

Matthew G. Bevin
Governor



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KENTUCKY BOARD OF NURSING

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BOARD MEETING MINUTES

October 17, 2019

MEMBERS PRESENT: Dina Byers, APRN, President
Jessica Wilson, APRN, Vice President
Audria Denker, RN
Michele Dickens, RN
Kristi Hilbert, RN
Jimmy Isenberg, RN
Crystal Morgan, LPN
Adam Ogle, RN
Carl Vinson, LPN
Robyn Wilcher, RN
Mandi Walker, RN
Gail Wise, RN

**MEMBERS-VIDEO/AUDIO
PHONE CONFERENCE:** Teresa Huber, RN
Christina Perkins, Citizen at Large

MEMBERS ABSENT: None

STAFF PRESENT: Jessica Estes, Executive Director
Nathan Goldman, General Counsel
Patricia Smith, Compliance Branch Manager
Ruby King, Credentials Branch Manager
Amy Wheeler, Staff Attorney
Ann Tino, Investigation Branch Manager
Michelle Gary, Practice Assistant
Myra Goldman, APRN Education & Practice Consultant
Jessica Hill, Education Assistant
Beth Gamble, Education Consultant
Valerie Jones, Education Consultant
Bonnie Fenwick, Nurse Investigator
Lisa Dunsmore, Nurse Investigator
Eric Velazquez, Resource Management Analyst
Monica Shamell, Executive Assistant Secretary
Adrienne Harmon, Executive Secretary
Chrissy Blazer, Nursing Investigator

Sandi Clark, Nursing Investigator
Melissa Haddaway, Nursing Investigator

GUESTS PRESENT: Jana Bailey, CRNA; Bailey Anesthesia; Taylorsville, KY
Sharon Thomas; Campbellsville University; Campbellsville, KY
Dr. Deborah Smith-Clay; Beckfield College; Florence, KY
Jai Ramlochan; Campbellsville University; Harrodsburg, KY
Kathy Munday; ATA College; Louisville, KY
Anne Veno; Norton Healthcare; Louisville, KY

VIDEO/AUDIO

PHONE CONFERENCE: Kristina Petrey; Program Coordinator and Associate Professor of Nursing;
University of the Cumberlands; Williamsburg, KY
Amy Pettit, DNP, RN, CPN; Chair ASN Program, Assistant Professor,
Nursing; Lincoln Memorial University; Harrogate, TN
Dr. Michael Rager; Ph. D., DNP, MSN, FNP-BC, APRN, CNE; Interim
Director of Regional Nursing Programs; Campbellsville University;
Campbellsville, KY
JT Fannin; Nursing Student
Kathy Khoshreza; Nurse Administrator; Medquest College; Lexington, KY
Jennie Denker, EdD/CI, MSN, RN; Dean of Nursing; Medquest College;
Louisville, 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 10:04 a.m. on October 17, 2019, at the Kentucky Board of Nursing office.

SWEARING IN OF NEW BOARD MEMBERS

Nathan Goldman, General Counsel, swore in the following New Board Member:

- Adam Ogle, MSN, RN, CEN, reappointed for term 2019 – 2023

RECOGNITION OF STAFF

Jimmy Isenburg, RN Board Member, recognized Jill Cambron for twenty five years of service with KBN.

DECLARATION OF QUORUM

The President declared a quorum present.

ADOPTION OF AGENDA

A flexible agenda was adopted.

APPROVAL OF MINUTES

The minutes from the August 8, 2019 Board Meeting were approved as written, with the exception of correcting the spelling of Michele Dickens name listed in the Members Present section.

PRESIDENT'S REPORT

No Report

FINANCIAL OFFICER'S REPORT

The Financial Report was presented by Jessica Estes, Executive Director. 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 Modernization; Certified Professional Midwives; SB 132; HB 440; 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 Presentations Report.

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

CREDENTIALS REVIEW PANEL

The reports of the Credentials Review Panel meetings held August 8, 2019 and September 12, 2019 were presented. The Board reviewed and accepted the reports as written.

