



WYOMING STATE BOARD OF NURSING

Mission Statement: Serve and safeguard the people of Wyoming through the regulation of nursing education and practice.

Vision Statement: Acknowledging the dynamic nature of healthcare provides the climate, collaboration and regulatory framework for nurses to practice to the fullest extent of their scope.

Core Values: Excellence, Ethics, Education, Safety and Competence

Meeting Minutes

September 26-29, 2011

Cheyenne, WY

Required Attendees: President Tracy Wasserburger, Vice President Carrie Deselms, Secretary Marguerite Herman

Members: Kellie Clausen, Marcie Burr, Lee Carruthers, Lori Johnson

Executive Director Mary Kay Goetter, Assistant Executive Director Todd Berger, Executive Assistant Amanda Roberts, Senior Assistant Attorney General Sean Chambers

Monday September 26, 2011

Special meetings with ARC/DC and applicants/licensees/defense attorneys if needed

1:00 p.m. to 5:00 p.m.

Committee Meetings at 1:00 p.m. and will go as long as needed, then regular board meeting will begin.

1. Application Review Committee (LC, MH)
 2. Practice Committee (KC, LJ, TB)
 3. Education Committee (CD LC, TB)
 4. Discipline Committee (Various)
 - a. DC meeting with licensee (TW, KC, 5:00 p.m. Thursday September 29, 2011)
 5. Legislative Committee (KC, TW, MH, SC, MKG)
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Contested Case Hearings:

Tuesday September 27, 2011

8:00 a.m. to 12:00 p.m. –

Board Meeting

Tuesday, September 27, 2011

1:00 p.m. to 5:00 p.m.

Wednesday September 28, 2011

8:00 a.m. to 5:00 p.m.

Thursday September 29, 2011

8:00 a.m. to 5:00 p.m.

1. Welcome (10 minutes)

Called to order 12:45 p.m. Tuesday, September 27, 2011

- Roll Call

Present

Required Attendees: President Tracy Wasserburger, Vice President Carrie Deselms, Secretary Marguerite Herman

Members: Kellie Clausen, Marcie Burr, Lee Carruthers, Lori Johnson

Executive Director Mary Kay Goetter, Assistant Executive Director Todd Berger, Executive Assistant Amanda Roberts, Senior Assistant Attorney General Sean Chambers, Senior Assistant Attorney General Robert Walters, Paralegal Nella Martinez

- Declaration of Quorum

Quorum declared by SAAG Chambers

- Reordering of Agenda

- Remove any discussion items from consent agenda

Remove Fiscal report from consent agenda

Remove strategic plan from consent agenda

Move default hearings to Tuesday afternoon

Move settlement agreements to Tuesday afternoon

Add executive session to agenda after strategic discussion

Attorney Nethercott will come before the board on Wednesday at 9:30 a.m.

Add B11 to agenda – item not covered, will be added to Teleconference Meeting on October 18, 2011

Add Eric Cantrell RN teleconference to agenda, Wednesday 9/28/2011 9:00 a.m.

2. Consent Agenda (5 minutes)

- Action Items

- Minutes of August Teleconferences
- Board Member Education Opportunities/Travel

- Information Only

- Board Education on the legality of ETG Testing
- Correspondence to Wyoming Center For Nursing and Healthcare Partnerships
- Dr. Goetter appointment to NCSBN IRE Committee
- WHA Relationship Building
 - WHA Letter to Mr. Berger
 - Tour De Hospital Statistics and comments
- Licensing Report
- Compliance and Discipline Report
- NMP Report
- Education School Letters
- NCSBN Uniform Licensure Requirements

Motion by Member Deselms to approve consent agenda with removal of strategic plan and fiscal report, second by Member Burr
Motion carries
6-0-1-0

3. Strategic Discussions (3 hours)

- Follow up on action items

Action items reviewed

- Billboards

Update given on cost of billboards, board has decided not to move forward at this time with the idea.

Idea brought forth to put ads in Casper and Wyoming newspapers to acknowledge nurses and clarify the board's mission during Nurses Week.

Executive Assistant Roberts will pursue

- Strategic Plan Review and Revision if necessary

Strategic plan reviewed

Action: Executive Assistant Roberts will make revisions

- Nurse Monitoring Program
 - NMP Strategic Plan

NMP Strategic Plan reviewed with board

Discussion regarding eligibility requirements for CNAs to participate in the NMP

Board advises Ms. Hefflin to move forward with adding CNAs to current NMP requirements and updating all documents to include CNAs. No modifications to NMP contract for CNAs except elements that relate to medication access and administration and attending Caduceus meetings.

Ensure NMP advisory committee understands that the board would like a recommendation at the January meeting regarding any possible changes to the requirements for CNAs.

