

**KENTUCKY BOARD OF NURSING
SUMMARY OF MAJOR ACTIONS
Board Meeting
June 11 and 12, 2009**

EXECUTIVE DIRECTOR'S REPORT

Accepted the proposed amendments to 201 KAR 20:370 and 201 KAR 20:411.

EDUCATION COMMITTEE

ATA Career Education, Louisville, Associate Degree Program

Directed to withhold action on the Letter of Intent until such time that the program submits information as identified in the Requirements to be Met.

Approved the following Requirements to be Met:

- Documentation from cooperating healthcare agencies in the community that they will provide support for the creation of the program of nursing; this documentation shall include evidence of the agencies' intention to contribute to the achievement of the clinical objectives of the program: Provide a grid that details availability of clinical experiences across the lifespan to include impact on other nursing programs.
- The program administrator for a registered nurse program shall have a minimum of two (2) years of full-time experience at or above the academic level of the program of nursing: Clarify Ms. Alt's prior teaching experience as related to associate degree nursing.
- Data that documents the need for the level of nurses in the areas to be served by the proposed program: Conduct a more thorough feasibility study specific to the need for RNs in the Louisville metro area.

Draughtons College, Bowling Green, Associate Degree Program

Directed to withhold action on the Letter of Intent until such time that the program submits information as identified in the Requirements to be Met.

Approved the following Requirements to be Met:

- Documentation from cooperating healthcare agencies in the community that they will provide support for the creation of the program of nursing; this documentation shall include evidence of the agencies' intention to contribute to the achievement of the clinical objectives of the program: Provide a grid that details availability of clinical experiences across the lifespan to include impact on other nursing programs.
- Data that documents the need for the level of nurses in the areas to be served by the proposed program: Conduct a more thorough feasibility study specific to the need for RNs in the Bowling Green metro area.

CURRICULUM CHANGES

Owensboro Community & Technical College, Owensboro, Practical Nursing Program Jefferson Community & Technical College, Louisville, Associate Degree Program

Sonia Rudolph recused herself from the discussion/vote.

Approved the addition of an on-line, modular curriculum for both the Practical Nursing and Associate Degree programs of Kentucky Community & Technical College System schools.

Directed the Program Administrator of Owensboro Community and Technical College (PN Curriculum) and Jefferson Community and Technical College (RN Curriculum) arrange with the Education Consultant for a site visit at least one month prior to the start of classes for the first cohort of students.

Directed that at the time of the preadmission site visit, programs shall have available for the Education Consultant the following: a) documentation of the implementation of the program; b) list of students admitted to the first class, their adherence to admission criteria and the "home" campus for each; c) copies of the faculty and student handbooks specific to this format; d) list of faculty and clinical instructors for the first academic year as assigned by course; e) summary of clinical agencies to be utilized for the first academic year by course; f) copies of signed clinical agreements (if applicable); g) provide details on the evaluation plan for the program as compared to the traditional programs; and h) off-site access to the platform with instructor level review (no ability to modify).

Approved the motion to amend 3.e. to read "provide support for the clinical component of the on-line modularized PN and RN curriculum in a grid that details the availability of clinical experiences and documentation indicating the impact on other nursing programs."

Directed that the programs (Owensboro and Jefferson) submit a progress report at the conclusion of the first semester documenting the implementation of the program as compared to the proposal.

Directed that prior to Spring 2010 semester, the program shall provide the following:

- a. Details of the admission selection process for students admitted to the track
- b. Details of faculty assignments for the track and the staff development undertaken to prepare faculty for teaching on-line
- c. Details of the systematic assessment plan as to how the success of this track will be determined separate from the traditional classes
- d. Detail how the implementation of the curriculum will be communicated to the other program sites.
- e. Identify how clinical experiences will be conducted for all students, especially remote learners, to include specific clinical affiliations that will need to be added to accommodate the students; and hiring of clinical instructors.
- f. Identify which campuses within the KCTCS system that will be accepting students for this on-line modular approach.

Directed that the program shall submit prior to the site visit answers to the KBN questions related to distant learning.

Directed that when the first course is "live", provide the Board of Nursing Education Consultant with access to the course with instructor capacity.

Gateway Community & Technical College, Edgewood, Associate Degree Program
Gail Wise, RN Board Member, recused herself from the discussion/vote.

Accepted the site visit report of February 5-6, 2009 and the "Letter to Show Cause" issued for the third consecutive year of less than an 85% NCLEX pass rate.

Directed that as specified in the Letter to Show Cause issued to the program on May 6, 2009 from the Board of Nursing, the Associate Degree program of Gateway Community & Technical College, Edgewood shall submit a report on activities designed to increase pass rates for first time NCLEX candidate (NCLEX report). This report shall be sent to the KBN Education Consultant no later than August 15, 2009.

