

Wyoming State Board of Nursing
Board Meeting Minutes

PUBLIC SESSION: The Wyoming State Board of Nursing (WBON) held its regularly scheduled meeting on October 8, 9, & 10, 2007, at the Financial Center, AARP Conference Room, Mezzanine, 2020 Carey Avenue, Cheyenne, Wyoming.

**Voting numbers on all decisions and motions are as follows:
IN FAVOR – OPPOSED – ABSTAINING – ABSENT**

CALL TO ORDER: The meeting of the Wyoming State Board of Nursing was called to order by President Merrill at 9:00 a.m., Monday, October 8, 2007.

ROLL CALL: President Merrill took the roll call.

Board Members Present:

Baerbel Merrill, MS, BSN, RNC, President, Gillette
Kellie Clausen, FNP, WHCNP, RN, Vice President, Douglas
Marguerite Herman, Consumer Member, Secretary, Cheyenne
Kim Williamson, LPN, Member, Torrington
Jennifer Zettl, BSN, RN, Member, Casper

Board Members Absent:

The following Board Members were absent but excused as there was not adequate time from the date of appointment for them to receive notice and attend the meeting:

Marcie Burr, RN, HAS, CCHP, Member, Pavillion
Jenny Heuck, MS, RN, Member, Sheridan

Staff Present:

Cheryl Koski, Executive Director
Mary Beth Stepan, Assistant Executive Director and Practice & Education Consultant
Bridget Horne, Compliance Consultant
JoAnn Reid, Executive Assistant
Deebs Sullivan, Fiscal and Human Resource Officer (10/8/07, 2:30 – 3:55 p.m.)
Ken Nelson, JD, Senior Assistant Attorney General (10/9/07, 9:00-10:05 a.m., 1:00 – 3:45 p.m., 10/10/07, 9:00 a.m. – 12:45 p.m.)
Angela Dougherty, JD, Senior Assistant Attorney General (10/9/07, 9:00 – 10:05 a.m. 10/10/07, 9:15 a.m.- 9:30 a.m.)
Kathy Marquis, JD, MSN, FNP-C, AWEC Compliance Consultant (10/9/07, 9:00 – 10:35 a.m.)

Staff Absent:

None

Visitors Present:

George Vandel, NCAC II, CAP, Executive Director, Wyoming Professional Assistance Program (10/10/07, 9:05 a.m. – 9:15 a.m.)
Carole Shotwell, Office Manager, Wyoming Professional Assistance Program (10/10/07, 9:00 a.m. – 9:15 a.m.)

DECLARATION OF QUORUM: Ken Nelson informed the Board a quorum is based on the majority of the number of Board Members present. Since five members were present, the vote of three members constitutes a quorum. President Merrill declared a quorum present.

NEW STAFF MEMBERS:

Introductions were made for the new staff member Bridget Horne, Compliance Consultant.

REORDERING OF AGENDA: WPAP Quarterly Update was moved from Tuesday October 9 to Wednesday October 10, 2007 at 9:00 a.m.

APPROVAL OF MEETING MINUTES**Minutes of the July 9-11, 2007 Board Meeting:**

The Board agreed to approve the following minutes:

Motion: It was moved and seconded, October 8, 2007, to approve the minutes with recommended changes for the July 9-11, 2007 Board meeting.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

ADMINISTRATIVE ISSUES**Governor's Office:**

The Board discussed upcoming vacancies. President Merrill and Member Williamson's terms will expire February, 2008. This is President Merrill's second term so she is not eligible for reappointment. Member Williamson will apply for reappointment.

Attorney General:

The Board discussed confidentiality of applications and discipline files with Ken Nelson. Mr. Nelson informed the Board that he would draft a statute that will allow WBON to treat applicant information confidential in the same manner as personnel files.

Motion: It was moved and seconded October 10, 2007, to forward the drafted changes to the Nurse Practice Act concerning confidentiality of Board of Nursing records and documents to a legislator to request a bill for introduction during the 2008 Wyoming Legislative session.

The vote on the above motion was 5-0-0-2. Members Barr and Heuck were absent.