Action: Ms. Hefflin will write a future article for WNR regarding cost of NMP program for license/certificate holders

Action: SAAG Chambers and Walters will research rules and statutes to determine board authority to assess an upfront fee for participating in the NMP to alleviate costs of running program based on current costs of program

- NCSBN Core Survey Results Report

Background of report provided to board with copy of executive summary of most recent report

- July 2012 Board Meeting Location

Other options

VBar – Laramie

The Elk Mountain

Old Faithful Inn – Yellowstone

Action: Executive Assistant Roberts will research additional locations

- October 2012 Board meeting time and location around WHA Annual Meeting

Board will consider moving meeting in October 2012 to coincide with WHA meeting – answer will be provided in January

4. Compliance and Safety (4 hours)

- Contested Case Hearings

- Docket 10-132, Sara Dale, RN 25097, Revocation (MH/LC)

Motion to accept the default judgment for revocation by Member Clausen, second by Member Burr

Motion carries

4-0-3-0

- Docket 10-119, Billie Haase CNA 10-119, Revocation (MH)

Motion to approve settlement agreement for revocation by Member Clausen, second by Member Carruthers

Motion carries

4-0-2-0

- Docket 09-10-507/507a, Amanda Napoletano, CNA 12470, Revocation (CD)

Motion to accept the default judgment for revocation by Member Burr, second by Member Herman

Motion carries

5-0-2-0

- Docket 09-604, Jamey Weickum, CNA 4929, Revocation (MB)

Motion to accept the default judgment for revocation by Member Carruthers, second by Member Deselms

Motion carries

5-0-2-0

- Docket 10-042, Jody Sessions, CNA Applicant, denial (TW/MH)

Motion to deny CNA application by Member Burr, second by Member Carruthers

Motion carries

4-0-2-0

- Settlement Agreement Discussion

- Request for Reinstatement from Attorney Tara Nethercott on behalf of (9:30 a.m.to 10:00 a.m. Thursday)

- Amy Elm RN
Board will take under advisement and review in executive session

Motion to refer request to the DC by Member Clausen, second by Member Burr
Motion Carries
4-0-3-0

- Shari Long Romero RN
Board will take under advisement and review in executive session

Motion to approve changes to conditional license by Member Burr, second by Member Deselms

1. The board sets the duration of her conditional license to be 5 years from 9/29/2011
2. The board deletes “through direct supervision” from the monitoring requirement for her administration of medication or participation in any procedure,
3. The board deletes a prohibition of duties that allow Ms. Romero exposure to medical waste containers without direct supervision from her worksite monitor.

Motion carries
5-1-1-0

- Teleconference meeting with Eric Cantrell, RN 18706

Discussed possible settlement agreement and conditions for licensure, SAAG Walters will draft paperwork to be presented to board

Update given by Ms. Hefflin regarding Eric Cantrell RN 18706 compliance with NMP

Settlement agreement for Docket 10-066 Eric Cantrell, RN 18706 for Further Conditional License presented:

Motion to accept settlement agreement for further conditional license for Eric Cantrell, RN 18706 by Member Herman, second by Member Clausen

Motion carries
5-0-2-0

- Settlement Agreements

- Docket 10-11-255, Patricia McMurry RN 20250, Conditional (MB/MH)
Motion to accept settlement agreement for conditional license by Member Carruthers, second by Member Clausen
Motion carries
4-0-3-0

- Docket 10-11-206, Valerie Reinholz (Pitt), CNA 17559, Voluntary Surrender (MH/LC)
Motion to accept settlement agreement for voluntary surrender by Member Burr, second by Member Clausen
Motion carries
4-0-3-0

- Docket 10-126-MTX, William Nunez RN 17247, Conditional (MKG)
Motion to accept settlement agreement for conditional license by Member Clausen, second by Member Burr
Motion carries
6-0-1-0
 - Docket 08-9-401, Michelle Braman APRN 17835.273, Voluntary Surrender (MB)
Motion to accept settlement agreement for voluntary surrender by Member Deselms, second by Member Johnson
Motion carries
5-0-2-0
 - Docket 10-122, Tarra DeGarmo, CNA 19458, Voluntary Surrender (CD, MH)
Motion to accept settlement agreement for voluntary surrender by Member Burr, second by Member Clausen
Motion carries
4-0-3-0
 - Docket 10-103-MTX, Jaylene Eastman, CNA 19459, Conditional Certificate
Motion by Member Clausen, second by Member Herman to table settlement agreement until more information received
Motion carries
6-0-1-0
- Motion to accept settlement agreement for conditional certificate with removal of caduceus meetings requirement by Member Burr, second by Member Johnson
Motion carries
4-0-3-0
- Docket 09-10-556, Trudy Newton, RN 12083, Inactive License (CD/MKG)
Motion to accept settlement agreement for inactive license by Member Burr, second by Member Johnson
Motion carries
5-0-2-0
 - Docket 09-469, Kathryn Rogers, RN 19143, Conditional/Suspension (MKG)
Motion to accept settlement agreement for conditional/suspension by Member Deselms, second by Member Burr
Motion carries
6-0-1-0
 - Docket 10-015, Karen Wendt APRN 8746.044, Conditional (KC/TW)
Motion to accept settlement agreement for conditional license by Member Carruthers, second by Member Herman
Motion carries
4-0-3-0
 - Docket 10-11-174-MTX, Valerie Beck, RN 25496, Conditional (MKG)
Tabled due to family emergency

