

**KENTUCKY BOARD OF NURSING
SUMMARY OF MAJOR ACTIONS
Board Meeting
October 13 & 14, 2011**

PRESIDENT'S REPORT

- Carol Komara requested that the attendees of the National Council of State Boards of Nursing (NCSBN) Annual Meeting give a brief report on their experience. The predominant topics of discussion were APRN Consensus Model language; CORE Licensure; should there be separate exams for ADN and BSN graduates; review of LPN standards of practice; and the difficulty in obtaining clinical sites.
- Anne Veno attended the NCSBN Long Term Care Seminar in August.

FINANCIAL OFFICER'S REPORT

- Accepted as written.

The KBN 2013-2014 Budget is due in Frankfort on November 1, 2011.

A group consisting of Sally Baxter, Sonia Rudolph, Jann Gilliam and Beth Partin was formed to review and identify budget and financial concerns and strategies.

Charlotte Beason reported on the information the Board requested regarding independent board structure.

EXECUTIVE DIRECTOR'S REPORT

- Sue Derouen, Operations Manager, has announced her retirement effective December 1, 2011; Don Snow, Administrative Support Branch Manager & Information Systems Manager, has announced his retirement effective January 1, 2012.
- The Consumer Protection Branch has been reorganized. Paula Schenk is the Manager of Consumer Protection. Ann Tino is the Supervisor of Investigation and Discipline and Tricia Smith is the Supervisor of Compliance.
- Ann Tino and Michael Bloyd gave a presentation at the Council on Licensure, Enforcement and Regulation (CLEAR) conference in Pittsburgh.
- LAY MIDWIFERY
 - The Board has received several complaints about lay midwives operating in the Louisville area. KBN staff members met with Dr. William Hacker, Commissioner of the Department for Public Health, and other members of that department. During the KBN/DPH meeting it was agreed that a joint letter from the Department and KBN will be sent to any identified lay midwife directing them to cease and desist practice. If information is received that the letter is ineffective, the Department will seek legal action, with the assistance of KBN.
- DONATION FROM THE KENTUCKY PEER ASSISTANCE PROGRAM FOR NURSES
 - KBN's Kentucky Alternative Recovery Effort (KARE) received a donation for supporting efforts to educate the professional community and the public about substance use, abuse, and recovery in the nursing profession.

- **CREDENTIALS UPDATES**
 - KBN provided Health Resources and Services Administration's (HRSA) National Center for Health Workforce Analysis data for its first National Sample Survey of Nurse Practitioners. Biographic, population foci, and national certification data was requested.
 - This summer the Kentucky State Police (KSP) began accepting fingerprint cards and the fee directly from applicants for licensure. It takes approximately 4 -6 weeks for final background report to be received at KBN.
 - Effective June 8, this year, KRS 12.355 requires KBN to renew the license(s) of military nurses stationed state-side without payment of the renewal fee and without the required CE earning. This is in addition to the 2005 law, KRS 36.450 requiring KBN to renew the license of military nurses deployed overseas without payment and without the CE requirement.
- **NURSYS**
 - In September 2011, KBN became the first board of nursing in the country to complete attaching past disciplinary board orders to the national nurse credential verification system - Nursys. When a nurse's license is verified on www.nursys.com, individuals will not only be alerted of any history of discipline on the license, they will also see a description of the discipline. In addition, disciplinary orders (which by KY statute are public documents) may be read and/or downloaded. KBN strongly encourages employers to use the Nursys database to validate nurse licensure using the license number and never by licensee name alone. The Nursys database will also display KARE participation for those nurses who became participants in that program after July 15, 2010.
- **LEGISLATIVE UPDATE**
 - Approved the statutory language and title of Certified Registered Nurse Anesthetist for introduction during the 2012 Regular Session of the General Assembly.

EDUCATION COMMITTEE

PROGRAMS OF NURSING **SITE VISIT REPORTS**

Spalding University, Baccalaureate Program, Louisville

- Accepted the focused visit report to the Baccalaureate Nursing Program of Spalding University, Louisville.
- Approved that the Baccalaureate Nursing Program of Spalding University, Louisville will remain on Full approval pending the 2011 NCLEX results for the campus; should the pass rate remain below the 85 percent point, the program will be moved to Conditional status.

Christe Coe recused herself from discussion and voting.

Maysville Community & Technical College, Associate & Practical Nursing Programs, Maysville, Cynthiana, Morehead, & Mt. Sterling

- Accepted the motion to table the original motion. The motion was made due to the large volume of information provided. The Education Consultant will separate the report by campus and review it at the November 2011 Education Committee Meeting.

