

Annual Report 2006-2007



KENTUCKY BOARD OF NURSING

312 Whittington Pky, Suite 300
Louisville, KY 40222-5172
800-305-2042 or 502-429-3300
Website: kbn.ky.gov

BOARD MEMBERS

Susan H. Davis, RN, President
Louisville

Peggy Fishburn, LPN, Vice-President
Scottsville

Catherine Hogan, RN, Secretary
Louisville

Jan Ridder, RN, Financial Officer
Louisville

Mabel Ballinger, Citizen-at-Large
Covington

Sally Baxter, RN
Maysville

Patricia Birchfield, ARNP
Lexington

Christe S. Coe, RN
Louisville

Ann Fultz, LPN
Ashland

Marcia Hobbs, RN
Murray

Jimmy T. Isenberg, RN
Glasgow

Carol A. Komara, RN
Lexington

Melda Sue Logan, Citizen-at-Large
Jeff

Deborah Phillips, LPN
Louisville

Ann H. Venno, RN
Crestwood

Gail I. Wise, RN
Mays Lick

BOARD MEETINGS

August 10-11, 2006
Regular Meeting

September 14-15, 2006
Annual Retreat

October 19-20, 2006
Regular Meeting

December 14-15, 2006
Regular Meeting

February 15-16, 2007
Regular Meeting

April 19-20, 2007
Regular Meeting

June 14-15, 2007
Annual Meeting

COMMITTEE MEETINGS

Nov 16, 2006 Education, Practice & Consumer Protection Committees
Jan 11, 2007 Practice Committee
Jan 12, 2007 Education Committee
Mar 15, 2007 Practice & Consumer Protection Committees
Mar 16, 2007 Education Committee
May 10, 2007 Practice & Consumer Protection Committees
May 11, 2007 Education Committee

BOARD OFFICERS

ELECTED APRIL 2007

President: Jimmy T. Isenberg
Vice-President: Sally Baxter
Secretary: Gail I. Wise
Financial Officer: Susan H. Davis

IMMEDIATE PAST

Jimmy T. Isenberg
Elizabeth Partin
Susan H. Davis
Catherine Hogan

PAST

Jimmy T. Isenberg
Elizabeth Partin
Sally Baxter
Catherine Hogan

KENTUCKY BOARD OF NURSING

MISSION

The Kentucky Board of Nursing protects public health and welfare by development and enforcement of state laws governing the safe practice of nursing.

CORE VALUES

In order to protect the public, we are committed to:

Distinction Excellence and quality by delivering consistent, effective, and efficient services.

Integrity Honesty, fairness, and objectivity in the development and enforcement of laws and regulations.

Responsiveness Taking initiative, communicating openly, and demonstrating care and concern in all endeavors.

Collaboration Working in a cooperative spirit while maintaining respect for all individuals.

VISION

We aspire to:

Deliver Benchmark quality services in healthcare regulation.

Meet The challenges of a dynamic and ever-changing healthcare environment.

Have An organizational environment that fosters creativity, innovation, and outstanding leadership.

Have A committed and appropriately compensated Board/ staff who have exceptional knowledge and skills.

Achieve Integration of regulatory efforts affecting the health of the public.

Have State-of-the-art technology that promotes effectiveness and efficiency.



Goal 1: *Sound defensible, regulatory practices that protect the public.*

- ◆ Create opportunities for interagency policy development and collaboration.
- ◆ Continue enhancements for the disciplinary action processes.
- ◆ Continue enhancements for the alternative to disciplinary action processes.
- ◆ Increase public awareness and understanding of the role and purpose of the Board of Nursing.
- ◆ Increase the public's participation in regulatory decision making.
- ◆ Continue to plan and evaluate the nursing education requirements, practice issues, and competency determination.
- ◆ Regulate nurses and persons who provide nursing related acts.

Goal 3: *Optimal use of technology that supports agency services.*

- ◆ Plan for implementation of the agency Information Resources Plan.
- ◆ Improve utilization of communications technology.
- ◆ Explore new technologies to enhance agency functions.

Goal 2: *Efficient delivery of services that meet the needs of consumers and regulated entities.*

- ◆ Maintain an organizational structure that promotes effective utilization of agency resources.
- ◆ Enhance communications.
- ◆ Continue to implement workflow redesign for selected agency services.
- ◆ Monitor mutual recognition initiatives.
- ◆ Continue electronic enhancements to licensure and credentialing processes.

Goal 4: *An organizational culture that promotes job satisfaction and career development.*

- ◆ Increase staff involvement in agency planning and policy implementation.
- ◆ Enhance orientation and development programs for the members of the Board, committees, and councils.
- ◆ Enhance means to increase service recognition of volunteers, Board and staff members.
- ◆ Monitor and maintain appropriate compensation for employees and Board members.
- ◆ Increase understanding of job functions throughout the agency.

Board of Nursing Composition, Structures & Operations

BOARD ACTIVITIES

All meetings of the Board and its committees and councils were held in open session as required by the open meetings law. The commitment of the members of KBN and the dedication of its staff continued in unabated fashion. Appreciation for this service by KBN staff and members was expressed through the recognition programs of the agency and executive branch of state government.

Retiring Board members for FY 2006-07 included Ann Fultz, LPN; Catherine Hogan, RN; and Jan Ridder, RN. Newly appointed Board members were Christe Coe, RN, and Deborah Phillips, LPN.

COMMITTEES, COUNCILS, GROUPS, PANELS

CONSUMER PROTECTION COMMITTEE *

The Consumer Protection Committee considers those matters related to investigation and disciplinary processes and preparation of hearing panel members.

Carol Komara, RN, Chairperson
Mabel Ballinger, Citizen-at-Large
Sue Davis, RN
Peggy Fishburn, LPN
Melda Sue Logan, Citizen-at-Large

EDUCATION COMMITTEE *

The Education Committee considers those matters related to mandatory continuing education and prelicensure nursing education in the Commonwealth.

Gail Wise, RN, Chairperson
Marcia Hobbs, RN
Jimmy Isenberg, RN
Carol Komara, RN
Deborah Phillips, LPN
Anne Venno, RN

PRACTICE COMMITTEE *

The Practice Committee considers those matters related to the interpretation of the legal scope of nursing practice as defined in *Kentucky Nursing Laws* and KBN administrative regulations. Committee deliberations may include review of other relevant statutes and regulations as necessary.

Jan Ridder, RN, Chairperson
Sally Baxter, RN
Patricia Birchfield, ARNP
Catherine Hogan, RN
Susan H. Davis, RN
Christe Coe, RN
Ann Fultz, LPN

CREDENTIALS REVIEW PANEL

The Credentials Review Panel considers those matters related to licensure and registration credentials and disciplinary investigation and action not otherwise covered by applicable laws and/or guidelines set by KBN.

Marcia Hobbs, RN, Chairperson
Ann Fultz, LPN
Jan Ridder, RN
Gail I. Wise, RN

KBN CONNECTION EDITORIAL PANEL

The KBN Connection Editorial Panel considers those matters related to planning for the preparation and publication of the official KBN magazine, published 4 times in FY 06-07.

Sally Baxter, RN, Chairperson
Deborah Phillips, LPN
Melda Sue Logan, Citizen-at-Large

GOVERNANCE PANEL

The Governance Panel is responsible for reviewing Board guidelines, structure, operations, and Board member development. It submits recommendations to KBN on these and related matters.

Peggy Fishburn, LPN, Chairperson
Mabel Ballinger, Citizen-at-Large
Christe Coe, RN
Catherine Hogan, RN
Ann Venno, RN

ADVANCED REGISTERED NURSE PRACTICE COUNCIL

Related organizations nominate representatives for membership on the ARNP Council, as an advisory body to KBN. The council advises and recommends practice standards regarding the performance of acts relative to nurse anesthesia, nurse-midwifery, nurse practitioner, and clinical nurse specialist practice.

Patricia Birchfield, ARNP, Chairperson
Danny M. Clark, MD, KBML
Jill Crawford, ARNP-P, KNA
Kimberly Evans, ARNP-CNS, KNA
Elizabeth Partin, ARNP-P, KCNP/NM
David Schwytzer, CRNA-A
Patricia Thornbury, RPh, KBPh
Sheila Ward, ARNP-M, KCNP/NM
Shala Wilson, ARNP-P, KNA

DIALYSIS TECHNICIAN ADVISORY COUNCIL

The Dialysis Technician Advisory Council advises KBN regarding qualifications, standards for training, competency determination of dialysis technicians, and all other matters related to dialysis technicians.