Educational Programs**Summary of Educational Programs:**

Dr. Stepan presented the "Summary of the Educational Programs" report with the updates from the July, 2007 meeting.

The Education Committee gave their recommendations to the Board, and the following motions were approved:

Central Wyoming College:

Motion: It was moved and seconded October 8, 2007, to accept the Education Committee's recommendation to accept the annual report as submitted and recommends a review of admission and progression criteria in order to improve the retention rate. In addition, it is recommended that the handbook be updated to reflect all admission requirements so that all documents are internally consistent. The Board congratulates the faculty on making good progress toward addressing weaknesses identified in past site visits. The Board noted a concern over the drop in NCLEX pass rate from 90% to 78.26%.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Western Wyoming Community College:

Motion: It was moved and seconded October 8, 2007, to accept the Education Committee's recommendation to accept the annual report as submitted and recommends a review of admission and progression criteria in order to improve the retention rate. The number of master's prepared faculty is a concern. The following areas require clarification:

1. On "Number 8" of the report, you checked "yes", is this correct?
2. Barbara James' 5 year plan: need clarification in terms of her plan to obtain a "Masters of Science in Nursing Administration." However, the plan indicates that she will obtain a Family Nurse Practitioner degree but the course of study is consistent with an emphasis in Nursing Education.

The Board commends Western Wyoming College for maintaining a high NCLEX pass rate.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Northwest College:

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to accept Cody Nielson as the new interim director for Northwest College's nursing program. The Committee acknowledges the letter informing the Board that Randy Graham is administrator of the PN program, that Marlene Stewart and Virginia Southwick have completed the 10 hour education requirement and Virginia Southwick's 5 year plan. The Board congratulates Northwest College for its improvement of NCLEX pass rates from 79% in 2006 to 81% in 2007.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

University of Wyoming:

The board discussed the NCLEX pass rates for the accelerated (72%) vs. generic (75%) programs.

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to accept the following:

- Acknowledge receipt of the letter from Dean Kelley;
- Accept Mary Burman's appointment as Interim Dean of the Fay Whitney School of Nursing at the University of Wyoming;

- *Accept Fatu Foster's Faculty Qualification Sheet.*

In response to Dean Burman's statement related to extending the site visit date to 2011, the Board asks that she put the request in writing.

The Board wishes to commend the UW faculty upon the retention rate of 2007 – It is the highest rate in the past 6 years!

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Proposal for Bachelor's Reach for Accelerated Nursing Degree (BRAND)

Dr. Mary Burman, Interim Dean and Carrie DeSelms, RN, BRAND Coordinator were present to discuss the Bachelor's Reach for Accelerated Nursing Degree (BRAND) program. They explained this program is available to non-nurses who have already earned Bachelor's and Master's degrees in other areas. This program is fifteen months from start to finish with on-line and face to face curriculum. Explained this program offers education in all four corners of the state so that moving to Laramie is not required if someone wants to continue their education. Clinicals would be completed in facilities within their community. They said potential students go through a very vigorous screening process making sure they understand this is a very intense program and a large financial commitment.

Motion: It was moved and seconded, October 10, 2007, to accept the Education Committee's recommendation to accept the following:

Recommend provisional approval to the University of Wyoming, Fay W. Whitney School of Nursing Accelerated (BRAND) program. Refer to the Report of Self Study document for comments and scoring.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Casper College:

Motion: It was moved and seconded, October 8,, 2007, to accept the Education Committee's recommendation to accept the annual report as submitted with the exception of the error in terms of numbers of graduates – 48 rather than 28 students. Of concern are the following:

- *ADN instructors not listed but according to the qualification sheets, there are 2 instructors at this level;*
- *There are 2 instructors who will not meet the 5 year plan requirement as stated in Board Rules and Regulations;*
- *Overall pass rate dropped from 89.6% to 82.9%;*
- *Recommend a review of admission and progression criteria to improve retention rates, which was 68.6% in 2007.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Northern Wyoming Community College District:

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to acknowledge the letter advising Diana Gray's resignation as well as new hires of Kathy Davidson and Katrina Little. We look forward to receiving their faculty qualification sheets.

