

**Kansas State Board of Nursing
Investigative Committee Meeting
September 12, 2023**

Time: 9:00 a.m. – 11:49 a.m.

Committee Members: **Present in Person:**
Rebecca Sander, MSN, RN – Chair
Adri Gouldsmith, LPN, V. Chair
Michaela Hysten, MSN, BSN, RN

Staff: **Present in Person:**
Carol Moreland, MSN, RN, Executive Administrator
Linda Davies, BSN, RN, Practice Specialist
Hana Dajani, Administrative Specialist

Quorum: A Quorum was established.

Call to Order: The Investigative Committee meeting was called to order by Rebecca Sander, MSN, RN, Investigative Chair, at 9:01 a.m.

Review onsite packet: There was nothing for the onsite packet.

Add/Revise agenda: There were no additions or revisions to the agenda.

Announcements: There were no announcements.

Minutes: The minutes from the June 12th, 2023, Investigative Committee meeting were reviewed. It was moved to approve the June 12th, 2023, Investigative Committee minutes as written.
Motion #1 Gouldsmith/Hysten Adopted.

Unfinished Business:

Update on Investigative Committee Changes: L. Davies presented an update on Investigative Committee Meeting changes for the Board’s directive to move to a timelier review of cases. The current priorities are for the committee to meet more frequently and to assess operational efficiencies for case investigation and case resolution through the disciplinary process.

Investigative Committee members chose to meet Monday, October 23, 2023 at 8:30a.m. via Zoom to review case summaries.

New Business:

**Impaired Provider Program
Contract Update:**

C. Moreland discussed working with procurement, an extension is being considered. The contract is for one (1) year, with amendments up to five (5) years. C. Moreland requested the Investigative Committee provide any information to L. Davies if any changes in the contract, program need considered.

KNAP Statistical Summary:

L. Davies discussed the Statistical Summary for the quarterly period 01/01/2023 to 03/31/2023 and the Statistical Summary for FY 23. Both reports were available in the Committee packet for review.

Investigative Committee commented on the 49% of licensees are unsuccessful in KNAP and how is that broken down as to related to chemical dependency, mental health, or both. Investigative Committee requested that KNAP provide presentation of their program to the December Investigative Committee meeting. KSBN Board members will be invited to participate.

**New Regulations Review
Process:**

Pursuant to K.S.A. 77-440, as amended in 2022, state agencies are required to submit a report regarding an intensive review of regulations every five years. Investigative Committee reviewed the KSBN Regulation Review Process instructions to provide answers to the questions for the regulations assigned to the committee.

K.A.R. 60-3-110 – Unprofessional conduct. The Investigative Committee provided answers to the questions.

K.A.R. 60-7-106 – Unprofessional conduct. The Investigative Committee provided answers to the questions.

Quasi-Judicial:

It was moved that the meeting of the Investigative Committee be closed to deliberate on matters relating to decisions involving the exercise of Quasi-Judicial functions as authorized by K.S.A. 2013 Supp. 75-4318(g)(1).

Motion #2, Gouldsmith/Hysten adopted.

The committee returned to open session at 11:28 a.m.

It was moved that the Investigative Committee find that reasonable grounds exist for believing the applicant or licensee is guilty of violating the Kansas Nurse Practice Act in the following cases and

that those cases be continued for further proceedings conducted in accordance with the provisions of the Kansas Administrative Procedure Act.

Motion #3, Goldsmith/Hysten adopted.

It was moved that the Investigative Committee find the following cases be closed for the reason that no action is needed.

Motion #4, Hysten/Gouldsmith adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Reinstatement Applications".

Motion #5, Hysten/Goldsmith adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Conversions".

Motion #6, Hysten/Goldsmith adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Endorsement Applications".

Motion #7, Gouldsmith/Hysten adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Inactivated by Staff".

Motion #8, Gouldsmith/Hysten adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "New Grads".

Motion #9, Hysten/Gouldsmith adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Cases Not Opened".

Motion #10, Hysten/Gouldsmith adopted.

It was moved that the Investigative Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Unlicensed Practice".

Motion #11, Gouldsmith/Hysten adopted.

Agenda for December 2023:

- 1) Regulation Review Process
 - a. K.A.R. 60-3-110
 - b. K.A.R. 60-7-106
- 2) KNAP Presentation
- 3) October 23, 2023 Investigative Committee meeting

Adjourn: The Investigative Committee adjourned at 11:34 a.m.

Committee Chair

Date