Sally Baxter, RN, Chairperson
Wendy Pendleton, DT
Leitha Olson, RN
R. Lynne Patterson, RN
Kathy Roberts, RN
Charles Stewart, DT
Evelyn Stokes, DT

ALTERNATIVE TO DISCIPLINE FOR PRACTICE AD HOC GROUP

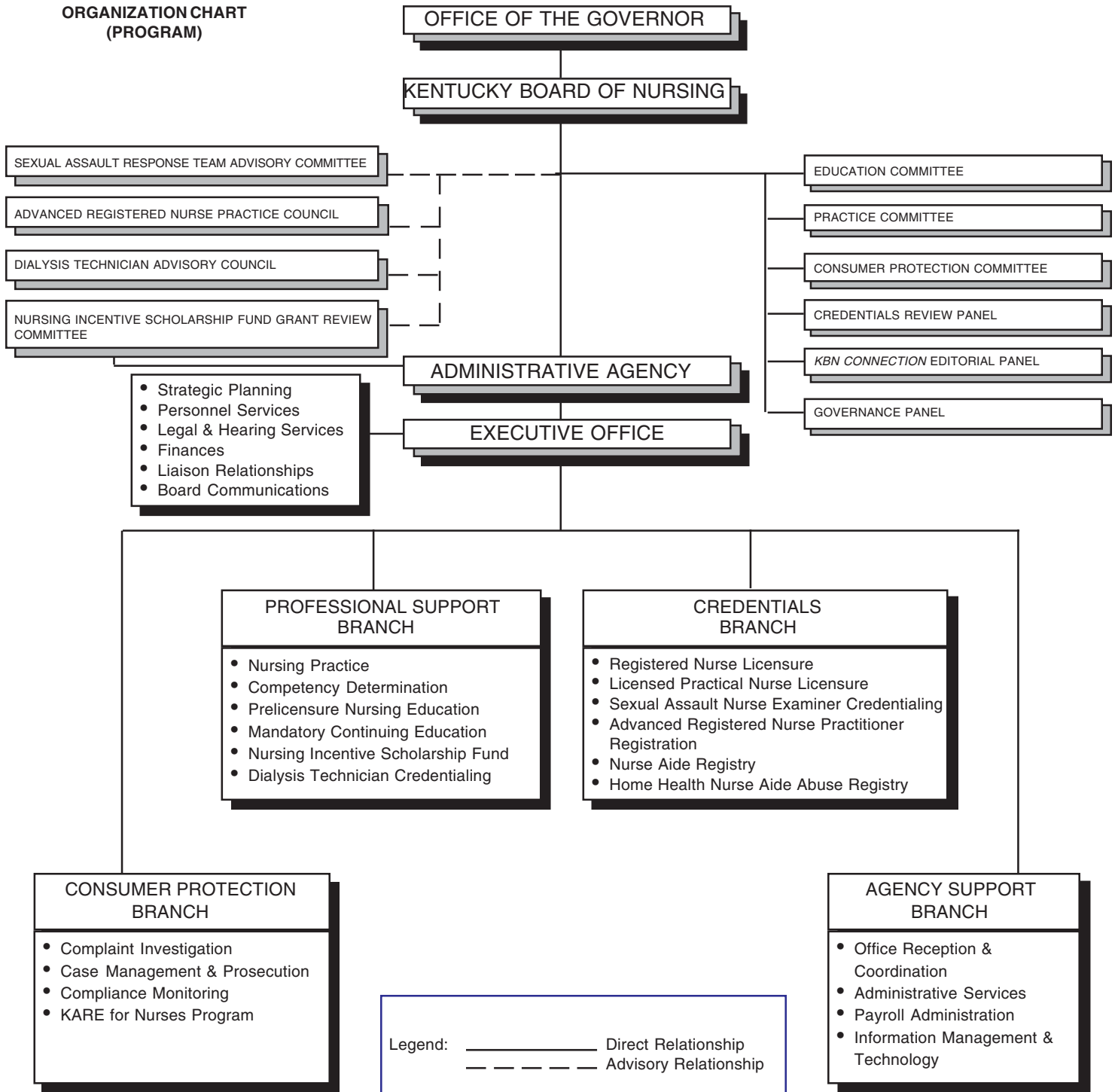
The Alternative to Discipline for Practice Ad Hoc Group was formed to explore the possibility of implementing the provision in KRS 314.171 concerning including in the KARE for Nurses Program practice deficits. The group disbanded in 2007.

Ann Venno, RN, Chairperson
Marcia Hobbs, RN
Catherine Hogan, RN
Deborah Phillips, LPN
Jan Ridder, RN

* KBN President and Executive Director are Ex-Officio Members

REGULATION OF NURSES AND NURSING EDUCATION AND PRACTICE

ORGANIZATION CHART (PROGRAM)



HIGHLIGHTS OF BOARD ACTIVITIES

- ◆ Directed KBN staff to convene an ARNP Joint Dialogue Group to begin discussion of current issues facing advanced practice and how they might best be addressed in Kentucky, and to convene an Ad Hoc Advisory Group on KBN/Healthcare Facility Collaboration to discuss issues of mutual concern regarding violations of the *Kentucky Nursing Laws*.
- ◆ Approved ARNP renewal fee of \$40 for each registration/designation held by an ARNP.
- ◆ Directed that the requests for a privilege to practice in Kentucky from nurses licensed in another compact state and participating in another compact state's alternative to discipline program or being monitored on probation be considered on a case by case basis and the monitoring fee of \$50 per year be included in 201 KAR 20:450.
- ◆ Approved implementation/revision of guidelines regarding the following topics: Consent Decrees; Disciplinary Action for Licensed Nurses, Nurse Applicants, Dialysis Technicians, and Dialysis Technician Applicants; Review of Criminal Convictions and Disciplinary Action from other Jurisdictions; Disposition of Cases by Staff per Direction of Credentials Review Panel—File Away or Letter of Concern; Evaluation of a Minor Incident; and Submission of Guest Articles in the *KBN Connection*.
- ◆ Approved development of the Board philosophy on discipline; definition of a minor incident; and a paper outlining what activities the board presently undertakes that are consistent with "Just Culture" philosophy.
- ◆ Directed the funding of 27 continuation applicants (\$66,000), 64 new applicants through the 70-point range (\$172,500), 7 new applicants through the 65-point range in LPN and BSN programs (\$16,500), and 16 new graduate student applicants in the 60-point range that will graduate by May 2007 (\$46,500) for a total of 87 new applicants. Total funding for scholarships in 2006-2007 was \$301,500.
- ◆ Directed that, beginning in 2007, NCLEX pass rates will be calculated based on the number of first time candidates that test between January 1 and December 31 with a graduation date of not greater than one year from the time of testing. Re-evaluation of calculation methodology will be completed at the end of 2007.
- ◆ Directed that Kentucky retain the standard that 50 minutes equals one contact hour, and that KBN will continue to accept CE offerings from those organizations that utilize a 60-minute contact hour.
- ◆ Directed that pursuant to 201 KAR 20:360, Section 1, Subsection 5, the ADN Program at Western Kentucky University, Bowling Green, be issued a *Letter of Warning* for a pass rate of less than 85 percent for two consecutive years.
- ◆ Directed that pursuant to 201 KAR 20:360, Section 1, Subsection 4, the following programs of nursing be issued a *Letter of Concern* for a pass rate of less than 85 percent for one year: **BSN Programs**—Morehead State University, Morehead; and Northern Kentucky University, Highland Heights; **ADN Programs**—Ashland Community and Technical College, Ashland; Gateway Community and Technical College, Edgewood; Hazard Community and Technical College, Hazard; Kentucky State University, Frankfort; Southeast Kentucky Community and Technical College, Cumberland; and West Kentucky Community and Technical College, Paducah; **PN Programs**—Ashland Community and Technical College, Ashland; Big Sandy Community and Technical College, Paintsville; Bluegrass Community and Technical College, Danville; Hazard Community and Technical College, Hazard; and Laurel Technical College, London.
- ◆ Granted developmental approval status to establish a prelicensure nursing program to the following nursing programs: **BSN Program**—Western Kentucky University – Glasgow Extension; **ADN Programs**—Bluegrass Community and Technical College – Danville and Lawrenceburg; Bowling Green Technical College, Glasgow; and Morehead State University – Mt. Sterling Extension; **PN Programs**—ATA Career Education, Louisville; and Bluegrass Community and Technical College (in conjunction with Harrodsburg Area Technology Center).
- ◆ Accepted the location for the proposed ADN Programs at Bowling Green Technical College, Glasgow, and Campbellsville University, Campbellsville.
- ◆ Directed that the approval status of the following nursing programs be changed until such time that the programs adhere to all Kentucky state regulations to the satisfaction of KBN: **Initial to Conditional Approval Status**—ADN Program, Beckfield College, Florence; and ADN Program, Gateway Community and Technical College, Edgewood; **Full to Conditional Approval Status**—ADN and PN Programs, Owensboro Community and Technical College, Owensboro; and ADN Program, Western Kentucky University, Bowling Green; **Retained on Conditional Approval Status**—ADN Program, Spencerian College, Louisville; and **Retained on Full Approval Status**—ADN and PN Programs, Southeast Kentucky Community and Technical College, Cumberland.
- ◆ Directed that the approval status of the following nursing programs be changed as a result of two years of NCLEX pass rates of 85% or better and compliance with KBN education regulations: **Conditional to Full Approval Status**—PN Program, Gateway Community and Technical College, Edgewood; and PN Program, Spencerian College, Louisville.
- ◆ Directed that the approval status of the following nursing program be changed as a result of compliance with KBN education regulations: **Initial to Full Approval Status**—ADN Program, Galen College of Nursing, Louisville.

Kentucky Administrative Regulations

Kentucky Administrative Regulations are enacted to operationalize statutory language and carry force and effect of law. Administrative regulations were revised during FY 06-07 as indicated by the effective date.