The Board notes the college's NCLEX pass rate was 72% in 2007 at the Sheridan campus. The Board congratulates the college on a 100% pass rate in Gillette.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Laramie County Community College:

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to accept Jean Zlomke and Paula Harvey's faculty qualification sheets. We look forward to receiving Ms. Harvey's 5 year plan for obtaining her Master's degree.

We congratulate Carol Kabeiseman on her plans for retirement and thank her for her many years of dedication to the education of nurses in this State.

The Board notes a drop in the NCLEX pass rate from 89% in 2006 to 81% in 2007.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Chamberlain College of Nursing:

The Board reviewed the letter dated July 16, 2007 from WBON to Susan Groenwald, President, Chamberlain College of Nursing, regarding course approval.

University of Nebraska Medical Center:

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to acknowledge receipt of the faculty qualification sheets of Wilhelm, Sopr, Blaney, Wells and Brown. Of note is that Laurie Sopr and Susan Wilhelm are not currently licensed in the State of Wyoming. Please be reminded that all faculty teaching in Wyoming must be licensed in Wyoming (Chapter VI), Section 2 (a)(ii), and until Dr. Wilhelm, as Associate Dean and Director of the nursing program in Scottsbluff, Nebraska, obtains a Wyoming license, courses may not be offered in this state. The Board requests updated faculty qualification sheets. Specifically, please explain whether Laurie Sopr has completed her doctorate.

Amendment to Motion: The Board will send to Community Hospital in Torrington the Board's findings concerning UNMC in Scottsbluff, Nebraska.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Rio Salado Nursing Program:

Motion: It was moved and seconded, October 8, 2007, to accept the Education Committee's recommendation to notify Rio Salado College that at present they may not offer additional nursing programs in the State of Wyoming until they meet the Rules and Regulations outlined in Chapter 6, Section 2 (a)(ii) the semester prior to offering the program in any other location than Powell, Wyoming. Of concern is the administrative structure and program content:

1. We were unaware that Ann McNamara is no longer the faculty chair for nursing.
2. The current faculty chair and instructors must also be licensed in the State of Wyoming and submit current faculty qualification sheets.
3. There is a lack of communication from administrators of the program to the Board.
4. Information has been received that Rio Salado plans to offer courses at other sites. The Board reiterates that the only site that has been approved is at Powell, Wyoming.
5. The Board will send to the directors of nursing at Cheyenne, Powell and Rock Springs a copy of the Board's findings concerning Rio Salado.

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

NATIONAL COUNCIL STATE BOARDS OF NURSING**Report of Annual Meeting:**

President Merrill and Vice President Clausen gave an update of the Annual Meeting held August 7-10, 2007 in Chicago. Discussion included international expansion of membership, pain management, discipline and faculty shortages. Next year's Annual Meeting will be held August 5-8, 2008. President Merrill encourages participation by all Board Members.

NCLEX Invitational:

Mary Beth Stepan reported on her attendance of the NCLEX Invitational, held September 24, 2007 in Chicago. She felt that she has learned more from Cheryl Koski during office staff orientation and felt this was not a beneficial seminar to attend.

Citizen Advocacy Center:

Member Herman will attend the Citizen Advocacy Center October 29-31, 2007 in Seattle.

Member Board Operations and Licensing Staff Conference:

JoAnn Reid will attend the Member Board Operations and Licensing Staff Conference on November 19, 2007 in Chicago.

Future Meetings:

Mary Beth Stepan will attend Public Policy Development and the Role of Nursing Regulators January 7-9, 2008 and Faculty Shortage: Implications for Regulation March 26, 2008 in Chicago.

WYOMING PROFESSIONAL ASSISTANCE PROGRAM**WPAP Quarterly Update:**

The Board reviewed the letter dated October 1, 2007 from George Vandel, NCAC II, CAP, WPAP Executive Director, regarding current numbers.

Mr. Vandel and Carole Shotwell, WPAP Office Manager, were present. Mr. Vandel said the meeting between WPAP and Bridget Horne, the new Compliance Consultant for WBON was good in outlining future relationships. He also said the letter from WBON to WPAP requesting the addition of a second Registered Professional Nurse to the WPAP Board of Directors has been placed on the agenda for the next WPAP Board meeting in early November. WBON will be contacted with the Board's decision.

