MINUTES
Joint Board Meeting
South Dakota Board of Nursing and
South Dakota Board of Medical and Osteopathic Examiners
November 28, 2012

Board Members:
Diana Berkland, RN  SD BON  Present
Patrick Burchill  SD BMOE  Present
Christine Callaghan, LPN  SD BON  Absent
Walter Carlson, MD  SD BMOE  Present
Mary Carpenter, MD  SD BMOE  Present
Bernie Christenson  SD BMOE  Present
Teresa Disburg, RN  SD BON  Absent
David Erickson, MD  SD BMOE  Present
Robert Ferrell, MD  SD BMOE  Present
John Jones  SD BON  Absent
June Larson, RN  SD BON  Present
Brent Lindbloom, DO-Secretary  SD BMOE  Present
Adrian Mohr  SD BON  Present
Jeffrey Murray, MD  SD BMOE  Absent
Nancy Nelson, RN  SD BON  Absent
Sharon Neuharth, LPN  SD BON  Absent
Kristin Possehl, RN-Presiding Officer  SD BON  Present
James Reynolds, MD  SD BMOE  Present
Mary Schmidt, LPN  SD BON  Present
Deb Soholt, RN  SD BON  Present

Staff Present:
Margaret Hansen, PA-C, MPAS  SD BMOE Executive Director
Gloria Damgaard, RN, MS  SD BON Executive Director
Jane Phalen  SD BMOE Staff
Ted Huss  SD BMOE Investigator
Christie Golden  SD BMOE Staff
Randi Sterling  SD BMOE Staff
Linda Young, RN, MS  SD BON Staff
Jill Vanderbush  SD BON Staff
William Golden  SD BMOE Attorney
Kristine O’Connell  SD BON Attorney
Roxanne Giedd  SD BMOE Attorney

Guests:
Muriel Engbrecht, CNP
1. Call to Order & Roll Call

Presiding Officer K Possehl called the meeting to order at 9:30 a.m. on November 28, 2012

2. Approval of Minutes-September 14, 2011

The September 14, 2012 Joint Board Meeting minutes were approved in a unanimous voice vote.

3. Approval of Agenda

MOTION The Joint Board moved to approve the agenda as presented in a unanimous voice vote.

4. Reports


G Damgaard presented the financial report for the South Dakota Board of Nursing. Revenue and expenses were discussed with no questions for G Damgaard.

MOTION D Soholt moved that the Joint Board approve the financial report. Seconded by A Mohr

Berkland    Yes  Erickson    Yes  Nelson   Absent
Burchill    Yes  Ferrell   Yes  Neuharth  Absent
Callaghan   Absent Jones  Absent  Possehl  Yes
Carlson     Yes  Larson    Yes  Reynolds  Yes
Carpenter  Yes  Lindbloom Yes  Schmidt  Yes
Christenson Yes  Mohr    Yes  Soholt    Yes
Disburg     Absent Murray   Absent  14 Yes  MOTION Carried

b. Report on Out-of-Hospital Births Performed by Certified Nurse Midwives (CNM)

L Young presented reports and updated the Joint Board and responded to questions. The number and outcomes of women choosing the homebirth option attended by a CNM were discussed.

MOTION J Larson moved to accept the report. Seconded by A Mohr

Berkland    Yes  Erickson    Yes  Nelson   Absent
Burchill    Yes  Ferrell   Yes  Neuharth  Absent
Callaghan   Absent Jones  Absent  Possehl  Yes
Carlson     Yes  Larson    Yes  Reynolds  Yes
Carpenter  Yes  Lindbloom Yes  Schmidt  Yes
Christenson Yes  Mohr    Yes  Soholt    Yes
Disburg     Absent Murray   Absent  14 Yes  MOTION Carried
5. Old Business

a. Follow-up Meeting with Board of Pharmacy, Board of Nursing, and Board of Medical and Osteopathic Examiners to Address Issue of Non-Prescribers Acting as an Agent of an Authorized Prescriber to Sign New Prescriptions or Drug Refills for Non-Controlled drugs on Behalf of Prescriber

G Damgaard reported that the attorneys for the Board of Pharmacy, the Board of Nursing, and the Board of Medicine met along with Board staff to discuss the issue of non-prescribers acting as the agent of the physician. It was determined that phone and fax orders can be accepted by pharmacy staff when sent by nurses. The Board of Pharmacy previously interpreted the law to mean that they could not and they agreed to remove the statement from their website that was causing issues.