201 Kentucky Administrative Regulation 20:

Effective/Revision Date:

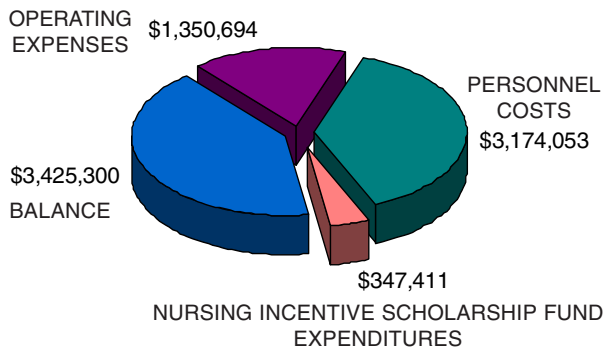
| | | |
|------|---|-------|
| .056 | Advanced Registered Nurse Practitioner Registration | 10/06 |
| .057 | Scope & Standards of Practice of ARNPs | 10/06 |
| .059 | Advanced Registered Nurse Practitioner Controlled Substances Prescriptions | 03/07 |
| .070 | Licensure by Examination | 06/06 |
| .085 | Licensure Periods | 01/05 |
| .095 | Inactive Nurse Licensure Status | 10/05 |
| .110 | Licensure by Endorsement | 11/06 |
| .161 | Investigation & Disposition of Complaints | 11/06 |
| .162 | Procedures for Disciplinary Hearings Pursuant to KRS 314.091 | 10/01 |
| .163 | Standards for Approved Evaluators | 05/07 |
| .200 | Definitions for Mandatory Continuing Education | 07/92 |
| .215 | Continuing Competency Requirements | 09/06 |
| .220 | Provider Approval | 10/05 |
| .225 | Reinstatement of Licensure | 05/07 |
| .235 | The Prevention of Transmission of HIV & HBV by Nurses | 09/93 |
| .240 | Fees for Applications & for Services | 03/07 |
| .260 | Organization & Administration Standards for Prelicensure Programs of Nursing | 11/00 |
| .270 | Programs of Nursing Surveys | 11/87 |
| .280 | Standards for Prelicensure RN & PN Programs | 03/06 |
| .290 | Standards for Prelicensure RN & PN Extension Programs | 11/87 |
| .310 | Faculty for Prelicensure RN & PN Programs | 04/03 |
| .320 | Standards for Curriculum of Prelicensure RN Programs | 08/03 |
| .340 | Students in Prelicensure RN & PN Programs | 06/85 |
| .350 | Education Facilities & Resources for Prelicensure RN & PN Programs | 06/85 |
| .360 | Evaluation of Prelicensure RN & PN Programs | 11/87 |
| .370 | Applications for Licensure & Registration | 07/06 |
| .380 | Standards for Refresher Course Approval | 11/87 |
| .390 | Nursing Incentive Scholarship Fund | 05/07 |
| .400 | Delegation of Nursing Tasks to Unlicensed Persons | 08/03 |
| .410 | Expungement of Records | 01/03 |
| .411 | Sexual Assault Nurse Examiner Program Standards & Credential Requirements | 11/06 |
| .420 | Determination of Death by a RN Employed by an Ambulance Service | 08/99 |
| .430 | Discontinuance of Resuscitation by a RN Employed by an Ambulance Service | 08/99 |
| .440 | Training of RNs Employed by an Ambulance Service in Determination of Death and Discontinuance of Resuscitation | 08/99 |
| .450 | Alternative Program | 08/03 |
| .460 | Declaratory Rulings | 06/01 |
| .470 | Dialysis Technician Credentialing Requirements and Training Program Standards | 11/06 |
| .480 | Licensure of Graduates of Foreign Nursing Schools | 10/05 |
| .490 | Licensed Practical Nurse Intravenous Therapy Scope of Practice | 09/06 |
| .500 | Nurse Licensure Compact | 11/06 |

Financial Operations

The Kentucky Board of Nursing (KBN) is a fee supported agency. No general revenue tax dollars are expended by the agency. The revenue balance for FY 06-07 was \$7,950,047 with expenditures totaling \$4,524,747. KBN received \$50,000 from the National Council of State Boards of Nursing Licensure Portability Grant to assist with expenditures to implement the Nurse Licensure Compact. Funds from the balance are carried forward each year to meet the upcoming fiscal year budget needs. Revenue for FY 06-07 included income from the annual renewal of RN and LPN licenses. KBN moved from a biennial to an annual renewal period for licensees in an effort to maintain a more consistent and even generation of revenue. The ratio of 3.5:1, RN to LPN results in a disproportional yearly revenue generation in a biennial renewal period.

Various KBN publications and informational material were offered for a nominal fee that covered duplicating costs. Some of the publications available for purchase were the KBN History, *Kentucky Nursing Laws*, and KBN administrative regulations. Many brochures were available at no charge, including Continuing Education, SANE Program, KARE for Nurses Program, Disciplinary Process and Procedures for Nursing Licensure, Assuring Safe Nursing Care in Kentucky, Criminal Convictions, and Nursing Workforce Competency Development Grants. Four editions of the agency newsletter, the *KBN Connection*, were published. The KBN website continued to offer a multitude of information and services.

FINANCIAL REPORT FY 06-07



Total Revenue Balance = \$7,950,047
Total Expenditures = \$4,524,747
Balance = \$3,425,300

FEES FOR LICENSURE AND REGISTRATION APPLICATIONS AND SERVICES

| APPLICATION FEES | RN/LPN |
|---|------------------------|
| Endorsement | \$150 |
| Examination | \$110 |
| Reinstatement | \$120 |
| Renewal * | \$50 |
| Retired Licensure Status | \$25 |
| Dialysis Technician (DT): | |
| Initial Credential | \$70 |
| Credential Renewal | \$70 |
| Filed After Deadline | \$25 (Additional) |
| Credential Reinstatement | \$70 |
| Duplicate Renewal Fee | \$25 |
| Initial Training Program Approval | \$950 |
| Continued Training Program Approval | \$800 |
| Filed After Deadline | \$150 (Additional) |
| Reinstatement Training Program Approval | \$950 |
| Advanced Registered Nurse Practitioner (ARNP): | |
| Registration | \$150 |
| Reinstatement | \$120 |
| Renewal | \$40 (Per Designation) |
| Sexual Assault Nurse Examiner (SANE): | |
| Credential | \$120 |
| Reinstatement | \$120 |
| Renewal | \$35 |
| Continuing Education: | |
| Initial Provider or Program Approval | \$400 |
| Reinstatement of Provider Approval | \$400 |
| Renewal of Provider Approval | \$200 |
| Offering Approval Via Staff Review | \$10 |
| Application to Establish a Prelicensure PON | \$2,000 |

SERVICES

| | |
|---------------------------------------|----------|
| Data Roster Download (Online): | |
| More than 20,000 Individuals | \$480 ** |
| 5,000-20,000 Individuals | \$360 ** |
| Less than 5,000 Individuals | \$120 ** |
| ** Plus 4% or 5% Processing Fee | |

Publications:

| | |
|--|-------------------|
| <i>Kentucky Nursing Laws</i> | \$2 |
| Scope of Practice Determination Guidelines | \$0.60 (per copy) |
| Summary Report of KBN Advisory Opinions on Nursing Practice Issues | \$1.20 (per copy) |
| KBN History | \$8.50 (per copy) |

Validations:

| | |
|--|---|
| Online Licensure ** | |
| Basic | No Charge |
| Enhanced | \$0.10 per license validated + \$225 annual fee |
| Premium | \$0.10 per license validated + \$375 annual fee |
| DT Credential | \$35 |
| Original Licensure to Other Nursing Boards | \$50 |
| Individual/Written List | \$50 (1st individual - \$20 each additional) |

Miscellaneous:

| | |
|---|-------------------|
| Duplicate of License Card/Credential Letter | \$35 |
| Fingerprint Card | \$19.25 ** |
| Name Change | \$35 |
| Nursing Certificate | \$30 |
| Duplicated Material | \$0.10 (Per Page) |
| Copy of an Examination Result or Transcript | \$25 |
| Paper Copy of Renewal Application | \$40 |
| Returned Check Fee | \$35 |

* \$5 of fee to NISF; \$5 of fee to KARE

** Fees are for services provided by another party; none retained by KBN

Board Administrative Programs

CONTINUING EDUCATION/COMPETENCY

As a mechanism to promote continuing competency, the *Kentucky Nursing Laws* (KRS 314.073) mandate that licensees shall be required to document continuing competency during the immediate past licensure period as prescribed in regulations promulgated by the Board. KBN is the Commonwealth agency legally authorized to approve providers of mandatory CE. During FY 06-07, according to KBN Administrative Regulation 201 KAR 20:215, validation of CE/competency must have included one of the following:

1. Proof of having earned 14 approved contact hours; **OR**
2. A national certification or recertification related to the nurse's practice role (in effect during the whole period or initially earned during the period); **OR**
3. Completion of a nursing research project as principal investigator, coinvestigator, or project director. Must have been qualitative or quantitative in nature, utilized research methodology, and included a summary of the findings; **OR**
4. Publication of a nursing related article; **OR**
5. A professional nursing education presentation that was developed by the presenter, presented to nurses or other health professionals, and evidenced by a program brochure, course syllabi, or a letter from the offering provider identifying the licensee's participation as the presenter of the offering; **OR**
6. Participation as a preceptor for at least one nursing student or new employee undergoing orientation (must have been for at least 120 hours, have had a one-to-one relationship with student or employee, may have precepted more than one student during the 120 hours, and preceptorship shall have been evidenced by written documentation from the educational institution or preceptor's supervisor); **OR**
7. Proof of having earned 7 approved contact hours, **PLUS** a nursing employment evaluation that was satisfactory for continued employment (must have been signed by supervisor with the name, address, and phone number of the employer included), and covered at least 6 months of the earning period.
8. College courses, designated by a nursing course number, and courses in physical and social sciences counted toward CE hours. One semester credit hour equaled 15 contact hours; one quarter credit hour equaled 12 contact hours.

