CALL TO ORDER & ROLL CALL at 8:30 a.m. by Vice President Deb Soholt

BOARD MEMBERS PRESENT
Diana Berkland, RN
Linda Bunkers, RN
Teresa Disburg, RN
Dori Dufault, LPN
John Jones, Public Member
June Larson, RN, President
Adrian Mohr, Public Member
Christine Pellet, LPN, Secretary
Deb Soholt, RN, Vice President
Robin York, RN

GUESTS: JUNE 20, 2007
Rhonda Stangl, Lake Area Technical Institute
Maria Eining, HPAP Director

APPROVAL OF MINUTES:
April 2007 Board Meeting Minutes
MOTION to approve as presented was seconded and carried in a unanimous voice vote.

May 16 2007 & June 7, 2007 Teleconference Meetings: An error was noted in the June 7, 2007 Minutes; there were no findings of fact and conclusions of law presented at that meeting, but rather the Affidavit of Andrew Albers was considered.
MOTION by Deb Soholt to accept the May 16, 2007 Minutes as presented and June 7, 2007 Minutes as edited was seconded and carried in a unanimous voice vote.

AGENDA: With the addition of items 9P and 9Q, the Agenda was approved in a unanimous voice vote.

FINANCIAL REPORTS: Robert Garrigan presented the financial report based on documents previously distributed. Recently, RN endorsements into South Dakota are up more than had been anticipated, and HPAP expenses were less than anticipated. MOTION to move the Financial Reports carried in a unanimous voice vote.

NCSBN-IT SUMMIT: Robert Garrigan attended on behalf of the Board, and has reported that valuable information regarding advantages and disadvantages of technologies available and systems already in use in other states was shared. IFMC support for this Board’s current database system will end in January 2008, and options are being considered.

NCSBN POLICY PERSPECTIVES: This was included as an informational piece.

CITIZENS ADVOCACY CENTER CALL TO MEETING: Public Members of this Board will consider attending.

CNP/CNM: Linda Young reported that several CNPs have requested collaboration, but agreements were not approved by the Board of Medical and Osteopathic Examiners due to concerns about physicians supervising more FTEs than permitted. That Board’s determination that FTEs should be counted separately for PAs and for CNPs/CNMs has facilitated approval of such agreements. Also distributed for Board review was a proposal regarding regulation of Nurse Practitioners.
NATIONAL GOVERNOR’S ASSOCIATION TASKFORCE ON E-HEALTH: Gloria Damgaard reported that she presented information to the Taskforce on South Dakota’s experience with the NLC at their April Meeting in Washington DC along with Polly Johnson, EO from North Carolina, and Shirley Brekken, EO from Minnesota. South Dakotan Mary Devaney from Avera is a member of that Taskforce.

CONFERENCE OF STATE NURSING WORKFORCE CENTERS: Linda Young shared that several good speakers addressed topics such as educating nurses, minimum nurse education requirements, and apprenticeship study. The Governance Council will next meet Friday June 29, 2007 at the Board office. Darcy Sherman Justice is helping develop the agenda for the workforce summit meeting planned for August 2007.

HEADMASTER CNA TEST WRITING: Nancy Bohr was unable to attend.

ATTORNEY INVESTIGATORS SUMMIT: Andrew Albers was unable to attend due to cancelled flights.

ICNM E NEWS: This was included as an informational piece.

CRIMINAL BACKGROUND CHECKS: The Summary of Results was included as an informational piece.

CNM/HOME BIRTH ISSUE: Gloria Damgaard and Linda Young presented. SD Chapter of the ACNM has provided an outline of practice guidelines for CNMs providing home births, which was reviewed by the Boards, along with a proposal regarding the waiver of the requirement for a Collaborative Agreement for CNMs performing home births. Earlier this month, the Board of Medical and Osteopathic Examiners voted not to support that proposal. In the interest of public safety, the Board of Medicine does support home births. A group will convene to discuss how best to proceed.

