Kansas State Board of Nursing Landon State Office Building, Room 509 Practice Committee Agenda September 9, 2025

NOTE: The audience may attend in person or via Zoom. Link to access meeting to follow agenda.

Time: 3:00 p.m. – 4:00 p.m.

Committee Members: Vacant, Chair

Michelle Terry, Public Member, V. Chair Melissa Oropeza, DNP, APRN-BC, CGRN

Amy Renn, MSN, RN

Gregg Morris, BSN, RN, CWCN, OMS

Brian Feldt, BSN, RN Melanie Burnett, MSN, RN Patty Palmietto, DNP, MSN, RN

Staff: Linda Davies, MSN, BSN, RN, Practice Specialist

Stephanie Wiley, Sr. Administrative Assistant

- I. Quorum (minimum of 4 members present) Yes or No
- II. Call to Order
- III. Review Onsite Packet
- IV. Additions/Revisions to Agenda
- V. Announcements
- VI. Approval of Minutes June 10, 2025

Consent Item Agenda

- 1. Practice Calls Report
- VII. Unfinished Business
 - 1. Five-year Combined Statute and Regulation Review Process
 - 2. Certified Professional Midwife
- VIII. New Business
 - 1. Delegation of Tasks in School Setting Mechanical Ventilation
- IX. Agenda for December 2025 Committee meeting
- x. Adjournment

Executive session if needed.

Committee Responsibilities:

To review and recommend revisions in RN, LPN and LMHT statutes and regulations. To provide nonbinding guidance on the scope of nursing and LMHT practice in response to written inquiries. To make recommendations to amend the practice act that reflect current nursing and mental health technician practice.

Please Note: Additional items, which have come to the attention of the Board, will be handled as time permits. Agenda is subject to change based upon items to come before the Board. Handouts or copies of materials brought to the board or committees for discussion by committee members or visitors must be submitted to staff 30 calendar days prior to start of the meeting. Any items received after the 30th calendar day may be addressed at the meeting at the discretion of the President of the Board or chairperson of the committee.

You are invited to a Zoom webinar!

When: Sep 9, 2025 03:00 PM Central Time (US and Canada) Topic: Kansas State Board of Nursing - Practice Committee

Join from PC, Mac, iPad, or Android:

https://us02web.zoom.us/j/85801861573?pwd=a2Mnvhf0BED1ahhJnIvvCwiUlIrnMk.1

Passcode:KsbnPCComm

Phone one-tap:

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Join via audio:

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- +1 309 205 3325 US
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- +1 301 715 8592 US (Washington DC)
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- +1 646 876 9923 US (New York)
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- +1 346 248 7799 US (Houston)
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Kansas Board of Nursing

Practice Call Data – September 2025

2023-2025

Month	Total 2023	Total 2024	Total 2025
Jan	68	58	66
Feb	62	61	50
March	69	65	70
April	73	82	70
May	75	105	51
June	81	87	34
July	49	149	
Aug	132	108	
Sept	107	51	
Oct	83	80	
Nov	39	33	
Dec	53	25	
Total	891	904	341
Avg/month	74	75	

Inquiries Received by KSBN Staff:

APRN's:

- Scope of practice
 - o referred to K.S.A. 65-1130 (education, training, certification) specific role and population focus;
- Starting a business guidance Med Spa, IV hydration
- Dispensing weight loss medications; DEA; DNR; Telehealth
- Sports physical

RNs / LPNs:

- Starting Botox clinic at home; Joint Injections; Laser therapy; Med Spa
- How many hours can a nurse be made to work?
- What to do: Staff/workplace harassment
- School nurse Questions re Trach care, G-tube, etc
- Patient abandonment clarification; wound care
- RN working as EMS

Facility/Attorney/Other

- Ethics of treating family members
- School nurse delegation
- Graduate nurse practice
- Workman's Compensation can LPN do telehealth?
- How to report someone who threw away their medications

Standard Response includes:

The Kansas State Board of Nursing ("KSBN") staff cannot and does not provide legal advice to members of the public. KSBN staff may provide assistance to the public by providing reference to the Kansas Nurse Practice Act. The Kansas Nurse Practice Act is available at https://ksbn.kansas.gov/npa/. This assistance should never be taken as legal advice, or as a complete reference to all relevant laws or regulations governing a particular situation. Any response given by KSBN staff is not binding on the Board and should not be taken as an official KSBN decision. If you believe you need legal advice, you should consult, at your own expense, a licensed attorney.

Determinations as to whether a nurse has violated the KNPA and whether disciplinary action is taken against a licensee, is a power granted to the Board. The Board does not make any determinations until after an investigation has been completed and evidence gathered has been presented to the Board. Therefore, agency staff are unable to provide an opinion as to whether there is a violation of the KNPA (see K.S.A. 65-1120, K.A.R. 60-3-110, and K.S.A. 65-1166 Art. III(c)(1)-(11).

