

Andy Beshear
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KENTUCKY BOARD OF NURSING

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Louisville, Kentucky 40222-5172
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BOARD MEETING MINUTES – Draft

December 12, 2019

MEMBERS PRESENT: Dina Byers, APRN, President
Jessica Wilson, APRN, Vice President
David Dickerson, Citizen at Large
Kristi Hilbert, RN
Teresa Huber, RN
Jimmy Isenberg, RN
Susan Lawson, LPN
Crystal Morgan, LPN
Adam Ogle, RN
Carl Vinson, LPN
Robyn Wilcher, RN
Mandi Walker, RN
Gail Wise, RN

**MEMBERS-VIDEO/AUDIO
PHONE CONFERENCE:** Audria Denker, RN
Michele Dickens, RN

MEMBERS ABSENT: Christina Perkins, Citizen at Large

STAFF PRESENT: Jessica Estes, Executive Director
Pamela Hagan, Deputy Executive Director
Nathan Goldman, General Counsel
Anna Adams, Administrative Services Supervisor
Chrissy Blazer, Nursing Investigator
Sandi Clark, Nursing Investigator
Lisa Dunsmore, Nurse Investigator
Bonnie Fenwick, Nurse Investigator
Beth Gamble, Education Consultant
Michelle Gary, Practice Assistant
Myra Goldman, APRN Education & Practice Consultant
Melissa Haddaway, Nursing Investigator
Adrienne Harmon, Executive Secretary
Jessica Hill, Education Assistant
Valerie Jones, Education Consultant
Ruby King, Credentials Branch Manager

Jason Oney, IM Resource Analyst
Morgan Ransdell, Staff Attorney
Monica Shamell, Executive Assistant Secretary
Randy Smith, Operations Manager
Ann Tino, Investigation Branch Manager
Rick Vancise, Case Manager
Laura Wagner, IM Manager
Amy Wheeler, Staff Attorney

GUESTS PRESENT:

Jason Baird, Limestone Group; Lobbyist Birthright Coalition, Frankfort, KY
Dr. Shanna Babalonis, University of Kentucky; Lexington, KY
Ginger Clarke, Associate Dean of Health Sciences/Nursing Program
Administrator, Maysville Community and Technical College, Maysville, KY
Dr. Deborah Smith-Clay, Beckfield College, Florence KY
Paul Cussie, Academic Dean, Hazard Community and Technical College
Christina Martin, ADN/PN Coordinator, Hazard Community and Technical
College
Anne Veno; Director of Patient Care, Norton Healthcare; Louisville, KY
Dr. Robin Weis, REW, Louisville, KY

VIDEO/AUDIO

PHONE CONFERENCE:

Dr. Emiley Button, RN, MSN, APRN-BC, DNP; Director of Nursing; Lindsey
Wilson College; Columbia, KY
Betty H. Olinger, EdD, MSN, RN; Interim Nursing Program Administrator;
Kentucky State University; Frankfort, KY

The roster of attendance submitted by the Executive Administrative Secretary is appended to the official copy of the minutes on file in the Board office.

CALL TO ORDER

Dina Byers, President, called the meeting of the Kentucky Board of Nursing to order at 10:03 a.m. on December 12, 2019, at the Kentucky Board of Nursing office.

SWEARING IN OF NEW BOARD MEMBERS

Nathan Goldman, General Counsel, administered the oath to the following New Board Members:

- David Dickerson, Citizen at Large, term for 2019-2023
- Susan Lawson, LPN, term for 2019-2022

DECLARATION OF QUORUM

The President declared a quorum present.

ADOPTION OF AGENDA

A flexible agenda was adopted.

RECOGNITION OF STAFF

- Jimmy Isenburg, RN Board Member, recognized Sarah Wimsatt for five years of service with KBN.
- Robyn Wilcher, RN Board Member, recognized Glenda McClain for 5 years of service with KBN.
- Nathan Goldman, General Counsel, recognized Morgan Ransdell for 25 years of service in State Government and 1/2/2020 planned retirement.

Board Development Dialogue – Dr. Shanna Babalonis, UK College of Behavioral Science, made a presentation on, “Interaction effects of marijuana and opioids on safety, physiological and abuse-related outcomes.”

APPROVAL OF MINUTES

The minutes from the October 17, 2019 Board Meeting were approved as written.

PRESIDENT’S REPORT

No Report

FINANCIAL OFFICER’S REPORT

The Financial Report was presented by Anna Adams, Administrative Services Supervisor. The Board reviewed and accepted the report as written.