REVISED POLICY FOR RELEASE OF MAILING LISTS: Linda Young noted that this policy is now in place.

NCLEX PASS RATE FOLLOW-UP: Gloria Damgaard provided an article entitled “How Can I Fail the NCLEX-RN® With a 3.5 GPA?” by Paulette Demaske Rollant from the Annual Review of Nursing Education. It was suggested that the author may be contacted by the Center for Nursing Workforce regarding plans to host a conference for nursing students in an effort to improve pass rates.

FOLLOW-UP COMMUNICATION – ZOSTAVAX ADMINISTRATION BY PHARMACISTS – Gloria Damgaard has communicated this Board’s support to the Board of Pharmacy.

NATIONAL AMERICAN UNIVERSITY POSITION CHANGES: Nancy Bohr reported that Dr. Ella Brooks has resigned; a new, qualified Interim Director has been appointed. NAU is now seeking a permanent replacement. By consensus, the Board accepted the changes.

GOVERNMENT AUDIT & OPERATIONS DISCUSSION UPDATE: G. Damgaard, per this Board’s direction, requested a meeting with the Director of the Board of Medical and Osteopathic Examiners, but that meeting could not be arranged. Bob Garrigan will learn to work with the state accounting system.

DAKOTA WESLEYAN UNIVERSITY POSITION CHANGES: Nancy Bohr shared with the Board the notification from DWU that, as anticipated, Adele Jacobson will assume responsibilities as Administrative Chair and RN-BAN Director, and Gloria Thompson will be the AA Program Director effective July 16, 2007.

USD – NLNAC ACCREDITATION REPORT: Nancy Bohr shared with the Board that the NLNAC visit was conducted in October 2006, and the Associate Degree Nursing Program has earned continued accreditation through 2014. June Larson, Chair of the Nursing Program, was especially commended in the report.

MOTION: Diana Berkland moved to receive and accept the Report for the University of South Dakota Nursing Program of continuing accreditation.

Motion seconded by Teresa Disburg.

Diana Berkland  YES  John Jones  YES  Deb Soholt  YES
Linda Bunkers  YES  June Larson  ABSTAIN  Patricia Wagner  YES
Teresa Disburg  YES  Adrian Mohr  YES  Robin York  YES
Dori Dufault  YES  Christine Pellet  YES  10 YES – MOTION CARRIED
SDSU 2005-2006 ANNUAL REPORT OF RN-LPN REFRESHER COURSES: Nancy Bohr presented the request for reapproval for South Dakota State University’s LPN and RN Refresher Courses offered through WebCT, based on the handouts previously distributed. Evaluations continue to be good.

MOTION: Robin York moved to accept the Report and continue approval of the LPN and RN Refresher Courses offered at South Dakota State University.

Motion seconded by Patricia Wagner.

Diana Berkland  YES  John Jones  YES  Deb Soholt  YES
Linda Bunkers  YES  June Larson  YES  Patricia Wagner  YES
Teresa Disburg  YES  Adrian Mohr  YES  Robin York  YES
Dori Dufault  YES  Christine Pellet  YES

