

# Kentucky Board of Nursing

Annual Report FY 2022



The Kentucky Board of Nursing protects the public by development and enforcement of State laws governing the safe practice of nurses, dialysis technicians, and licensed certified professional midwives.

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## President and Executive Director's Message



The focus of the Kentucky Board of Nursing this year has been one of transition: from reacting and responding to pandemic conditions to adopting and establishing regulatory and statutory measures to address the emergency issue of the nursing shortage in the Commonwealth. The Board has taken proactive measures to address the nursing shortage by establishing collaborative relationships to utilize data to developing workforce projections. Following significant changes in key staff leadership positions early in fiscal year 22, normalizing sound business practices of paperless processes, remote work and telecommuting has added to the sustainability of the health and welfare of the long-tenured staff of the agency. The Board has focused on 1) removing barriers in processes to license and credential individuals seeking to practice in Kentucky in addition to responding to the will of the General Assembly, 2) identifying, preparing for and securing technology platforms to streamline the work of the Board, and 3) stabilizing a staff structure while capitalizing on skills and expertise that were previously underutilized in several areas.

### **Amended KBN Regulations for FY2022**

More than a dozen regulations were implemented through the emergency process as well as the normal administrative review which address requirements and processes for licensure, license renewal, program of nursing requirements and updated educational and credentialing requirements for dialysis technicians. SB10, signed April 7, 2022 integrated the essence of many of the nursing shortage-related regulations as well as amending Board membership, length of terms of office, and confirmation by the Senate.

### **Nursing Shortage in the Commonwealth**

In addition to the regulatory and statutory changes that address processes of licensure, the KBN President and Vice President were appointed to Governor Beshear's Team Kentucky Nursing Advisory Committee. Recommendations from that report have been initiated or completed. KBN is also developing a build a robust workforce project model utilizing the mandatory data that will be collected upon license renewal in October 2022.

### **KBN Personnel**

A new Executive Director began the end of the fiscal year 2021, the Deputy Executive Director passed away, a new Deputy was appointed, and a new HR Coordinator was appointed within the first 5 months of FY22. Telecommuting that was initiated with COVID precautions has continued and allowed the agency to recruit personnel with expertise from other areas of the Commonwealth. Additionally some

staff have been re-trained, promoted, and re-assigned, supporting retention of in-house staff while benefiting from their skills, talents, and expertise in new opportunities.

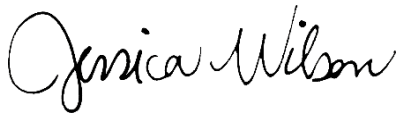
To honor the legacy of Michelle G. Rudovich, JD, KBN Deputy Executive Director from 2020-2021, the Michelle Grant Rudovich Award was instituted to recognize the attributes of a KBN employee who exemplifies Michelle's work ethic and her dedication to living life to the fullest. Staff are also encouraged to participate in KEAP Training and has been utilized in mandatory staff training events.

A new KBN logo was designed to give the Board a fresh identity. The KBN website has been updated and content repurposed for a more user-friendly approach for a self-service approach. Data management applications will be implemented in the coming months for efficiency, effectiveness, cyber-safety, and best business practices.

### **KBN Mission**

The KBN stayed true to its mission of protecting the public. The KBN continued to license or credential nurses, dialysis technicians, and licensed certified professional midwives; regulate educational programs; investigate licensees and credential holders who were accused of violating KRS 314 and 201 KAR 20; monitor licensees and credential holders who had entered disciplinary monitoring; and worked with participants in the Kentucky Alternative Recovery Effort (KARE) for Nurses Program.

Sincerely,



Jessica Wilson, PhD, APRN, ANP-C  
President



Kelly Jenkins, MSN, RN, NE-BC  
Executive Director

# BOARD MEMBERS



**JESSICA WILSON, APRN**  
President  
Nicholasville  
2018-2022



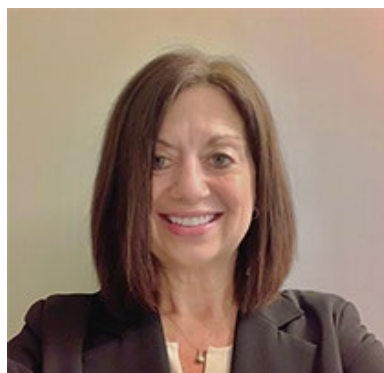
**AUDRIA DENKER, RN**  
Vice President  
Louisville  
2018-2022



**ASHLEY ADKINS, CAL**  
Morehead  
2021-2023



**JANA BAILEY, APRN**  
Taylorsville  
2020-2024



**MELISSA BENTLEY, RN**  
Vanceburg  
2021-2025



**JAKE HIGGINS, RN**  
Maysville  
2020-2024



**HOPE JONES, RN**  
Louisville  
2021-2025



**JIMMY ISENBURG, RN**  
Glasgow  
2018-2022



**SUSAN LAWSON, LPN**  
Kevil  
2019-2023





**ERICA LEMBERGER, RN**  
Louisville  
2020-2024



**ADAM OGLE, RN**  
Lexington  
2019-2022



**JANE SMITH, CAL**  
Bowling Green  
2021-2025



**DANA STEFFEY, LPN**  
Versailles  
2020-2024



**ANNE VENNO, RN**  
Crestwood  
2021-2025



**CARL VINSON, LPN**  
Paducah  
2019-2022



**MANDI WALKER, RN**  
Louisville  
2019-2022

## **2021-2022 Board Meeting Dates**

**August 19, 2021**

**October 28, 2021**

**December 16, 2021**

**February 17, 2022**

**April 21, 2022**

**June 16, 2022**

# MISSION STATEMENT

The Kentucky Board of Nursing protects the public by development and enforcement of state laws governing the safe practice of nurses, dialysis technicians, and licensed certified professional midwives.

## CORE VALUES AND VISION

### Core Values

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

**Excellence** – 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 effective and efficient board functions.

# GOALS

## Goals

### **Goal I: Sound, defensible regulatory practice that protects the public**

- ◆ Increase public awareness and understanding of the role and purpose of KBN.
- ◆ Continue enhancements for the disciplinary action and compliance monitoring processes.
- ◆ Continue to evaluate prelicensure nursing education requirements.
- ◆ Continue to evaluate issues related to the legal scope of licensed practical, registered, and advanced registered nursing practice.

### **Goal II: Efficient delivery of services that meets the needs of consumers and regulated entities in a fiscally responsible manner.**

- ◆ Continue technological enhancements for licensure and credentialing processes.
- ◆ Use available technology to evaluate agency services.
- ◆ Ensure responsible fiscal management in order to fulfill agency mission.

### **Goal III: Optimal use of technology that support agency services.**

- ◆ Improve utilization of technology to support Board activities and services.

### **Goal IV: Support and organization culture consistent with Board mission, vision, and values.**

- ◆ Optimize ongoing orientation and development of Board members and staff to their role and agency mission, structure, and services.
- ◆ Ensure compliance with state government requirements for KBN organizational structure.



# Highlights of Board Councils and Committees

## Advanced Practice Registered Nurse Council

### Committee Membership:

Jana Bailey, APRN – Chair  
Jessica Wilson, APRN  
Jennifer Wiseman, APRN, CRNA -- KyANA  
Danette Culver, MSN, APRN, ACNS-BC, CCRN-BC – KNA  
Misty Ellis, APRN, ACPNP, PCPNP – KNA  
Kendra Faucett, DNP, APRN, CNM – KANPNM  
Carol Darwin, APRN, AGNP-C – KANPNM (*passed away Dec. 2021*)  
Wendy Fletcher, DNP, APRN, FNP-BC, FANNP – KANPNM (*replaced Carol Darwin*)  
Jonathan Van Lahr, KY Board of Pharmacy  
Mary Nan S. Mallory, MD, MBA, KBML

### Meeting Dates:

November 19, 2021  
January 21, 2022  
March 18, 2022  
May 20, 2022

KBN Staff: Myra Goldman, MSN, APRN, FNP-C  
Sarah Cecil, DNP, APRN, FNP-BC

### Purpose

The Advanced Practice Registered Nurse Council, in keeping with the mission of the Kentucky Board of Nursing, shall recommend standards of advanced practice registered nursing to the Kentucky Board of Nursing which protects the well-being of the public and ensures the safe practice of nursing. The Council shall recommend standards regarding the performance of acts requiring additional education. This includes the performance of acts relative to nurse anesthesia, nurse midwifery, nurse practitioner, and clinical nurse specialist practice.

### Functions

1. Submits recommendations to the Board as needed.
2. Submits to the Board new and/or revised regulations governing advanced practice registered nursing practice, education and registration to ensure safe and effective care to the citizens of the Commonwealth.
3. Advises the Board regarding the interpretation of the legal scope of advanced practice registered nursing practice as defined in KRS 314.011(8).

4. Reviews new and/or revised scope and standards of practice statements promulgated by national organizations cited in 201 KAR 20:057 (1) Scope and standards of practice of APRNs, and if acceptable by the Board, such statements shall be filed by reference to said regulation with the Legislative Research Commission.
5. Reviews new and/or revised regulations: 201 KAR 20:056 and 201 KAR 20:062 related to registration and education.
6. Reviews new and/or revised regulations: 201 KAR 20:063 related to ordering, prescribing, and administering amphetamine like controlled substances and 201 KAR 20:065 relating to standards for prescribing Buprenorphine-Mono-Product or Buprenorphine-Combined-with-Naloxone for medication assisted treatment for opioid use disorder.
7. Advises the Board on the recognition of national certifying organizations that grant certification to meet eligibility requirements for registration as an advanced practice registered nurse.
8. Provides a forum for the representative members and organizations to express concern related to the education and delivery of health care by the advanced practice registered nurse.
9. Recommends objectives to be accomplished annually.
10. Submits an annual report to the Board.

**Committee Recommendations Approved by the Board:**

1. That the 2020-2021 annual report for the Advanced Practice Registered Nurse council be approved as written.
2. That the 2021-2022 APRN council objectives, as presented, be approved.
3. That the 2021-2022 APRN council scope and functions, as presented, be approved.
4. That advisory opinion statement #42 titled "Telehealth and Nursing" (AOS), as revised, be approved.
5. That it is within the scope of practice of an advanced practice registered nurse (APRN), who is educationally prepared and clinically competent, to evaluate, treat, prescribe and administer 'platelet-rich plasma' (PRP) therapy.
6. That it is in the scope of practice for an advanced practice registered nurse who is educationally prepared and clinically competent to recommend or suggest the use of vitamins, diet and exercise regimens to patients.
7. That it is within the scope of practice of an advanced practice registered nurse (APRN) psychiatric mental health nurse practitioner (PMHNP) who has a credential in the use of RTMA and is educationally prepared possessing an extensive background in brain physiology received during completion of a training program in psychiatry and/or neurology and clinically competent to practice transcranial magnetic stimulation.
8. That it is within the scope of practice of an advanced practice registered nurse (APRN) CRNA to order and administer ketamine infusion for psychiatric disorders and chronic pain and that an AOS be created to discuss the collaboration and use of ketamine in non-acute settings.
9. That the following KANPNM nominee be appointed to the APRN Council:
  - a. Wendy Fletcher, DNP, APRN, FNP-BC, FANNP

# Certified Professional Midwives Advisory Council

## Committee Membership:

Robin Weiss, PhD (Public Member) – Chair  
Jimmy Isenberg, RN – KBN Liaison  
Elizabeth Regan, CPM  
Meghan Nowland, CPM  
Jennifer Fardink, CPM  
Dolores Politio, APRN, CNM  
Sarah Ferguson, APRN, CNM  
Jeffrey Goldberg, MD  
Elizabeth Case, MD  
Jonathan Cohen, MD

## Meeting Dates:

April 19, 2022  
May 23, 2022

KBN Staff: Kelly Jenkins, MSN, RN, NE-BC  
Michelle Gary, Assistant 4/2022  
Kelsea Williams, Assistant 5/2022

## Purpose

Pursuant to KRS 314.402 (1), the Licensed Certified Professional Midwives Advisory Council shall meet at regular intervals, and guided by newly available evidence in peer-reviewed medical literature, advise the Board on promulgating administrative regulations regarding qualifications, standards for training, competency determination of licensed certified professional midwives, any necessary statutory changes, and all other matters relating to licensed certified professional midwives (LCPM).

## Functions

1. Submits recommendations and new or revised regulations to the Board governing licensed certified professional midwives and certified professional midwifery services to ensure safe and effective care for the citizens of the Commonwealth.
2. Advises the Board regarding certified professional midwifery services and licensed certified professional midwives as defined in KRS 314.400.
3. Advises the Board on the national certifying organization, North American Registry of Midwives (NARM) which grants certifications required to meet competency validation requirements and the Midwifery Education Accreditation Council (MEAC) which accredits education programs.
4. Provides a forum for the representative members and organizations to express concern related to the education and delivery of health care by licensed certified professional midwives.
5. Recommends objectives to be accomplished annually.
6. Reviews LCPM Incident Reports and Annual Reports
7. Submits an annual report to the Board.

## Committee Recommendations Approved by the Board:

1. The 2020-2021 Annual Report for the Certified Professional Midwives Advisory Council was approved as written.

2. The June 21, 2021 Meeting Report was approved as written.
3. That Licensed Certified Professional Midwives issued their first license on January 1<sup>st</sup> or later be issued a license through October 31<sup>st</sup> of the following year.
4. That the proposed changes to 201 KAR 20:620 be approved.
5. That the proposed changes to 201 KAR 20:650 be approved.

## Consumer Protection Committee

### Committee Membership:

Ashley Adkins – Citizen-at-Large - Chair  
Audria Denker, RN  
Dana Steffey, LPN  
Erica Lemberger, RN Susan Lawson, LPN  
Jane Smith – Citizen-at-Large  
Effective March 2022  
KBN Staff: Tricia Smith, RN

### Meeting Dates:

September 23, 2021  
November 8, 2021  
January 20, 2022  
March 10, 2022  
May 19, 2022

### Purpose

The purpose of the Consumer Protection Committee is to consider those matters relating to Public Protection. This includes the Investigation Branch, Compliance Branch and Legal Services.

### Functions

1. Reviews and revises guidelines for matters relating to public protection processes.
2. Assists in the review, revision or initiation of Statutory and/or Administrative Regulations related to public protection.
3. Serves as resource to the Board and staff members in matters relating to monitoring and disciplinary action processes.
4. Reviews reports on final disposition of select cases and other matters relating to the monitoring and disciplinary action processes.
5. Reviews and monitors randomly selected Agreed Orders, Consent Decrees and Suspension/Denial of Reinstatement Notices.
6. Submits recommendations to the Board on matters related to the above functions.