The mission of the KSBN is to assure safe and competent practice.

Kansas State Board of Nursing (KSBN) Combined Statute and Regulation Review Plan

August 14, 2025

Current Situation: In June 2025, the KSBN decided to integrate and align the **internal standard and governance policy** for statutes and regulations review to include the **K.S.A. 77-415 statutory review of regulation** on a <u>five-year</u> cycle.

The purpose of this document is to assign all the statutes and regulations of The Kansas Nurse Practice Act (NPA) to at least one committee to be reviewed once every five years.

The goal of this legislative statute and regulation review plan is for each KSBN Committee to approval this proposed five-year schedule for their own committee.

The KSBN 2025 to 2028 Strategic Plan states the importance of this work as described in...

Priority #1: Promoting Nursing and Allied Health Standards; safe nursing through education, licensure, and regulation

Strategic Objective 4. Legislative Engagement

The intention of this work is to identify opportunities and prepare priorities for partnership with the Kansas legislature in the revision of specific statutes and regulations in the next legislative session.

The objective of this process is to have each KSBN Committee make a motion similar to this statement:

Proposed Committee Motion: After reviewing the proposed five-year legislative statute and regulation review schedule for our committee, I am moving approval of this proposed plan as amended with the priorities for the next two years and the quarter scheduled for review.

Introduction:

The following attachments list the statutes and regulations of the <u>Kansas Nurse Practice Act</u> (KNPA) approved by the Kansas Legislature listed by KSBN Committee in the order they appear in the KNPA.

Each statute and regulation has a hyperlink to the actual KNPA language to be reviewed by each committee in the next five years.

Committees are listed in the sequence of meeting each quarter as listed on the KSBN website.

The column with "<u>Review Year</u>" needs to be reviewed for by each committee to agree are the priorities for the next two years.

The column with "Quarter Review**" needs to be reviewed for by each committee to agree are the quarter scheduled for review for the next two years.

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Investigative Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
74-1110 - Civil fine.	2026	
65-1114 - Unlawful acts.	2026	
65-1120 - Grounds for disciplinary actions; proceedings; witnesses; costs; professional incompetency defined; criminal justice record information.	2026	
65-1120a - Reinstatement of revoked licenses; burden of proof; board of nursing report to legislature.	2026	
65-1121a - Judicial review of board's actions.	2026	
65-1122 - Misdemeanors; penalties.	2028	
<u>65-1123 - Injunctions.</u>	2028	
65-1127 - Reporting of malpractice incidents and other information; immunity from liability in civil actions for reporting, communicating and investigating certain information concerning alleged malpractice incidents and other information; conditions.	2027	
65-1135 - Complaint or information relating to complaint confidential; exceptions.	2026	
60-3-110. Unprofessional conduct	2026	
65-4209 - Grounds for disciplinary actions; proceedings; witnesses; costs; professional incompetency defined; criminal history record information.	2026	
65-4210 - Disciplinary proceedings; complaint; notice and hearing.	2026	
65-4211 - Judicial review.	2027	
<u>65-4213 - Injunctions.</u>	2028	
65-4214 - Violations; penalties.	2026	
65-4216 - Report of certain actions of mental health technician; persons required to report; medical care facility which fails to report subject to civil fine; definitions.	2027	
65-4217 - Immunity from liability in civil actions for reporting, communicating or investigating certain information.	2027	
60-7-106. Unprofessional conduct	2028	
60-7-111. Reporting of certain misdemeanor convictions by the licensee	2029	

Needs to be reviewed by committee to agree

^{*} These are the priorities for the next two years.

^{**} on the quarter scheduled for review for the next two years.

Nursing Education Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1119 - Schools of nursing; approval; approval of providers of continuing education offerings; application fee; criteria for evaluating out-of-state schools; nationally accredited schools of nursing.	2026	
60-1-102. Approval procedure	2028	
60-1-103. Discontinuing a school of nursing	2028	
60-1-104. Definitions	2026	
60-2-101. Requirements for initial approval	2026	
60-2-102. Reapproval requirements	2028	
60-2-103. Nursing program faculty and preceptor qualifications	2027	
60-2-104. Curriculum requirements	2026	
60-2-105. Clinical resources	2026	
60-2-106. Educational facilities	2026	
60-2-107. Student policies	2026	
60-2-108. Reports	2026	
60-3-114. Satisfactory completion of a refresher course approved by the board	2026	
60-17-101. Definitions	2029	
60-17-102. Requirements for initial approval	2029	
60-17-103. Reapproval requirements	2029	
60-17-104. Administrator, faculty and preceptor qualifications	2029	
60-17-105. Curriculum requirements	2029	
60-17-106. Clinical resources	2029	
60-17-107. Educational facilities	2029	
60-17-108. Student policies	2029	
60-17-109. Reports	2029	
60-17-110. Discontinuing an advanced practice registered nurse program	2028	
60-17-111. Requirements for advanced practice registered nurse refresher course		
60-5-102. Approval procedure	2029	
60-5-103. Discontinuing a program for mental health technicians	2027	
60-6-101. Requirements	2026	

Needs to be reviewed by committee to agree

^{*} These are the priorities for the next two years.