Domestic Violence CE Requirement: There was a requirement to earn 3 contact hours of approved domestic violence CE within 3 years of initial licensure (one-time only). This requirement was included as part of the curriculum for nurses graduating from a Kentucky nursing program on or after 5/1998. This requirement applied to licensure by examination, reinstatement, and endorsement from another state.

Pharmacology and Sexual Assault CE Requirements: ARNPs were required to earn 5 contact hours of approved CE in pharmacology. Sexual Assault Nurse Examiners (SANE) credentialed nurses must have earned 5 contact hours of approved sexual assault CE (forensic medicine or domestic violence CE met this requirement). These hours counted as part of the CE requirement for the period in which they were earned.

HIV/AIDS CE Requirement: The 2 hours of mandatory HIV/AIDS CE could be earned within the appropriate earning period. The LPN earning period began 11/1/2001 and goes through 10/31/2011, while the RN period began 11/1/2002 and goes through 10/31/2012. Nurses must maintain proof of earning the required CE for up to 12 years.

Requirement for New Licensees: All licensees were exempt from the CE/competency requirement for the first renewal period of the Kentucky license issued by examination or endorsement. If an individual did not renew the original license, the exemption for the CE/competency was lost and all CE requirements must have been met before the license could be reinstated.

Academic (College Credit Courses) Used to Meet CE Requirements: Certain college credit courses could have been used to meet CE requirements. Nursing courses, designated by a nursing course number, and courses in physical and social sciences, such as Psychology, Biology, and Sociology, counted toward CE hours. Prelicensure general education courses, either electives or designated to meet degree requirements, were not acceptable, as well as CPR/BLS, in-service education, or nurse aide training). ACLS or PALS courses were acceptable if they were given by an approved provider. If a college course did not fall within these designated categories, and a nurse felt the course was applicable to his/her nursing practice, the nurse could apply for Individual Review using an application supplied by KBN. There was a fee for this service and the application must have been submitted to KBN by 11/30 of the licensure year.

Post-Renewal Audit Process: The audit process was used to verify CE/competency earning. The random audit required that those persons selected show documented evidence (certificate of attendance, transcript, grade report, employment evaluation, competency validation, national nursing certification, etc.) of approved CE/competency earning during the applicable licensure period. Of those licensees randomly selected for the ARNP audit process, 71% demonstrated compliance with the CE requirements. Of those randomly selected for the RN, LPN, and SANE audit process, 98% demonstrated compliance. Those not complying were referred for disciplinary action.

CE PROVIDERS BY CATEGORY

| | |
|--|------------|
| Professional Nursing Organizations | 9 |
| Related Nursing Organizations | 4 |
| Educational Institutions | 28 |
| Health Service Agencies | 129 |
| Health Related Organizations | 28 |
| Commercial Organizations | 10 |
| Other | 23 |
| Refresher Courses | 6 |
| Total | 237 |

Individual Review of CE Offerings 49

INVESTIGATION & DISCIPLINARY ACTION

DISCIPLINARY ACTIONS FY 06-07

| TYPE OF DISCIPLINARY ACTION | RN | PN |
|---|----|----|
| Licenses Revoked | 2 | 4 |
| Licenses Immediately Temporarily Suspended | 28 | 24 |
| Licenses Suspended | 2 | 1 |
| Licenses Suspendee Immediately for Failure to Comply with Order | 25 | 11 |
| Licenses Continued on Suspension | 12 | 5 |
| Licenses Suspended/Stayed Followed by Limitation/Probation or Probation | 3 | 0 |
| Licenses Issued/Reinstated on Limited/Probated or Probated | 21 | 8 |
| Licensed Permanently Surrendered | 1 | 0 |
| Licenses Voluntarily Surrendered | 22 | 8 |
| Admitted to NCLEX or Endorsement Probated/Limited | 1 | 0 |
| Admission to NCLEX or Endorsement Granted/Reprimand | 1 | 0 |
| Licenses Granted Reinstatement/No Hearing Required | 5 | 1 |
| Licenses Denied Reinstatement | 4 | 11 |
| Licenses Reprimanded | 22 | 11 |
| Licenses Denied | 1 | 0 |
| Cease and Desist Notices Issued | 3 | |
| Temporary Work Permits Voided | 1 | |
| ARNP Registration Voluntarily Surrendered | 1 | |
| Decision Appealed | 0 | |
| Licenses Cleared/Removed from Probation | 32 | |
| Consent Decrees/Employment | 28 | |
| Consent Decrees/Continuing Education | 77 | |
| Consent Decrees/Positive Urine Drug Screen | 11 | |
| Consent Decrees/Dialysis Technicians (DT) | 5 | |
| DT Credential Immediately Temporarily Suspended | 1 | |
| DT Credential Continued on Suspension | 0 | |
| DT Credential Denied Reinstatement | 3 | |

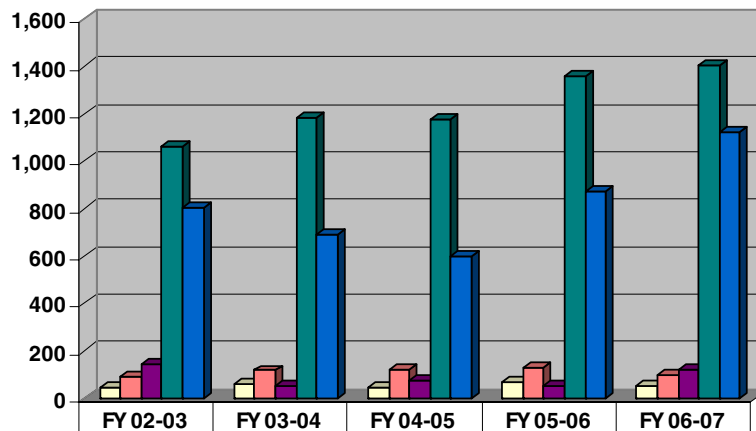
COMPLAINT ACTIVITY

| | |
|---|-------------|
| Complaints/Convictions/Information Filed Away - No Formal Action Deemed Necessary | |
| Reviewed By: | |
| Credentials Review Panel | 168 |
| Staff Member Review | 700 |
| Board Member Review | 186 |
| TOTAL NUMBER OF COMPLAINTS RECEIVED | 1402 |
| ACTIVE CASES AS OF JUNE 30, 2007 | 217 |

The *Kentucky Nursing Laws* provide that KBN may "deny, limit, revoke, probate or suspend any license to practice nursing issued by the Board or applied for . . . or to otherwise discipline a licensee or to deny admission to the licensure examination, or to require evidence of evaluation and therapy"

KBN continues its efforts to make the public aware of the investigatory and disciplinary procedures and to emphasize the legal requirement to, and importance of, reporting nurses who are suspected of engaging in unsafe or illegal practices.

SUMMARY OF DISCIPLINARY ACTIONS FY 03-07



| | FY 02-03 | FY 03-04 | FY 04-05 | FY 05-06 | FY 06-07 |
|---------------------|----------|----------|----------|----------|----------|
| Decisions | 42 | 56 | 43 | 68 | 55 |
| Agreed Orders | 93 | 116 | 120 | 127 | 100 |
| Consent Decrees | 144 | 53 | 77 | 51 | 121 |
| Complaints Received | 1,059 | 1,185 | 1,175 | 1,362 | 1,402 |
| Complaints Resolved | 805 | 691 | 597 | 872 | 1,120 |

NURSING PRACTICE

KBN interprets the legal scope of nursing practice according to the *Kentucky Nursing Laws* and KBN administrative regulations in the determination of safe and effective nursing care for the citizens of the Commonwealth. In response to inquiries requesting interpretation of the legal scope of nursing practice, KBN has published formal advisory opinion statements as guidelines for safe practice (see the list below), as well as issuing other opinions on nursing practice matters.

During FY 06-07, KBN issued nursing practice advisory opinions addressing:

- Delegation of sterile urinary catheterization, and removal of peripheral IV catheters, to unlicensed assistive personnel (UAP).
- Home health care and the scope of LPN practice.
- "Doctor's on call" answering service and the scope of LPN practice.
- Emergency use of nursing students in Avian flu pandemic.
- Certification of "false labor" by RNs.
- Preanesthesia screening evaluation by ARNP and/or RN.
- Scope of nursing practice in acute care hospital settings.
- 2006 legislation relating to acupuncture.
- Application of suprapubic and fundal pressures by RNs in obstetrical nursing practice (revised AOS #10).
- Revised AOS #8 "Role of the RN First Assistant."
- Teaching UAP medication administration curriculum and scope of LPN practice.
- Case management and scope of RN practice.
- Placement of a magnet nasal tube retaining device and scope of RN practice.
- Completion of an "Inpatient Rehabilitation Facility - Patient Assessment Instrument" (IRF-PAI) and scope of LPN practice.
- Application of deep oscillation/Hivamat@200 by nurses.