### Committee Recommendations Approved by the Board:

1. That the 2020-2021 Annual Report for the Consumer Protection Committee be approved as written.
2. That the guidelines for reviewing convictions/disciplinary actions from other jurisdictions, as revised, be approved.
3. That a committee of staff be formed to recommend a process for review of noncompliance and how to proceed including when to offer a settlement agreement.
4. That the disciplinary process brochure, as revised, be approved.

5. That the revisions to the disciplinary brochure to reflect the process change for reporting investigations to NURSYS and what will be validated on the KBN website be accepted.
6. That the revisions of the inmate complaint policy be approved.

## Credentials Review Panel

### Committee Membership:

Jimmy Isenberg, RN – Chair  
Missy Bentley, RN  
Susan Lawson, LPN  
Adam Ogle, RN  
Mandi Walker, RN  
Jessica Wilson, APRN

KBN Staff: Ann Tino, BSN, RN  
Sarah Wimsatt, Assistant

### Meeting Dates:

July 22, 2021  
September 23, 2021  
October 14, 2021  
November 8, 2021  
December 16, 2022  
January 20, 2022  
February 17, 2022  
March 10, 2022  
April 21, 2022  
May 19, 2022

June 16, 2022

### Purpose

The purpose of the Credentials Review Panel is to consider those matters not otherwise covered by guidelines set by the Board of Nursing and applicable laws related to licensure, credentials, investigation, discipline, and matters related to the participants or potential participants to the Kentucky Alternative Recovery Effort (KARE) for Nurses Program.

### Functions

1. Furnish guidance to staff for the resolution of disciplinary complaints or issues related to KARE for Nurses Program participants or potential participants that fall outside the scope of available precedent because of factual, evidentiary, legal, or equitable consideration.
2. Propose recommendations and review guidelines for a specific licensee/applicant for licensure, credential, disciplinary matter, and KARE for Nurses Program participation.
3. Refer issues raised by disciplinary cases or the KARE for Nurses cases to the Credentials Review Panel for consideration while preserving the confidentiality of the case(s) involved.
4. Review of applicants for licensure or credentialing.
5. Serve as resource to staff as needed.
6. Submit annual statistical reports to the Board and other reports as necessary while preserving the confidentiality of the case(s).
7. Review conviction records and give direction for disposition.
8. Review disciplinary action imposed upon a licensee/applicant's other professional license or nursing license in another jurisdiction and give direction for disposition.



9. Review medical malpractice payment reports and consider information for direction.
10. Furnish guidance regarding amendments to existing Agreed Orders.
11. Review information related to the Nurse Licensure Compact and disciplinary issues. Credentials Review Panel Scope, Functions and Membership.

## Dialysis Technician Advisory Council

### Committee Membership:

Carl Vinson, LPN – Chair  
Robin Wilcher, RN  
Ashley Parrish, DT  
Aquiashala Ware, DT  
Lyrisa Wash, DT  
Tyne Strickert, RN  
Amy Simms, RN

### Meeting Dates:

August 24, 2021  
March 15, 2022

Missy Bentley, RN, Non-Voting Member

KBN Staff: Tina Shoope, MSN-Ed, RN  
Kim Richmond, DNP, RNC-OB  
Myra Goldman, MSN, APRN, FNP-BC

### Purpose

The Dialysis Technician Advisory Council shall advise the Board regarding qualifications, standards for training, competency determination of dialysis technicians, and all other matter related to dialysis technicians.

### Functions

1. Submits recommendations to the Board as needed.
2. Submits to the Board proposed new and/or revised administrative regulations governing dialysis technician credentialing requirements and training program requirements.
3. Advises the Board regarding the interpretation of the legal scope of dialysis technician practice.
4. Provides a forum for the public, representative members and organizations to express concerns/needs regarding the regulation of dialysis technicians.

### Committee Recommendations Approved by the Board:

1. That the 2020-2021 Annual Report for the Dialysis Technician Advisory Council be approved as written.
2. That the following proposed revisions to 201 KAR 20:472 be approved:
  - a. In section 4(2) add the same language regarding the waiver of educational requirements for program administrators to also apply to assistant program administrators.
  - b. Add the same language from section 1 regarding granting program administrators a 5-year grace period for obtaining ABSN to also apply to assistant program administrators.

- c. In section 5(4) add the same educational waiver statement to also apply to bachelor's degrees for didactic faculty.
  - d. In section 6(d) amend the 160-hour internship requirement to only apply to persons who have 2 unsuccessful attempts on the final exam. Prior to the 3rd exam attempt, completion of a 160-hour internship is required.
  - e. To defer the gathering of data related to exam attempts and subsequent reporting of that data to a subcommittee.
3. That the Dialysis Technician Advisory Council scope and functions statement, with specified revisions, be approved.
4. That the following nominees be appointed to the DT Advisory Council to fill three (3) open seats:
  - a. Ada Porter, DT – Fresenius Kidney Care
  - b. Jamie King, DT – Dialysis Clinic, Inc.
  - c. Stephanie Hampton, CCHT, DT – Fresenius Kidney Care

## Education Committee

### Committee Membership:

Erica Lemberger, RN – Chair  
 Ashley Adkins, Citizen-at-Large  
 Audria Denker, RN  
 Jacob Higgins, RN  
 Jimmy Isenberg, RN  
 Susan Lawson, LPN  
 Mandi Walker, RN  
 Hope Jones, RN

KBN Staff: Valerie Jones, RN

### Meeting Dates:

September 23, 2021  
 November 8, 2021  
 January 20, 2022  
 March 10, 2022  
 May 19, 2022

### Purpose

The purpose of the Education Committee is to consider matters related to pre-licensure PN, RN, MSN/APRN and DNP/APRN education in the Commonwealth, and mandatory continuing education/competency.

### Functions

1. Initiate, review and/or recommend statutes and/or administrative regulations governing nursing education and continuing competency.
2. Review and recommend program approval status of pre-licensure nursing programs, including MSN/APRN and DNP/APRN programs.
3. Assess and respond to programs of nursing in relation to compliance with regulatory requirements.
4. Stay informed of trends and issues that impact the knowledge base for nursing practice within the nursing education and continuing competency.

**Committee Recommendations Approved by the Board:**

1. The staff NISF scholarships report was approved as written.
2. The 2020-2021 annual report for the Education Committee was approved as written.
3. That the additional revisions to the 2021-2022 Education Committee scope and functions, as stated, be enacted; and
4. That the revised 2021-2022 Education Committee objectives, as revised, be approved
5. That the additional revisions to the 2021-2022 education committee objectives, as stated, be enacted. And
6. That the revised 2021-2022 Education Committee objectives, as revised, be approved
7. That the following proposed revisions to 201 KAR 20:280 and 201 KAR 20:360 be approved:
  - a. That the proposed revisions be amended to stipulate that programs of nursing are to achieve candidacy in three years and full accreditation in four years; and
  - b. That the proposed revisions to 201 KAR 20:280, and subsequent revisions to section 7(4) be accepted with amendments; and
  - c. That the proposed revisions to 201 KAR 20:360 be accepted with amendments
8. That the following proposed revisions to 201 KAR 20:220 be approved:
  - a. Section 5 of the proposed revision of 201 KAR 20:220 be updated to reflect October 2021; and
  - b. That the proposed revisions to 201 KAR 20:220 and the Material Incorporated by Reference (MIR) be accepted as amended
9. That NCSBN be invited to speak at the next education committee meeting to discuss the service they offer for producing annual reports; and
10. That further action regarding revisions to the KBN annual report be deferred until more information is available regarding the capabilities, advantages, and disadvantages of the annual report service offered by NCSBN.
11. That the following proposed revisions to 201 KAR 20:320 be approved:
  - a. The definition of external examinations as given in the committee's first recommendation above, be moved to section 1(3) after the statement ending in "not produced by a program of nursing," such that section 1(3) would read:
    - i. "External examination" means a standardized norm-referenced examination that is designed to compare and rank test takers in relation to one another and is not produced by the programs of nursing.
  - b. The definition of remediation given in section 1(7), strike the second clause, to state as follows:
  - c. "Remediation" means the process by which a student improves or corrects a knowledge deficit through external examinations, other assignments, or activities.
  - d. The previous definition of external examinations be reinstated as previously given in section 4 (1), "is a standardized or norm referenced examination that is designed to compare and rank test takers in relation to one another and is not produced by the program of nursing"
  - e. In section 4(2), the first clause be stricken up to the comma, and the sentence be amended to state: "a program of nursing shall not use an external examination as the sole basis to determine a student's progression or graduation"
  - f. Section 4(4), which stated, "an external examination may be used to assist in the remediation of a student", be stricken, as it would be redundant following the proposed changes to section 4(1)
  - g. In section 4(7), strike the first two clauses of the paragraph so that it only states:

- h. A program of nursing shall not require students who have completed all requirements for graduation to earn a specific score or benchmark on an external examination as a condition for graduation or for placing the student's name on the certified list of Kentucky program of nursing graduates pursuant to 201 KAR 20:070.
- 12. That the request, dated May 3, 2021, to increase the baseline enrollment of Bellarmine University's BSN program from 184 students per year to 212 students per year be accepted.
- 13. That board staff create, distribute and provide the findings from a survey to other boards of nursing to collect information on what approval statuses are in use in other states;
- 14. That board staff draft some language regarding benchmarks triggering board action.
- 15. That that the board consider deferring regulations 201 KAR 20:280 and 201 KAR 20:360 for two reasons: a.) Consideration of NCSBN annual report template adoption and b.) Consideration of reintroducing a probationary status.
- 16. That Bellarmine University – Lansing school of Nursing and Clinical Sciences letter of intent to establish an additional CRNA program track, within the doctor of nursing practice (DNP) degree program be granted approval and invited to submit a proposal within one (1) year of the date the approval.
- 17. That the September 14-16, 2020 site visit report for the Northern Kentucky University baccalaureate program, Highland Heights, KY, be accepted; and
- 18. That that ongoing approval status to the Northern Kentucky University baccalaureate program, Highland Heights, KY be granted; and
- 19. Ensure that the APRN program secures all necessary preceptors for students enrolled in the APRN programs [reference: 201 KAR 20:062 section 5]. A compliance report that discusses implementation of the requirement to be met will be submitted to the board on or before June 1, 2022; and
- 20. Grant approval to the Northern Kentucky University master's degree programs that lead to APRN licensure (FNP, adult-gerontology acute care, psychiatric mental health) in nursing at Northern Kentucky University, Highland Heights, Kentucky, for 3 years, extending to June 30, 2024; and
- 21. Grant approval to the APRN certificate programs (adult-gerontology acute care, psychiatric mental health) at Northern Kentucky University, Highland Heights, Kentucky, for 5 years, extending to June 30, 2026.
- 22. That the February 24-26, 2021 joint site visit report for Beckfield College BSN program, Florence, KY be accepted; and
- 23. That the thirteen requirements to be met as stated in the February 24-26, 2021 joint site visit report be accepted:
- 24. That the requirements to be met as stated in the February 24-26, 2021 site visit report of Beckfield College baccalaureate degree nursing program, Florence, KY, be approved and to submit quarterly progress reports with supportive evidence concerning the progress in the implementation of the requirements to be met beginning June 1, 2022 with a focused site visit r/t the requirements to be met for spring of 2024.
- 25. That the August 23-26, 2021 site visit report for MedQuest College practical nursing (PN) program, Lexington, KY, be accepted; and
- 26. That the requirements to be met be accepted as written in the August 23-26, 2021 site visit report; and
- 27. That MedQuest College PN program, Lexington, KY will remain on initial status, with quarterly progress reports about requirements to be met to be submitted beginning March 31, 2022, and with a focused site visit on the requirements to be met, to be conducted in spring 2023.

28. That the March 24-26, 2021 joint site visit report for University of Kentucky BSN and APRN programs be accepted, as amended, to remove the requirement to be met; and
29. That ongoing approval status be granted to the University of Kentucky baccalaureate program, Lexington, KY; and
30. That per 201 KAR 20:062 section 3(17) (a), upon confirmation from the CCNE Board of Commissioner of Continued Accreditation that the master's degree program in nursing, doctor of nursing practice program, and post-graduate APRN certificate program at the University of Kentucky be granted ongoing approval not to exceed that which is granted by the CCNE board of commissioners as determined during the fall 2021 review.
31. That the September 14 – 16, 2021 site visit report of Ashland Community and Technical College associate degree nursing program, Ashland, KY, be accepted; and
32. That the requirements to be met as stated in the September 14 – 16, 2021 site visit report of Ashland Community and Technical College associate degree nursing program, Ashland, KY, be accepted; and
33. That the Ashland Community and Technical College associate degree nursing program, Ashland, KY, continue on approval status, with quarterly progress reports regarding the requirements to be met, with first report submitted beginning March 30, 2022; and
34. That a focused site visit of Ashland Community and Technical College's ADN program, Ashland KY, be conducted on the requirements to be met in spring 2023.
35. That the request from Spalding University to extend the interim program administrator position be approved.
36. That the University of Louisville's proposal to establish an additional CRNA program track within the DNP degree program in Louisville, Jefferson county, Kentucky, submitted on November 1, 2021, be accepted; and
37. That the University of Louisville be approved to establish a CRNA program track within the DNP degree program with developmental status
38. That the March 22-25, 2021, site visit report be accepted for the following Southcentral Kentucky CTC programs:
  - a. SKYCTC ADN: MEEP/academic career mobility curriculum, Bowling Green, KY
  - B. SKYCTC ADN: MEEP/academic mobility curriculum, Glasgow, KY
  - C. SKYCTC and LPN program, Glasgow, KY
39. That continuing approval status be granted to the following southcentral Kentucky CTC programs:
  - a. SKYCTC ADN: MEEP/academic career mobility curriculum, Bowling Green, KY
  - b. SKYCTC ADN: MEEP/academic mobility curriculum, Glasgow, KY
  - c. SKYCTC and LPN program, Glasgow, KY
40. That the September 21-23 & 27, 2021, site visit report of Hopkinsville Community College PN program, Hopkinsville, KY be accepted; and
41. That the requirements to be met be accepted as written in the September 21-23 & 27, 2021 site visit report; and
42. That Hopkinsville CC PN program of nursing in Hopkinsville, KY, continue approval status with quarterly progress reports to be submitted beginning May 31, 2022.
43. That the September 21-23 & 27, 2021, joint site visit report of Hopkinsville Community College (HCC) ADN program, Hopkinsville, KY be accepted; and
44. That the requirements to be met be accepted as written in the September 21-23 & 27, 2021 site visit report; and