EXECUTIVE DIRECTOR’S REPORT

The written report of the Executive Director was presented and included information on Administrative News; Agency Information; KASPER/KOG; Administrative Regulations proposed and past legislation. SB 132; Legal Updates; Investigation Branch Report; Sex Offender Registry (SOR) Report; Compliance Branch Report; Meetings and Activities; Kentucky Board of Nursing Licensure Report; Kentucky Board of Nursing Discipline Report.

The Board accepted the Executive Director’s report as written.

CREDENTIALS REVIEW PANEL

The reports of the Credentials Review Panel meetings held October 17, 2019 and November 7, 2019 were presented. The Board reviewed and accepted the reports as written.

EDUCATION COMMITTEE

The report of the Education Committee meeting held November 7, 2019 was presented. The Board accepted the report as written and the following actions were taken:

- **ACCEPTED THE AMERICAN NATIONAL UNIVERSITY ADN PROGRAM BIMONTHLY PROGRESS REPORT AND CLINICAL EVALUATIONS. THE BIMONTHLY REPORTS WILL NO LONGER BE REQUIRED TO COME BEFORE THE EDUCATION COMMITTEE. THE REPORTS WILL BE PROVIDED BY STAFF AS NEEDED.**
- **ACCEPTED THE MIDWAY UNIVERSITY BSN PROGRAM ENROLLMENT UPDATE.**
- **ACCEPTED THE MAYSVILLE C&TC PROPOSAL SUBMITTED OCTOBER 24, 2019, TO ESTABLISH AN ADN PROGRAM IN MT. STERLING, KY, AND BE GRANTED DEVELOPMENTAL APPROVAL STATUS.**
- **ACCEPTED THE 2018-2019 BENCHMARKS ANALYSIS SUMMARY.**
- **ACCEPTED THE INFORMATION KENTUCKY STATE UNIVERSITY BSN-DNP GERONTOLOGY TRACK – APRN PROGRAM COORDINATOR VACANCY. THE REQUIREMENTS TO BE MET, AS STATED IN THE REPORT, ARE AS FOLLOWS:**

- 1. ENSURE THAT THE KENTUCKY STATE UNIVERSITY DNP/APRN PROGRAM NOTIFICATION AND TRANSITION PLAN, BE ACCEPTED.**
 - 2. ENSURE THAT THE KENTUCKY STATE UNIVERSITY DNP/APRN PROGRAM TO SUBMIT A PROGRESS REPORT OF THE STATUS IN THE TRANSITION PLAN, SPECIFICALLY IN LOCATING A QUALIFIED PROGRAM/TRACK COORDINATOR TO ASSUME THE POSITION, THE PROGRESS IN HIRING ADDITIONAL APRN FACULTY, THE PROGRESS IN SECURING SUFFICIENT CLINICAL SITES AND/OR PRECEPTORS, AND THE ACADEMIC PROGRESS OF STUDENTS. THE REPORT IS TO BE SUBMITTED TO THE KBN BY DECEMBER 20, 2019, FOR REVIEW AT THE JANUARY 2020 EDUCATION COMMITTEE.**
 - 3. ENSURE THAT THE KENTUCKY STATE UNIVERSITY TO FORWARD CORRESPONDENCE BETWEEN THE DNP/APRN PROGRAM AND THE NATIONAL NURSING ACCREDITING BODY TO THE KBN WITHIN THIRTY (30) DAYS OF RECEIPT.**
- **APPROVED THE GALEN COLLEGE OF NURSING PN PROGRAM SITE VISIT REPORT FROM JULY 10-11, 2019. THE REQUIREMENTS TO BE MET, ARE AS FOLLOWS:**
 - 1. ENSURE THAT BY JULY 1, 2020, THE PROGRAM EVALUATION VALIDATES THAT IDENTIFIED PROGRAM OUTCOMES HAVE BEEN ACHIEVED AND PROVIDES EVIDENCE OF IMPROVEMENT BASED ON AN ANALYSIS OF THOSE RESULTS.**
 - 2. ENSURE THAT BY FEBRUARY 20, 2020, INFORMATION COMMUNICATED BY THE PROGRAM SHALL BE ACCURATE, COMPLETE, CONSISTENT, AND PUBLICALLY AVAILABLE.**
 - **THE PROGRAM OF NURSING SUBMITS A PROGRESS REPORT WITH SUPPORTIVE EVIDENCE CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET BY FEBRUARY 28, 2020.**
 - **CONDUCT A SITE VISIT IN 8 YEARS IN ACCORDANCE WITH 201 KAR 20:360 SECTION 2.**
 - **THE GALEN COLLEGE OF NURSING PRACTICAL NURSING PROGRAM, LOUISVILLE, KY, CONTINUE TO BE AN APPROVED PROGRAM OF NURSING.**
 - **ACCEPTED HAZARD COMMUNITY AND TECHNICAL COLLEGE PN PROGRAM SITE VISIT REPORT FROM OCTOBER 2-4, 2019. THE REQUIREMENTS TO BE MET, ARE AS FOLLOWS:**
 - 1. BY FEBRUARY 1, 2020, ENSURE RECRUITMENT MATERIALS PROVIDE ACCURATE AND COMPLETE INFORMATION TO PROSPECTIVE STUDENTS.**
 - 2. BY FEBRUARY 1, 2020, ENSURE THE DEVELOPMENT AND IMPLEMENTATION OF STUDENT EVALUATION METHODS AND TOOLS FOR EACH COURSE THAT MEASURE THE PROGRESSION OF THE STUDENT'S COGNITIVE, AFFECTIVE, AND PSYCHOMOTOR ACHIEVEMENT OF COURSE AND CLINICAL OUTCOMES BASED ON PUBLISHED RUBRICS AND SOUND RATIONALE.**
 - 3. BY FEBRUARY 1, 2020, ENSURE THAT NURSE FACULTY HAVE AND MAINTAIN EXPERTISE IN THE CLINICAL OR FUNCTIONAL AREA OF RESPONSIBILITY.**