6. New Business

a. Collaborative Agreement Modification Request: Muriel Engbrecht, CNP to perform Nasal Endoscopy, Flexible Nasal Pharyngoscopy and Laryngoscopy

L Young presented request for modification. Muriel Engbrecht, CNP, responded to questions.

MOTION D Berkland moved to approve the request. B Lindbloom seconded

Berkland Yes Erickson Yes Nelson Absent
Burchill Yes Ferrell Yes Neuharth Absent
Callaghan Absent Jones Absent Possehl Yes
Carlson Yes Larson Yes Reynolds Yes
Carpenter Yes Lindbloom Yes Schmidt Yes
Christenson Yes Mohr Yes Soholt Yes
Disburg Absent Murray Absent 14 Yes MOTION Carried

b. Collaborative Agreement Request: Denton Combs, CNP and James Schafer, MD

L Young stated that Denton Combs, CNP has met requirements for approval.

MOTION J Reynolds moved to approve request. W Carlson seconded

Berkland Yes Erickson Yes Nelson Absent
Burchill Yes Ferrell Yes Neuharth Absent
Callaghan Absent Jones Absent Possehl Yes
Carlson Yes Larson Yes Reynolds Yes
Carpenter Yes Lindbloom Yes Schmidt Yes
Christenson Yes Mohr Yes Soholt Yes
Disburg Absent Murray Absent 14 Yes MOTION Carried

c. Medical Assistant Discipline

i. Roxanne Clausen, MA

Bill Golden, SD BMOE Attorney, stated that Roxanne Clausen
began work as a Medical Assistant (MA) before being registered by the Board of Medicine and Osteopathic Examiners as an MA. A Consent Agreement for Reprimand was signed by Roxanne Clausen.

**MOTION**  P Burchill moved to accept the Consent Agreement. Seconded by B Lindbloom

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**ii. Cecilia Arizmendiz, MA**  Bill Golden, SD BMOE Attorney, stated that Cecilia Arizmendiz began work as a Medical Assistant (MA) before being registered by the Board of Medicine and Osteopathic Examiners as an MA. A Consent Agreement for Reprimand was signed by Cecilia Arizmendiz.

**MOTION**  P Burchill moved to accept the Consent Agreement. Seconded by D Erickson

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**iii. Amanda Jo Tindall, MA**  Bill Golden, SD BMOE Attorney, stated that Amanda Jo Tindall had been working as a Medical Assistant without a license and that she had disclosed a 30-month prison sentence for distribution of methamphetamine. The recommendation from the Hearing Examiner is to deny registration based on the felony drug conviction.

**MOTION**  W Carlson moved that registration be denied. A Mohr seconded

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d. Election of Officers
   i. Administrative Rule 20:62:01:05. Presiding officer and secretary. At the
      annual meeting of the boards, the last
      order of business shall be to elect a
      presiding officer and a secretary of the
      boards to serve through the next
      annual meeting. One officer shall be
      elected from each of the two separate
      boards.

      **MOTION**  B Christensen moved to nominate B Lindbloom for Presiding
                  Officer. D Erickson seconded.

      **MOTION**  D Soholt moved to nominate M Schmidt for Secretary. D
                  Berkland seconded

   Berkland    Yes    Erickson    Yes    Nelson    Absent
   Burchill    Yes    Ferrell    Yes    Neuharth    Absent
   Callaghan   Absent  Jones    Absent  Possehl    Yes
   Carlson     Yes    Larson    Yes    Reynolds    Yes
   Carpenter   Yes    Lindbloom    Yes    Schmidt    Yes
   Christenson Yes    Mohr    Yes    Soholt    Yes
   Disburg     Absent  Murray    Absent  14 Yes  **MOTION Carried**

   e. Date of Next Joint Board Meeting:
      September 2013
   i. 20:62:01:02. Annual meetings. An annual meeting of the boards shall
      be held each year in September at a
      place designated by the presiding
      officer of the boards.

      **MOTION**  D Berkland moved that the next Joint Board Meeting will be held
                  at 9:00 a.m., Wednesday, September 11, 2013. B Lindbloom
                  seconded.

   Berkland    Yes    Erickson    Yes    Nelson    Absent
   Burchill    Yes    Ferrell    Yes    Neuharth    Absent
   Callaghan   Absent  Jones    Absent  Possehl    Yes
   Carlson     Yes    Larson    Yes    Reynolds    Yes
   Carpenter   Yes    Lindbloom    Yes    Schmidt    Yes
7. Adjournment

**MOTION**  A Mohr motioned to adjourn the meeting.  B Lindbloom seconded

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Meeting adjourned at 10:00 a.m.