45. That the Hopkinsville Community College associate degree program nursing Hopkinsville, KY continue approval status with quarterly progress reports to be submitted beginning May 31, 2022.
46. That the October 5-7, 2021, site visit report of Spalding University school of nursing prelicensure BSN program, Louisville, KY be accepted; and
47. That the requirements to be met as stated in the October 5-7, 2021, site visit report of Spalding University school of nursing prelicensure BSN program, Louisville, KY, be approved; and
48. That the Spalding University school of nursing prelicensure BSN program, Louisville, KY, continue approval status, with quarterly progress reports to be submitted beginning May 31, 2022, and a focused site visit on the requirements to be met to be conducted in spring 2023 in conjunction with CCNE.
49. That the November 2-4, 2021, focused site visit report of Sullivan University practical nurse program, Louisville, KY, be accepted; and
50. That the requirements to be met as stated in the November 2-4, 2021, focused site visit report of Sullivan University practical nurse program, Louisville, KY, be approved.
51. That the November 2 –4, 2021, site visit report for Sullivan University associate of science in nursing program, Louisville, KY, be accepted; and
52. That the requirements to be met as stated in the November 2-4, 2021, site visit report of Sullivan University school of nursing ASN program, Louisville, KY, be approved; and
53. That the Sullivan University associate of science in nursing program, Louisville, KY, continue approval status, with semi-annual progress reports to be submitted beginning March 31, 2022.
54. That the March 31-April 2, 2021, site visit report for the University of Louisville baccalaureate program, Louisville, Kentucky be accepted; and
55. That the University of Louisville baccalaureate nursing program, Louisville, Kentucky be granted ongoing approval status.
56. That the march 31-april 2, 2021, site visit report for the University of Louisville, Louisville, KY, master's degree program in nursing, doctor of nursing practice program and post-graduate APRN certificate program, Louisville, Kentucky be accepted; and
57. That the University of Louisville, master's degree program in nursing, doctor of nursing practice program and post-graduate APRN certificate programs, Louisville, KY, be granted ongoing approval for 10 years, extending to December 31, 2031, to coincide with the CCNE recommendation for continued accreditation.
58. That the October 7-9, 2020, site visit report for the Bellarmine University baccalaureate program, Louisville, Kentucky be accepted; and
59. That the Bellarmine University BSN program, Louisville, KY be granted ongoing approval status.
60. That the October 7-9, 2020, site visit report for the Bellarmine University, master's degree program in nursing, doctor of nursing practice program and post-graduate APRN certificate program, Louisville, Kentucky be accepted; and
61. That the Bellarmine University master's degree program in nursing, doctor of nursing practice program and post-graduate APRN certificate programs, Louisville, KY, be granted ongoing approval for 10 years, extending to June 30, 2031, to coincide with the CCNE recommendation for continued accreditation.
62. That the NCSBN annual report template be adopted with the understanding that the custom questions will be shared at the April 2022 board meeting and reviewed with the full board for discussion and decision, and
63. That the additional questions presented be approved and added to the NCSBN annual report.

64. That the 2021 NCLEX pass rates and 2020/2021 benchmarks be accepted and staff compile and prioritize information regarding which programs should be considered for site visits and bring the recommendations forward for consideration at the may education committee.
65. That 201 KAR 20:070 be amended to allow for the provisional license to be extended for up to six months and allow for the applicant holding a provisional license to fail the NCLEX examination one time without having the provisional license voided. A second NCLEX failure would cause the provisional license to be voided.
66. That the October 19-21, 2021 focused site visit report of Gateway Community and Technical College associate degree nursing program, Edgewood, KY, be accepted; and
67. That the requirements to be met as stated in the October 19-21, 2021 focused site visit report of Gateway Community and Technical College associate degree nursing program, Edgewood, KY, be approved and be granted ongoing approval, with quarterly progress reports to be submitted beginning May 31, 2022 to determine compliance with requirements to be met; and
68. That a follow up site visit be conducted in October, 2022 to determine compliance with requirements to be met.
69. That the January 25-27, 2022 site visit report of Big Sandy Community and Technical CTC ASN (academic career mobility) nursing program, Prestonsburg, KY, be accepted; and
70. That the requirements to be met as stated in the January 25-27, 2022 site visit report of Big Sandy CTC ASN (academic career mobility) nursing program, Prestonsburg, KY, be approved; and
71. That the Big Sandy CTC ASN (academic career mobility) nursing program, Prestonsburg, KY, be granted ongoing approval, with semi-annual progress reports to be submitted beginning May 31, 2022 and a focused site visit on the requirements to be met, to be conducted in spring 2023.
72. That the February 1-4, 2022 site visit report of Midway University ASN program of nursing, Midway, KY, be accepted; and
73. That the requirements to be met as stated in the February 1-4, 2022 site visit report of Midway University ASN program of nursing, Midway, KY, be approved; and
74. That Midway University ASN program of nursing, be granted ongoing program approval status, with semi-annual progress reports providing supportive evidence concerning the program's progress in fulfilling the requirements to be met, to be submitted beginning August 31, 2022.
75. That the February 8-10, 2022, site visit report of ATA College practical nurse to associate degree nursing program and traditional associate degree program, Louisville KY, be accepted; and
76. That the requirements to be met as stated in the February 8-10, 2022, site visit report of ATA College practical nurse to associate degree nursing program and traditional associate degree program, Louisville KY, be approved; and
77. That the program remain on initial approval status with quarterly progress reports providing supportive evidence concerning the program's progress in fulfilling the requirements to be met, to begin on May 31, 2022; and
78. That a follow up focused site visit be conducted in the fall of 2022 to determine progress toward meeting the remaining requirements to be met and review NCLEX pass rates and benchmarks to date; and
79. That the program of nursing remaining on its self-imposed halt on admissions, until the present 43 students have completed the program and NCLEX pass rates for 2022 have been reviewed.
80. That the Medical Career and Technical College proposal to open a practical nursing program be accepted and granted developmental approval.
81. That the Spalding University school of nursing letter of intent to establish a psychiatric mental health nurse practitioner program track be granted approval and invited to submit a proposal within 1 year of the date of the approval.

82. That the proposed changes to 201 KAR 20:260 be approved.
83. That the proposed changes to 201 KAR 20:310 be approved.
84. That the March 29-31, 2022 site visit report with the nine (9) requirements to be met for University of Pikeville ASN program of nursing, Pikeville, KY, be accepted, and
85. That the University of Pikeville ASN program of nursing, be granted continued program approval status, with semi-annual progress reports providing supportive evidence concerning the program's progress in fulfilling the below requirements to be met to be submitted beginning August 31, 2022.
86. That the March 1 – 3, 2022 site visit report of Bluegrass Community and Technical College ASN programs, Lawrenceburg and Lexington, KY, be accepted, and
87. That the requirements to be met as stated in the March 1 – 3, 2022 site visit report of Bluegrass Community and Technical College (BCTC), ASN programs, Lawrenceburg and Lexington, KY, be approved, and
88. That the Bluegrass Community and Technical College, ASN programs, Lawrenceburg and Lexington, KY, continue ongoing approval, with semi-annual reports to be submitted beginning December 30, 2022.
89. That the April 5 – 7, 2022, site visit report of Bluegrass Community and Technical College Danville and Leestown campuses PN nursing programs, be accepted; and
90. That the requirement(s) to be met as stated in the April 5 – 7, 2022, site visit report of Bluegrass Community and Technical College Danville and Leestown campuses PN nursing programs, be approved; and
91. That the Bluegrass Community and Technical College Danville and Leestown campuses PN programs of nursing, be granted ongoing program approval status, with semi-annual progress reports providing supportive evidence concerning the program's progress in fulfilling the requirements to be met to be submitted beginning December 30, 2022.
92. That the February 22-24, 2022 site visit report of Maysville Community and Technical College ASN programs, main campus, Maysville, and Licking Valley campus, Cynthiana, KY; and PN programs, main campus, Maysville, and Rowan campus, Morehead, KY, be accepted, and
93. That the requirements to be met as stated in the February 22-24, 2022, site visit report of Maysville Community and Technical College, ASN programs, main campus, Maysville, and Licking Valley campus, Cynthiana, KY; and the PN programs, main campus, Maysville and Rowan campus, Morehead, KY, be approved, and
94. That the Maysville Community and Technical College ASN programs, Maysville, and Licking Valley campus, Cynthiana, KY; and PN programs, Maysville, and Rowan campus, Morehead, KY, continue ongoing approval with semi-annual progress reports beginning December 30, 2022.
95. That the April 13 – 15, 2022, site visit report of Hazard Community and Technical College – Lees College campus PN nursing program, be accepted, and,
96. That the requirement(s) to be met as stated below and in the April 13 -15, 2022, site visit report of Hazard Community and Technical College - Lees College campus PN nursing program, be approved and the Hazard Community and Technical College - Lees College campus PN program of nursing, be granted ongoing program approval status, with semi-annual progress reports providing supportive evidence concerning the program's progress in fulfilling the requirements to be met to be submitted beginning December 30, 2022.

97. That the April 18-20, 2022 site visit report of Kentucky State University BSN program of nursing be accepted, and,
98. That the requirements to be met as stated below and in the April 18-20, 2022 site visit report of Kentucky State University BSN program of nursing, be approved, and the Kentucky state University BSN program of nursing remain on initial approval status with quarterly reports beginning on September 1, 2022 and a site visit in one year.

## Governance Committee

### Committee Membership:

Audria Denker, RN – Chair  
Ashley Adkins, Citizen-at-Large  
Jacob Higgins, RN  
Jimmy Isenberg, RN  
Dana Steffey, LPN  
Jana Bailey, APRN

### Meeting Dates:

September 23, 2021  
November 8, 2021  
January 20, 2022  
March 10, 2022  
May 19, 2022

KBN Staff: Jeff Prather, JD  
Kelsea Williams, Assistant

### Purpose

The purpose of the Governance Committee is to consider those matters related to internal board governance, operations and structure.

### Functions

1. Review Board guidelines dealing with administrative functions for necessary revision.
2. Oversee plans for Board member development including orientation processes.
3. Recommend revisions to Board structure.
4. Review and evaluate Board operations.
5. Initiate strategic planning.
6. Review financial issues as needed.

### Committee Recommendations Approved by the Board:

1. That the 2020-2021 Annual Report for the Governance Committee be approved as written.
2. That 201 KAR 20:480 be approved as amended.
3. That the proposed changes to the workforce data collection and the associated applications that are incorporated by reference be accepted.
4. That the proposed amendments to 201 KAR 20:085 be approved.
5. That 201 KAR 20:110 move forward as filed with the LRC.

# Practice Committee

## Committee Membership:

Mandi Walker, RN – Chair  
Jana Bailey, APRN  
Jacob Higgins, RN  
Susan Lawson, LPN  
Adam Ogle, RN  
Carl Vinson, LPN  
Anne Venio, RN

## Meeting Dates:

September 24, 2021  
November 8, 2021  
January 21, 2022  
March 10, 2022  
May 20, 2022

KBN Staff: Kim Richmond, DNP, RNC-OB  
Michelle Gary, Assistant

## Purpose

The purpose of the Practice Committee is to consider those matters related to the interpretation of the legal scope of nursing practice as defined in Kentucky Revised Statutes Chapter 314 and Board of Nursing administrative regulations. Committee deliberations may include review of other relevant statutes and regulations as necessary.

## Functions

1. Studies nursing practice issues related to the legal scope of nursing practice.
2. Assists in the review, revision or initiation of administrative regulations pertaining to nursing practice as authorized by KRS Chapter 314.
3. Develops guidelines and advisory opinion statements on matters related to nursing practice.
4. Submits recommendations to the Board on matters related to the function.

## Committee Recommendations Approved by the Board:

1. That the 2020-2021 annual report for the Practice Committee be approved as written.
2. That the 2021-2022 Practice Committee scope and functions, with specific revisions, be approved.
3. That the 2021-2022 Practice Committee objectives, with specific revisions, be approved.
4. That the following advisory opinions not incorporated into advisory opinion statements be reaffirmed:
  - A. Bowel and bladder program care as issued October 2018
    - I. It is within the scope of practice for the LPN, RN, or APRN, who is educationally prepared and clinically competent, to perform bowel and bladder program care including intermittent urinary catheterization and digital rectal stimulation. These acts are considered to be nursing tasks.
    - II. An RN or APRN may delegate these tasks to unlicensed personnel who are trained and competent to perform the tasks under an established plan of care developed after an assessment of the patient by an RN, APRN, or physician.