KBN Advisory Opinion Statements:

Effective/Revision Date:

| | | |
|-----|---|------|
| #03 | Roles of Nurses in Intravenous Therapy Practice | 9/06 |
| #04 | Roles of Nurses in the Administration of Medication per Intraspinal Routes | 4/07 |
| #05 | Performance of Advanced Life Support Procedures by Nurses | 2/05 |
| #08 | Role of the RN First Assistant | 4/07 |
| #09 | Performance of Wound Debridement by Nurses | 4/07 |
| #10 | Roles of Nurses in the Care of Intrapartum Patients | 4/07 |
| #11 | Roles of Nurses in the Insertion and Removal of a Nasogastric Tube and in the Reinsertion of a Gastrostomy Tube | 2/05 |
| #13 | Roles of Nurses in Psychiatric and Mental Health Nursing Practice | 4/07 |
| #14 | Roles of Nurses in the Implementation of Patient Care Orders | 2/05 |
| #15 | Roles of Nurses in the Supervision and Delegation of Nursing Acts to Unlicensed Personnel | 2/05 |
| #16 | Roles of Nurses in the Administration of Medication via Various Routes | 4/07 |
| #17 | Roles of Nurses in the Administration of "PRN" Medication and Placebos | 2/05 |
| #18 | Employment of Nursing Students as Nursing Personnel Using Either an Academic or a "Nurse Extern" Service Model | 2/05 |
| #19 | Responsibility and Accountability of Nurses for Patient Care Assignments and Nursing Care Delivery | 2/05 |
| #20 | Roles of RNs in Invasive Cardiac Procedures | 2/05 |
| #21 | Roles of Nurses and Technicians in Dialysis | 2/05 |
| #22 | Roles of Nurses who Provide "Private Duty" Nursing | 2/05 |
| #23 | Application and Removal of a Cast by Nurses and Closed Reduction of a Fracture by ARNPs | 4/07 |
| #24 | Patient Abandonment by Nurses | 2/05 |
| #25 | Peripheral Insertion of Central and Midline Intravenous Catheters by Nurses | 2/05 |
| #26 | Roles of Nurses in the Delivery of Prehospital Emergency Medical Care via Ambulance Services | 2/05 |
| #27 | Components of LPN Practice | 2/05 |
| #28 | Roles of Nurses and Unlicensed Nursing Personnel in Endoscopic Procedures | 2/05 |
| #29 | Cardiopulmonary/Respiratory Nursing Practice | 4/07 |
| #30 | School Nursing Practice | 4/07 |
| #31 | Removal of Femoral Access Devices (Sheaths) and Use of Mechanical Compression Devices by Nurses | 4/07 |
| #32 | Intravenous Administration of Medications for Sedation by Nurses | 4/07 |
| #33 | Roles of Nurses in the Delegation of Tasks to Paramedics in a Hospital Emergency Department | 2/05 |
| #34 | Roles of Nurses in Maintaining Confidentiality of Patient Information | 8/05 |

NURSING INCENTIVE SCHOLARSHIP FUND

The Nursing Incentive Scholarship Fund (NISF) provides scholarships to Kentucky residents for attending approved prelicensure nursing programs (registered nurse or practical nurse) or graduate nursing programs. Scholarship recipients must work as nurses in Kentucky for one year for each academic year funded. To be eligible for consideration, an applicant must have been admitted to a nursing program. Applications for scholarships are accepted from January 1 to June 1. The amount of each scholarship is \$3,000 per year, or \$1,500 per semester. If a recipient does not complete the nursing program within the time frame specified by the program, or if the recipient does not complete the required employment, then the recipient is required to repay any NISF monies awarded, plus accrued interest.

The Nursing Incentive Scholarship Grant Review Committee was created to accept grant proposals for workforce competency development, which is defined as organized, structured or formal activity designed to improve the ability of nurses to meet the health care needs of the citizens of Kentucky. The nursing workforce is defined as actual and/or potential licensed nursing population. The Board directed that no consideration be given to any workforce development grant proposals until there is resolution of the current Kentucky budget issues.

| KENTUCKY BOARD OF NURSING NURSING INCENTIVE SCHOLARSHIP FUND SUMMARY: FY 03-07 | | | | | |
|---|-----------------|-----------------|-----------------|-----------------|-----------------|
| APPLICATION DATA | FY 02-03 | FY 03-04 | FY 04-05 | FY 05-06 | FY 06-07 |
| Apps Processed | 679 | 520 | 795 | 715 | 728 |
| Apps Complete/Not Funded | 393 | 426 | 487 | 482 | 611 |
| Apps Incomplete/Not Funded | 64 | 59 | 44 | 45 | 48 |
| Apps Approved/Funded: | 149 | 94 | 242 | 188 | 116 |
| Initial | 76 | 32 | 221 | 124 | 88 |
| Continuation | 73 | 62 | 21 | 64 | 28 |
| Recipients Completed (972*) | 219 | 310 | 78 | 78 | 78 |

* The recipient completion information does not include all data from cosponsored recipients.

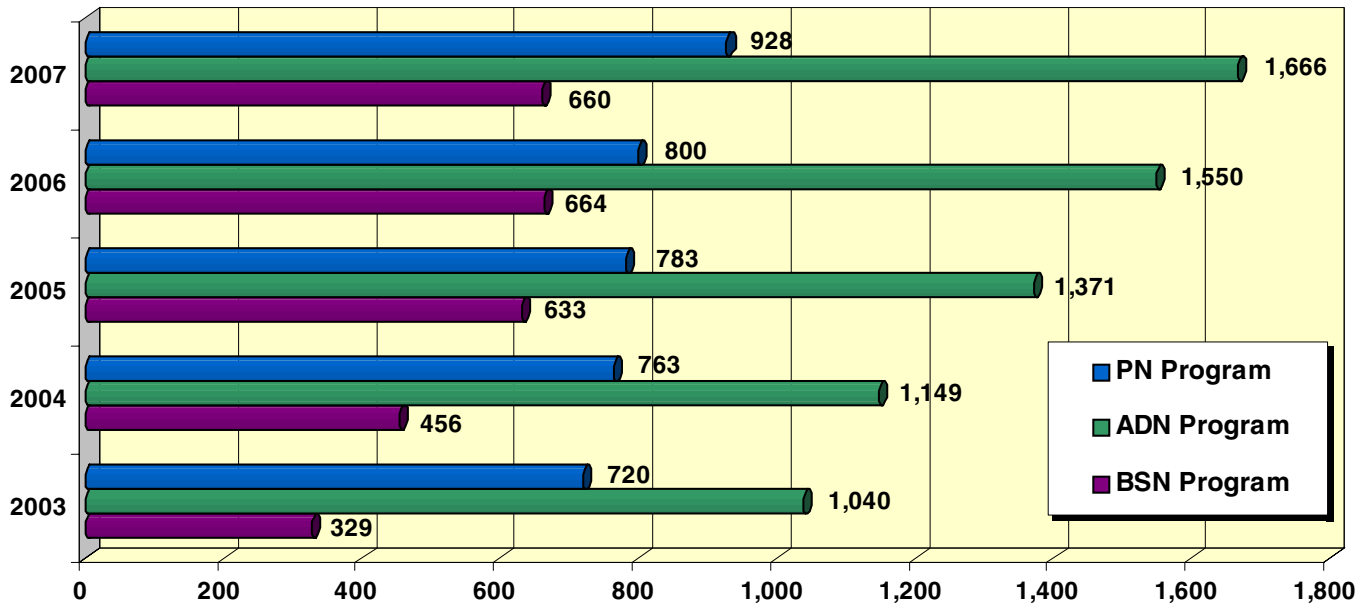
| NISF AWARD DATA | FY 02-03 | FY 03-04 | FY 04-05 | FY 05-06 | FY 06-07 |
|------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| NISF Awards Granted: | \$409,500 | \$259,500 | \$690,000 | \$546,000 | \$307,500 |
| Initial | \$205,500 | \$175,500 | \$634,500 | \$366,000 | \$238,500 |
| Continuation | \$204,000 | \$84,000 | \$55,500 | \$180,000 | \$69,000 |

Note: The amount of awards varies each fiscal year due to cancellations, deferments, and defaults.

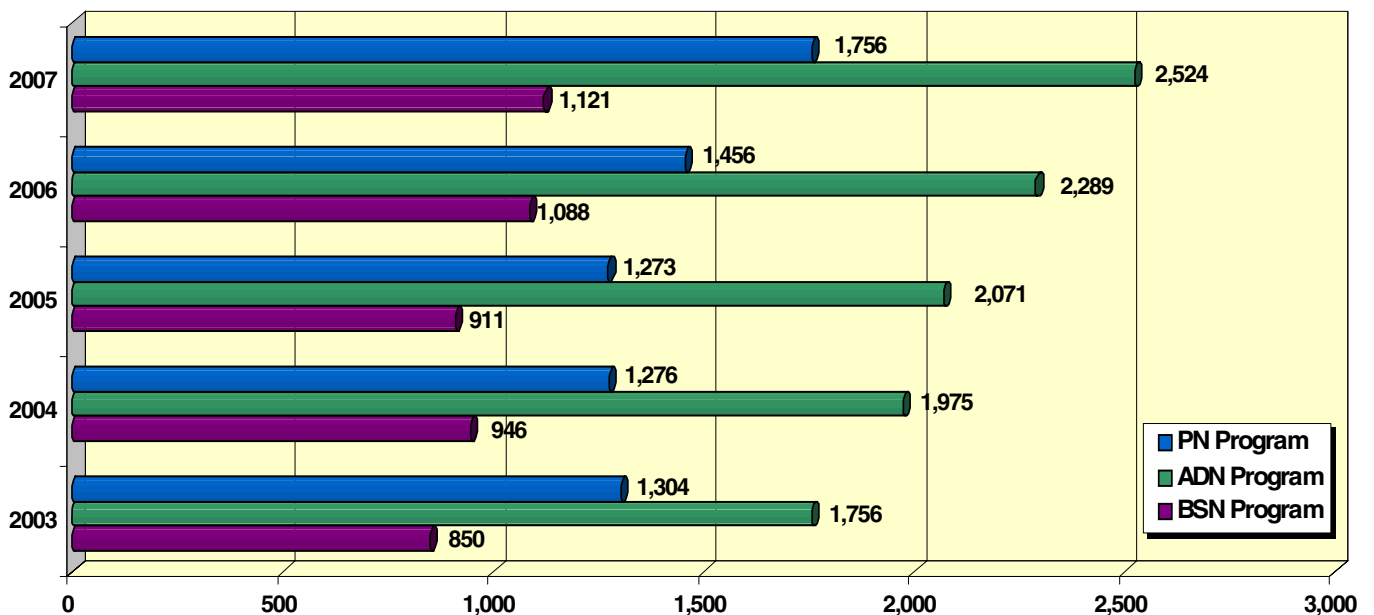
NURSING EDUCATION

The Kentucky Board of Nursing is the legally authorized body in the Commonwealth to approve programs of nursing preparing persons for eligibility for licensure as nurses. Through the provisions of the *Kentucky Nursing Laws* and applicable Kentucky administrative regulations, the Board prescribes standards for educational institutions offering programs preparing candidates for licensure as nurses. As of June 30, 2007, there were a total of 11 baccalaureate nursing (BSN) programs, 31 associate degree (ADN) programs, and 31 practical nursing (PN) programs approved by KBN. The National Pass Rate Average for FY 2006-07 was 86% while the Kentucky Pass Rate Average was 89%.