EDUCATION COMMITTEE

The report of the Education Committee meeting held September 12, 2019 was presented. The Board accepted the reports as written and the following actions were taken:

- **APPROVED THE 2019-2020 EDUCATION COMMITTEE SCOPE AND FUNCTIONS.**
- **APPROVED THE 2019-2020 EDUCATION COMMITTEE OBJECTIONS.**
- **ACCEPTED THE KENTUCKY STATE UNIVERSITY ADN PROGRAM QUARTERLY PROGRESS REPORT, AS AMENDED, WITH THE NEXT SUBMISSION DUE ON DECEMBER 1, 2019. WITHIN THE REPORT, THE PROGRAM IS TO INCLUDE CURRICUM VITAE OF NEWLY-HIRED FACULTY.**
- **ACCEPTED THE BLUEGRASS C&TC PN PROGRAM, LEESTOWN CAMPUS, QUARTERLY PROGRESS REPORT WITH THE NEXT SUBMISSION DUE ON OCTOBER 18, 2019.**
- **GRANTED THE AMERICAN NATIONAL UNIVERSITY ADN PROGRAM QUARTERLY PROGRESS REPORT WITH NEXT SUBMISSION DUE ON OCTOBER 18, 2019. THE PROGRAM IS TO SUBMIT CLINICAL EVALUATION TOOLS FOR EACH NURSING COURSE WITH A CLINICAL COMPONENT OFFERED DURING THE TIMEFRAME OF AUGUST 1, 2019 – DECEMBER 31, 2019, BY THE DEADLINE OF SEPTEMBER 30, 2019. IF CLINICAL EVALUATION TOOLS DO NOT MEET REGULATORY REQUIREMENTS, THE PROGRAM IS TO PLACE CLINICAL LEARNING EXPERIENCES “ON HOLD” UNTIL CLINICAL EVALUATION TOOLS ARE SUBMITTED THAT MEET REGULATORY REQUIREMENTS. THE PROGRAM IS TO SUBMIT CLINICAL EVALUATION TOOLS FOR EACH NURSING COURSE WITH A CLINICAL COMPONENT OFFERED DURING THE TIMEFRAME OF JANUARY 1, 2020 – JULY 31, 2020, BY THE DEADLINE OF OCTOBER 18, 2019, FOR REVIEW AT THE NOVEMBER 2019 EDUCATION COMMITTEE.**

- **ACCEPTED THE UNIVERSITY OF THE CUMBERLAND'S PROPOSAL SUBMITTED JULY 16, 2019, TO ESTABLISH AN ADN PROGRAM.**
- **GRANTED DEVELOPMENTAL APPROVAL STATUS TO UNIVERSITY OF THE CUMBERLAND'S PROPOSED ADN PROGRAM.**
- **ACCEPTED THE WRITTEN JUSTIFICATION SUBMITTED AUGUST 12, 2019, FROM HENDERSON COMMUNITY COLLEGE, OF THE NEED TO EXPAND CLERICAL SUPPORT DUTIES BEYOND THE NURSING PROGRAM.**
- **ACCEPTED THE SULLIVAN UNIVERSITY PN PROGRAM CURRICULAR UPDATE.**
- **ACCEPTED THE CAMPBELLSVILLE UNIVERSITY PN PROGRAM, CAMPBELLSVILLE AND HARRODSBURG CAMPUSES, REQUEST TO EXTEND DEVELOPMENT APPROVAL STATUS THROUGH SPRING 2020.**
- **ACCEPTED THE CAMPBELLSVILLE UNIVERSITY PN PROGRAM, CAMPBELLSVILLE AND HARRODSBURG CAMPUSES, UPDATED MISSION STATEMENT, PHILOSOPHY, STUDENT LEARNING OUTCOMES, CURRICULUM, AND ADMISSION CRITERIA.**
- **ACCEPTED THE CAMPBELLSVILLE UNIVERSITY REQUEST TO EXTEND THE INTERIM PROGRAM ADMINISTRATOR APPOINTMENT THROUGH JANUARY 2020.**
- **APPROVED THAT THE MIDWAY UNIVERSITY BSN PROGRAM IS TO SUBMIT A REPORT TO PROVIDE EVIDENCE THAT THE FISCAL, HUMAN, PHYSICAL, AND TECHNICAL LEARNING RESOURCES ARE ADEQUATE TO SUPPORT THE ADDITIONAL PRE-BSN STUDENTS ADMITTED TO THE FALL 2019 COHORT. THE REPORT IS TO BE SUBMITTED TO THE KBN BY OCTOBER 21, 2019, FOR REVIEW AT THE NOVEMBER 2019 EDUCATION COMMITTEE.**
- **APPROVED THAT THE MIDWAY UNIVERSITY BSN PROGRAM IS TO DEVELOP SELECTIVE ADMISSION CRITERIA TO BE APPLIED WHEN MORE STUDENTS APPLY TO THE PROGRAM THAN SEATS AVAILABLE. THIS CRITERIA IS TO BE PUBLISHED IN ACCORDANCE WITH 201 KAR 20:340 SECTION 1(1) AND SECTION 2(3)9A. SELECTIVE ADMISSION CRITERIA IS TO BE APPLIED TO THE PRE-BSN FALL 2019 COHORT FOR ADMISSION DECISIONS TO THE BSN PROGRAM IN FALL 2020. THE STUDENT HANDBOOK, SHOWING SELECTIVE ADMISSION CRITERIA, IS TO BE SUBMITTED TO THE KBN BY OCTOBER 21, 2019, FOR REVIEW AT THE NOVEMBER 2019 EDUCATION COMMITTEE.**
- **APPROVED THAT THE MIDWAY UNIVERSITY BSN PROGRAM IS TO PROVIDE ELECTRONIC OR WRITTEN NOTIFICATION TO THE PRE-BSN STUDENTS ADMITTED IN THE FALL 2019 COHORT THAT A MAXIMUM OF 20 STUDENTS CAN BE ACCEPTED TO THE BSN PROGRAM FALL 2019 BASED UPON THE KBN-APPROVED BASELINE ENROLLMENT. EVIDENCE OF THIS NOTIFICATION IS TO BE SUBMITTED TO THE KBN BY OCTOBER 21, 2019, FOR REVIEW AT THE NOVEMBER 2019 EDUCATION COMMITTEE.**
- **APPROVED THAT THE MIDWAY UNIVERSITY BSN PROGRAM IS TO ADHERE TO THE ENROLLMENT BASELINE OF 20 STUDENTS.**
- **APPROVED THAT PURSUANT TO 201 KAR 20:280 SECTION 6(1), MIDWAY UNIVERSITY BSN PROGRAM BE MOVED FROM DEVELOPMENTAL TO INITIAL STATUS.**
- **GRANTED APPROVAL PURSUANT TO 201 KAR 20:062 SECTION 3(17), TO MOREHEAD STATE UNIVERSITY, MSN PROGRAM, FNP TRACK, HAVING ACHIEVED CCNE ACCREDITATION STATUS THROUGH JUNE 30, 2024.**