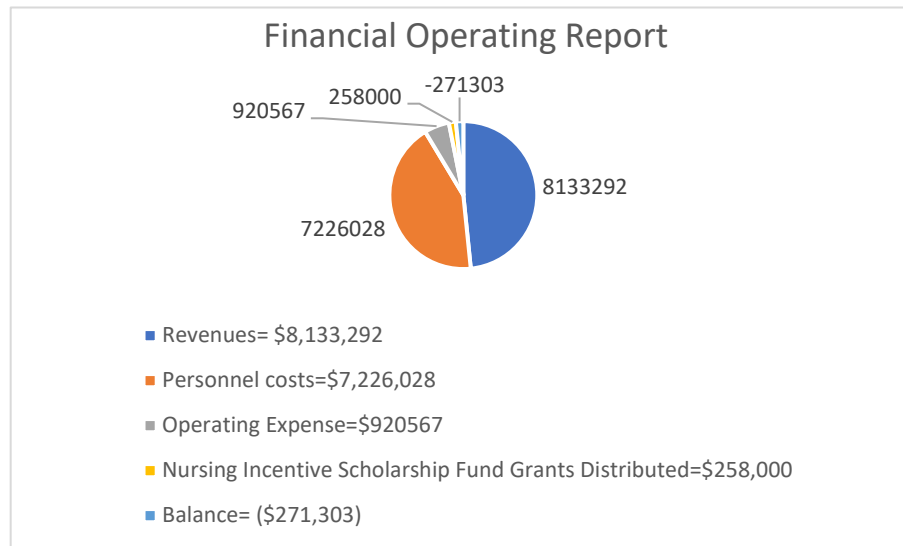
- III. Under KRS 205.900(3), 910 KAR 1:090, and AOS #15, these tasks are not considered to be the practice of nursing when the performance is directed by the client, the client's family, the client's legal guardian, or the client/client family/legal guardian's delegate.
- IV. An RN or APRN, who is educationally prepared and clinically competent in the performance of bowel and bladder program tasks, may train unlicensed individuals in the performance of bowel and bladder program related tasks.
- V. It is not within the scope of practice for an LPN to train unlicensed individuals in the performance of bowel and bladder program related tasks.
- B. Paracentesis as issued February 2019:
  - I. The licensed practical nurse provides assistance to the physician, physician assistant, or APRN during paracentesis. It is not within the scope of practice of the LPN to monitor a patient nor to adjust, or remove a paracentesis catheter.
  - II. It is within the scope of practice of a registered nurse who is educationally prepared and clinically competent to assist the physician, physician assistant, or APRN in the performance of a paracentesis procedure, and to monitor the patient once the catheter has been inserted by a physician, physician assistant, or APRN and to remove the catheter.
  - III. It is not within the scope of practice of a registered nurse to adjust the paracentesis catheter.
  - IV. It is within the scope of practice for an advanced practice registered nurse, who is educationally prepared and clinically competent, to perform ultrasound-guided paracentesis procedures.
- C. Thoracentesis as issued June 2019:
  - I. It is within the scope of practice of a registered nurse who is educationally prepared and clinically competent to remove a thoracentesis catheter after it has been inserted.
  - II. The physician, physician assistant, or APRN must remain onsite during removal of the thoracentesis catheter by the registered nurse, monitoring for an adverse outcome.
  - III. It is within the scope of practice of an APRN who is educationally prepared and clinically competent to perform thoracentesis procedures.
- D. Therapeutic phlebotomy, RN nursing practice as issued June 2016:
  - I. The performance of therapeutic phlebotomy (removal of a large volume of blood via a central venous access device), is within the scope of the registered nursing practice for the nurse who is educationally prepared and clinically competent in the performance of the procedure.
  - II. The performance of therapeutic phlebotomy should be in accordance with documented facility policy and procedure as well as current evidence based practice.
- E. Gastric band adjustment, RN and LPN scope of practice as issued in October and December 2014:
  - I. It is within the scope of registered nursing practice for an RN who is educationally prepared and currently clinically competent to perform gastric band adjustments under the supervision of a physician or APRN. There should be documented evidence of the registered nurse's educational preparation and current clinical competence. The RN should follow written policy and

- procedures and evidence-based protocols agreed upon by the medical and nursing staff and formally adopted by the facility, organization or practice.
- II. The performance of gastric band adjustment is within the scope of practice of the RN the performance of gastric band adjustment is not within the scope of licensed practical nursing practice.
- F. Dynamic endocrine testing, LPN scope of practice as issued April 2015:
- I. It is within the scope of licensed practical nursing practice for an LPN, who is educationally prepared and currently clinically competent to perform dynamic endocrine testing under the onsite supervision of a physician, APRN or registered nurse in accordance with 201 KAR 20:490 licensed practical nurse intravenous therapy scope of practice.
  - II. There should be documented evidence of the LPN's educational preparation and current clinical competence.
  - III. The LPN would be expected to follow written policy and procedures and evidence-based protocols agreed upon by the medical and nursing staff and formally adopted by the facility or organization.
- G. Klonopin™ (clonazepam) wafers as issued December 2017:
- I. It is within the scope of the practice of registered nurses to delegate the medication administration of Klonopin (clonazepam) wafers for seizure management to unlicensed assistive personnel.
- H. Administration of radiopharmaceuticals RN scope of practice as issued June 2017:
- I. The patient education, handling, preparation, and administration by various routes (intravenous, inhalation, oral, intracavity, intrathecal, subcutaneous, and intradermal) of radiopharmaceuticals is within the scope of registered nursing practice for the registered nurse who is educationally prepared and currently clinically competent.
  - II. The registered nurse shall have documented evidence of completion of continuing education, which provides for clinical practice and demonstration of competency in the performance of such procedure.
  - III. The registered nurse is responsible to maintain documentation of educational preparation and for maintaining current clinical competence.
  - IV. The registered nurse would need to be aware of his/her own safety as well as that of the patient by applying knowledge of time, distance, and shielding in administering the radiopharmaceuticals.
5. That the following advisory opinions that were reaffirmed be incorporated into advisory opinion statements:
- A. Bowel and bladder program care – originally issued October 2018:
    - I. The advisory opinion on bowel and bladder program care be incorporated within advisory opinion statement (AOS) #11 insertion and removal of nasogastric tubes and reinsertion of percutaneous endoscopic gastrostomy (peg).
  - B. Paracentesis – originally issued February 2019:
    - I. The advisory opinion on paracentesis be incorporated within advisory opinion statement (AOS) #11 insertion and removal of nasogastric tubes and reinsertion of percutaneous endoscopic gastrostomy (peg).
  - C. Thoracentesis – originally issued June 2019:
    - I. The advisory opinion on thoracentesis be incorporated within advisory opinion statement (AOS) #29 cardiopulmonary/respiratory nursing practice.

- D. Therapeutic phlebotomy, RN nursing practice – originally issued June 2016:
  - I. The advisory opinion on therapeutic phlebotomy be incorporated within advisory opinion statement (AOS) #25 placement of central and arterial lines, and arterial blood sampling.
- E. Gastric band adjustment, RN and LPN scope of practice – originally issued October and December 2014:
  - I. The advisory opinions on gastric band adjustment, RN and LPN scope of practice be incorporated within advisory opinion statement (AOS) #11 insertion and removal of nasogastric tubes and reinsertion of percutaneous endoscopic gastrostomy (peg).
- F. Dynamic endocrine testing, LPN scope of practice – originally issued April 2015:
  - I. The advisory opinion on dynamic endocrine testing be incorporated within advisory opinion statement (AOS) #16 roles of nurses in the administration of medications via various routes.
- G. Administration of radiopharmaceuticals RN scope of practice – originally issued June 2017:
  - I. The advisory opinion on the administration of radiopharmaceuticals, RN scope of practice, be incorporated within advisory opinion statement (AOS) #16 roles of nurses in the administration of medications via various routes.
- 6. That the following advisory opinions previously deferred be incorporated into advisory opinion statements:
  - A. Scope of practice in the delegation and administration of Klonopin™ (clonazepam) wafers – originally issued November 2017:
    - I. It is within the scope of the practice of registered nurses to delegate the medication administration of Klonopin (clonazepam) wafers for seizure management to unlicensed assistive personnel, be reaffirmed and incorporated within advisory opinion statement (AOS) #30 school nursing, and where applicable to include reference to this opinion within appropriate corresponding advisory opinion statements.
  - B. Scope of practice of LPNs in the administration of local anesthesia to dental patients – originally issued 2010:
    - I. The administration of local anesthesia to dental patients is within the scope of registered nursing practice for the nurse who possesses the requisite educational preparation and current clinical competency to perform the act in a safe effective manner. The nurse's practice should be consistent with the Kentucky nursing laws and established standards of practice, and be evidence based.
    - II. It is the advisory opinion of the board that the administration of local anesthesia to dental patients is not within the scope of the licensed practical nurse, be reaffirmed, and incorporated within advisory opinion statement (AOS) #16 roles of nurses in the administration of medications via various routes.
  - C. Scope of practice in the recommendation and administration of over the counter (OTC) medications – originally issued April 2016:
    - I. A nurse, as an employee or volunteer of a health care delivery system, provides non-prescription medication to an individual; the nurse should do so based on an order from a physician, physician assistant, APRN, or dentist or medically approved guidelines to supply the non-prescription medication.

- II. An educationally prepared and clinically competent nurse, as an individual who is acting outside a health delivery system, may choose to recommend or administer a non-prescription drug (in a pre-labeled, pre-packaged form) to a person whose condition warrants it based on nursing assessment; be reaffirmed, and incorporated within advisory opinion statement (AOS) #16 roles of nurses in the administration of medications via various routes.
7. That the KBN comparison chart of RN/LPN practice, as submitted, be approved; and advisory opinion statement (AOS) #27 components of LPN practice, as revised, be approved.
8. That the proposed changes to 201 KAR 20:490 be approved.

## Fiscally Responsible Use of Funds



The KBN is a 100% fee supported agency utilizing no General Fund monies. The bulk of the revenues realized by KBN are the result of licensing fees, which are assessed annually. This fiscal year receipts totaled \$8,133,292 with outgoing expenditures totaling \$8,404,595. This supports the operations of the KBN. The balance of receipts remaining after

expenditures are utilized to carry the agency through the first quarter of the following year until the licensure renewal process produces additional funds. In this fiscal year, the agency had to utilize reserve funds from prior years to offset the difference of \$271,303 in revenues and expenditures.

There were changes to the KBN's fee schedule in 2022. The dialysis technician fees for the initial program, renewal and reinstatement fees were increased. This is reflected in the current provided fee schedule.

### FEES FOR LICENSURE APPLICATIONS AND SERVICES

(All fees are nonrefundable and subject to change)

<b><u>APPLICATION FEES</u></b>	<b><u>RN/LPN</u></b>
Endorsement .....	\$165
Examination .....	\$125
Reinstatement .....	\$135

Renewal *	\$65
Retired Licensure Status	\$25

#### Dialysis Technician (DT):

DT Initial Credential	\$70
DT Credential Renewal	\$35
DT Credential Renewal Filed After Deadline	\$25 (Additional)
DT Credential Reinstatement	\$100
DT Duplicate Renewal Application	\$10
DT Initial Training Program Approval	\$2000
DT Continued Training Program Approval	\$1000
DT Continued Training Program Approval Filed After Deadline	\$150 (Additional)
DT Reinstatement Training Program Approval	\$1000
DT Name Change	\$25

#### Advanced Practice Registered Nurse (APRN)

APRN Licensure	\$165
APRN Reinstatement	\$135
APRN Renewal	\$55 (For each designation)

#### Sexual Assault Nurse Examiner (SANE)

SANE Registration	\$120
SANE Reinstatement	\$120
SANE Renewal	\$50

#### Continuing Education (CE)

Initial Provider Approval/Program Approval	\$400
Reinstatement of Provider Approval	\$400
Renewal of Provider Approval	\$100
Offering Approval via Staff Review	\$10

#### Licensed Certified Professional Midwife (LCPM)

Initial LCPM Licensure	\$1,000
LCPM Reinstatement	\$1,000
LCPM Renewal	\$1,000

Application to Establish a Program of Nursing	\$2,000
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#### **SERVICES**

Verification of Original Licensure	\$50
Certificate (ex: Nursing, etc)	\$30
Verification of Dialysis Technician Credential (Written Requests)	\$10 (1 <sup>st</sup> Individual
– \$1 Each Additional Listed) Verification of Licensure, Registration, or Credential Status:	
Individual/List	\$50 (1 <sup>st</sup> Individual
– \$20 Each Additional)	
Name Change	\$25
Duplicated Material (such as Advisory Opinion Statements)	\$0.10 (Per Page)
Copy of Statute	Free from <a href="http://www.kbn.ky.gov/laws">www.kbn.ky.gov/laws</a>
Copy of an Examination Result or Transcript	\$25
Paper Application	\$40
Returned Check Fee	\$35
Request to Transfer NCLEX Test Results	\$75

Online Data Roster Download (Bulk Nurse Data Service Application) \$480 (More than 20,000 Individuals)  
 \$360 (5,000 – 20,000 Individuals)  
 \$120 (Less than 5,000 Individuals)

Online License Validation \*\*

Level I (Basic) ..... NO CHARGE  
 Level II (Enhanced) ..... \$0.10 Per License Validated + \$225  
 Annually  
 Level III (Premium) ..... \$0.10 Per License Validated +  
 \$375 Annually Scope of Practice Determination Guidelines..... NO CHARGE (available on KBN  
 website)  
 Summary Report of KBN Advisory Opinions on Nursing Practice Issues. .... NO CHARGE (available on KBN  
 website)  
 KBN History ..... NO CHARGE (available on KBN  
 website)

Please note that service fees are assessed by the electronic payment processing company for credit cards (2.75% transaction fee) and ACH (online checks) (\$1.00 transaction fee). These fees are not retained by the KBN.

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

\*\* These fees are for services provided by another party; none are retained by KBN.

## Protecting the Public through Education

### Overview: Number of Board Approved Prelicensure Programs of Nursing (June 2022)

The number of all pre-licensure programs of nursing Kentucky that have received full, developmental, or initial status.

	Approved	Initial	Developmental	Total (Approved, Initial, Developmental)
MEPN	02	00	00	02
BSN	17	02	00	19
ADN	37	06	00	43
PN	27	03	00	30
<b>Total*</b>	<b>83</b>	<b>11</b>	<b>0</b>	<b>94*</b>

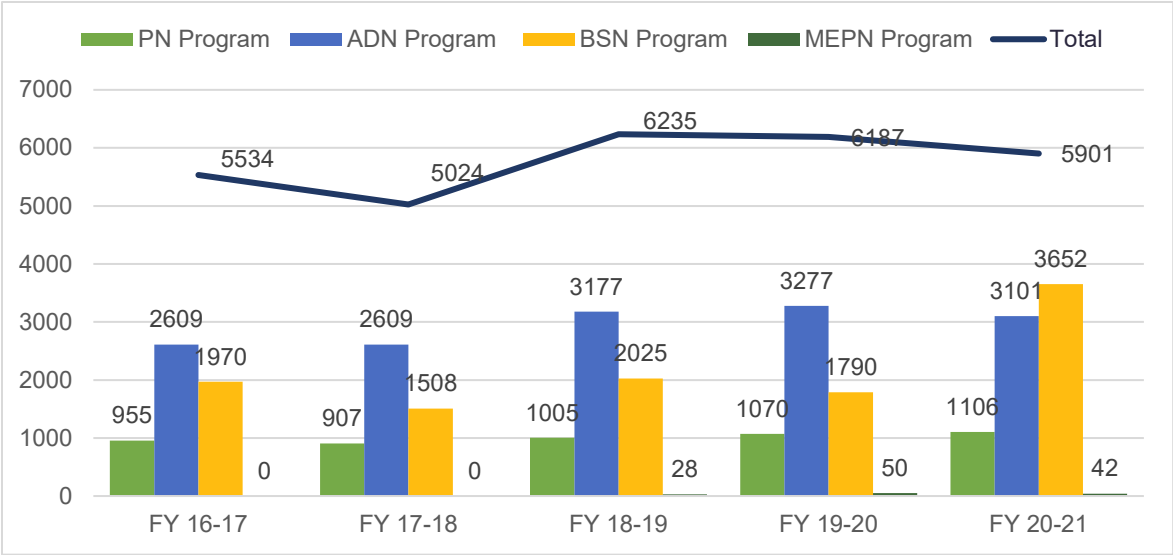
If all programs in initial and developmental status receive approval from the Board, there will be a total of **94** pre-licensure programs of nursing in Kentucky.