4. **BY FEBRUARY 1, 2020, ENSURE THAT PRECEPTORS UTILIZED BY THE PROGRAM OF NURSING HAVE DOCUMENTATION OF ORIENTATION REGARDING PROGRAM OUTCOMES, STUDENT LEARNING OBJECTIVES, AND EVALUATION METHODS TO BE UTILIZED BY THE FACULTY.**
 5. **BY AUGUST 1, 2020, ENSURE THAT THERE ARE OPPORTUNITIES AND DEVELOPED POLICIES FOR STUDENTS TO PARTICIPATE IN THE CURRICULUM PLAN, AS WELL AS PROGRAM DEVELOPMENT, IMPLEMENTATION, AND GOVERNANCE.**
 6. **BY FEBRUARY 1, 2020, ENSURE COURSE SYLLABI ACCURATELY REFLECT AN INTEGRATED PRACTICUM CONSISTING OF A MINIMUM OF 120 CLOCK HOURS OF CONCENTRATED CLINICAL EXPERIENCE OF DIRECT PATIENT CARE IN A HEALTH CARE FACILITY OR HEALTH CARE ORGANIZATION.**
 7. **BY FEBRUARY 1, 2020, ENSURE STUDENTS, UPON ADMISSION TO THE PROGRAM OF NURSING, ARE ADVISED IN ELECTRONIC OR WRITTEN FORMAT OF POLICIES PERTAINING TO EVALUATION METHODS, INCLUDING THE GRADING SYSTEM.**
 8. **BY AUGUST 1, 2020, ASSURE THE PROGRAM PROVIDES STUDENTS AND NURSE FACULTY WITH ACCESS TO A CURRENT LIBRARY COLLECTION.**
 9. **BY AUGUST 1, 2020, ENSURE THAT THE EVALUATION PLAN INCLUDES SPECIFIC RESPONSIBILITIES FOR DATA COLLECTION METHODS, INDIVIDUALS OR GROUPS RESPONSIBLE, FREQUENCY OF DATA COLLECTION, INDICATORS OF ACHIEVEMENT, FINDINGS, AND OUTCOMES FOR EVALUATING THE NURSING PROGRAM.**
 - **THE PROGRAM OF NURSING TO SUBMIT A PROGRESS REPORT WITH SUPPORTIVE EVIDENCE CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET BEGINNING FEBRUARY 2020.**
 - **A FOLLOW UP, FOCUSED SITE VISIT SHALL BE CONDUCTED IN TWO (2) YEARS TO DETERMINE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET.**
 - **THE PROGRAM OF NURSING TO SUBMIT A SELF-EVALUATION REPORT SIXTY (60) DAYS PRIOR TO THE SCHEDULED FOCUSED SITE VISIT CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET.**
 - **THE HAZARD C&TC PRACTICAL NURSING PROGRAM CONTINUE TO BE AN APPROVED PROGRAM OF NURSING.**
- **APPROVED THE HAZARD COMMUNITY AND TECHNICAL COLLEGE PN PROGRAM, LEES COLLEGE CAMPUS, JACKSON KY, SITE VISIT FROM OCTOBER 2-4, 2019. THE REQUIREMENTS TO BE MET, ARE AS FOLLOWS:**
 1. **AS SOON AS POSSIBLE BUT BY AUGUST 1, 2020, ENSURE EQUIPMENT, FURNISHINGS, AND SUPPLIES ARE CURRENT AND REPLACED IN A TIMELY MANNER.**