National College, Associate Degree Program, Pikeville

- Accepted the July 18-19, 2011 Survey Visit Report of the Associate Degree Nursing Program, National College, Pikeville.
- Approved the requirements to be met as stated in the July 18-19, 2011 report of the Associate Degree Nursing Program, National College, Pikeville.
- Directed the program to submit a response within four weeks of the October 13-14, 2011. Board meeting, to include a timeline for the correction of each “requirement to be met” identified in this report. (Submission Date: November 14, 2011)
- Directed the program to submit evidence that all requirements are met within six months with a final report as to the final resolution of each identified requirement submitted no later than April 14, 2012.
- Directed the Program Administrator and the College President shall appear before the Board to provide justification should the program’s April 14, 2012 response to this site visit not provide satisfactory response to all requirements,.
- Approved the status of the Associate Degree Nursing Program, National College, Pikeville be moved from Initial to Conditional pending receipt of requested actions. The approval status of the program is subject to change should the program not adhere to established reporting deadlines or there is evidence that the program has not adhered to Kentucky regulations to the satisfaction of the Board.

Spencerian College, Associate Degree Program, Louisville

- Accepted the focused visit report on the Associate Degree program of Spencerian College, Louisville.
- Approved the Associate Degree Program of Spencerian College, Louisville shall remain on Probational status.

St. Catharine College, Associate Degree Program, St. Catharine

- Accepted the focused visit report to the Associate Degree Nursing program of St. Catharine College, St. Catharine.
- Approved that the Associate Degree Nursing program of St. Catharine College, St. Catharine remain on Full approval pending the 2011 NCLEX results for the campus; should the pass rate remain below the 85 percent point, the program will be moved to Conditional status.

Lincoln College of Technology, Practical Nursing Program, Florence

- Accepted the site visit conducted prior to the admission of the first class of the Practical Nursing of Lincoln College of Technology, Florence on June 14, 2011.
- Accepted that no additional materials are needed from the program prior to the first students starting classes.

Lincoln College of Technology, Practical Nursing Program, Florence (cont.)

- Directed the program to submit a progress report at the mid-point of the first class documenting the implementation of the program as compared to the proposal and any revisions.
- Directed the program to notify the Education Consultant at the beginning of the last term for the first graduating class so that a site visit date can be established.
- Approved the status of the Practical Nursing program of Lincoln College of Technology, Florence be changed from Developmental to Initial. The approval status of the program is subject to change should the program not adhere to established reporting deadlines or there is evidence that the program has not adhered to Kentucky regulations to the satisfaction of the Board.

RESPONSE TO REPORTS

Big Sandy Community & Technical College, Associate Degree and Practical Nursing Programs, Prestonsburg, and Paintsville

- Accepted the initial report from the Associate Degree and Practical Nursing programs of Big Sandy Community & Technical College, Paintsville/Prestonsburg.
- Directed that the final report providing evidence of the resolution of each recommendation be submitted to the Board no later than December 19, 2011.

Daymar College, Associate Degree Program, Owensboro

- Accepted the initial report from the Associate Degree Program at Daymar College, Owensboro.
- Accepted that the report meets all of the requirements as requested by the Board, no additional reporting is required until the time of the first graduating class with the exception of any reports required for all programs to submit.
- Directed the program to notify the Education Consultant at the beginning of the last term for the first graduating class so that a site visit date can be established.
- Approved the status of Daymar College, Associate Degree Registered Nurse Program, Owensboro be changed from Developmental to Initial. The approval status of the program is subject to change should the program not adhere to established reporting deadlines or there is evidence that the program has not adhered to Kentucky regulations to the satisfaction of the Board.

Hazard Community & Technical College, Practical Nursing Program, Hazard

- Accepted the initial report from the Practical Nursing Program of Hazard Community & Technical College, Hazard.
- Accepted the February 14-16, 2011 report from Hazard Community & Technical College Practical Nursing program as evidence of the completion of all requirements as noted in the site visit report of May 15, 2011.
- Accepted the May 15, 2011 report submitted from the Practical Nursing Program of Hazard Community & Technical College, Hazard provides evidence of the satisfactory completion of all requirements as noted in the site visit report of February 14-16, 2011. That as the Practical

Hazard Community & Technical College, Practical Nursing Program, Hazard (cont.)

Nursing Program of Hazard Community & Technical College, Hazard has supplied all requested information and the requirements have been met, at this time no further follow-up is required.

- Approved the status of the Practical Nursing Program of Hazard Community & Technical College, Hazard shall remain Full.

NEW PROGRAM APPLICATIONS/PROPOSALS

Union College, Baccalaureate Degree program, Barbourville

- Accept the Letter of Intent from Union College, Barbourville to establish a prelicensure Baccalaureate Degree nursing program for an admission class no earlier than August 2012.
- Approved the request for the development of a prelicensure Baccalaureate Degree nursing program at Union College, Barbourville be approved, allowing the program to move to the proposal phase.