Please Note: The following figures utilize program data for fiscal year 2020-2021. Some figures also present data from prior years for comparison. Data for reporting period ending June 30, 2022 (FY 2021- 2022) has not yet been collected.

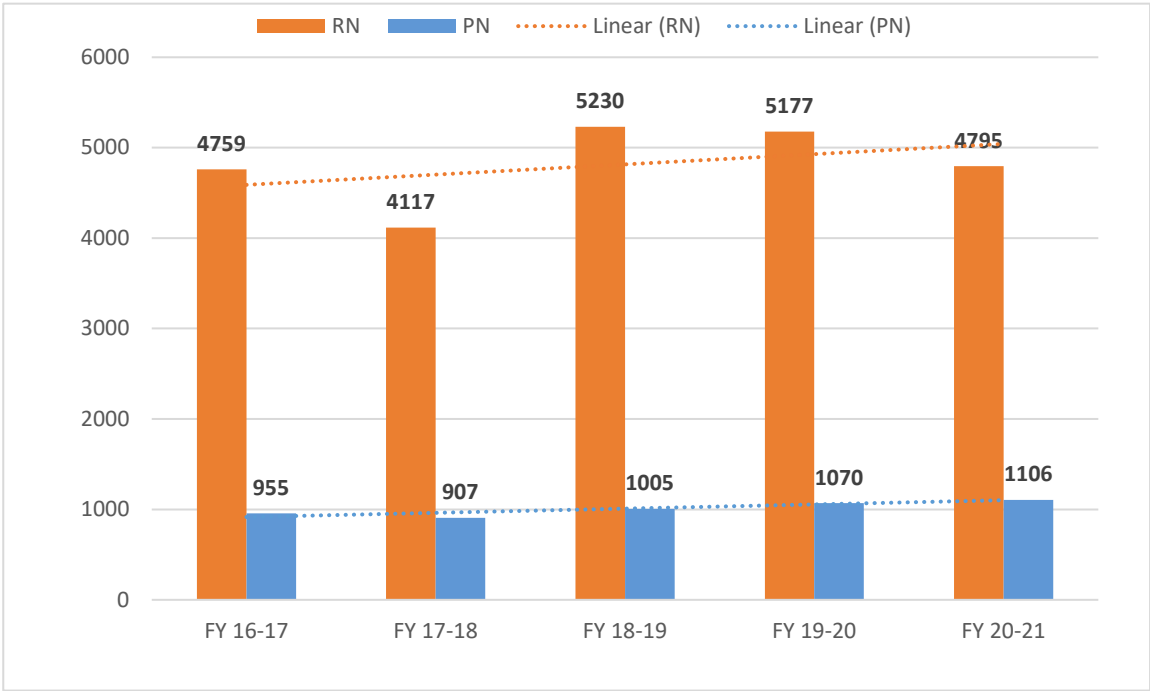
Not all pre-licensure programs submit annual reports. Programs in developmental status will not have data to report. Programs that are in initial

status may similarly not have data to report depending on when their first cohort commenced their coursework. In contrast, initial status programs whose first cohort graduated in that reporting period will have sufficient data. These programs remain in initial status until the Board receives and reviews the first cohort graduation site visit report, at which time direction may be given regarding the program's status.

**Program of Nursing Admissions New Enrollees: FY 16-17 to FY 20-21**

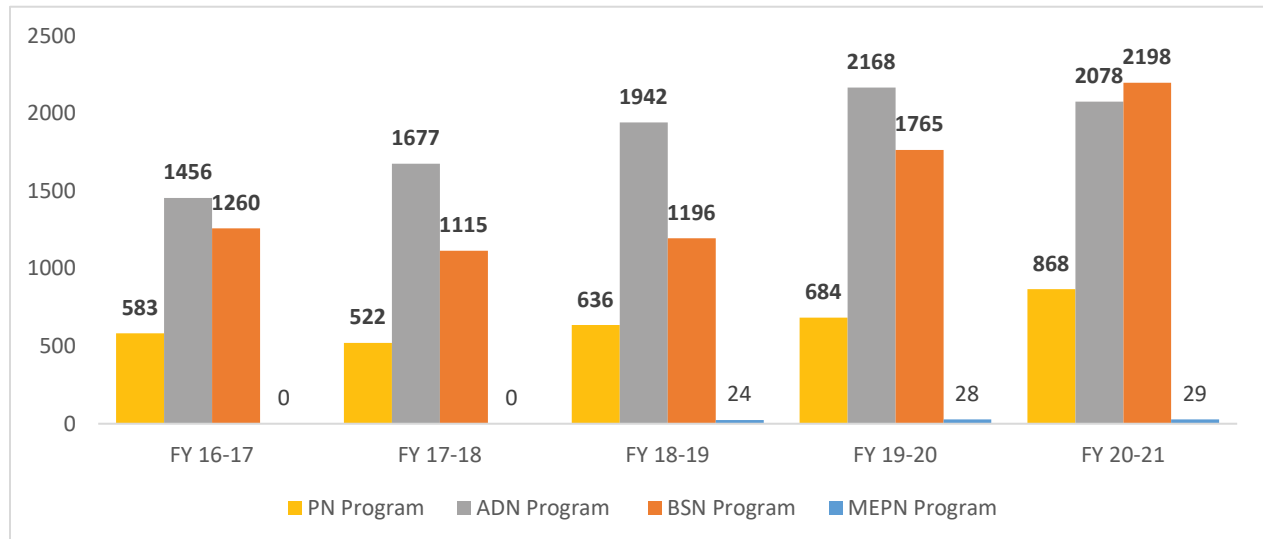


**Program of Nursing Admissions: New Enrollees in RN & PN Programs FY 16-17 to FY 20-21**



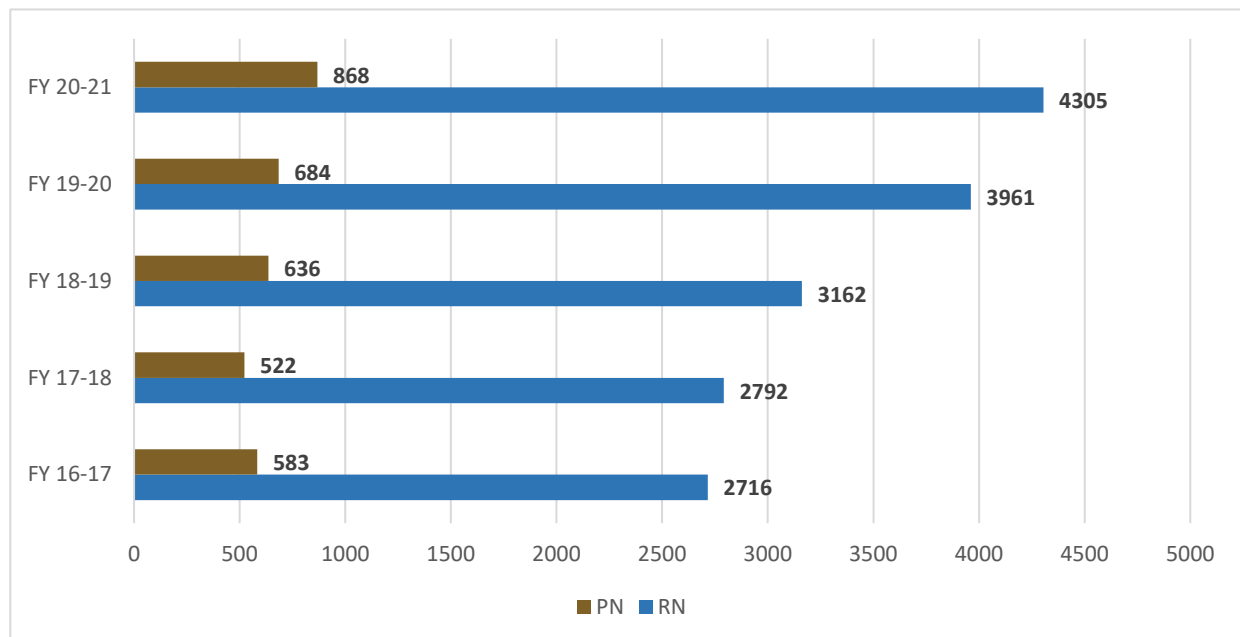
For the reporting period of July 1, 2020 to June 30, 2021, there were 5,901 Students enrolled in prelicensure programs of nursing in the Commonwealth of Kentucky.

### Program of Nursing Graduates: FY 16-17 to FY 20-21



Prelicensure Program of Nursing Type	Total student enrollment
PN	2082
ADN	7333
BSN	4908
Prelicensure MSN (MEPN)	71
Total enrollment for all PONs for reporting period	14,394

### Registered Nurse & Practical Nurse Graduates: FY 16-17 to FY 20-21





# Approved Nursing Programs

## Licensure Examination (NCLEX) 2021 Pass Rate Profiles (January 1, 2021 – December 31, 2021)

### Programs of Practical Nursing

Eighty-one percent (81%) of the Programs of Practical Nursing with testers in 2021 met the required 80% Pass Rate for First-time NCLEX-PN Writers.

### Associate Degree Nursing Programs

Eighty percent (80%) of the Associate Degree Programs of Nursing with testers in 2021 met the required 80% Pass Rate for first-time NCLEX-RN Writers.

### Baccalaureate Degree Nursing Programs

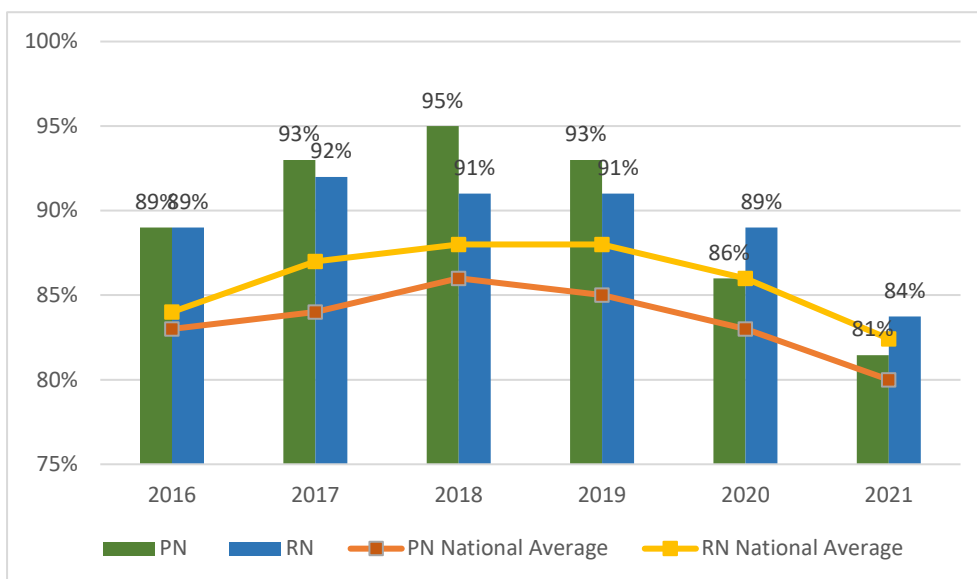
Eighty-seven percent (87%) of the Baccalaureate Degree Programs of Nursing with testers in 2021 met the required 80% Pass Rate for First-time NCLEX-RN Writers.

Summary 2021 NCLEX Pass Rates				
	Passing	Testing	Kentucky Pass Rate Average	National Pass Rate Average
BSN/MEPN	1219	1397	87.26%	86.06%
ADN	1480	1845	80.22%	78.78%
PN	545	669	81.46%	79.60%

\* Note: Pass Rates in table calculated by calendar year from, Jan. 1, 2021 – Dec. 31, 2021.

\*\* National Pass Rates from NCSBN report: [https://www.ncsbn.org/NCLEX\\_Stats\\_2021\\_Q4.pdf](https://www.ncsbn.org/NCLEX_Stats_2021_Q4.pdf)

## NCLEX Pass Rates



For 2021, the national pass rate for first-time testers for the NCLEX-RN was 82.42% and Kentucky's NCLEX 2021 average was 83.74%. The 2021 NCLEX-PN national pass rate average for first-time testers was 79.6% and Kentucky's 2021 NCLEX pass rate average was 81.46%.

# Kentucky Board of Nursing Approved Nursing Programs As of 05/31/2022

The Programs of Nursing listed below are currently **APPROVED** by the Kentucky Board of Nursing to operate in the Commonwealth of Kentucky

**Developmental Status:** approval of the proposal for a new program of nursing.  
**Initial Status:** admission of the first class of a program of nursing.  
**Approved:** permission by the Board to operate a program of nursing.

