). Seconded by R Cradduck.

<b>D Bergeleen</b>	<b>Recused</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Recused</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Cradduck</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total</b>	<b>7 Motion Carried</b>

**2. Sarah Hills, License Number R044347, Formal Hearing-** with ALJ C Williamson presiding. S Hills served with notice. S Hills did appear. S Munson represented the Board. M Merkel, F Miller and S Hills provided testimony. Board Action: K Possehl moved that the SD Board of Nursing, in the matter of Sarah Hills, R044347, continue the Suspension pending an examination for fitness to practice pursuant to SDCL 36-9-49.1. Seconded by R PetersonLund.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total</b>	<b>9 Motion Carried</b>

**3. Jessica Gorecki, License Number, R050924 Formal Hearing-** with ALJ C Williamson presiding. J Gorecki served with notice. J Gorecki did not appear. S Munson represented the Board. M Coughlin provided testimony. Board Action: K Possehl moved that the South Dakota Board of Nursing, in the matter of Jessica Gorecki, R050924, suspend the RN license. Seconded by D Letcher.

<b>D Bergeleen</b>	<b>Recuse</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Recuse</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total</b>	<b>7 Motion Carried</b>

**4. Karmyn Gluhm, License Number R041875, Formal Hearing-** with ALJ C Williamson presiding. K Gluhm served with notice. K Gluhm did not appear. S Munson represented the Board. M Piacentino provided testimony. Board Action: K Possehl moved that the South Dakota Board of Nursing, in the matter of Karmyn Gluhm, R041875, reverse the reinstatement and suspend the RN license. Seconded by D Letcher.

<b>D Bergeleen</b>	<b>Recuse</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Recuse</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total</b>	<b>7 Motion Carried</b>

**5. Ashley Jacobson, License Number, P009659 Formal Hearing-** with ALJ C Williamson presiding. A Jacobson served with notice. A Jacobson did not appear. S Munson represented the Board. Board Action: K Possehl moved that the South Dakota Board of Nursing, in the matter of Ashley Jacobson, P009659, that the PN license be suspended. Seconded by R PetersonLund.

<b>D Bergeleen</b>	<b>Recuse</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Recuse</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total</b>	<b>7 Motion Carried</b>

**Formal Hearings adjourned at 5:37 pm April 16, 2019.**

**1. Call to Order and Roll Call** - President N Nelson called the meeting to order at 9:27 a.m. on April 17, 2019.

**2. Board of Nursing Minutes**

Board Action: C Borchardt moved to approve the February 7-8, 2019 Board Meeting minutes, seconded by K Possehl. The minutes were approved in a unanimous voice vote.

Board Action: C Borchardt moved to approve the March 13, 2019 Board Conference Call minutes, seconded by R Craddock. The minutes were approved in a unanimous voice vote.

**3. Agenda Approval**

Board Action: S Neuharth moved to approve the agenda, seconded by D Letcher. The agenda was approved in a unanimous voice vote.

**4. Financial Reports** – E Matthies presented the 2019 Financial Report from July 2018 – March 2019.

Board Action: D Hollingsworth moved that the South Dakota Board of Nursing approve the Financial Report for FY 2019 (July 2018 – March 2019) as discussed and presented, seconded by R PetersonLund.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 9	Motion Carried

**5. Reports**

**A) Licensure and Operations Report** - E Matthies presented the April 2019 South Dakota Board of Nursing’s licensure and operations report. As of April 2019 there were: 18,519 actively licensed RN’s, 2,639 licensed practical nurses (LPN), 33 certified nurse midwives (CNM), 1,134 CNPs, 64 clinical nurse specialists (CNS), 504 certified registered nurse anesthetists (CRNA), 10,348 registered certified nurse aides (CNA), 73 unlicensed dialysis technicians (UDT), 6,271 unlicensed medication aides (UMA) and 121 unlicensed diabetes aide’s (UDA).

**B) Center for Nursing Workforce (CNW)** – L Young provided an update on the 2019 CNW Symposium which will be held on April 30, 2019 at the Hilton Garden Inn South in Sioux Falls, SD.

**C) National Council of State Boards of Nursing (NCSBN) Midyear Meeting Report** – The Midyear Meeting was held March 26-28, 2019 in San Antonio, TX. Attended by N Nelson, G Damgaard, G Burg, L Young and E Matthies. G Damgaard provided an overview of the presenters and their main points.

**D) Advanced Practice Registered Nurse (APRN) Roundtable and Consensus Forum** – G Damgaard, L Young attended the APRN Roundtable and Consensus Form in April 10-11, 2019 in Chicago, IL. L Young spoke briefly about the consensus model.