CERTIFIED NURSING ASSISTANTS**NATCEP Waivers:**

Dr. Stepan reported on substandard surveys for Douglas Care Center and Shepherd of the Valley. Hazel Suedes, RN, Shepherd of the Valley has started her own CNA program. Ms. Stepan noted there is a concern that WBON is not being notified in a timely manner of substandard surveys.

The Board reviewed the summary of active CNA programs and exam results.

NATCEP Site Visits:

Dr. Stepan informed the Board that site visits for all active programs have been completed and Toni Decklever will now begin site visits for home health agencies to ensure the additional 16 hours of home health training is being provided.

Green House Concept – United States Senate:

The Board reviewed a letter from the United States Senate regarding The Green House concept, an innovative model for residential long-term care.

BUDGET

Mrs. Sullivan reviewed all budget items with the Board, including the Administrative Budget Report ending September 30, 2007 and the Nurse Aide Budget Report ending September 30, 2007.

Biennial Budget 2009-2010:

Ms. Koski and Ms. Sullivan discussed the 2009-2010 Biennium Budget Request. Ms. Koski explained the request for three new positions was denied by the Governor as he was concerned that the Board would not be able to generate the funds to pay the new employees. Video conferencing equipment was also denied due to the availability of existing video resources.

IT Back-up:

Ms. Koski and Ms. Sullivan also discussed with the Board an incident that happened in the office whereas some information on the F: Drive was lost and took several days to reconstruct. This brought to our attention WBON is not receiving the type of back-up we thought was being provided. A meeting has been scheduled with IT to discuss what we are receiving, what we thought we were receiving and what we need. President Merrill requested that the Board be sent notice of the outcome of the meeting.

DEPARTMENT OF EMPLOYMENT

The Board reviewed the Workforce Study, Nurses & Health Care in Wyoming, done by the Department of Employment September 10, 2007. Mrs. Koski explained the survey was good in determining satisfaction in the nursing industry.

BOARD ADMINISTRATIVE RULES AND REGULATIONS

The Board reviewed the memo from the LSO requesting electronic version of final rules in "underline and strike" format.

The Board reviewed all chapters and discussed additional changes to Chapter IV relating to CRNAs and prescriptive authority and Chapter IX regarding the National Council of State Boards of Nursing Decision Tree for Delegation to Nursing Assistive Personnel and made the following motions:

Motion: *It was moved and seconded October 10, 2007, to insert the Decision Tree into Chapter IX, Section I.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Motion: *It was moved and seconded October 10, 2007, to approve the draft of the Board of Nursing Rules and Regulations, including the changes approved at this meeting, and direct staff to proceed with the rule making process.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

PERSONNEL ISSUES

Ms. Koski and Dr. Stepan awarded Deeb Sullivan with a Certificate of Service and a 15 year pin in recognition of 15 years of service to the State of Wyoming.

Executive Session:

The Board entered into Executive Session on Monday October 8, 2007, from 4:15 – 5:10 p.m. and Tuesday October 9, 2007, from 3:55 – 4:30 p.m. to discuss personnel issues.

Retirement – Executive Director:

The Board accepted the notice of retirement of Cheryl Koski, Executive Director effective October 31, 2007. Mary Beth Stepan, Assistant Executive Director and Practice and Education Consultant has agreed to act as Interim Director until the position can be filled. President Merrill will work with Mrs. Koski and A & I in getting the vacancy announced.

SCOPE OF PRACTICE

Request for Advisory Opinion – Thermage Treatments by RNs from Maura Lofaro, MD, FACOG and Botox and Dermal Fillers, Restylane and Light Photo Facials by RNs and APRNs from Ann E. LaPolla, RN, JD, MPH:

In response to requests from Maura Lofaro, MD, FACOG in Jackson, Wyoming and Ann LaPolla, RN, JD, MPH, attorney in Utah, about the administration of dermatological procedures by a RN and/or APRN, the Practice Committee defers the decision on this issue until the January Board meeting. Dr. Lofaro and a dermatologist will be invited to do a presentation to the Board for the purpose of providing information on these techniques.

