



**SOUTH DAKOTA
BOARD OF NURSING**

**SOUTH DAKOTA BOARD OF
MEDICAL AND
OSTEOPATHIC EXAMINERS**

MEETING MINUTES

TUESDAY, SEPTEMBER 12, 2006

BURGUNDY ROOM, HOLIDAY INN CITY CENTRE, SIOUX FALLS SD

CALL TO ORDER by Presiding Officer June Larson at 9:05 a.m.

BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS MEMBERS PRESENT:

Milton Mutch, MD; James Reynolds, MD

BOARD OF NURSING MEMBERS PRESENT:

Diana Berkland, RN; Linda Bunkers, RN; Teresa Disburg, RN; John Jones, Public Member; June Larson, RN; Adrian Mohr, Public Member; Deb Soholt, RN; Patricia Wagner, LPN; Robin York, RN

IN ATTENDANCE:

From SD Board of Medical and Osteopathic Examiners: Margaret Hansen, PA-C, Executive Director; Jane Phalen, Board Staff; Donald Srstka, Attorney; Rod King, PA

From SD Board of Nursing: Gloria Damgaard, RN, Executive Director; Nancy Bohr, RN, Nursing Program Specialist; Linda Young, RN, Nursing Program Specialist; Andrew Albers, RN, Nursing Program Specialist; Kris O'Connell, Attorney; Winora Robles, Recording Secretary

Due to fog at the airport, some members of the South Dakota Board of Medical and Osteopathic Examiners were unable to attend the Joint Meeting. Consequently, a quorum for the South Dakota Board of Medical and Osteopathic Examiners could not be present. All Motions made at this Joint Meeting went into effect following ratification by a majority of the members of the Board of Medical and Osteopathic Examiners.

MINUTES FROM THE 2005 Joint Board Meeting: With the correction of the spelling of Mr. Donald Srstka's name, a **Motion** to approve the Joint Board Minutes of September 2005 as printed was seconded and approved in a unanimous voice vote.

AGENDA: **Motion** to approve the proposed Agenda was seconded and carried in a unanimous voice vote.

ANNUAL REPORT OF ACTIVITY FOR FY 2005-2006: Gloria Damgaard reviewed the Annual Report, which had previously been distributed to Board members.

Motion to accept the Annual Report of Activity was seconded and carried in a unanimous voice vote.

CNPs: Linda Young presented based on a written report on the number of procedures completed by Certified Nurse Practitioners for previously approved modifications. Carol Borg, CNP and Kristi Glanzer, CNP were recently approved, consequently, no report was submitted.

No Joint Board action is required at this time.

Susan Johannsen, CNP, PA-C: Linda Young reported that Susan Johannsen has resubmitted a request to approve specific modifications to her current Collaborative Agreement: to perform colposcopy exams with biopsy, endometrial biopsy, and joint aspirations and injections. Primary Physician Dr. Janice McKenney has sent a letter of support and recommendation for the requested modifications. The Advanced Practice Advisory Committee, an advisory group to the South Dakota Board of Nursing, has also indicated support for approval. Dr. Reynolds and Dr. Mutch noted that documentation demonstrating competency is needed. **Motion:** Dr. Mutch moved for approval subject to submission of educational competency and subsequent follow-up with results of 25 observed procedures. Motion seconded and carried in a unanimous voice vote.

Collaborative Agreement Revisions: Linda Young submitted draft documents and explained the reasoning for the proposed revisions. The revised forms would eliminate the need for CNPs and CNMs to submit separate exhibits, but does not alter the requirements that must be fulfilled. The Advanced Practice Advisory Committee, advisory group to the South Dakota Board of Nursing, has reviewed and supports the changes. Deb Soholt noted that the proposed revisions would simply result in all of the Collaborative Agreement information being contained in one single document; this is not a request for change in content or law. **Motion:** Deb Soholt moved to accept ratification of the proposed Collaborative Agreement Revisions. Motion was seconded and carried in a unanimous voice vote.

Home Birth Issue: Gloria Damgaard reported that the Board of Nursing had received a request to waive the Collaborative Agreement requirement to provide home birth services. The Board of Nursing denied that request, based on lack of authority to waive the law. Dr. Mutch noted that such issues have come up before; Dr. Reynolds briefly reviewed the history of changes and requests for changes. Deb Soholt said that in her experience working in women's health, she finds that many people will opt for home birth, as is their right, and all present agreed that keeping people safe in home birth situations is an important goal. Dr. Mutch pointed out that there is no legal penalty for citizens who choose home birth; statistics prove that it is not the safer option. Gloria Damgaard proposed that a Joint Task Force comprised of representatives from both Boards as well as other concerned individuals be convened to conduct further research and discussion. Dr. Mutch suggested gathering data on the topic from other states, such as Montana. By consensus, it was agreed that a Joint Task Force on Midwifery will be convened; Executive Directors Margaret Hansen and Gloria Damgaard will make the arrangements.

THE JOINT BOARD MOVED INTO EXECUTIVE SESSION FOR PURPOSES OF DISCIPLINE AT 9:55 A.M.

THE JOINT BOARD MOVED INTO OPEN SESSION AT 10:00 A.M.

T. S., CNP: Linda Young provided background and documentation regarding the case.

Motion: Dr. Reynolds moved that a Letter of Concern be issued to T. S., CNP, with the requirement to complete the Remediation Module: Professional Accountability and Legal Liability for Nurses. Motion was seconded and carried in a unanimous voice vote.

ELECTION OF 2006-2007 JOINT BOARD OFFICERS:

Motion was made and seconded to elect Patrick J. Burchill as Presiding Officer, and to elect Deb Soholt as Secretary of the Joint Board; the Motion passed in a unanimous voice vote.

2007 JOINT BOARD MEETING: Executive Directors Margaret Hansen and Gloria Damgaard will confer to determine a date in 2007 convenient to both Boards.

ADJOURNMENT: There being no further business, the Joint Board Meeting was adjourned at 10:03 a.m.

June Larson, President