## DNP/APRN

Doctor of Nursing Practice (DNP)/Advanced Practice Registered Nurse (APRN) degree programs are regulated by 201 KAR 20:062

Program of Nursing	Current Status
Eastern Kentucky University	Approved
Frontier Nursing University	Approved
Kentucky State University	Approved
Murray State University	Approved
Northern Kentucky University	Approved
University of Kentucky	Approved
University of Louisville	<b>Developmental</b>
Western Kentucky University	Approved

## Master's Degree Nursing Leading to APRN

Master's Degree Nursing leading to Advanced Practice Registered Nurse (APRN) programs are regulated by 201 KAR 20:062

Program of Nursing	Current Status
Bellarmino University	Approved
Campbellsville University	Approved
Eastern Kentucky University	Approved
Frontier Nursing University	Approved
Indiana Wesleyan University	Approved
Kentucky Christian University	Approved
Morehead State University	Approved
Murray State University	Approved
Northern Kentucky University	Approved
Spalding University	Approved
University of Louisville	Approved
University of the Cumberlands	Approved
Western Kentucky University	Approved

## Prelicensure Registered Nurse and Practical Nurse Programs

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Prelicensure Registered Nurse and Practical Nurse (MEPN, BSN, ADN, PN) programs are regulated by 201 KAR 20:260 through 20:360

### Master's Entry into Professional Nursing

University of Louisville	Approved
Western Kentucky University	Approved

### Baccalaureate Degree Nursing

Program of Nursing	Current Status
Beckfield College	Approved
Bellarmine University	Approved
Berea College	Approved
Eastern Kentucky University	Approved
Galen College of Nursing	Approved
Kentucky Christian University	Approved
Kentucky State University	Initial
Lindsey Wilson College	Approved
Midway University	Initial
Morehead State University	Approved
Murray State University	Approved
Northern Kentucky University	Approved
Spalding University	Approved
Thomas More University	Approved
Union College	Approved
University of Kentucky	Approved
University of Louisville	Approved
University of Louisville - Owensboro	Approved
Western Kentucky University	Approved

### Associate Degree Nursing

Program of Nursing	Current Status
American National University	Approved
Ashland Community & Technical College	Approved
ATA College	Initial
Beckfield College	Approved
Big Sandy Community & Technical College	Approved
Bluegrass Community & Technical College - Leestown/Lexington	Approved
Bluegrass Community & Technical College - Lawrenceburg	Approved
Campbellsville University	Approved
Campbellsville University - Harrodsburg	Approved
Eastern Kentucky University	Approved
Elizabethtown Community & Technical College	Approved
Galen College of Nursing	Approved
Galen College of Nursing - Hazard Campus	Approved
Gateway Community & Technical College	Approved
Hazard Community & Technical College	Approved

Hazard Community & Technical College - Lees Campus/Jackson	Approved
Henderson Community College	Approved
Hopkinsville Community College	Approved
Jefferson Community & Technical College - Main/Downton Campus	Approved
Jefferson Community & Technical College - Shelbyville	<b>Initial</b>
Kentucky State University	Approved
Lincoln Memorial University - Corbin Campus	Approved
Madisonville Community College	Approved
Maysville Community & Technical College	Approved
Maysville Community & Technical College - Licking Valley/Cynthiana	Approved
Maysville Community & Technical College - Mt. Sterling	<b>Initial</b>
<b>Program of Nursing</b>	<b>Current Status</b>
Midway University	Approved
Morehead State University	Approved
Morehead State University - Mt. Sterling	Approved
Owensboro Community & Technical College	Approved
Somerset Community College	Approved
Somerset Community College - Laurel/London	Approved
Somerset Community College - Manchester	<b>Initial</b>
Somerset Community College - McCreary/Whitley City	<b>Initial</b>
Southcentral Kentucky Community & Technical College, Bowling Green	Approved
Southcentral Kentucky Community & Technical College - Glasgow	Approved
Southeast Kentucky Community & Technical College	Approved
Southeast Kentucky Community & Technical College - Middlesboro	Approved
Sullivan University	Approved
University of Pikeville	Approved
University of the Cumberlands	<b>Initial</b>
West Kentucky Community & Technical College	Approved
Western Kentucky University	Approved
<b>Practical Nursing</b>	
<b>Program of Nursing</b>	<b>Current Status</b>
Ashland Community & Technical College	Approved
ATA College	Approved
Beckfield College	Approved
Big Sandy Community & Technical College - Mayo/Paintsville	Approved
Bluegrass Community & Technical College - Leestown/Lexington	Approved
Bluegrass Community & Technical College - Danville	Approved
Campbellsville University	Approved
Campbellsville University - Harrodsburg	Approved
Galen College of Nursing	Approved
Hazard Community & Technical College	Approved
Hazard Community & Technical College - Lees College Campus	Approved
Hopkinsville Community College	Approved

Jefferson Community & Technical College	Approved
Jefferson Community & Technical College - Carrollton	Approved
Jefferson Community & Technical College - Shelbyville	Approved
Madisonville Community College	Approved
Maysville Community & Technical College	Approved
Maysville Community & Technical College - Rowan/Morehead	Approved
Maysville Community & Technical College - Licking Valley/Cynthiana	Approved
Maysville Community & Technical College - Montgomery/Mt. Sterling	Approved
MedQuest College - Lexington	<b>Initial</b>
MedQuest College - Louisville	<b>Initial</b>
Somerset Community College	Approved
Somerset Community College - Clinton County/Albany	<b>Initial</b>
Somerset Community College - Laurel Campus/London	Approved
Southcentral Kentucky Community & Technical College - Bowling Green	Approved
Southcentral Kentucky Community & Technical College - Glasgow	Approved
Southeast Kentucky Community & Technical College	Approved
Sullivan University	Approved
West Kentucky Community & Technical College	Approved

**Summary of the number of approved Kentucky continuing education providers by category:**

## Continuing Education

Professional Nursing Organizations:	3
Related Nursing Organizations:	3
Educational Institutions:	21
Health Services Agencies:	89
Health Related Organizations:	21
Commercial Organizations:	4
Other:	18
<b>Total:</b>	<b>160</b>

**Fiscal Year 2021 - 2022 Provider Renewals**

Provider Renewals Due	72
Providers Renewed through 2022	63
Providers Not Renewed	9

**Fiscal Year 2021 - 2022 Initial Providers**

**Approved**

Health Services Agencies:
Kindred Hospital Louisville
Southern Kentucky Rehabilitation Hospital
Health Related Organizations:
Lincoln County EMS Training
Other
New Vista
FMRNAMM The Remote Nurse

**Fiscal Year 2021-2022 Reinstatement of CE Providers**

Related Nursing Organizations
KY Perinatal Association

**Fiscal Year 2021 - 2022 Individual Review of CE Offerings**

Individual CE Offerings Approved

10

# Continuing Education Audit

The CE/Competency earning period occurs from November 1 through October 31. To ensure compliance with CE requirements, the KBN performs an annual audit of nurse licensees beginning in February of the following year. Nurses are randomly selected.

The KBN partnered with CE Broker as the official CE tracking system. CE Broker is offered to licensees and the KBN at no cost. This tool allows nurses to upload CE documents into their CE Broker account to provide proof of completion of their CE requirements and to track continuing education. CE Broker was first used during the 2020 CE Audit conducted in 2021 for nurses selected for the audit and was made available as an optional program for electronic maintenance of CE records to all nurse licensees. To ensure compliance with CE requirements, the KBN performs an annual audit of nurse licensees beginning in February of the following year. Nurses are randomly selected.

## **2021 Annual Continuing Education Audit Conducted in 2022 for the Earning Period 11/1/2020 – 10/31/2021**

### **Audits Performed by License Type**

Licensed Practical Nurses	145
Registered Nurses	595
Advanced Practice Registered Nurses	97

**Total:** **837**

### **Audit Responses**

KBN received seven hundred and ninety-eight (798) responses to the audit, a ninety-five percent (95%) response rate.

Six hundred and fifty (650) of the total number of individuals audited were approved for compliance. A seventy-eight percent (78%) compliance rate of the total audited.

### **Non-Compliant Individuals**

A total of one hundred and forty-eight (148) nurses who submitted documents for the 2021 CE audit were deemed to be non-compliant for the November 1, 2020 – October 31, 2021 earning period.

Thirty-Nine (39) Nurse selected for the audit failed to respond to requests for submission of proof of completion of continuing competency requirements.

Non-compliant individuals were referred to the Investigation Branch.

# Nursing Practice: Advisory Opinion Statements

KBN interprets the legal scope of nursing practice according to Kentucky nursing laws and administrative regulations in the determination of safe and effective nursing care for the citizens of the Commonwealth. Advisory Opinion Statements (AOS) are issued when multiple inquiries are received on the same practice matter as guidelines for safe practice. Advisory Opinion Statements are available at: <https://kbn.ky.gov/Practice/Pages/Advisory-Opinion-Statements.aspx>

AOS #    Topic (changes made during this fiscal year are bolded for emphasis)

1. **\*\*Withdrawn from Publication\*\*** (2020)
2. Scope of Nursing Practice in Gynecological Cancer Detection (Revised 05/18)
3. Recommended Course Content Infusion Therapy for Registered Nurses and Licensed Practical Nurses (Revised 04/2019)
4. Roles of Nurses in the Administration of Medication Per Intraspinal Routes (Revised 05/2018)
5. **\*\*Withdrawn from Publication\*\*** (2018)
6. **\*\*Withdrawn from Publication\*\*** (10/2020)
7. Roles of Nurses in Stapling, Suturing, and the Application of Topical Adhesives (Revised 10/2018)
8. Nurses Practicing in the Perioperative Setting (Revised 02/2020)
9. Wound Assessment, Staging, and Treatment by Nurses (Revised 05/2018)
10. Roles of Nurses in the Care of Prenatal and Intrapartum Patients (Revised 05/2018)
11. Insertion and Removal of Nasogastric Tubes and Reinsertion of Percutaneous Endoscopic Gastrostomy (PEG) Tubes (Reviewed 05/2018)
12. **\*\*Withdrawn from Publication\*\*** (1997)
13. Roles of Nurses in Psychiatric-Mental Health Nursing Practice (Revised 05/2018)
14. Implementation of Patient Care Orders (Revised 12/2020)
15. Supervision and Delegation of Nursing Acts to Unlicensed Personnel (Revised 10/2019)
16. Roles of Nurses in the Administration of Medication via Various Routes (Revised 02/2019)
17. Administration of "PRN" Medication and Placebos (Revised 12/2020)
18. Employment of Nursing Students as Nursing Personnel Using Either an Academic or a "Nurse Extern" Service Model (Revised 12/2018)
19. Responsibility and Accountability of Nurses for Patient Care Assignments and Nursing Care Delivery (Revised 12/2018)
20. Roles of Registered Nurses in Invasive Cardiac Procedures (Revised 05/2018)
21. Roles of Nurses and Technicians in Dialysis (Revised 05/2018)
22. Roles of Nurses Who Provide "Private Duty" Nursing (Revised 05/2018)
23. The Application and Removal of a Cast by Nurses and Closed Reduction of a Fracture by Advanced Practice Registered Nurses (Revised 05/2018)
24. Patient Abandonment by Nurses (Revised 06/2018)
25. Placement of Central and Arterial Lines and Arterial Blood Sampling by Nurses (Revised 10/2020)
26. Roles of Nurses in the Performance of Advanced Life Support and Delivery of Emergency Medical Care via Ambulance Services (Revised 04/2018)
27. Components of Licensed Practical Nursing Practice (Revised 04/2022)
28. Roles of Nurses in Endoscopic Procedures (Revised 02/2019)
29. Cardiopulmonary/Respiratory Nursing (Revised 06/2018)
30. School Nursing Practice (Revised 02/2020)
31. Removal of Arterial and Venous Access Devices (Sheaths) and Use of Mechanical Compression Devices by Nurses (Revised 05/2018)
32. The Role of Nurses in Procedural Sedation, Analgesia, Airway Management, and Chest Tube Removal (Revised 10/2020)
33. Roles of Nurses in the Delegation of Tasks to Paramedics in a Hospital Emergency Department (Revised 12/2018)

34. Roles of Nurses in Maintaining Confidentiality of Patient Information (Revised 04/2018)
35. Cosmetic and Dermatological Procedures by Nurses (Revised 04/2021)
36. Resuscitation Orders, Pronouncement of Death, and Death Certificates (Revised 10/2019)
37. Role of the Advanced Practice Registered Nurse in the Prescribing of Medications to Self and/or Family (Revised 12/2020)
38. **\*\*Withdrawn from Publication\*\*** (2015)
39. Scope of Registered Nursing Practice in the Deactivation of Implanted Cardioverter Defibrillators (ICDs) and Ventricular Assist Devices (VADs) (Revised 12/2019)
40. Social Media for Nurses (Approved 12/2017)
41. RN/LPN Scope of Practice Determination Guidelines (Approved 02/2018)
42. Telehealth and Nursing (Revised 12/2021)

## Amended KBN Regulations for FY 2022

### **201 KAR 20:057** – Scope and Standards of Practice of Advanced Practice Registered Nurses

This amendment to the administrative regulation went into effect on November 23, 2021. It made the following changes to the regulation:

- Removed references to KRS 314.196 (which was repealed on June 29, 2021);
- Specified a 30-day grace period for securing a CAPA-NS agreement when the APRNs previous CAPA-NS agreement ends unexpectedly for reasons outside the APRN's control;
- Premised the duty to secure KASPER master account registration on the acquisition of DEA registration, in conformity with KRS 314.042(10)(k) and KRS 218A.202(2);
- Required that submission of the KASPER master account registration occur via the online APRN Update portal; and
- Provided the URL where material incorporated by reference is located.

### **201 KAR 20:070E** – Licensure by Examination

This emergency regulation went into effect on April 6, 2022. The amendments to this regulation affected miscellaneous provisions and was responsive to issues that came up during the legislative session around Senate Bill (SB) 10. These amendments primarily provide that graduates of nursing programs may take two attempts to pass the National Council Licensure Examination (NCLEX) before their provisional license is voided. However, it limits provisional licenses to be valid to a period of six months. The amendments also incorporate recent educational requirements under 201 KAR 20:215, and expand requirements for graduates of foreign programs of nursing to include passing an English proficiency exam under 201 KAR 20:480 before they are issued a provisional license. The revised ordinary version of the regulation is still making its way through the legislative process.

### **201 KAR 20:215** – Continuing Competency Requirements

The changes to this administrative regulation went into effect on January 13, 2022. They do the following:

- Clarify the separate pharmacology training requirement that apply to three categories of APRN licensees:
  - Those with a DEA X registration, which permits the prescribing of medication assisted therapies to opioid use disorder patients;
  - Those who hold a CAPA-CS agreement, but not a DEA X registration; and
  - Those who hold neither a DEA X registration nor a CAPA-CS agreement.



- Add two new CE requirements that all RNs, LPNs and APRNs are required to satisfy once: suicide prevention (2 hours), and implicit bias (1.5 hours); Nurses who hold an active license on July 1, 2022 must satisfy the suicide prevention and implicit bias training requirements within one year, and those licensed after July 1, 2022 must satisfy the requirements within three years of licensure;
- Incorporate a preexisting domestic violence CE requirement into the regulation;
- Require submission of CE records via CE Broker, and allows requests for such records to be sent to nurses via email;
- Shorten the response time to a notice of noncompliance regarding CE's from 30 days to 10 business days; and
- Incorporates and modifies forms.

**201 KAR 20:260E** – Organization and Administration Standards for Prelicensure Registered Nurse or Practical Nurse Programs of Nursing.

This emergency regulation amendment went into effect on January 11, 2022. It was filed in response to Executive Order 2021-913. It requires that the Board approve within 30 days requests to increase enrollment after the program of nursing demonstrates that it has the resources to support the enrollment increase. In response to Senate Bill (SB) 10, the regulation was amended and refiled on May 5, 2022 to reconcile inconsistencies between it and the bill. The revised ordinary version of the regulation is still making its way through the promulgation process.

**201 KAR 20:320** – Standards for Curriculum of Prelicensure Registered Nurse and Practical Nurse Programs

The changes to this administrative regulation went into effect on January 13, 2022. The changes:

- Clarify how and when external examinations may be used by a program of nursing, and they identify domestic violence, suicide prevention, and implicit bias as required curriculum for all Kentucky based programs of pre-licensure RN and LPN education; and
- Permit and define external examinations and their application in nursing education.