**E) Nurse Licensure Compact (NLC) Update** – G Damgaard presented an update on recent events with the NLC along with updates on which states are moving forward with legislation for the NLC.

**F) National Council Licensure Examination (NCLEX) 1<sup>st</sup> Quarter Report** – G Burg presented the 1<sup>st</sup> Quarter NCLEX report to the Board for informational purposes.

**G) Nursing Associate Report** –T Stob presented informational report on the nursing associate role in the United Kingdom.

**6. Open Forum** – N Nelson, President, provided the opportunity for guests to address the Board, no one requested to do so.

**7. Environmental Scan** - Documents provided for informational purposes.

**8. Unfinished Business**

**A) Legislative Update House Bill (HB) 1111** – G Damgaard provided an update on the status of HB 1111, an act to provide for professional or occupational licensure for certain active duty military personnel and spouses. Specifically, active duty military assigned to a military transfer to South Dakota and their spouses will be given the opportunity to receive licensure in our state with no fee. The bill did pass and will go into effect on July 1, 2019.

**9. New Business**

**A) Western Dakota Technical Institute (WDT) Request for interim status of Licensed Practical Nurse (LPN) to Associate Degree (AD) Nursing Program** – G Burg presented the request for interim status of the WDT LPN to AD Nursing Program. C McArthur, WDT was present to answer any Board questions.

Board Action: D Letcher moved that the South Dakota Board of Nursing approve interim status for the proposed LPN to RN nursing program at Western Dakota Tech. Seconded by D Hollingsworth.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 9	Motion Carried

**B) National American University (NAU) Notice of Program Closure** – G Burg provided the Board with the request, background information and related rule 20:48:07:44. L Bork presented her formal plan to close the program to the Board. L Bork stated she will report the names of the students transferring out as they are available.

Board Action: D Letcher moved that the South Dakota Board of Nursing approve the National American University voluntary closure plan. Seconded by R PetersonLund.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 9	Motion Carried

**C) Sioux Falls Specialty Hospital (SFSH) Clinical Enrichment Program** – G Burg provided to the Board the clinical enrichment program application and request for approval from SFSH.

Board Action: C Borchardt moved that the South Dakota Board of Nursing approve the Clinical Enrichment Program proposed by the Sioux Falls Specialty Hospital for the summer of 2019. Seconded by S Neuharth.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 9	Motion Carried

**D) South Dakota State University (SDSU) Notification of Post-Graduate Psychiatric Mental Health Nurse Practitioner Certificate Program** – the Board was provided with the notification from SDSU of a new Post-Graduate Certificate Program. G Damgaard noted that a new Dean has been selected at SDSU. Mary Ann Krough will be taking the SDSU position.

**E) Executive Session, pursuant to SDCL§ 1-25-2 (3) for the purpose of consulting with legal counsel.**

**F) Policy Review – Administrative** – G Damgaard presented policies and reviewed them with the Board.

Availability of open meeting agenda items, Board Meeting Minutes, Closed Records, Executive Director Short Term Succession Plan, News Media Relations, Notice of Board Meetings, Open Meetings, Closed Meetings/Executive Session, Information Required to be posted on the state website/Boards and Commissions Portal, Public Records, Records Management/Records Retention Plan

Board Action: D Letcher moved that the South Dakota Board of Nursing approve policies as written and discussed for Administration 1-11. Seconded by R PetersonLund.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Absent
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Absent	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 7	Motion Carried

**G) Annual Narrative Report of Nursing Education Programs and Ongoing Approval** - G Burg presented the Nursing Education Programs and ongoing approval report.

Board Action: D Letcher moved that the South Dakota Board of Nursing accept the annual narrative report of Nursing Education and grant ongoing approval. Seconded by S Neuharth.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Recuse
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Absent
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Absent
D Hollingsworth	Yes	R PetersonLund	Yes	Total 8	Motion Carried

**H) Prescription Drug Monitoring Programs (PDMP) Request for Electronic Verification** – G Damgaard presented information to the Board regarding the request from PDMP to use our database of nurses for electronic verification. No action required at this time.

**I) Scope of Practice Request – Rapid City Medical Center (RCMC)** – L Young presented background and the request from RCMC for an opinion from the Board on whether the performance of intralesional injections is within an RN’s or LPN’s scope of practice.

Board Action: D Letcher moved that the South Dakota Board of Nursing advise Rapid City Medical Center that the performance of intralesional injections may be within the scope of a RN or LPN. Nurses and employers are advised to use the South Dakota Board of Nursing’s Scope of Nursing Practice Decision Making Framework.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Absent</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Absent</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total 7</b>	<b>Motion Carried</b>

**J) Request for Funding CNW leadership program** – L Young provided the Board with background information and the request for funds for the Embe leadership program.