Directed that the NCLEX report shall summarize prior activity reports submitted to the Board during the academic years of 2006-2007 and 2007-2008 in response to less than 85% pass rate for first time candidates. This report shall include:

- A listing by academic year of each activity initiated by the program or college, include the implementation date for each and the admission/graduating class that each activity would impact.
- Analysis of the data collected to document student outcomes as a result of each activity.
- Revision(s) or enhancement(s) planned for the upcoming academic year with a timeline for each.

Directed that the program submit a written follow-up to the August 15, 2009 NCLEX report providing additional evidence related to interventions no later than December 15, 2009.

Directed that the Board shall conduct a follow-up visit to the program in January 2010 to review evidence of the implementation actions and their outcomes.

Directed that the program administrator and the head of the governing institution or designee shall return to the February 2010 Board meeting (exact date and time will be announced when determined) to review actions and status of program. At this meeting, the Board will make a decision to allow the program additional time for improvement or that a hearing be conducted to determine possible removal of Board approval.

Directed that the approval status of the Associate Degree Program of Gateway Community & Technical College, Edgewood remain Conditional pending the 2009 NCLEX results and the program plan of correction.

Hazard Community & Technical College-Lees Campus, Jackson, Associate Degree Nursing Program

Accepted the focused visit report of March 3-4, 2009 and a "Letter to Show Cause" issued by the Board of Nursing for the third consecutive year of less than an 85% NCLEX pass rate.

Directed that as specified in the "Letter to Show Cause" issued to the program on May 6, 2009 from the Board of Nursing, the Associate Degree program of Hazard Community & Technical College-Lees Campus, Jackson shall submit a report on activities designed to increase first time

Hazard Community & Technical College-Lees Campus, Jackson, Associate Degree Nursing Program (cont.)

candidate NCLEX pass rates (NCLEX report). This report shall be sent to the KBN Education Consultant no later than August 15, 2009.

Directed that the NCLEX report shall summarize prior activity reports submitted to the Board during the academic years of 2006-2007 and 2007-2008 in response to less than 85% pass rate for first time candidates. This report shall include:

- A listing by academic year of each activity initiated by the program or college, include the implementation date for each and the admission/graduating class that each activity would impact.
- Analysis of the data collected to document student outcomes as a result of each activity.
- Revision(s) or enhancement(s) planned for the upcoming academic year with a timeline for each.

Directed that the program submit a written follow-up to the August 15, 2009 NCLEX report providing additional evidence related to interventions no later than December 15, 2009.

Directed that the Board shall conduct a follow-up visit to the program in January 2010 to review evidence of the implementation of actions and their outcomes.

Directed that the program administrator and the head of the governing institution or designee shall return to the February 2010 Board meeting (exact date and time will be announced when determined) to review actions and status of program.

Approved that the status of the Associate Degree Program of Hazard Community & Technical College - Lee Campus remain Conditional pending the 2009 NCLEX results and the program plan of correction.

Northern Kentucky University, Highland Heights, Baccalaureate Degree Program

Accepted the focused visit report of March 30-31, 2009 and a "Letter to Show Cause" issued for the third consecutive year of less than an 85% NCLEX pass rate.

Approved the "Requirements to be Met" as stated in the March 30-31, 2009 report of the Baccalaureate Degree Program of Northern Kentucky University, Highland Heights.

Directed that as specified in the "Letter to Show Cause" issued to the program on May 6, 2009, the Baccalaureate Degree Nursing Program of Northern Kentucky University, Highland Heights shall submit a report on activities developed and implemented in response to the three consecutive years of less than 85% pass rate for first time NCLEX candidates (NCLEX report). This report shall be sent to the KBN Education Consultant no later than August 15, 2009.

Directed that the NCLEX report shall summarize prior activity reports submitted to the Board during the academic years of 2006-2007 and 2007-2008 in response to less than 85% pass rate for first time candidates. This report shall include:

- A listing by academic year of each activity initiated by the program or university, include the implementation date for each and the admission/graduating class that each activity would impact.

Northern Kentucky University, Highland Heights, Baccalaureate Degree Program (cont.)

- Analysis of the data collected to document student outcomes as a result of each activity.
- Revision(s) or enhancement(s) planned for the upcoming academic year with a timeline for each.

Directed that the program shall submit a written follow-up to the August 15, 2009 NCLEX report providing additional evidence related to interventions no later than December 15, 2009.

Directed that in addition to the NCLEX analysis report, the program shall submit a second report detailing compliance with Requirements to be Met within four weeks of the June 11, 2009 Board meeting, to include a timeline for the correction of each "requirement to be met" identified in this report. (Submission date: July 11). A final report as to the final resolution of each identified requirement submitted no later than December 15, 2009.

Directed that the Board shall conduct a follow-up visit to the program in January 2010 to review evidence of the implementation actions and their outcomes.

Directed that the program administrator and the head of the governing institution or designee shall return to the February 2010 Board meeting (exact date and time will be announced when determined) to review actions and status of program.

Approved that the status of the Baccalaureate Degree program of Northern Kentucky University, Highland Heights remain Conditional pending 2009 NCLEX results and the program plan of correction.