Request for Advisory Opinion – Application of EMLA Cream by a RN from Ann E. LaPolla, RN, JD, MPH:

Motion: *It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:*

- *It is within the scope of the registered nurse to apply EMLA (and/or other topical numbing gel) under the direct order of a physician, physician's assistant and/or nurse practitioner.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Request for Advisory Opinion – Passing of OTC Meds by RNs Under Signed Loco Parentis Documents from Darby Wider, RN, Teton Valley Ranch Camp:

Motion: *It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:*

It is within the scope of practice of the registered nurse to pass over-the-counter (OTC) medications under signed "in loco parentis" documents under the following conditions:

1. *Each year, each protocol be reviewed and approved by the camp physician. It would be wise to include the physician's name on each protocol approved along with the date that the protocol was reviewed;*
2. *Each OTC medication identified within each protocol should be offered for approval by each child's parent. This approval could be added to the Health History form.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Request for Advisory Opinion – Removal of Groshong (Tunneled Cuffed Central Venous Catheter) from Susan Kautz, RN, Torrington Community Hospital:

Motion: It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:

It is within the scope of nursing practice for a RN to remove a Central Venous Catheter as long as the following criteria are met:

1. *The RN is educationally prepared and trained to perform the procedure;*
2. *A physician is immediately available in the event of complications.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Revision of Advisory Opinion 00-104, 99-97; Tele Tech – CNA from Mary Beth Stepan:

Motion: It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:

- *Rescind Advisory Opinion 00-104, 99-97; Tele Tech – CNA, and add Tele Tech to the list of roles that a CNA may assume in Advisory Opinion 06-164; CNA's Assuming Roles of Surgical Technician, First Assistant, Laboratory Technician, Medical Assistant or Telemetry Technician.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Revision of Advisory Opinion 07-176, Respiratory Fit Testing – Medical Clearance from Mary Beth Stepan:

Motion: It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:

- *Revise the Advisory Opinion 07-176 in the following way:*
 - *The title should be changed to be consistent with OSHA CFR Rules and Regulations;*
 - *The word "Survey" should be replaced with OSHA Respirator Medical Evaluation Questionnaire: N-95. In this way there would be no doubt as to the particular OSHA survey identified.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Revision of Advisory Opinion 03-123, Intravenous Therapy by Licensed Practical Nurses from Mary Beth Stepan:

Motion: It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:

- *Suggested changes to the document section that identifies limitations for a Licensed Practical Nurse who has completed the Basic Course page 3 of 6, number 8:*

- *Current Version:*
 - 8. *flush or aspirate an intravenous line, arterial line, needle or catheter;*
- *Suggested Revision:*
 - 8. *flush or aspirate a central line or arterial line, needle or catheter.*
- *This opinion will be turned over to the Practice Committee for review and possible revisions. Policies of IV Therapy will be reviewed and presented at the January Board meeting.*

The vote on the above motion was 5-0-0-2. Members Burr and Heuck were absent.

Revision of Advisory Opinion 06-162, Removal of Chest Tubes, Mediastinal Tubes and Pleural Drains from Member Zettl, Casper:

Motion: It was moved and seconded October 9, 2007, to accept the Practice Committee's recommendation to accept the following:

Upon further consideration of the most current nursing literature, revise the opinion to read that it is within the scope of nursing practice for a RN to remove Pleural catheters and chest/mediastinal/ pleural tubes under the order of a physician, advanced practice nurse or physician assistant.

"Chest tube removal is performed by physicians, advanced practice nurses and other health professionals, including critical care nurses, with additional knowledge, skills and demonstrated competence per professional licensure or institutional standard" (AACN Procedure Manual for Critical Care, 5th edition, pg. 140)

Definitions:

Chest/mediastinal/pleural tubes are placed for the removal or drainage of air, blood, or fluid from the intrapleural or mediastinal space. They are also used to introduce sclerosing agents into the pleural space, preventing a re-accumulation of fluid. They vary in size from 12 fr. To 40 fr. This is in contrast to pleural catheters, such as the 16 gauge catheters used in thoracentesis procedures.