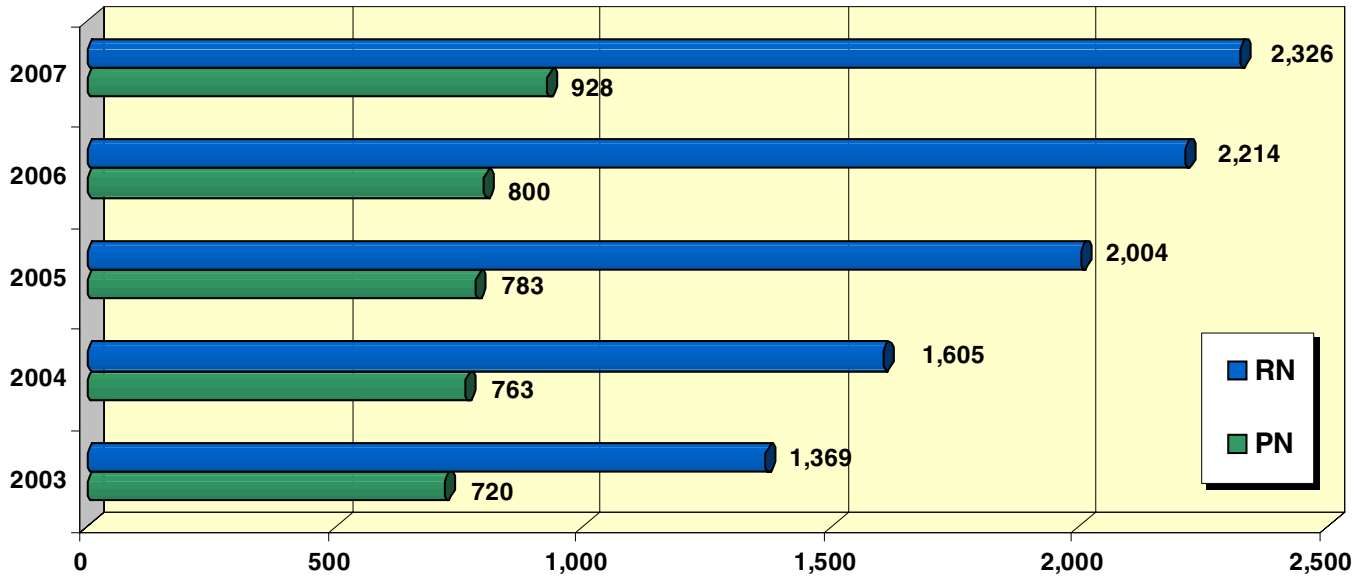
PROGRAM OF NURSING GRADUATES: FY 03-07



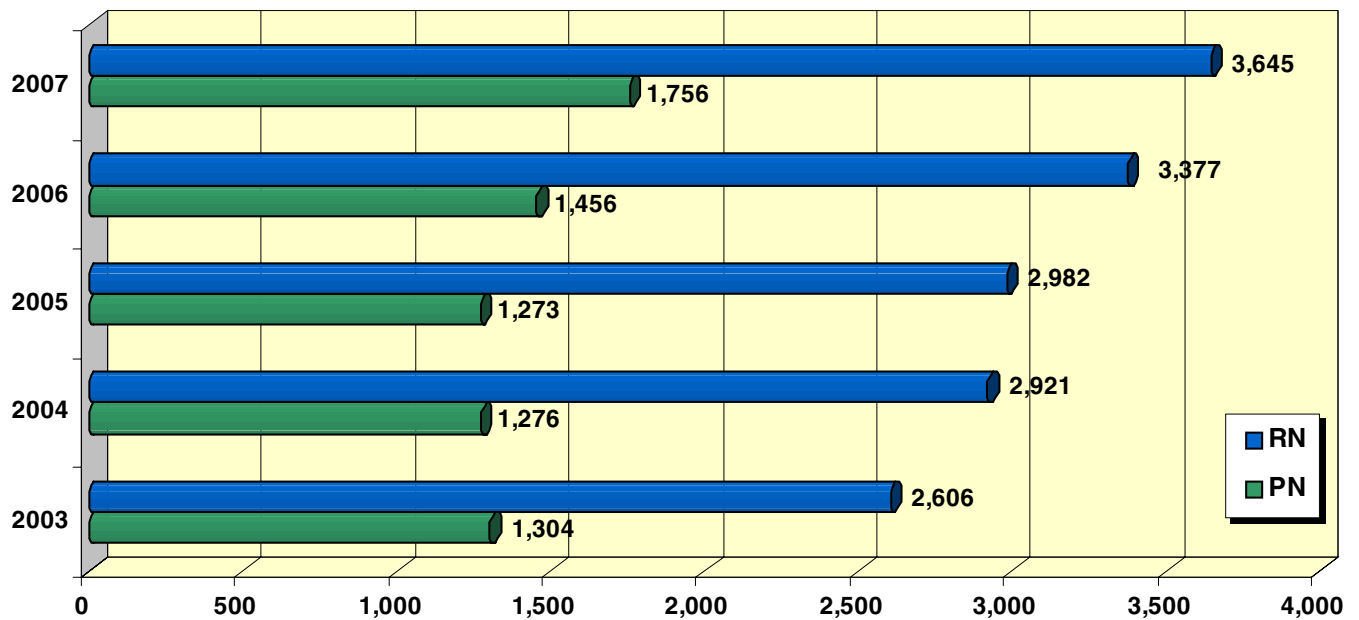
PROGRAM OF NURSING ADMISSIONS: FY 03-07



REGISTERED NURSE & PRACTICAL NURSE GRADUATES: FY 03-07



REGISTERED NURSE & PRACTICAL NURSE ADMISSIONS: FY 03-07



**KENTUCKY BOARD OF NURSING
NCLEX PASS RATE REPORT: FY 2003-2007
BACCALAUREATE DEGREE PROGRAMS OF NURSING**

| BSN Programs | Pass Rate | | | | |
|-------------------------------|-----------|------|------|------|------|
| | 2003 | 2004 | 2005 | 2006 | 2007 |
| Bellarmine University | 100% | 100% | 97% | 97% | 92% |
| Berea College | 71% | 93% | 91% | 91% | 58% |
| Eastern Kentucky University | 95% | 100% | 92% | 92% | 99% |
| Kentucky Christian University | N/A | N/A | 75% | 91% | 67% |
| Morehead State University | 87% | 64% | 95% | 64% | 86% |
| Murray State University | 81% | 100% | 88% | 87% | 89% |
| Northern Kentucky University | N/A | 75% | 90% | 82% | 83% |
| Spalding University | 74% | 97% | 91% | 95% | 76% |
| Thomas More College | 86% | 88% | 50% | 92% | 74% |
| University of Kentucky | 95% | 94% | 98% | 99% | 97% |
| University of Louisville | 88% | 92% | 89% | 86% | 89% |
| Western Kentucky University | 78% | 93% | 90% | 86% | 89% |