Spencerian College, Louisville, Associate Degree Nursing Program

Accepted the focused visit report of May 4-5, 2009 and a "Letter to Show Cause" issued by the Board of Nursing for the sixth consecutive year of less than an 85% NCLEX pass rate.

Approved the Requirements to be Met as stated in this May 4-5, 2009 report to the Associate Degree program of Spencerian College, Louisville.

Directed that as specified in the "Letter to Show Cause" issued to the program on May 6, 2009 from the Board of Nursing, the Associate Degree program of Spencerian College, Louisville shall submit a report outlining all activities that have been implemented over the past six years to address the NCLEX pass rate. This report shall be sent to the KBN Education Consultant no later than August 15, 2009.

Directed that the NCLEX report shall summarize prior activity reports submitted to the Board during the past five academic years in response to less than 85% pass rate for first time candidates. This report shall include:

- A listing by academic year of each activity initiated by the program or college, include the implementation date for each and the admission/graduating class that each activity would impact.
- Analysis of the data collected to document student outcomes as a result of each activity.
- Revision(s) or enhancement(s) planned for the upcoming academic year with a timeline for each.

Directed that the program submit a written follow-up to the August 15, 2009 NCLEX report providing additional evidence related to interventions plans no later than December 15, 2009.

Spencerian College, Louisville, Associate Degree Nursing Program (cont.)

Directed that in addition to the NCLEX analysis report, the program shall submit a second report detailing compliance with Requirements to be Met within four weeks of the June 11, 2009 Board meeting, to include a timeline for the correction of each "requirement to be met" identified in this report. (Submission date: July 11). A final report as to the final resolution of each identified requirement submitted no later than December 15, 2009.

Directed that the Board shall conduct a follow-up visit to the program in January 2010 to review evidence of the implementation actions and their outcomes.

Directed that the program administrator and the head of the governing institution or designee shall return to the February 2010 Board meeting (exact date and time will be announced when determined) to review actions and status of program.

Approved the status of the Associate Degree program of Spencerian College, Louisville remain Conditional pending 2009 NCLEX results and the program plan of correction.

APPEARANCE TO SHOW CAUSE

A "Letter to Show Cause", due to less than an 85% NCLEX pass rate for three or more years for first time candidates, was sent to four schools: Gateway Community & Technical College, Edgewood, Associate Degree Program; Hazard Community & Technical College-Lees Campus, Jackson, Associate Degree Nursing Program; Northern Kentucky University, Highland Heights, Baccalaureate Degree Program and Spencerian College, Louisville, Associate Degree Nursing Program. The letters included specific areas of deficiencies and specific Requirements to be Met to assist in raising the pass rates. The representatives of these schools appeared before the Kentucky Board of Nursing Board to acknowledge their work on plans to improve their pass rates. The Board scheduled the following timeline for responses from each school:

- August 15, 2009 – Submit a written report outlining all activities that have been implemented to address the NCLEX pass rate.
- December 15, 2009 – Submit a written follow-up to the August 15, 2009 NCLEX report providing additional evidence related to intervention plans.
- February 10, 2010 -- Directed the program administrator and the head of the governing institution or designee return to the Kentucky Board of Nursing Board Meeting to review actions and status of program.

PRACTICE COMMITTEE

Accepted as amended the sentence "The permitted Nurse-midwife may not practice according to an established protocol as defined in 201 KAR 20:057" be deleted from the Guidelines.

Accepted the Guidelines for Review of Scope of Practice Functions as written.

Accepted the Scope and Practice Determination Guidelines as written.

Approved the letter of response to Julie Seitz, J.D., regarding the medical screening exams under EMTALA is not within the scope of practice of a registered nurse.

Accepted the 2008-2009 Practice Committee Annual Report as written.

GOVERNANCE PANEL

Adopted the proposed agenda for the August board retreat.

CREDENTIALS REVIEW PANEL

Approved the release of NCLEX results to other state Boards of Nursing.

Approved the proposed revisions to 201 KAR 20:240, Fees for applications and for services.

ADVANCED REGISTERED NURSE PRACTICE COUNCIL

Approved the following people as members on the:

David Schwytzer, ARNP-CRNA

Jessica Estes, RN, MSN, ARNP-BC

Kristin Paul, MSN, ARNP-CNP

UNLICENSED ASSISTIVE PERSONNEL (UAP) TASKFORCE

Melissa Muse from Children's Alliance presented her six-month update as directed at the December 2008 Board Meeting.

NURSING INCENTIVE SCHOLARSHIP FUND (NISF)

It is recommended to fund 33 continuation applicants and a selected cohort of 64 new applicants with an expected graduation date before December 2011.

DISCIPLINARY ACTION

Approved three (3) Proposed Decisions, as written, and received reports on the approval of eighteen (18) Agreed Orders, thirty-eight (38) Consent Decrees, and two (2) Removal of Licenses from Probation.