- **GRANTED CONTINUED APPROVAL, PURSUANT TO 201 KAR 20:062 SECTION 6(5), TO MURRAY STATE UNIVERSITY, DNP PROGRAM, FNP AND CRNA TRACKS, HAVING ACHIEVED CCNE ACCREDITATION STATUS THROUGH JUNE 30, 2029.**
- **GRANTED APPROVAL, PURSUANT TO 201 KAR 20:062 SECTION 3(17), TO UNIVERSITY OF LOUISVILLE, DNP PROGRAM, FNP, NNP, PMHNP, AGACNP, AND AGPCNP TRACKS, HAVING ACHIEVED CCNE ACCREDITATION STATUS THROUGH JUNE 30, 2024.**
- **GRANTED CONTINUED APPROVAL, PURSUANT TO 201 KAR 20:062 SECTION 6(5), TO EASTERN KENTUCKY UNIVERSITY, ADVANCED PRACTICE REGISTERED NURSE PROGRAM, FNP AND PMHNP TRACKS, HAVING ACHIEVED CCNE ACCREDITATION STATUS THROUGH DECEMBER 31, 2028.**
- **ACCEPTED THE APRIL 8-9, 2019, SITE VISIT REPORT OF THE ATA COLLEGE PN-RN PROGRAM. THE REQUIREMENTS TO BE MET AS STATED IN THE REPORT OF THE APRIL 8-9, 2019, SITE VISIT OF ATA COLLEGE PN-RN PROGRAM:**
 - 1) **ENSURE THE NURSING FACULTY ARE INVOLVED IN DETERMINING ACADEMIC POLICIES AND PRACTICES FOR THE PROGRAM OF NURSING.**
 - 2) **ENSURE THAT THE NURSING FACULTY HAS THE AUTHORITY AND RESPONSIBILITY TO DEVELOP AND IMPLEMENT STUDENT EVALUATION METHODS AND TOOLS THAT MEASURE PROGRESSION OF THE STUDENT'S COGNITIVE, AFFECTIVE, AND PSYCHOMOTOR ACHIEVEMENT OF COURSE AND CLINICAL OUTCOMES.**
 - 3) **ENSURE THAT NURSE FACULTY HAVE AND MAINTAIN EXPERTISE IN THE CLINICAL OR FUNCTIONAL AREA OF RESPONSIBILITY.**
 - 4) **ENSURE THAT THE PROGRAM EVALUATION VALIDATES THAT IDENTIFIED PROGRAM OUTCOMES HAVE BEEN ACHIEVED AND PROVIDES EVIDENCE OF IMPROVEMENT BASED ON AN ANALYSIS OF THOSE RESULTS.**
 - 5) **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) **ENSURE THAT THE CURRICULUM PLAN REFLECTS THE OUTCOMES OF THE PROGRAM.**
 - 7) **ENSURE THAT STUDENTS COMPLETE 120 INTEGRATED PRACTICUM HOURS WITHIN A PERIOD NOT TO EXCEED SEVEN (7) CONSECUTIVE WEEKS WHILE THE GOVERNING INSTITUTION IS IN SESSION DURING THE LAST SEMESTER OR QUARTER OF THE NURSING PROGRAM.**
 - 8) **ENSURE PROGRAM INFORMATION IS ACCURATE, COMPLETE, CONSISTENT, AND PUBLICALLY AVAILABLE.**
 - 9) **ENSURE STUDENT POLICIES ARE ACCURATE, CLEAR, AND CONSISTENTLY APPLIED.**