Bellarmino University, DNP program, Louisville

- Accepted the application for approval of the DNP program by Bellarmine University, Louisville.
- Approved the DNP program at Bellarmine University, Louisville be granted Initial approval status as they already have approval from the Kentucky Council on Post-Secondary Education and initial acceptance from CCNE.
- Directed that it is the responsibility of the chief nursing academic officer to notify the Board of the graduation of the first class.
- Directed that all formal communication between the DNP program and the national nursing accrediting body is to be forwarded to the Board within thirty (30) days of receipt. This includes copies of annual and interim reports submitted to the national accrediting body.
- Directed the chief nursing academic officer to notify the Board (Education Consultant) within five (5) business days of any change in accreditation status.
- Directed the chief nursing academic officer to notify the Board of pending visits by the national nursing accrediting body.
- Directed that a representative of the Board shall arrange a joint site visit with the national nursing accrediting body representative to evaluate on-site materials included in the program proposal.
- Directed the program of nursing that prior to the site visit, at the time of submission to accreditors, to submit self-study and all supporting documents to KBN. These requested materials shall serve as the basis of the program's compliance with standards established by the state and the national nursing accrediting body.
- Approved that failure to submit Board required reports within the designated time period may result in the rescinding of Developmental or Initial approval status.

Frontier School of Midwifery and Family Nursing, DNP program, Hyden

- Approved that in accordance with 201 KAR 20:061, Doctor of Nursing Practice (DNP), the letter dated March 17, 2010 from the National League for Nursing Accrediting Commission (NLNAC) granting initial accreditation for the Frontier School of Midwifery and Family Practice Doctorate in Nursing Practice degree has met all the Kentucky regulatory requirements; therefore the program should be granted final approval by the Board of Nursing.
- Directed the chief nursing academic officer to notify the Education Consultant within five (5) business days of any change in state or national approval/accreditation status.
- Directed the chief nursing academic officer to notify the Board of pending visits by the national nursing accrediting body so that a representative of the Board can be included as a joint site visit; the Education Consultant shall be sent the same materials that are sent to the accrediting body; these requested materials shall serve as the basis of the program's compliance with standards established by the state and the national nursing accrediting body.
- Directed that failure by the program to submit Board required reports within the established time period may result in the rescinding of approval status.

OTHER PROGRAM BUSINESS

Lindsey Wilson College, Baccalaureate Degree program, Columbia. Progress Report

- Accepted the progress report from the Baccalaureate Nursing Program at Lindsey Wilson College, Columbia.
- Approved the status of Lindsey Wilson Baccalaureate Nursing Program remains Initial pending graduation of the first class and the site visit scheduled for November 14, 2011.

REGULATIONS

- Approved the recommended amendment to 201 KAR 20:260, Organization and administrative standards for prelicensure programs of nursing as amended.
- Approved the recommended amendment to 201 KAR 20:340, Students in prelicensure registered nurse and practical nurse programs as amended.

PRACTICE COMMITTEE

- Approved the letter to Teresa L. Davis, RN, be approved with amended wording.

Sally Baxter requested that the information contained in the letter to Teresa L. Davis, RN, be submitted to the Practice Committee for a new advisory opinion.

CONSUMER PROTECTION COMMITTEE

- Approved the Revisions to 201 KAR 20:085. Licensure Periods and Miscellaneous Requirements.
- Approved the Revisions to 201 KAR 20:410. Expungement of Records.
- Approved the proposed revisions to the Guidelines for Reinstatement.

ADVANCED PRACTICE REGISTERED NURSE COUNCIL

- No report.

DIALYSIS TECHNICIAN ADVISORY COUNCIL

- The following recommendations will be presented to the Practice Committee:
 - It is within the scope of practice for the Dialysis Technician to access a HeRO Device.
 - Access of central venous catheters be considered within the scope of practice for a Dialysis Technician.

KBN CONNECTION EDITORIAL PANEL

- No report

CREDENTIALS REVIEW PANEL

- No recommendations.

GOVERNANCE PANEL

- No recommendations.

CONTROLLED SUBSTANCES FORMULARY DEVELOPMENT COMMITTEE

- No report

2012 LEGISLATIVE UPDATE

Elizabeth Partin, APRN Board Member, reported that upcoming 2012 nursing legislature issues include: a bill pre-filed that pain clinics may only be managed by physician(s); elimination of CAPA-NS; and legislation being submitted is to have an APRN with a DEA number be required to have a KASPER account. She further explained that support from the nurses throughout the state would assist in passing the bill.

DISCIPLINARY ACTION

Approved twenty-one (21) Proposed Decisions, as written, and received reports on the approval of fifty-three (53) Agreed Orders, sixty (60) Consent Decrees, and three (3) Removal of Licenses from Probation.

dnt: 10/2011