Received revised settlement agreement for Voluntary Surrender

Motion to accept settlement agreement for voluntary surrender by Member Clausen, second by Member Deselms
Motion Carries
6-0-1-0

- Docket 10-155, Ronda Socia RN 25470, Letter of Reprimand/Conditional with restrictions (MH/LC)
Motion to reject settlement agreement for letter of reprimand and conditional license with restrictions by Member Burr, second by Member Deselms
Motion carries
3-2-2-0

Board advised that this would now be set for contested case hearing and board understands they will have to judge the evidence and testimony as presented at hearing and not on information provided in settlement agreement

- Docket 10-11-259, Calvin Rod Lower RN 19271, Inactive license (MKG)
Motion to accept settlement agreement for inactive license by Member Deselms, second by Member Burr
Motion carries
6-0-1-0
- Docket 10-118, Christine Kinuthia, RN 28444, Conditional (LC/MB)
Motion to accept settlement agreement for conditional license by Member Clausen, second by Member Deselms
Motion carries
4-0-3-0

5. Committee Reports (2 hours)

- Legislative Committee

Update on current rule changes of chapter 2 and 6. Currently at LSO who will make a recommendation to Management Council. Management Council will then make recommendation to Governor's office. Governor will then have 75 days to respond which is November 3, 2011.

Committee reviewed Prioritized Legislative Initiatives

Will not pursue any legislative changes in 2012

Consensus Model for APRN regulation, Wyoming's NPA was reviewed by NCSBN and is very close to the consensus model but there will need to be a few changes in the next legislative change that the board submits (tentatively 2013).

Chapter 5, Fee Increase

Based on the growth of the profession, the board will operate at a deficit beyond the 2012 renewal period if no fee re-structure occurs. SAAG Chambers would like to be able to approach the Governor's office with documentation by November 2011.

Action: Executive Assistant Roberts will schedule a teleconference for November dedicated to the discussion of fee increases.

Chapter 8, Hearing Changes

Discussion regarding referring hearings to OAH with board utilizing the recommendation from OAH and all evidence to make final decision

Action: SAAG Chambers will provide a written document that explains the process for review by the board to make a decision at the October teleconference

- Application Review Committee

ARC will work on revising the matrix with Ms. Ball during current meeting

Status report spreadsheet is extremely helpful

- Discipline Committee

Status report is lengthy and difficult to read, are there solutions to assist with this?

E-mail should be sent to each board member when they have a case to review. This report is just an overall view of the “big” picture.

DC needs a monthly report that notifies what is needed from them on each case to ensure that all documents are received

Action: Executive Assistant Roberts will determine if a status report that mirrors the ARC report can be created and will begin process mapping with DC committee members and staff

An expanded disciplinary matrix will be provided by January meeting

- Practice Committee

- MACE Exam set up with PearsonVue

Motion by the Practice Committee to combine the Advanced and Basic IV Therapy courses encompassing all elements of the current Advanced and Basic courses.

Motion Carries

6-0-1-0

Discussion of continuing competencies for all levels of licensure/certification

- Education Committee

Motion by education committee to approve Felician College and Saint Joseph’s College to place advance practice nursing students in Wyoming clinical agencies with Wyoming Licensed preceptors. program

Motion carries

6-0-1-0

Motion by education committee to approve MAC program developed by Campbell County Memorial Hospital in Gillette

Motion carries

6-0-1-0

- NMP Advisory Committee

Written evaluations provided to board for review, and more information, will have more information at next board meeting.

6. New Business (30 min)

- Kevin Bohnenblust and WPAP request for MOU

Mr. Bohnenblust provided information regarding letter sent on behalf of WPAP expressing interested in a contract with the Board of Nursing for monitoring of nurses not known to the board

Board will take information under advisement

Action: President Wasserburger and Member Clausen will contact WPAP for further discussion and site visit and will bring back a report for further consideration. Dr. Goetter will notify Mr. Bohnenblust of decision

7. Unfinished Business (1 hour)

Fiscal Report

Discussion regarding reason for not purchasing a new building at this time based financial status

Karen Case, Budget Analyst, will attend January meeting to explain budget more thoroughly

- Hot Wash

Action: Executive Assistant Roberts will contact BOM to determine if room available for January 2012 board meeting

Closing (10 minutes)

Next meeting teleconference October 18, 2011, 12:00 p.m.

Meeting adjourned 3:30 p.m.