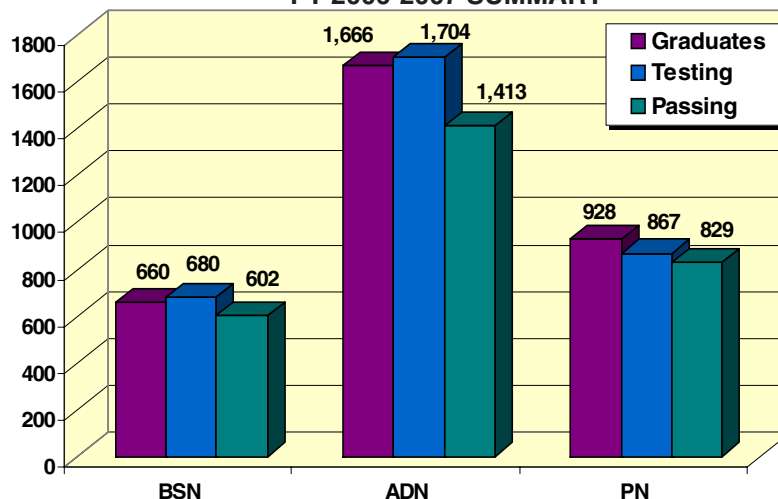
**KENTUCKY BOARD OF NURSING
NCLEX PASS RATE REPORT: FY 2003-2007
ASSOCIATE DEGREE PROGRAMS OF NURSING**

| ADN Programs | Pass Rate | | | | |
|--|-----------|------|------|------|------|
| | 2003 | 2004 | 2005 | 2006 | 2007 |
| Ashland Community & Tech College | 88% | 92% | 94% | 80% | 80% |
| Beckfield College | N/A | N/A | N/A | N/A | 69% |
| Big Sandy Community & Tech College | 87% | 94% | 90% | 100% | 70% |
| Bluegrass Community & Tech College | 95% | 91% | 97% | 94% | 91% |
| Eastern Kentucky University | 94% | 91% | 93% | 93% | 95% |
| Elizabethtown Community & Tech College | 98% | 95% | 94% | 90% | 98% |
| Galen College of Nursing | N/A | N/A | N/A | 89% | 75% |
| Gateway Community & Tech College | N/A | N/A | N/A | 68% | 56% |
| Hazard Community & Tech College - Hazard | 100% | 81% | 93% | 75% | 71% |
| Hazard Community & Tech College - Lees | 10% | 84% | 79% | 71% | 60% |
| Henderson Community College | 97% | 100% | 88% | 93% | 88% |
| Hopkinsville Community College | 93% | 98% | 93% | 94% | 90% |
| Jefferson Community & Tech College | 100% | 96% | 97% | 89% | 82% |
| Kentucky State University | 88% | 100% | 94% | 69% | 78% |
| Lincoln Memorial University - Corbin | 73% | 94% | 83% | 100% | 73% |
| Madisonville Community College | 100% | 91% | 91% | 96% | 89% |
| Maysville Community & Tech College | 91% | 93% | 92% | 90% | 91% |
| Midway College - Danville | 90% | 85% | 94% | 100% | 83% |
| Midway College - Midway | 82% | 74% | 86% | 92% | 82% |
| Morehead State University | 86% | 85% | 92% | 96% | 79% |
| Northern Kentucky University | 88% | 89% | 93% | 94% | 91% |
| Owensboro Community & Tech College | 100% | 100% | 75% | 91% | 92% |
| Pikeville College | 100% | 91% | 100% | 96% | 69% |
| Somerset Community College | 100% | 100% | 100% | 96% | 96% |
| SE KY Community & Tech College - Cumberland | N/A | N/A | N/A | 79% | 84% |
| SE KY Community & Tech College - Middlesboro | N/A | N/A | N/A | 85% | 74% |
| Spencerian College | 80% | 77% | 76% | 82% | 79% |
| St. Catherine College | 100% | 100% | 100% | 93% | 71% |
| West KY Community & Tech College | 93% | 93% | 93% | 83% | 85% |
| Western KY University - Bowling Green | 93% | 89% | 74% | 87% | 90% |
| Western KY University - Glasgow | 78% | 75% | 85% | 67% | 100% |

**KENTUCKY BOARD OF NURSING
NCLEX PASS RATE REPORT: FY 2003-2007
PROGRAMS OF PRACTICAL NURSING**

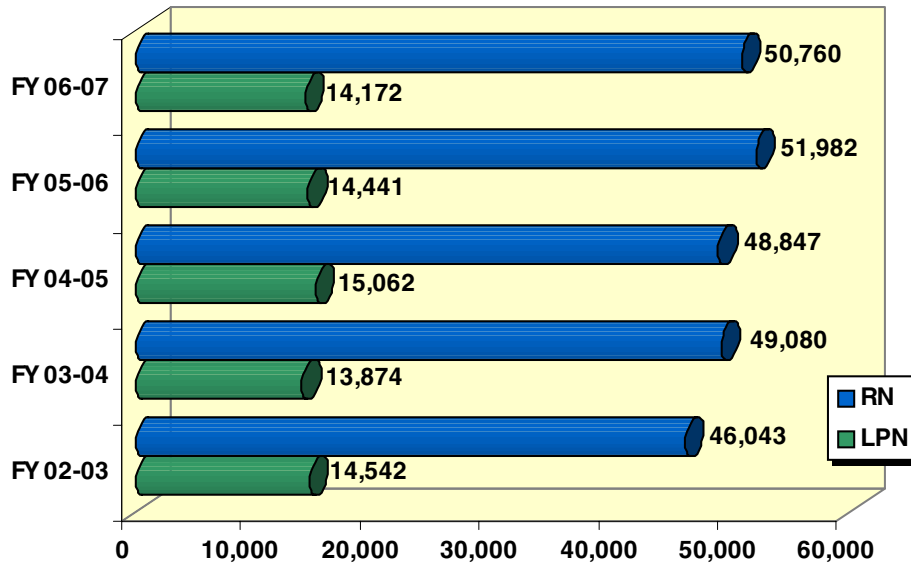
| PN Programs | Pass Rate | | | | |
|---|-----------|------|------|------|------|
| | 2003 | 2004 | 2005 | 2006 | 2007 |
| Ashland Community & Tech College | 87% | 93% | 94% | 79% | 87% |
| Big Sandy Community & Tech College - Paintsville | N/A | 83% | 94% | N/A | 96% |
| Big Sandy Community & Tech College - Pikeville | 90% | 80% | 93% | 70% | N/A |
| Big Sandy Community & Tech College - Prestonsburg | N/A | N/A | N/A | 87% | N/A |
| Bluegrass Community & Tech College - Danville | 90% | 85% | 91% | 84% | 100% |
| Bluegrass Community & Tech College - Leestown | 97% | 95% | 94% | 93% | 93% |
| Bowling Green Technical College | 95% | 84% | 90% | 100% | 100% |
| Brown Mackie College - Northern KY | N/A | N/A | N/A | N/A | 100% |
| Elizabethtown Community & Tech College | 100% | 100% | 100% | 89% | N/A |
| Galen College of Nursing | 92% | 98% | 96% | 94% | 97% |
| Gateway Community & Tech College | 81% | 81% | 88% | 90% | N/A |
| Hazard Community & Tech College - Hazard | 87% | 86% | 94% | 71% | 89% |
| Hazard Community & Tech College - Whitesburg | 92% | 93% | N/A | 92% | 100% |
| Henderson Community College | N/A | N/A | N/A | N/A | 100% |
| Hopkinsville Community College | 100% | 100% | 95% | 100% | N/A |
| Jefferson Community & Tech College - Carrollton | 80% | N/A | N/A | 100% | 75% |
| Jefferson Community & Tech College - Louisville | 92% | 100% | 100% | 93% | 100% |
| Jefferson Community & Tech College - Shelbyville | 100% | 100% | 100% | 90% | 94% |
| Madisonville Community College | 97% | 84% | 95% | 91% | 96% |
| Maysville Community & Tech College | 94% | 83% | 100% | N/A | 97% |
| Maysville Community & Tech College - Cynthiana | N/A | N/A | N/A | N/A | 93% |
| Maysville Community & Tech College - Rowan | N/A | 93% | 100% | N/A | 100% |
| Owensboro Community & Tech College | N/A | 100% | 100% | N/A | 100% |
| Somerset Community College | 98% | 100% | 95% | N/A | 100% |
| Somerset Community College - Laurel | 89% | N/A | 92% | 73% | N/A |
| SE KY Community & Tech College - Cumberland | N/A | N/A | N/A | 80% | 91% |
| SE KY Community & Tech College - Middlesboro | N/A | N/A | N/A | 90% | 88% |
| SE KY Community & Tech College - Pineville | N/A | N/A | N/A | N/A | 100% |
| Spencerian College | 72% | 82% | 96% | 100% | 98% |
| West KY Community & Tech College - Murray | 100% | 100% | 95% | 94% | 100% |
| West KY Community & Tech College - Paducah | 100% | 100% | 100% | 100% | 92% |

FY 2006-2007 SUMMARY

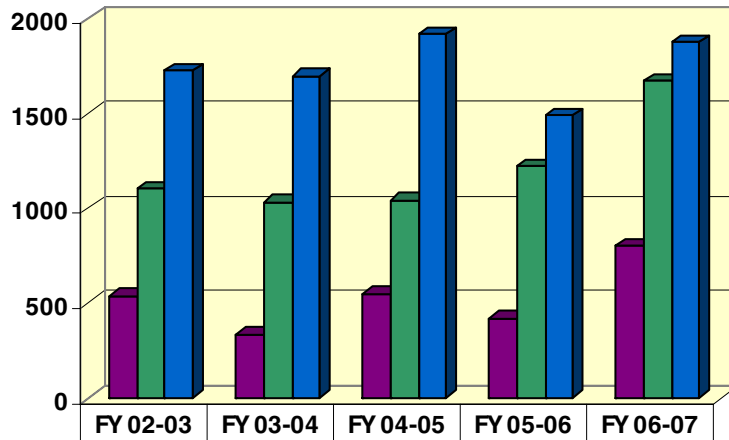


LICENSURE & REGISTRATION STATISTICS

REGISTERED NURSE & PRACTICAL NURSE LICENSEES FY 03-07 COMPARATIVE SUMMARY

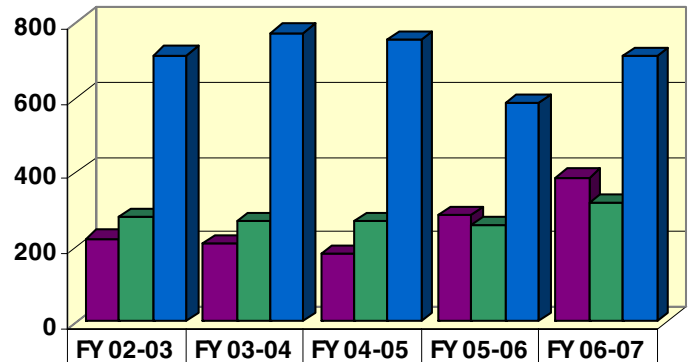


REGISTERED NURSE LICENSURE BY ENDORSEMENT, REINSTATEMENT, AND EXAMINATION



| | | | | | |
|---------------|-------|-------|-------|-------|-------|
| Reinstatement | 539 | 332 | 547 | 417 | 803 |
| Endorsement | 1,100 | 1,035 | 1,046 | 1,221 | 1,670 |
| Examination | 1,726 | 1,696 | 1,919 | 1,489 | 1,874 |