- 10) **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, AS WELL AS FEES AND EXPENSES ASSOCIATED WITH THE PROGRAM OF NURSING AND REFUND POLICIES.**
 - 11) **ASSURE THE PROGRAM PROVIDES STUDENTS AND NURSE FACULTY WITH ACCESS TO A CURRENT LIBRARY COLLECTION.**
 - 12) **ASSURE A SYSTEM OF ACQUISITION AND DELETION OF EDUCATIONAL RESOURCES TO ENSURE CURRENCY AND APPROPRIATENESS OF LIBRARY RESOURCES.**
 - 13) **ENSURE THAT THE EVALUATION PROCESS IS EVIDENCE-BASED, INCLUDES EVIDENCE THAT DATA COLLECTION IS ON-GOING, AND REFLECTS THE COLLECTION, AGGREGATE ANALYSIS, AND TRENDING OF DATA.**
 - 14) **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.**
 - 15) **ENSURE THAT THE EVALUATION REPORT PROVIDES EVIDENCE THAT THE OUTCOMES OF THE EVALUATION PROCESS ARE USED TO IMPROVE THE QUALITY AND STRENGTH OF THE PROGRAM.**
- **THE PROGRAM OF NURSING IS TO SUBMIT QUARTERLY PROGRESS REPORTS WITH SUPPORTIVE EVIDENCE CONCERNING THE PROGRESS IN THE IMPLEMENTATION OF THE REQUIREMENTS TO BE MET BEGINNING OCTOBER 2019.**
 - **A FOLLOW UP, FOCUSED SITE VISIT SHALL BE CONDUCTED IN CONJUNCTION WITH THE UPCOMING SITE VISIT SPRING 2020 FOLLOWING GRADUATION OF THE FIRST COHORT OF THE TRADITIONAL ASN PROGRAM 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.**
 - **THAT THE ATA COLLEGE PRACTICAL NURSE TO ASSOCIATE DEGREE NURSING PROGRAM, LOUISVILLE KY, REMAIN ON INITIAL APPROVAL STATUS PENDING THE COMPLETION OF THE FOCUSED SITE VISIT.**

Michele Dickens recused herself from all discussions of Campbellsville University.

Dina Byers recused herself from all discussions of Murray State University.

PRACTICE COMMITTEE

The report of the Practice Committee meeting held September 13, 2019 was presented. The Board reviewed and accepted the reports as written and the following actions were taken:

- **APPROVED THE AMENDMENT OF THE 2019-2020 PRACTICE COMMITTEE OBJECTIVES**
- **APPROVED THE REVISION OF AOS #14 – ROLES OF NURSES IN THE IMPLEMENTATION OF PATIENT CARE ORDERS.**

- **APPROVED THE REVISION OF AOS #15 – ROLES OF NURSES IN THE SUPERVISION AND DELEGATION OF NURSING TASKS TO UNLICENSED PERSONNEL.**
- **APPROVED THE REVISION OF AOS #17 – ROLES OF NURSES IN THE ADMINISTRATION OF “PRN” MEDICATIONS AND PLACEBOS.**
- **APPROVED THE REVISION OF AOS #36 – RESUSCITATION ORDERS, PRONOUNCEMENT OF DEATH, AND DEATH CERTIFICATES.**
- **APPROVED THE REVISION OF AOS #39 – SCOPE OF RN PRACTICE IN THE DEACTIVATION OF AUTOMATIC IMPLANTED CARDIOVERTER DEFIBRILLATORS.**

GOVERNANCE COMMITTEE

The report of the Governance Committee meeting held September 12, 2019 was presented. The Board accepted the report as written.