11 YES – MOTION CARRIED

DIABETES LEGISLATION DISCUSSION: Gloria Damgaard presented background, and the Board reviewed the current status of administration of medication for diabetic students in the schools in this state. Guests Pam Peterson, RN; Mary Lobb Oyos, CNS; Rhonda Jensen, CNS; Pamela K. Johnson, RN; Karen Hanisch, CNP; and Brittany Novotny, SDNA Executive Director were present to discuss issues noted by the Nurse Diabetic Educators in an effort to ensure that diabetic children in South Dakota receive the care that they need. The guests distributed two handouts: American Diabetes guidelines and a bulleted list of discussion items, and are of the opinion that HB 1088, introduced during the 2007 legislative session, was not comprehensive enough to cover all children; that bill was tabled. An exception to delegate insulin administration to properly trained non-licensed personnel is being sought. It is estimated that about 950 children in South Dakota schools are affected; younger children are being diagnosed with diabetes. National recommendations focusing on insulin administration were reviewed. The School Nurse is the most appropriate designee to train/delegate/supervise non-medical personnel in performing such tasks as insulin administration, using an up-to-date curriculum for training standards that now exists, and including the “Five Rights of Medication Administration.” The School Nurse is also considered the best designee for monitoring aspects of diabetes control, such as meal plans with carbohydrate counting, taking into account the student’s activity level, and blood sugar level testing as often as 4-10 times per day. Critical thinking skills of the nurse are required to calculate dosage, but a School Nurse may not be physically available at a school full-time; administration could be delegated to adequately trained individuals. When no one is available to administer, care is not as good as it should be. A variety of situations exist in school settings now: when the school does not provide for someone to administer, a parent may have to come to the school to administer; some children are taken to nearby clinics; at least one child has to go to a nursing home, missing a lot of class time and made to feel “different” at school. Anxiety and stress are high for the children in such situations as well as for their families. By age ten, some children self-administer medications with supervision; high school students are capable of self-administering without supervision. The changes proposed could be implemented through amendments to the Administrative Rules. Daycare providers are often trained by parents to administer the child’s medication, yet it is true that insulin can be a high-risk medication, and caution must be exercised; too many people who are administering have not been properly trained.

MOTION: Deb Soholt moved that the South Dakota Board of Nursing convene a Task Force of Nurse Diabetic Educators, Diabetic Advanced Practice Nurses, School Health Nurses, South Dakota Nurses Association, and South Dakota Board of Nursing representation to draft rules related to insulin administration by unlicensed personnel in the school setting.

Motion seconded by Christine Pellet.

Board members Teresa Disburg, June Larson, and Robin York will take part in the Task Force.

NCSBN DELEGATE ASSEMBLY – AUGUST 7-10, 2007, CHICAGO: Gloria Damgaard reviewed that three will attend at National Council expense, and two at Board expense. Attendees will be June Larson, Diana Berkland and Deb Soholt if their schedules allow; Gloria Damgaard, Nancy Bohr, and Andrew Albers.
DISCIPLINE CONSENT AGENDA

R. N. – Letter of Concern & Remediation:
1. Documentation – A Critical Aspect of Client Care
2. Medication Errors – Detection & Prevention
3. Professional Accountability & Legal Liability of Nurses

M. T. – Dismissal of Complaint
C. O. – Dismissal of Complaint

MOTION: Deb Soholt moved that the South Dakota Board of Nursing approve the Consent Agenda as presented by the Disciplinary Committee.
Motion seconded by Robin York.

Diana Berkland  YES  |  John Jones  YES  |  Deb Soholt  YES  
Linda Bunkers  YES  |  June Larson  YES  |  Patricia Wagner  YES  
Teresa Disburg  YES  |  Adrian Mohr  YES  |  Robin York  YES  
Dori Dufault  YES  |  Christine Pellet  YES  |  11 YES – MOTION CARRIED

Deb Soholt, Discipline Committee Chair, shared with the Board that the Committee will meet regularly about two weeks prior to each meeting of the full Board. Whether a nurse licensure applicant should appear before the Board prior to passing the NCLEX will be reviewed. Discipline Committee Minutes will be distributed to the full Board; Andy’s investigative report summaries also include recommendations of the Committee.

THE BOARD MOVED INTO CLOSED SESSION FOR CONSIDERATION OF DISCIPLINE
THE BOARD MOVED INTO OPEN SESSION

Kathrina C. Cline: June 20, 2007, 9:00 a.m. is the time set aside for Hearing the discipline matter of Kathrina C. Cline. Although duly noticed, Ms. Cline did not appear. Kris O’Connell, Attorney for the Board, presented background and Andrew Albers, Nursing Program Specialist, testified regarding this discipline matter.
MOTION: Dori Dufault moved that the South Dakota Board of Nursing issue an Indefinite Suspension for Kathrina Cline, LPN.
Motion seconded by Linda Bunkers.