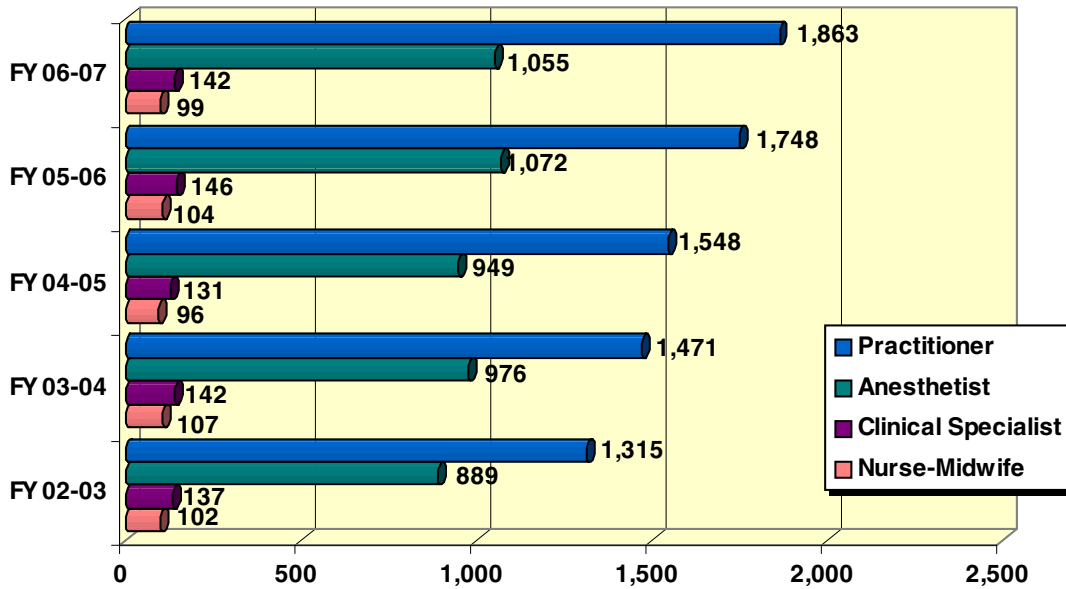
PRACTICAL NURSE LICENSURE BY ENDORSEMENT, REINSTATEMENT & EXAMINATION



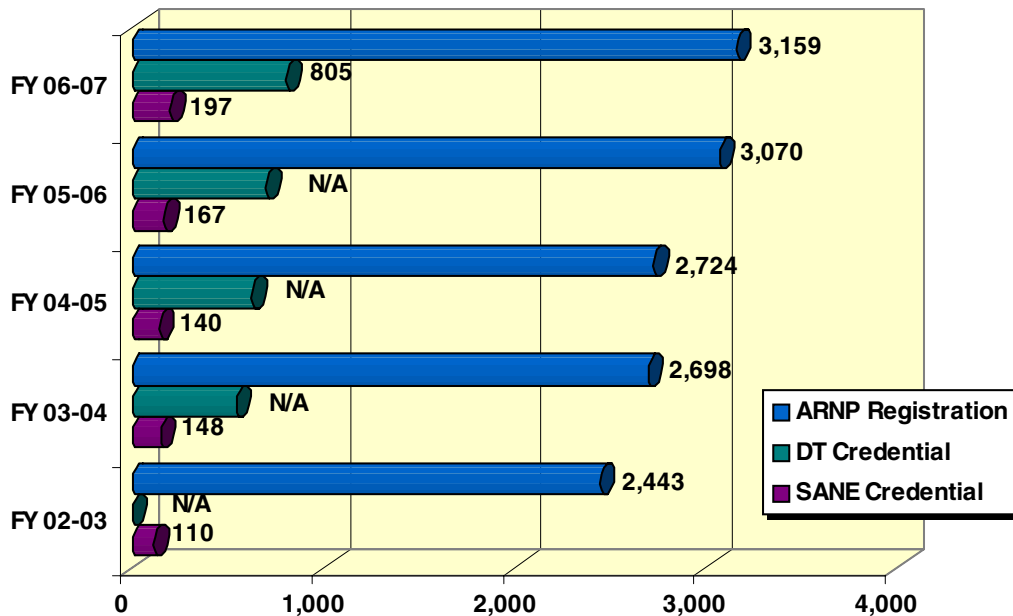
| | | | | | |
|---------------|-----|-----|-----|-----|-----|
| Reinstatement | 223 | 207 | 181 | 287 | 387 |
| Endorsement | 279 | 269 | 268 | 258 | 319 |
| Examination | 714 | 775 | 754 | 586 | 711 |

LICENSURE STATISTICS (CONTINUED)

ADVANCED REGISTERED NURSE PRACTITIONERS FY 03-07 COMPARATIVE SUMMARY BY DESIGNATION

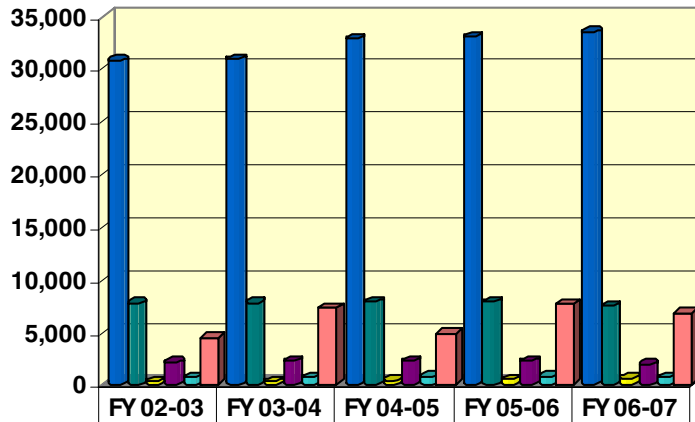


ADVANCED REGISTERED NURSE PRACTITIONER (ARNP) REGISTRATIONS DIALYSIS TECHNICIAN (DT) CREDENTIALS SEXUAL ASSAULT NURSE EXAMINER (SANE) CREDENTIALS FY 03-07 COMPARATIVE SUMMARY



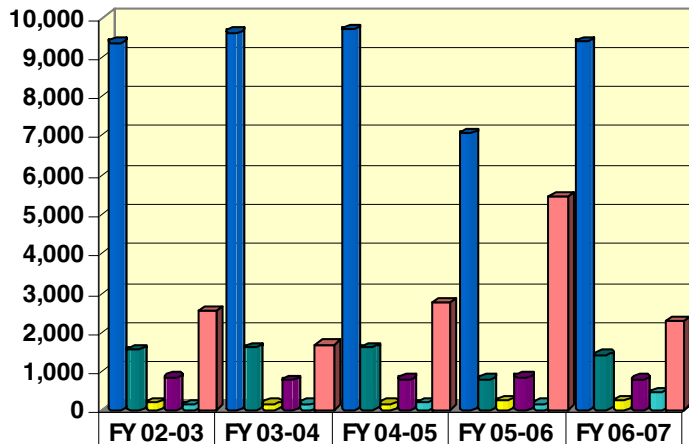
LICENSURE STATISTICS (CONTINUED)

SUMMARY OF REGISTERED NURSES BY EMPLOYMENT STATUS FY 03-07



| | FY 02-03 | FY 03-04 | FY 04-05 | FY 05-06 | FY 06-07 |
|-------------|----------|----------|----------|----------|----------|
| Full Time | 30,728 | 30,893 | 32,835 | 33,019 | 33,425 |
| Part Time | 7,717 | 7,763 | 7,815 | 7,870 | 7,424 |
| Other Field | 321 | 334 | 405 | 423 | 599 |
| Unemployed | 2,111 | 2,169 | 2,185 | 2,241 | 1,901 |
| Retired | 708 | 711 | 738 | 744 | 638 |
| Unknown | 4,458 | 7,210 | 4,869 | 7,685 | 6,773 |

SUMMARY OF PRACTICAL NURSES BY EMPLOYMENT STATUS FY 03-07



| | FY 02-03 | FY 03-04 | FY 04-05 | FY 05-06 | FY 06-07 |
|-------------|----------|----------|----------|----------|----------|
| Full Time | 9,329 | 9,591 | 9,654 | 7,022 | 9,359 |
| Part Time | 1,540 | 1,569 | 1,588 | 785 | 1,392 |
| Other Field | 184 | 150 | 151 | 239 | 218 |
| Unemployed | 828 | 752 | 786 | 838 | 774 |
| Retired | 141 | 164 | 168 | 147 | 436 |
| Unknown | 2,520 | 1,648 | 2,715 | 5,410 | 2,262 |