**201 KAR 20:471** – Repealed 201 KAR 020:470

**201 KAR 20:472** – Initial Approval for Dialysis Technician Training Programs

**201 KAR 20:474** – Continuing Approval and Periodic Evaluation of Dialysis Technician Training Programs

**201 KAR 20:476** – Dialysis Technician Credentialing Requirements for Initial Credentialing

**201 KAR 20:478** – Dialysis Technician Scope of Practice, Discipline, and Miscellaneous Requirements

The above new regulations went into effect on March 10, 2022. Regulation 201 KAR 20:471 repealed 201 KAR 20:470, and 201 KAR 20:472-8 replaced and expanded it.

**201 KAR 20:480E** – Licensure of Graduates of Foreign Nursing Schools

The emergency version went into effect on February 2, 2022. The amendment removed the visa screen for credentialing. In response to Senate Bill (SB) 10, the regulation was amended to reinstate visa screens as a method of credentialing. The ordinary version of the regulation is still making its way through the legislative process.

**201 KAR 20:506** – Nurse Licensure Compact

The amendments went into effect on July 21, 2021. The material incorporated by was modified regarding changes to The Interstate Commission of Nurse Licensure Compact Administrators, Final Rules as of January 1, 2021.

## **Emergency regulation revisions per SB150 (2020RS) that are no longer effective**

Regulations were modified temporarily to provide a path to licensure while fingerprint-driven criminal background checks and scheduling of the NCLEX were delayed due to social distancing requirements. Also, continuing competency requirements for reinstatement applicants were suspended. On March 5, 2021, all emergency modifications related to fingerprint-driven criminal background checks were rescinded in light of the implementation of IdentoGO fingerprint scanning across the Commonwealth, and the renewed availability of the NCLEX. Continuing Education requirements for reinstatement applicants resumed their effectiveness on the same date.

### **Senate Bill (SB) 10**

Was an SB 10 AN ACT relating to nursing and declaring an emergency due to the Nursing shortage. It was filed on an emergency basis and went into effect on April 7, 2022. SB 10 amends Kentucky Revised Statutes Chapter 314 to do the following:

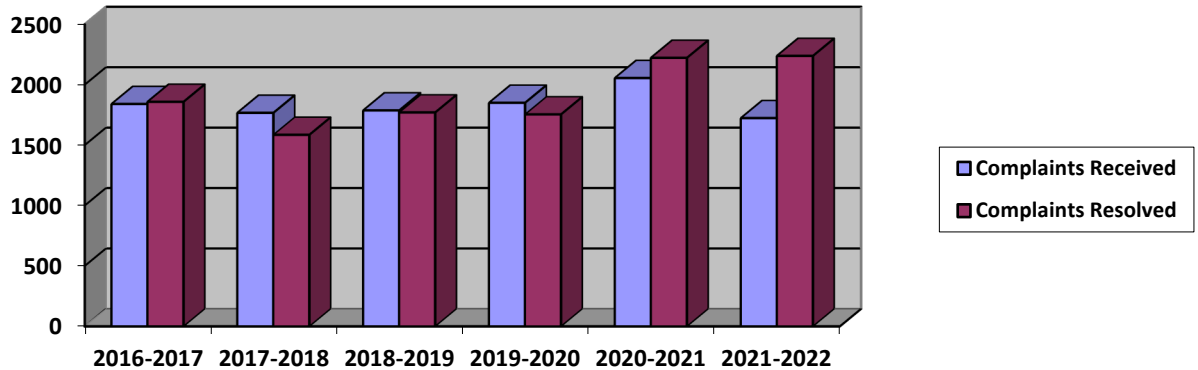
- Establish rules for registered nurses and licensed practical nurses from another state who want to practice in Kentucky, but exempts nurses licensed in a nursing compact member state;
- Direct the Board of Nursing to establish temporary work permit requirements for foreign nursing school graduates who are pursuing licensure by endorsement
- Issue a license by endorsement to international applicants who:
  - Graduated nursing school,
  - Passed the NCLEX examination, and
  - Received credentialing from the Commission on Graduates of Foreign Nursing Schools International, Inc. or another organization recognized by the board;
- Allow nurses in good standing in another state to hold a temporary work permit in Kentucky;
- Prohibit the board from restricting nursing school or nursing program student enrollment, unless the school or program has at least an average 80% pass rate for the NCLEX over the previous three years;
- Describe nursing education levels needed to teach at various types of nursing programs;
- Limit nursing board members to three consecutive terms;
- Add a certified registered nurse anesthetist to board membership;
- Make board appointments subject to confirmation by the Senate; and
- Require board appointments to include two members from each congressional district and limits the number of nurse educators to six.

# **Protecting the Public through Investigation and Enforcements**

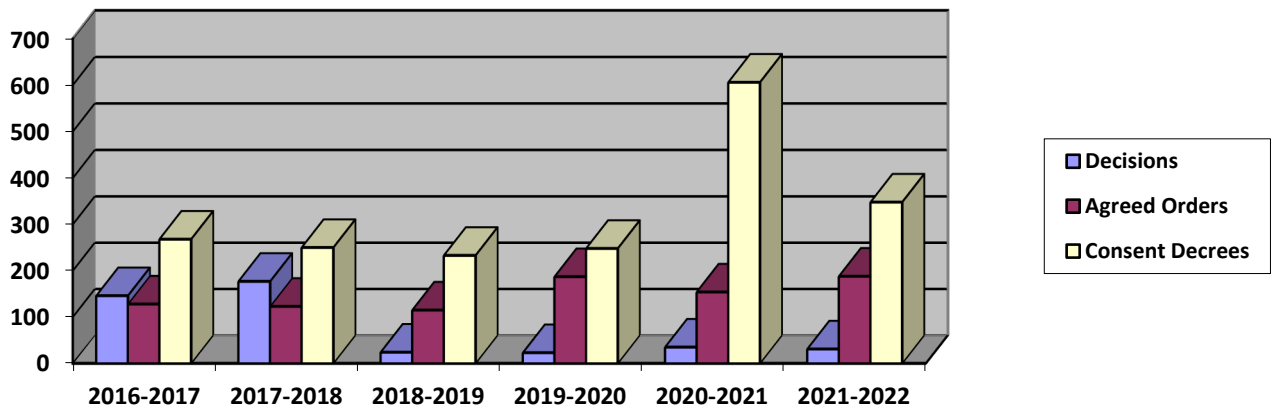
**Investigation Branch  
Annual Report Data  
FY 2021-2022**

<b><u>TYPE OF DISCIPLINARY ACTION</u></b>	<b><u>RN</u></b>	<b><u>PN</u></b>
Licenses Permanently Revoked	0	0
Licenses Revoked	0	0
Licenses Immediately Temporarily Suspended	22	7
Licenses Suspended (Including Continued on Suspension; Licenses Suspended for Failure to Comply with Order; or Licenses Suspended/Stayed Followed by Limitation/Probation)	14	13
Licenses Placed/Issued/Reinstated on Limited/Probated	58	16
Licenses Voluntarily Surrendered	23	8
Admitted to NCLEX or Endorsement Granted/Reprimand	4	1
Admitted/Reinstated to KARE Program via Decision	0	0
Licenses Denied Reinstatement (Including Licenses Suspended for Failure to Comply with Order)	8	8
Licenses Reprimanded	82	26
Licenses Denied	4	
Privilege to Practice Immediate Temporary Suspension	1	
Privilege to Practice Reprimanded	1	
APRN Licenses Disciplined	22	
Consent Decrees/Employment	16	
Consent Decrees/Practice	62	
Consent Decrees/Continuing Education	170	
Consent Decrees/Positive Urine Drug Screen	30	
Consent Decrees/Failed to Report Conviction/Discipline	66	
Consent Decrees/APRN License	79	
Dialysis Technicians - Consent Decrees	0	
Dialysis Technician Credential Disciplined	2	
Imposters	1	
Complaints/Convictions/Information Unsubstantiated-No Formal Action Deemed Necessary		
Reviewed By:		
Credentials Review Panel	49	
Staff Member Review	1,059	
(Admitted to KARE 22)		
Board Member Review	44	
(Medical Malpractice Reports 53)		
Assigned Cases as of July 14, 2022	820	

	2016-2017	2017-2018	2018-2019	2019-2020	2020-2021	2021-2022
<b>Complaints Received</b>	1840	1767	1787	1850	2055	1723
<b>Complaints Resolved</b>	1858	1585	1770	1754	2222	2238



	2016-2017	2017-2018	2018-2019	2019-2020	2020-2021	2021-2022
<b>Decisions</b>	146	177	24	23	35	31
<b>Agreed Orders</b>	128	123	115	187	154	188
<b>Consent Decrees</b>	268	250	233	248	606	348



## Board Cases

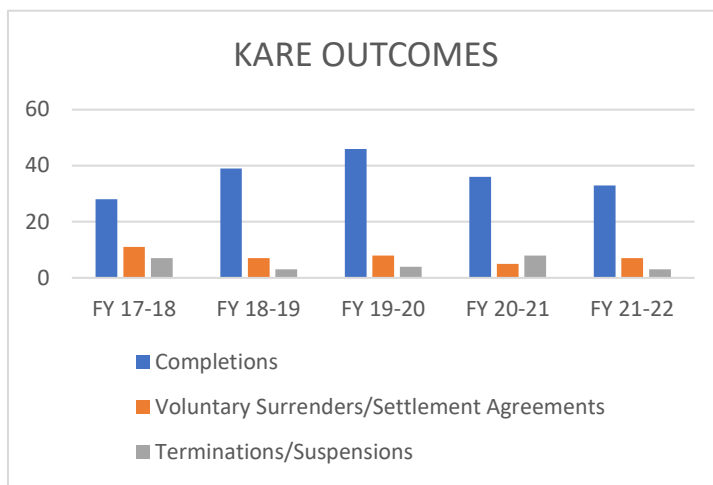
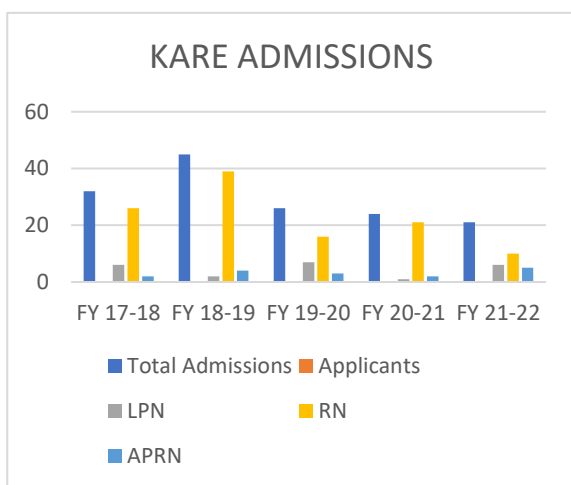
KBN received 1,723 new disciplinary complaints, requests for reinstatement, and requests for voluntary surrender of the license during FY 2021-2022. Of the 1,469 cases, 631 were licensee/applicants with a conviction or disciplinary action in another state.

There were 2,238 cases resolved during FY 2021-2022, including those that were unsubstantiated without action, and 22 cases that were resolved by admission to the KARE Program.