Diana Berkland  ABSENT |  John Jones  YES  |  Deb Soholt  YES  
Linda Bunkers  YES  |  June Larson  YES  |  Patricia Wagner  YES  
Teresa Disburg  YES  |  Adrian Mohr  YES  |  Robin York  YES  
Dori Dufault  YES  |  Christine Pellet  YES  |  10 YES – MOTION CARRIED

K. S., RN Applicant – Felony Convictions: Andrew Albers, Nursing Program Specialist, presented background. K. S. was present to address the Board. June Larson, Board President, advised K. S. that the Board will see her again after successful completion of the NCLEX. The Board directed that the Board licensure reapplication fee be waived for K. S. No further Board action taken at this time.

Kristen L. Schulz: Andrew Albers, Nursing Program Specialist, presented background on this case. D. Berkland recused herself. Ms. Schulz appeared to address the Board, accompanied by her attorney and her parents.
MOTION: Deb Soholt moved that the South Dakota Board of Nursing reinstate an active and unencumbered RN license for Kristen L. Schulz.
Motion seconded by Linda Bunkers.

Diana Berkland  RECUSED |  John Jones  YES  |  Deb Soholt  YES  
Linda Bunkers  YES  |  June Larson  YES  |  Patricia Wagner  YES  
Teresa Disburg  YES  |  Adrian Mohr  YES  |  Robin York  YES  
Dori Dufault  YES  |  Christine Pellet  YES  |  10 YES – MOTION CARRIED
Teresa M. Gallagher: Kris O’Connell, Attorney for the Board, announced that this is the time set aside for the Formal Hearing in the discipline matter of Teresa M. Gallagher and presented background in this matter. Ms. Gallagher was present to address the Board.

MOTION: Robin York moved that the South Dakota Board of Nursing continue the Suspension of the LPN license for Teresa M. Gallagher with possible reinstatement for good cause and HPAP participation. Motion seconded by Dori Dufault.

Sarah B. Reynolds: Kris O’Connell, Attorney for the Board, announced that this is the time set aside for Hearing the discipline matter of Sarah B. Reynolds. Although duly noticed, Ms. Reynolds did not appear. K. O’Connell, Attorney for the Board, reviewed the case for the Board, and Andrew Albers, Nursing Program Specialist, presented testimony.

MOTION: Deb Soholt moved that the South Dakota Board of Nursing continue Suspension of the LPN license of Sarah Reynolds until such time that good cause for reinstatement and full compliance with HPAP is demonstrated. Motion seconded by Adrian Mohr.

Eugene D. Sarha – June 21, 2007, 9:00 a.m.: June Larson, Board President, announced that this is the time and place for Hearing the discipline matter of Eugene D. Sarha. Mr. Sarha was present, accompanied by Attorney Doug Kettering and Legal Intern Erica Hinders. Kris O’Connell, Attorney, represented the Board.

MOTION: Linda Bunkers moved that the South Dakota Board of Nursing grant the RN license for Eugene Sarha for a single-state South Dakota license with Probationary Status as follows:

1. Two years Probation while employed in nursing;
2. Complete the Ethics Module for Education;
3. Quarterly Self-Reports and Work Supervisor Reports to the South Dakota Board of Nursing;
4. Mental Health Evaluation by a Board-approved Evaluator at South Dakota Board of Nursing expense and to comply with Evaluator recommendations for treatment.

Linda Bunkers withdrew the preceding Motion, and a new Motion was submitted:

MOTION: Linda Bunkers moved that the South Dakota Board of Nursing grant the RN license for Eugene Sarha for a single-state South Dakota license with Probationary Status as follows:

1. Two years Probation while employed in nursing;
2. Complete the Ethics Module for Education;
3. Quarterly Self-Reports and Work Supervisor Reports to the South Dakota Board of Nursing;
4. Mental Health Evaluation and Chemical Dependency Evaluation by a Board-approved Evaluator at South Dakota Board of Nursing expense and to comply with Evaluator recommendations for treatment.