^{**} on the quarter scheduled for review for the next two years.

CNE & IV Therapy Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1136 - Intravenous fluid therapy; qualifications of licensed practical nurses to administer; definitions; rules and regulations; advisory committee established; prohibitions; exceptions.	2026	
<u>60-9-105. Definitions</u>	2028	
60-9-106. Continuing nursing education for license renewal	2029	
60-9-107. Approval of continuing nursing education	2026	
Exceptions	2026	
60-16-101. Definitions	2026	
60-16-102. Scope of practice for licensed practical nurse performing intravenous fluid therapy	2028	
60-16-103. Stand-alone course approval procedure; competency examinations; recordkeeping	2027	
60-16-104. Standards for course and program curriculum content	2027	
65-1159 - Qualifications of applicant for renewal of an authorization to practice; continuing education.	2026	
65-4206 - Approved courses of mental health technology; standards; qualifications; providers of continuing education offerings.	2026	
65-4207 - List of approved courses; survey of proposed course and institution; resurvey; notice to deficient institution; removal from list; records.	2026	
60-12-104. Approval of continuing education offerings	2027	
60-12-105. Definitions	2027	

Needs to be reviewed by committee to agree

* These are the **priorities for the next two years.**

^{**} on the quarter scheduled for review for the next two years.

APRN Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1130 - Advanced practice registered nurse; standards and requirements for licensure; rules and regulations; roles, titles and abbreviations; prescription of drugs authorized; licensure of currently registered individuals; malpractice insurance coverage required,.	2026	
65-1131 - Advanced practice registered nurse; licensure; fees; license with temporary permit; exempt license; inactive license.	2026	
65-1132 - Renewal of license for advanced practice registered nurse; reinstatement of lapsed license.	2027	
65-1133 - Same; educational and training programs for advanced practice registered nurses; approval; survey; nationally accredited programs.	2027	
60-11-101. Definition of expanded role	2027	
60-11-102. Roles of advanced practice registered nurses	2026	
60-11-103. Licensure and educational requirements for advanced practice registered nurses	2027	
60-11-104. Functions of the advanced practice registered nurse in the role of nurse practitioner	2027	
60-11-104a. Prescription orders	2027	
60-11-105. Functions of the advanced practice registered nurse in the role of nurse-midwife	2027	
60-11-106. Functions of the advanced practice registered nurse; nurse anesthetist	2026	
60-11-107. Functions of the advanced practice registered nurse in the role of clinical nurse specialist	2027	
60-11-113. License renewal	2027	
60-11-116. Reinstatement of inactive or lapsed license	2029	
60-11-118. Temporary permit to practice	2028	
60-11-120. Expiration dates of licenses; applications	2028	
60-11-121. Exempt license	2028	
65-1151 - Definitions.	2028	
65-1152 - Qualifications for authorization to practice as a registered nurse anesthetist; approval of schools of nurse anesthesia, criteria.	2028	
65-1153 - Temporary authorization to practice.	2028	
65-1154 - Application; fees; deposit of moneys.	2026	
65-1155 - Expiration of authorizations to practice; renewal; lapsed authorization; reinstatement fee.	2026	
65-1158 - Duties of registered nurse anesthetists.	2027	
60-13-102. Approval procedure	2029	
60-13-103. School approval requirements	2029	
60-13-104. Exam approval	2029	
60-13-110. Reinstatement of inactive or lapsed authorization	2029	
60-13-111. Continuing education definitions	2026	
60-13-112. License renewal	2029	
60-13-113. Approval of registered nurse anesthetist continuing education	2026	