2. **BY FEBRUARY 1, 2020, ENSURE RECRUITMENT MATERIALS PROVIDE ACCURATE AND COMPLETE INFORMATION TO PROSPECTIVE STUDENTS.**
3. **BY FEBRUARY 1, 2020, ENSURE THE DEVELOPMENT AND IMPLEMENTATION OF STUDENT EVALUATION METHODS AND TOOLS FOR EACH COURSE THAT MEASURE THE PROGRESSION OF THE STUDENT'S COGNITIVE, AFFECTIVE, AND PSYCHOMOTOR ACHIEVEMENT OF COURSE AND CLINICAL OUTCOMES BASED ON PUBLISHED RUBRICS AND SOUND RATIONALE.**
4. **BY FEBRUARY 1, 2020, ENSURE THAT NURSE FACULTY HAVE AND MAINTAIN EXPERTISE IN THE CLINICAL OR FUNCTIONAL AREA OF RESPONSIBILITY.**
5. **BY FEBRUARY 1, 2020, ENSURE THAT PRECEPTORS UTILIZED BY THE PROGRAM OF NURSING HAVE DOCUMENTATION OF ORIENTATION REGARDING PROGRAM OUTCOMES, STUDENT LEARNING OBJECTIVES, AND EVALUATION METHODS TO BE UTILIZED BY THE FACULTY.**
6. **BY AUGUST 1, 2020, ENSURE THAT THERE ARE OPPORTUNITIES AND DEVELOPED POLICIES FOR STUDENTS TO PARTICIPATE IN THE CURRICULUM PLAN, AS WELL AS PROGRAM DEVELOPMENT, IMPLEMENTATION, AND GOVERNANCE.**
7. **BY FEBRUARY 1, 2020, ENSURE COURSE SYLLABI ACCURATELY REFLECT AN INTEGRATED PRACTICUM CONSISTING OF A MINIMUM OF 120 CLOCK HOURS OF CONCENTRATED CLINICAL EXPERIENCE OF DIRECT PATIENT CARE IN A HEALTH CARE FACILITY OR HEALTH CARE ORGANIZATION.**
8. **BY FEBRUARY 1, 2020, ENSURE STUDENTS, UPON ADMISSION TO THE PROGRAM OF NURSING, ARE ADVISED IN ELECTRONIC OR WRITTEN FORMAT OF POLICIES PERTAINING TO EVALUATION METHODS, INCLUDING THE GRADING SYSTEM.**
9. **BY AUGUST 1, 2020, ASSURE THE PROGRAM PROVIDES STUDENTS AND NURSE FACULTY WITH ACCESS TO A CURRENT LIBRARY COLLECTION.**
10. **BY AUGUST 1, 2020, ENSURE THAT THE EVALUATION PLAN INCLUDES SPECIFIC RESPONSIBILITIES FOR DATA COLLECTION METHODS, INDIVIDUALS OR GROUPS RESPONSIBLE, FREQUENCY OF DATA COLLECTION, INDICATORS OF ACHIEVEMENT, FINDINGS, AND OUTCOMES FOR EVALUATING THE NURSING PROGRAM.**
 - **THE PROGRAM OF NURSING TO SUBMIT A PROGRESS REPORT WITH SUPPORTIVE EVIDENCE CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET BEGINNING FEBRUARY 2020.**
 - **A FOLLOW UP, FOCUSED SITE VISIT SHALL BE CONDUCTED IN TWO (2) YEARS TO DETERMINE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET.**

- **THE PROGRAM OF NURSING TO SUBMIT A SELF-EVALUATION REPORT SIXTY (60) DAYS PRIOR TO THE SCHEDULED FOCUSED SITE VISIT CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET.**
- **THE HAZARD C&TC PRACTICAL NURSING PROGRAM, LEES COLLEGE CAMPUS, JACKSON, KY, BE AN APPROVED PROGRAM OF NURSING.**

Audria Denker recused herself from all discussions of Galen College of Nursing.