Board Action: D Letcher moved that the South Dakota board of Nursing approve funding of \$24,657 for the Center for Nursing Workforce’s leadership program coordinated by EmBe to cover the 2019 cohort in Aberdeen. Seconded by D Bergeleen.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Absent</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Absent</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total 7</b>	<b>Motion Carried</b>

**K) Strategic Planning** – G Damgaard presented the Board with handouts regarding our current strategic plan and led discussion with the Board about the future and mission of the Board.

**L) Oglala Lakota College Resignation** – G Burg presented the Board with the letter of resignation from Jessica Zephier.

**10. Compliance**

**A) Compliance Committee Recommendation** - F Miller submitted the recommendations from the compliance committee as identified in the following table. (the acronym “HPAP”: as used below represents “Health Professionals Assistance Program”).

**Compliance Committee Consent Agenda  
April 17, 2019**

<b>Licensed</b>	
<b>Settlement Offer – Mandate HPAP:</b>	<b>Accept Voluntary Surrender:</b>
1. A.O.	1. Robert Wetenkamp
2. N.A.	

Board Action: D Hollingsworth moved that the South Dakota Board of Nursing accept the recommendations of the compliance review panel as presented and outlined in the Licensed Compliance Consent Agenda, with removal of Ashley Bailey SD P012101. Seconded by K Possehl.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total 9</b>	<b>Motion Carried</b>

Compliance Committee Consent Agenda April 17, 2019	
Unlicensed Assistive Personnel	
<b>May Register When All Registration Requirements are Met:</b>	<b>Grant Renewal of Registration:</b>
1. K.C.	1. E.H.
2. B.S.	<b>Letter of Concern:</b>
3. L.H.	1. D.F.

**Board Action:** R Craddock moved that the South Dakota Board of Nursing accept the recommendations of the Compliance Review Committee as presented and outlined in the Unlicensed Assistive personnel Compliance Review Committee Recommendations document. Seconded by K Possehl.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Yes</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total 9</b>	<b>Motion Carried</b>

#### B) Additional Compliance for Board Review

1. Ashley Bailey, P012101, F Miller presented background.

**Board Action:** D Hollingsworth moved that the South Dakota Board of Nursing accept the Letter of Reprimand and remediation on Ashley Bailey, SD P012101. Seconded by R PetersonLund.

<b>D Bergeleen</b>	<b>Yes</b>	<b>D Letcher</b>	<b>Yes</b>	<b>K Possehl</b>	<b>Recuse</b>
<b>C Borchardt</b>	<b>Yes</b>	<b>N Nelson</b>	<b>Yes</b>	<b>M Schmidt</b>	<b>Absent</b>
<b>R Craddock</b>	<b>Yes</b>	<b>S Neuharth</b>	<b>Yes</b>	<b>L Tschetter</b>	<b>Absent</b>
<b>D Hollingsworth</b>	<b>Yes</b>	<b>R PetersonLund</b>	<b>Yes</b>	<b>Total 8</b>	<b>Motion Carried</b>

**11. Board Development** – none at this time.

#### 12. Upcoming Events

- G Damgaard - NCSBN Finance Committee Meeting April 25, 2019
- Center for Nursing Workforce Symposium April 30, 2019
- G Damgaard - NCSBN Board of Directors May 6-8, 2019
- Nursing Education Deans & Directors Conference on Rural Health Matters June 6, 2019
- L Young - National Forum of Nursing Workforce Centers Denver, CO June 12-14, 2019
- G Damgaard - NCSBN Executive Officer Summit June 17-19, 2019
- G Damgaard – International Council of Nurses Congress June 27-July 1, 2019 Singapore
- South Dakota Board of Nursing Board Meeting July 11-12, 2019
- South Dakota APRN Advisory Committee Meeting August 16, 2019
- NCSBN Delegate Assembly August 21-23, 2019 Chicago

#### 13. Staff and Board Member Activities

- G Damgaard - NCSBN Board of Directors, Feb 11-12, 2019, Chicago, IL
- G Burg, A Vis – Feb 11, 2019 Initial Licensure Presentation University of Sioux Falls
- G Damgaard – Nurse Licensure Compact Commissioner Summit, Feb 22-23, 2019, Dallas, TX
- L Young – Model Acts and Rules Committee, March 4-5, 2019 Chicago, IL
- G Damgaard, N Nelson, L Young, G Burg, E Matthies - NCSBN Midyear Meeting, Mar 26-28, 2019, San Antonio, TX
- L Young - NCSBN APRN Roundtable and Meeting, April 10-11, 2019 Chicago, IL

**D Hollingsworth moved to adjourn, seconded by D Letcher, meeting adjourned at 3:15 pm April 17, 2019.**