Motion seconded by Diana Berkland.
Kathy L. Dedrickson: Andrew Albers, Nursing Program Specialist, presented background on this case. D. Berkland recused herself. Ms. Dedrickson was present to address the Board.

**MOTION:** Linda Bunkers moved that the South Dakota Board of Nursing grant Kathy Dedrickson an RN license with one year Board of Nursing Probation and mandated HPAP participation for five years.

Motion seconded by Dori Dufault.

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Ms. Dedrickson was present to address the Board.

L. N., LPN Applicant: Andrew Albers, Nursing Program Specialist, presented background on this case. L. N. was present to address the Board. Deb Soholt, Vice President, advised L. N. to appear before the Board again after successful completion of the NCLEX for a determination as to whether licensure could be issued.

**R. R. – Request for HPAP Discharge:** Andrew Albers, Nursing Program Specialist, shared that the HPAP Director recommends that R. R. be discharged from the Program.

**MOTION:** Robin York moved that the South Dakota Board of Nursing release R. R. from HPAP.

Motion seconded by Patricia Wagner.

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**R. B. – Request for HPAP Discharge:** Andrew Albers, Nursing Program Specialist, shared that the HPAP Director recommends that R. B. be discharged from the Program.

**MOTION:** Linda Bunkers moved that the South Dakota Board of Nursing grant release from HPAP for R. B.

Motion seconded by Christine Pellet.

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**HPAP –** Gloria Damgaard introduced Maria Eining, new Director for the HPAP Program. Maria shared that grief about Mike Coley’s passing is a real issue for some HPAP participants. West River people especially are accustomed to having someone accessible, and so are struggling. The overall number of HPAP participants is down, which should help to make the transition easier. Automation via Athena is to be implemented soon, and then the need for additional personnel will be reviewed. The online Worksite Monitor Program will be ready to go live soon. Maria reviewed advantages and disadvantages of available methods for detecting alcohol and drug use, such as the patch vs UA. Maria currently works from a temporary space at Avera McKennan; permanent office space for HPAP is being sought.

**HPRIP COMMUNICATION:** South Dakota Board of Nursing will no longer be involved in the operation of HPRIP.

**ST. PETERSBURG COLLEGE:** Sepsis Awareness and Education announcement included as an informational piece.

**FY 2008 BUDGET:** Robert Garrigan presented reviewing anticipated income and expense items. This Board will renegotiate the rent contract in October 2007. Parking has recently become an issue. IFMC database system support ends in January 2008; options for hiring a consulting agency to support the IFMC system or buying a new system will be researched.

**MOTION** to approve the South Dakota Board of Nursing proposed FY 2008 Budget as presented was seconded and carried in a unanimous voice vote.
NURSING EDUCATION LOAN ASSISTANCE AWARDS FOR 2007: Gloria Damgaard presented based on the handouts previously distributed, and reviewed the disbursement to RN and APN students at various schools.

MOTION: Diana Berkland moved that the South Dakota Board of Nursing accept the South Dakota Board of Nursing 2007 Nursing Education Loan Assistance Annual Disbursement Report as presented.

Motion seconded by John Jones.

Diana Berkland | YES | John Jones | YES | Deb Soholt | YES
Linda Bunkers | YES | June Larson | YES | Patricia Wagner | YES
Teresa Disburg | YES | Adrian Mohr | YES | Robin York | YES
Dori Dufault | YES | Christine Pellet | YES | 11 YES – MOTION CARRIED

MOUNT MARTY – CCNE ACCREDITATION: Nancy Bohr reported that following the site visit conducted by CCNE October 11-13, 2006, Mount Marty College of Nursing has been granted full accreditation through 2012. No compliance concerns were noted. Ruth Pakieser is resigning as Director of the Nursing Program effective June 29, 2007; Dr. Quincealea Brunk has been named as her replacement effective June 1, 2007.