CONSUMER PROTECTION COMMITTEE

The report of the Consumer Protection Committee meeting held September 12, 2019 was presented. The Board reviewed and accepted the reports as written and the following action was taken:

- **APPROVED THE RECOMMENDATION TO ALLOW REVIEW OF NATIONAL PRACTITIONER DATA BANK (NPDB) REPORTS BE COMPLETED BY BOARD MEMBER REVIEW AS OPPOSED TO THE FULL CREDENTIALS REVIEW PANEL (CRP).**

ADVANCED PRACTICE REGISTERED NURSE COUNCIL

The report of the Advanced Practice Registered Nurse Council meeting held September 24, 2019 was presented. The Board reviewed and accepted the report as written and the following actions were taken:

- **APPROVED THE 2019-2020 APRN COUNCIL SCOPE AND FUNCTIONS**
- **APPROVED THE 2019-2020 APRN OBJECTIVES**

Jana Bailey, APRN, CRNA, Kentucky ANA President, addressed the Board communicating an opinion regarding the CRNA's competency to perform cosmetic and dermatologic procedures.

The Board reviewed the edits of the 2018 advisory opinion on the scope of practice of the APRN designated CRNA in the performance of cosmetic and dermatologic procedures and the following action was taken:

- **REAFFIRM THE PREVIOUSLY ISSUED APRIL 2018 OPINION ISSUED BY KBN WITH MINOR EDITS:**
- **THE INDEPENDENT PRACTICE OF ORDERING MEDICATIONS AND PERFORMING COSMETIC AND DERMATOLOGIC PROCEDURES IS NOT WITHIN THE SCOPE OF PRACTICE OF AN APRN CERTIFIED AS A CERTIFIED REGISTERED NURSE ANESTHETIST (CRNA).**
- **THE PERFORMANCE OF COSMETIC AND DERMATOLOGIC PROCEDURES MAY BE WITHIN THE SCOPE OF PRACTICE OF THE APRN WHO UTILIZES THE REGISTERED NURSE LICENSE AND IS EDUCATIONALLY PREPARED AND CLINICALLY COMPETENT TO**

PERFORM COSMETIC AND DERMATOLOGIC PROCEDURES UNDER THE ORDERS OF AN AUTHORIZED PRESCRIBER.

- **ALL APRNS SHOULD UTILIZE THE KBN GUIDELINES FOR DETERMINATION OF APRN SCOPE OF PRACTICE AND KBN SCOPE OF PRACTICE DECISION-MAKING MODEL FOR APRNS, WHEN DETERMINING IF A PARTICULAR PROCEDURE IS WITHIN THE APRN'S INDIVIDUAL SCOPE OF PRACTICE.**

The Board Member's reviewed information related to Cannabidiol and CBD oil and approved the following:

- **THE BOARD OF NURSING GIVES NO GUIDANCE REGARDING THE USE OR RECOMMENDATION FOR USE OF CANNABIDIOL OR CBD OIL BY APRNS AND REFERS ALL PRACTITIONERS TO KRS 314.021(2) WHICH STATES THAT ALL LICENSEES ARE RESPONSIBLE AND ACCOUNTABLE FOR MAKING DECISIONS THAT ARE BASED ON THE INDIVIDUAL'S EDUCATIONAL PREPARATION AND EXPERIENCE IN NURSING AND MUST PRACTICE WITH REASONABLE SKILL AND SAFETY. DECISIONS SHOULD RELY ON EVIDENCE-BASED PRACTICE.**

DIALYSIS TECHNICIAN ADVISORY COUNCIL

No Report

CAPA COMMITTEE

No Report

CERTIFIED PROFESSIONAL MIDWIFE (CPM) ADVISORY COUNCIL

The report of the Certified Professional Midwife Advisory Council meeting held September 19, 2019 was presented. The Board reviewed and accepted the report as written and the following actions were taken:

- **APPROVED THE CPM ADVISORY COUNCIL MEMBER TERM LENGTH BE FOUR YEARS.**
- **APPROVED THE CPM ADVISORY COUNCIL SCOPE AND FUNCTIONS STATEMENT**

STRATEGIC PLAN

No report

CLOSED SESSION

Upon proper motion and second, the meeting was moved to closed session at 11:31 a.m. to discuss Recommended Orders. The meeting was reconvened in open session at 12:20 p.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.