PRACTICE COMMITTEE

The report of the Practice Committee meeting held November 8, 2019 was presented. The Board reviewed and accepted the reports as written and the following actions were taken:

- **APPROVED THE NEW ADVISORY OPINION STATEMENT (AOS) #42 TELEHEALTH AND NURSING.**

Following discussion and consideration of the background materials, it was the recommendation of the committee that:

- **APPROVED THE ADVISORY OPINION ON THE SCOPE OF PRACTICE OF REGISTERED NURSES IN THE REMOVAL OF A LARYNGEAL MASK AIRWAY (LMA)**

IT IS NOT WITHIN THE SCOPE OF PRACTICE OF A LICENSED PRACTICAL NURSE (LPN) TO REMOVE A LARYNGEAL MASK AIRWAY (LMA).

IT IS WITHIN THE SCOPE OF PRACTICE OF A REGISTERED NURSE (RN), WHO IS EDUCATIONALLY PREPARED AND CLINICALLY COMPETENT TO REMOVE A LARYNGEAL MASK AIRWAY (LMA) AFTER GENERAL ANESTHESIA HAS BEEN PROVIDED:

- 1. WRITTEN FACILITY POLICIES AND PROCEDURES ARE IN PLACE THAT ADDRESS REMOVAL OF THE LMA BY RN AND THE AVAILABILITY OF APPROPRIATE PROVIDER ASSISTANCE;**
- 2. THE RN HAS DOCUMENTED DIDACTIC AND CLINICAL TRAINING AS WELL AS DEMONSTRATED COMPETENCY IN THE PERFORMANCE OF LMA REMOVAL; AND**
- 3. AN APPROPRIATE PROVIDER IS READILY AVAILABLE TO REINSERT THE LMA AND/OR REINTUBATE THE PATIENT, IF NECESSARY.**

CERTIFIED PROFESSIONAL MIDWIFE (CPM) ADVISORY COUNCIL AND TRANSFER GUIDELINES WORKGROUP

The reports of the Certified Professional Midwife Advisory Council and Transfer Guidelines Workgroup meetings were held meetings held on October 31, 2019, November 21, 2019, and December 5, 2019 were presented. The Board reviewed and accepted the reports as written and the following actions were taken:

- **APPROVED THE PROMULGATION OF ADMINISTRATIVE REGULATIONS RECOMMENDED THE CERTIFIED PROFESSIONAL MIDWIVES ADVISORY COUNCIL.**
 - **201 KAR 20:600**
 - **201 KAR 20:610**
 - **201 KAR 20:620**
 - **201 KAR 20:630**

- 201 KAR 20:640
- 201 KAR 20:650
- 201 KAR 20:660
- 201 KAR 20:670
- 201 KAR 20:680

- **APPROVED THE PROMULGATION OF ADMINISTRATIVE REGULATION 201 KAR 20:690 RECOMMENDED BY THE CERTIFIED PROFESSIONAL MIDWIVES TRANSFER GUIDELINES WORK GROUP.**
- **APPROVED THE ADOPTION OF KENTUCKY BOARD OF NURSING RECOMMENDATIONS TO HOSPITALS AND PROVIDERS REGARDING LICENSED CERTIFIED PROFESSIONAL MIDWIVES AND TRANSFER OF CLIENT CARE AS RECOMMENDED BY THE CERTIFIED PROFESSIONAL MIDWIVES TRANSFER GUIDELINES WORKGROUP.**

GOVERNANCE COMMITTEE

No Report

CONSUMER PROTECTION COMMITTEE

No Report

ADVANCED PRACTICE REGISTERED NURSE COUNCIL

No Report

DIALYSIS TECHNICIAN ADVISORY COUNCIL

No Report

CLOSED SESSION

Upon proper motion and second, the meeting was moved to closed session at 11:23 a.m. to discuss Recommended Orders. The meeting was reconvened in open session at 11:42 a.m.

ACTION ON LICENSES

The President called for action on Recommended Orders.

AFTER HAVING CONSIDERED THE RECORD AND THE EXCEPTIONS FILED, THE FOLLOWING DECISIONS WERE ACCEPTED AND THE ORDERS WERE APPROVED:

Decision Number	Name	License Number
006-12-19	Joy M. Bryan	LPN – 2050961
007-12-19	Krista Jo Bussell	LPN – 2040205
008-12-19	Corey Holder	LPN – 2045874

009-12-19	Stacie Nicole Sommer Johnson	LPN – 2046601
010-12-19	Rachel Renee Butler Vieira	LPN – 2040039

ADJOURNMENT

Upon proper motion and second, the meeting was adjourned at 11:48 a.m.

ATTEST

APPROVED:

President

Date

/mls 1-2020