MOTION: Diana Berkland moved that the South Dakota Board of Nursing accept the CCNE Accreditation Report and Chair of Nursing Appointment from Mount Marty College.

Motion seconded by Diana Berkland.

Diana Berkland | YES | John Jones | YES | Deb Soholt | YES
Linda Bunkers | YES | June Larson | YES | Patricia Wagner | YES
Teresa Disburg | YES | Adrian Mohr | YES | Robin York | YES
Dori Dufault | YES | Christine Pellet | YES | 11 YES – MOTION CARRIED

LAKE AREA TECHNICAL INSTITUTE: Nancy Bohr presented regarding a change in the practical nursing curriculum; in January 2008, an online part-time online program will be offered. The course work and clinicals will be completed over two years, instead of the traditional eleven months. There will be no change in credits, course content, or clinical hours.

MOTION: Deb Soholt moved that the South Dakota Board of Nursing accept the changes in practical nursing curriculum at Lake Area Technical Institute to provide a part-time program option that will be completed within two years.

Motion seconded by Linda Bunkers.

Diana Berkland | YES | John Jones | YES | Deb Soholt | YES
Linda Bunkers | YES | June Larson | YES | Patricia Wagner | YES
Teresa Disburg | YES | Adrian Mohr | YES | Robin York | YES
Dori Dufault | YES | Christine Pellet | YES | 11 YES – MOTION CARRIED

PINE RIDGE HOSPITAL – IHS – CLINICAL ENRICHMENT PROGRAM: Nancy Bohr reported that the program has met all of the application requirements for the Clinical Enrichment Program for the Student Nurse Extern.

MOTION: Dori Dufault moved that the South Dakota Board of Nursing grant approval for the Pine Ridge IHS Clinical Enrichment Program.

Motion seconded by Patricia Wagner.

Diana Berkland | YES | John Jones | YES | Deb Soholt | YES
Linda Bunkers | YES | June Larson | YES | Patricia Wagner | YES
Teresa Disburg | YES | Adrian Mohr | YES | Robin York | YES
Dori Dufault | YES | Christine Pellet | YES | 11 YES – MOTION CARRIED

GENETIC COUNSELORS: Adrian Mohr presented information to the Board regarding Genetic Counselors’ desire to become licensed by the state of South Dakota.

RN SCOPE OF PRACTICE – RESTRAINTS & SECLUSION: Linda Young presented based on the handouts provided to the Board. The change expands categories for Residential Treatment Centers and Intensive Residential Treatment Centers for Children to allow licensed practitioners, including RNs prepared as Qualified Mental Health Providers, to give orders for restraint and seclusion.
ANNOUNCEMENTS

Joint Board of Medical and Osteopathic Examiners & Board of Nursing Meeting: September 11, 2007 at the Holiday Inn downtown.

The South Dakota Board of Nursing will hold its next Regular Meeting on September 11-12, 2007, convening at Board of Nursing Conference Room immediately following the Joint Board Meeting. [strategic initiatives/absolute bars to licensure/electronic meetings/Board retreat to be discussed at Sep 2007 meeting]

NCSBN Executive Officer Seminar, June 26-28, 2007

Center for Nursing Workforce Governance Meeting, June 29, 2007, Board of Nursing Office

NCSBN Delegate Assembly, August 7-10, 2007 in Chicago IL

Annual APN Advisory Committee Meeting: August 17, 2007, Board of Nursing Office

2007 Nursing Leadership Coalition Conference: August 24, 2007 in Sioux Falls

Citizens Advocacy Center Annual Meeting, October 29-31, 2007 in Seattle WA

NCSBN Member Boards Operations Staff Seminar, November 19, 2007 in Chicago IL

SDNA Convention – October 7-9, 2007 in Aberdeen

11. ADJOURNMENT: There being no further business, the meeting was adjourned at 2:28 p.m.