# Kentucky Alternative Recovery Effort (KARE) for Nurses Program

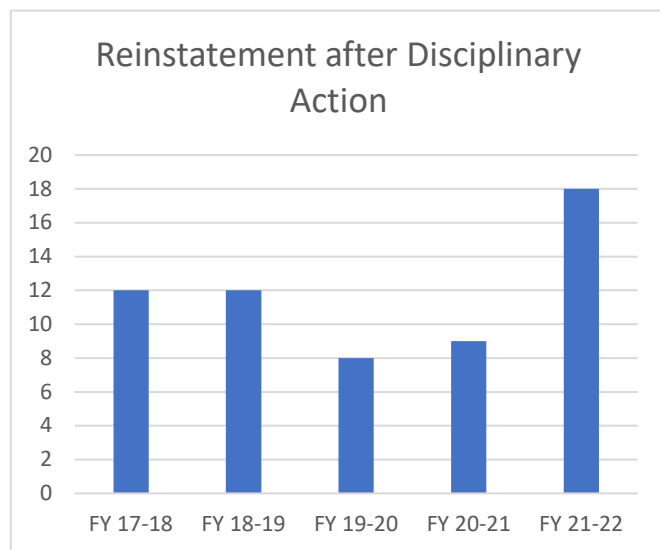
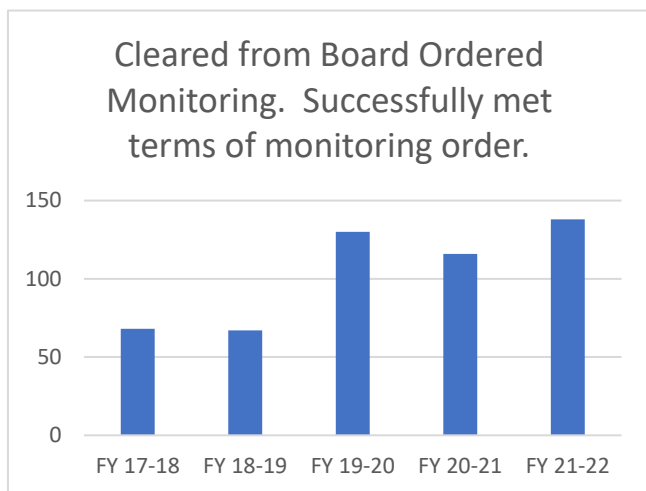
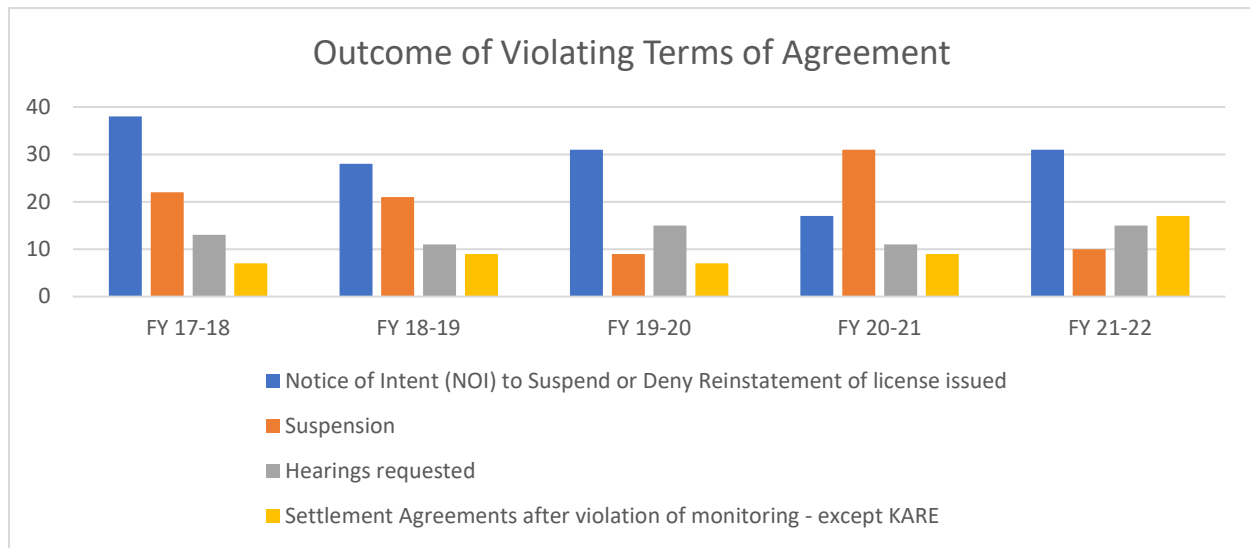
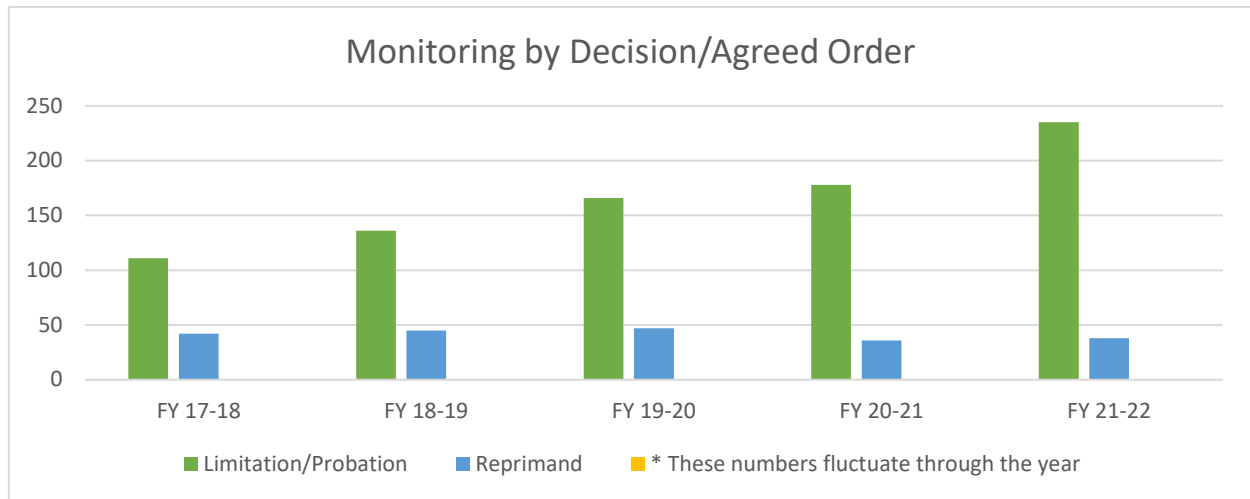
The Kentucky Alternative Recovery Effort (KARE) for Nurses Program was developed and is offered by the Kentucky Board of Nursing to identify nurses whose abilities to provide nursing care are compromised by a Substance Use Disorder with the goal of assisting these nurses so that they can return to competent and safe practice. The foundation of the KARE for Nurses Program is that substance use disorders are treatable and that the nurse's recovery and return to competent nursing practice is in the best interest of the nurse and public health.

Candidates for the KARE for Nurses Program must be a Licensed Practical Nurse, Registered Nurse, or Advanced Practice Registered Nurse licensed in the Commonwealth of Kentucky, or an applicant for such licensure. In order to be eligible for admission into or continued participation in the KARE Program, candidates and participants must agree to the terms set forth in the KARE for Nurses Program Agreement.



## Compliance Monitoring

The compliance staff monitors nurses on limitation/probation via an Agreed Order or by Decision. This includes Registered Nurses, Advanced Practice Registered Nurses and Licensed Practical Nurses, as well as dialysis technicians. The compliance staff also monitors nurses with Reprimands on their license, some of which are participating in the drug screening program. The Branch is also responsible for issuing Notice of Intent for suspension or denial of reinstatement after violation of the terms of any agreement. The Branch works with nurses that request reinstatement after disciplinary action and offers resolution. The staff prepares settlement agreements after violation of terms of any agreement with the Board and also reviews files to clear nurses from monitoring to assure compliance with all terms and the nurse licensure compact rules.



# Protecting the Public through Licensure and Credentialing

## Licensure/Registration Statistics as of June 30, 2022

RN active licensure status	75856
RN retired licensure status	3922
LPN active licensure status	13334
LPN retired licensure status	1286
APRN current registrations	
Anesthetists	1604
Midwives	144
Practitioners	10353
Clinical Specialists	142
APRN TOTAL	12243
Sexual Assault Nurse Examiners	364

## Total number of Licensees as of June 30, 2022

LICENSURE TYPE	RN	LPN	APRN	SANE
TOTAL	75856	13334	12243	364

## Total number of RN and LPN Licenses issued for FY 2021-2022

	Examination	Endorsement	Reinstatement	TOTAL
RNs	2912	2169	1002	6083
LPNs	595	249	255	1099
TOTAL	3507	2418	1257	7182

## Total number of SANE Credentials issued for FY 2021-2022

SANE	Initial	Reinstatement	TOTAL
	56	2	58

## Summary of Licensure Renewals

	RN	LPN	APRN		SANE
			A		
Renewed	59256	11928	1448	8523	296
Lapsed	.9%	.9%	1.6%	1.1%	1%

### Summary of Military Licenses Renewals for FY 2021-2022

	ACTIVE DUTY	DEPLOYED	TOTALS
RN	91	9	100
LPN	9	0	9
APRN	24	7	31
Total	124	16	140

### Number of Foreign Educated Licenses issued for FY 2021-2022

	Examination	Endorsement	Reinstatement	TOTAL
RNs	45	37	0	82

### Total number of APRN LICENSES issued for FY 2021-2022

APRN DESIGNATIONS	Initial/Endorsement APRN Only (A1)	Endorsement RN & APRN (A5)	Reinstatement APRN Only (A3)	Reinstatement RN & APRN (A7)	TOTAL
Nurse Anesthetists	153	15	23	9	200
Nurse Midwives	13	0	1	3	17
Nurse Practitioners	1324	167	126	68	1685
Clinical Nurse Specialist	4	3	3	0	10
TOTAL	1494	185	153	80	1912

### Population Focus on file by designation of APRN's

POPULATION FOCI	Nurse Anesthetists	Nurse Midwives	Nurse Practitioners	Clinical Nurse Specialists
Anesthetists	1604			
Midwives		144		
Acute Care - Lifespan			2	12
Adult - PC			183	54
Adult - AC			231	
Family			7800	1
Pediatric - PC			280	4
Pediatric - AC			54	
Women's Health			265	
Gerontology			29	
Adult Psych Mental Health			84	40
Neonatal			113	
Psych Mental Health - Lifespan			872	3
Adult Gerontology - PC			272	15
Adult Gerontology - AC			521	
TOTAL *	1604	144	10706	129



# Communications

## Presentations

KBN staff members provided virtual presentations during the 2021-2022 fiscal year. The following list includes highlights of presentations conducted by KBN staff members:

- Presentation on New Dialysis Technician Regulations
- RN/PN Faculty Essentials
- Nurse Leadership Presentation Students\*
- Nurse Leadership Presentation Nurses with the Kentucky Nurses Association\*
- NAPNAP
- APRN University of Kentucky
- Kentucky League for Nursing Conference
- Presentation for the following programs of nursing regarding the licensure process: Bellarmine College; University of Kentucky; University of Louisville, Louisville; University of Louisville, Owensboro; Galen College of Nursing; Western Kentucky University and Western Kentucky University MEPN.

\*Beginning in March of 2021, the KBN began offering the Nurse Leadership Program four (4) times annually. Two presentations are for nursing students in their last semester or quarter of a nursing program and two are for current nurses. Each presentation is limited to 500 participants.

## Social Media Initiative

**The Kentucky Board of Nursing launched their Social Media Initiative on March 1, 2021.**

**51 tweets between July 1, 2021-June 30, 2022**

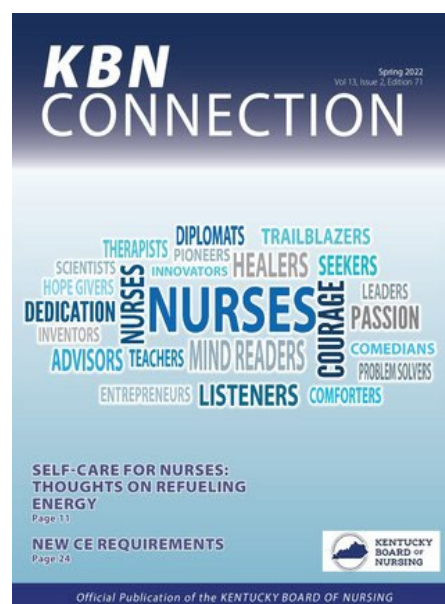
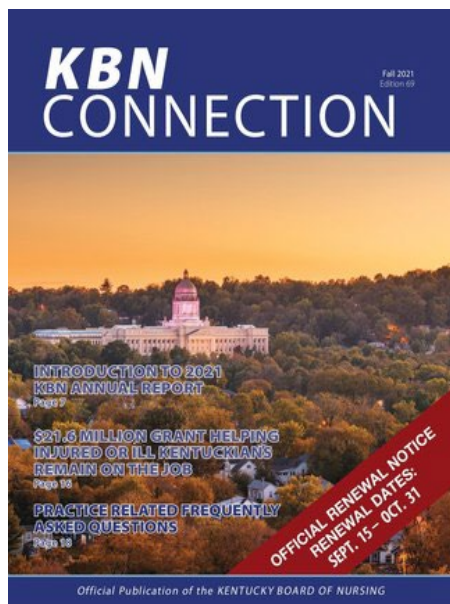




**51 posts between July 1, 2021 – June 30, 2022**

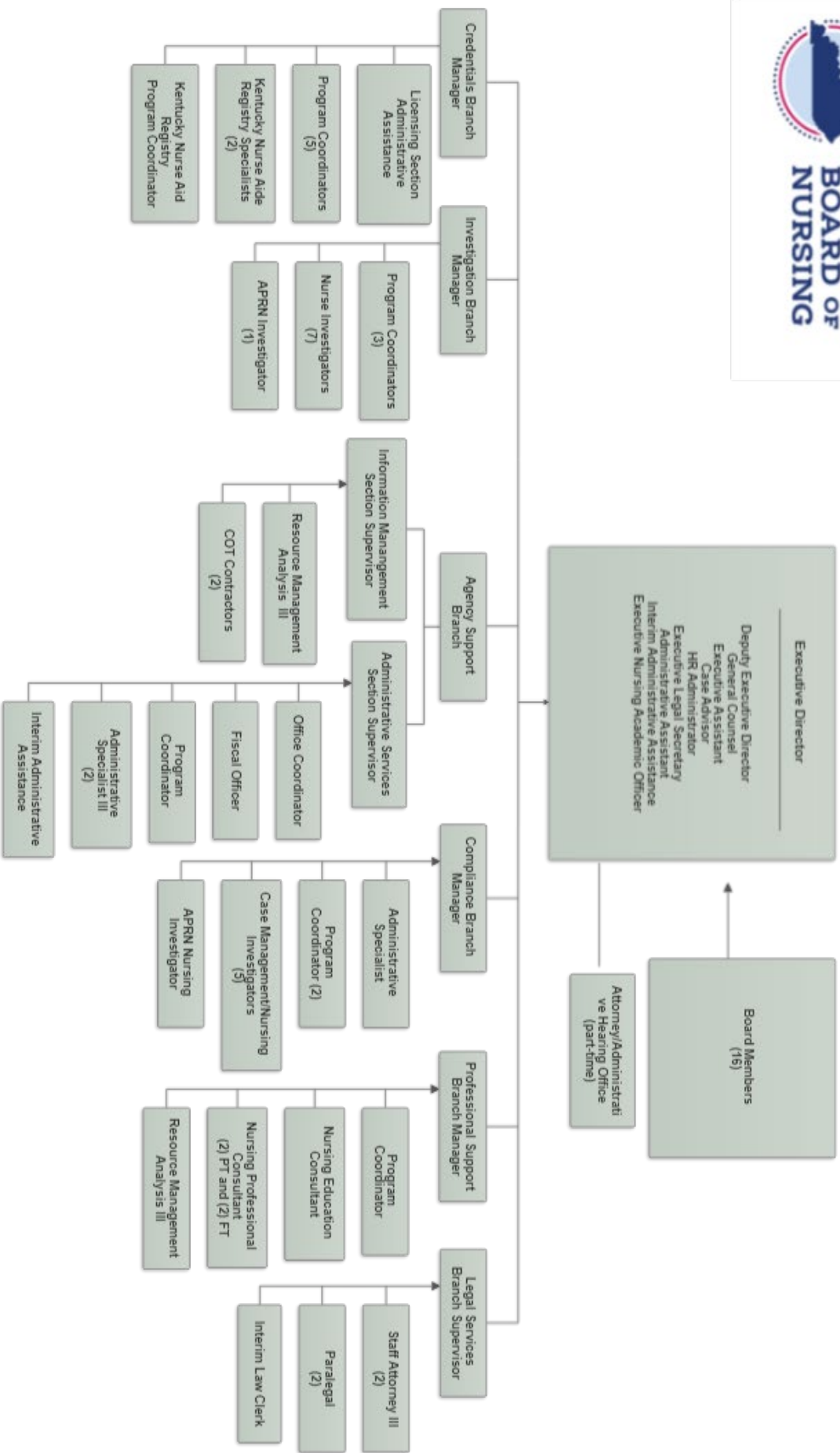
## KBN Connection

The *KBN Connection* is published on a quarterly basis and is distributed to over 90,000 licensees, credential holders, healthcare facilities, health departments, programs of nursing, and other interested parties.





# KENTUCKY BOARD OF NURSING



On June 30, 2022 the following vacancies existed and were filled as indicated:

- Executive Nursing Academic Officer: Employee stated on August 1, 2022
- Staff Attorney III, Legal Services: Position was still vacant.