As to the removal of pleural catheters, it is within the scope of practice of a registered professional nurse to remove pleural catheters under the order of a physician, advanced practice registered nurse, or physician's assistant.

As to the removal of chest/mediastinal/pleural tubes and in the interest of patient safety, the Board recommends the following institutional policies be implemented:

1. *Registered Nurses performing chest/mediastinal/pleural tube removal must have documented precepting to the procedure, be knowledgeable about placement of chest/mediastinal/pleural tubes, maintain minimum competency and be familiar with potential complications after removal as well as the corrective actions to be taken.*
2. *For mediastinal tube removal, minimum competence is defined as 3 documented mediastinal tube removals per year per designated RN.*
3. *For chest/pleural tube removal, minimum competence is defined as 3 documented chest/pleural tube removals per year per designated RN.*
4. *On-site radiological and physician, APRN, or PA backup must be immediately available in the event of complications.*
5. *RNs must also meet minimal competency as defined by institutional policy.*

The vote on the above motion was 4-0-1-2. Member Zettl abstained from voting. Members Burr and Heuck were absent.

Advisory Opinions – July 2007 Board Meeting:

The Board reviewed Advisory Opinions that were issued during the July 2007 Board meeting.

DISCIPLINE

Disciplinary Statistics:

Bridget Horne presented disciplinary statistics for July 1, 2007 through September 30, 2007. Ms. Horne informed the Board that tremendous strides have been made by those working on discipline cases. She estimates there are approximately five cases remaining for 2005 and thirty-five to forty cases for 2006.

Application Review Committee (ARC) Decisions of Record:

Docket #06-7-072 Christopher Charles, CNA Applicant

Mr. Charles has withdrawn his request for hearing. The Application Review Committee's May 21, 2007 recommendation for denial stands.

Discipline Committee (DC) Decisions of Record:

Docket #04-021 Shari Long, RN #21612

Motion: It was moved and seconded, October 9, 2007, to accept the Disciplinary Committee's recommendation to accept the Settlement Agreement, Stipulation and Order for Conditional License Modification to allow restricted administration and dispensing of controlled substances.

The vote on the above motion was 3-0-2-2. President Merrill and Member Williamson abstained from voting. Members Burr and Heuck were absent.

Docket #04-067 & 05-108 Kathy Halvorsen, RN #17718

Motion: It was moved and seconded, October 9, 2007, to accept the Disciplinary Committee's recommendation to accept the Settlement Agreement, Stipulation and Order for a five year conditional license for impairment. The 2005 disciplinary stayed suspension has been completed.

The vote on the above motion was 3-0-2-2. President Merrill and Member Williamson abstained from voting. Members Burr and Heuck were absent.

Docket #05-034 Eric Allen Cantrell, RN #18706

Motion: It was moved and seconded, October 9, 2007, to accept the Disciplinary Committee's recommendation to accept the Settlement Agreement, Stipulation and Order for a five year conditional license for impairment.

The vote on the above license was 3-0-2-2. President Merrill and Member Williamson abstained from voting. Members Burr and Heuck were absent.

Docket #99-27 & 06-7-071 Charles Dziatkiewicz, LPN #5117

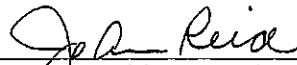
Motion: It was moved and seconded, October 9, 2007, to accept the Disciplinary Committee's recommendation to accept the Settlement Agreement, Stipulation and Order

for a twelve month conditional license for drug diversion/impairment in continuation of the 1999 Settlement Agreement, Stipulation and Order.

The vote on the above motion was 3-0-2-2. It was noted that President Merrill was unfamiliar with this case. Vice President Clausen and Member Williamson abstained from voting. Members Burr and Heuck were absent.

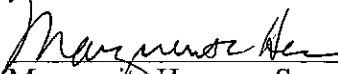
ADJOURNMENT: Having no further business to come before the Board, the meeting was adjourned by President Merrill at 12:00 p.m. on July 11, 2007.

Submitted by:


JoAnn Reid, Executive Assistant, Recorder


Baerbel Merrill, MS, BSN, RNC, President


Kellie Clausen, FNP, WHCNP, RN, Vice President


Marguerite Herman, Secretary