Practice Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1113 - Definitions.	2026	
65-1115 - Licensure of professional nurses; qualifications of applicants; examination;	2027	
refresher course; renewal license; title and abbreviation; temporary permit; exempt license. 65-1116 - Licensure of practical nurses; qualifications of applicants; examination; refresher		
course; renewal license; title and abbreviation; temporary permit; exempt license.	2027	
65-1117 - Renewal of license; inactive license, fee; continuing education requirements;		
rules and regulations; notification of change in name or address or criminal conviction;	2027	
multi-state license.	2026	
65-1124 - Acts which are not prohibited.	2026	
65-1165 - Supervision of delegated nursing procedures.	2028	
60-3-101. Licensure	2029	
60-3-102. Duplicate of initial license	2026	
60-3-103. Change of name	2026	
60-3-105. Reinstatement of license	2026	
60-3-106. Licensure qualifications	2027	
60-3-106a. Temporary permit	2027	
60-3-107. Expiration dates of applications	2026	
60-3-108. License expiration and renewal	2026	
60-3-109a. Standards of practice	2028	
60-3-111. Inactive license	2026	
60-3-112. Exempt license	2027	
60-15-101. Definitions and functions	2027	
60-15-102. Delegation procedures	2027	
60-15-103. Supervision of delegated tasks or procedures	2027	
60-15-104. Medication administration in a school setting	2027	
65-1162 - Unlawful acts.	2026	
65-4202 - Definitions.	2026	
65-4203 - Licensure of mental health technicians; application; qualifications; examination;	2027	
refresher course; temporary permits; exempt license; rules and regulations.		
65-4204 - Title and abbreviations.	2027	
65-4205 - Renewal of license; application; fees; continuing education; renewal of lapsed license; notification of change in name or address or criminal conviction.	2027	
65-4212 - Exclusions.	2028	
65-4215 - Practice of medicine not authorized.	2028	
60-7-101. Licensure	2027	
60-7-101. Duplicate of initial license	2026	
60-7-103. Change of name	2026	
60-7-103. Change of hame 60-7-104. Reinstatement of license	2026	
60-7-104. Keinstatement of license	2020	
60-7-105. Standards of practice 60-7-108. Inactive license	2027	
60-7-108. Irractive license	2028	
60-7-110. Expiration dates of licenses; applications	2028	
60-12-106. License renewal	2029	

Finance and Risk Management Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
74-1106 - Board of nursing; appointment; terms; vacancies; qualifications; duties and powers; executive administrator and other employees; rules and regulations; compensation and expenses.	2027	
74-1108 - Board of nursing fee fund.	2026	
74-1109 - Fees for institutes, conferences and other educational programs offered by board; education conference fund.	2026	
74-1111 - Assistant attorneys general to represent board in proceedings or litigation arising from discharge of board duties; appointment; salary.	2027	
74-1112 - Board of nursing; fingerprinting and criminal history record check; fees; criminal background and fingerprinting fund.	2026	
<u>65-1118 - Fees.</u>	2026	
65-1118a - Fees; consultants' travel expenses.	2026	
65-1126 - Invalidity of part.	2027	
65-1129 - Rules and regulations.	2026	
65-1166 - Nurse licensure compact.	2028	
60-4-101. Payment of fees	2026	
60-4-103. Fees and travel expenses for school approval and approval of continuing education providers	2026	
65-1134 - Citation of Kansas nurse practice act.	2026	
60-11-119. Payment of fees	2026	
65-1163 - Application of act.	2027	
65-1164 - Rules and regulations.	2026	
60-13-101. Payment of fees	2026	
65-4201 - Citation of act.	2026	
<u>65-4208 - Fees.</u>	2026	
60-8-101. Payment of fees	2026	

Needs to be reviewed by committee to agree

^{*} These are the priorities for the next two years.

^{**} on the quarter scheduled for review for the next two years.

DRAFT - KSBN Revised Statutory and Regulatory Review Form

NOTE: The majority of the information in this DRAFT Form will be automatically populated by KSBN Staff. Board Committees would be focus primarily on the *four* questions with a "*".

IDENTIFY THE STATUTE, RULE AND REGULATION

Number
Article Title
Statute, Rule and Regulation Title
Type (new, amended)
Effective Date (history)
Authorizing KSA(s) and/or Related KAR(s)
Implementing KSA(s) and/or Related KAR(s)
Legislative History

KSBN STRUCTURE

KSBN Oversite Committee Staff Review Owner Review Year Cycle Number Quarter of Review

PURPOSE: Briefly describe the public purpose of the statute, rule and regulation. (*limited to 400 characters*)

Environmental Assessment

Is KSBN operating in good faith and reasonable compliance with this statute, rule or regulation?

Is the statute, rule or regulation in agreement with current healthcare practice?

How does this statute, rule or regulation compare with other states, model legislation, or healthcare accreditation standards?

Have there been any changes in the National Licensure Compact, case law, statutes, rules or regulations that might impact this statute, rule or regulation?

*If changes are needed in statute, rule or regulation, what are the key elements of the substance of the revisions that need to be made?

NECESSITY (Primarily for Rules and Regulations)

*Is the rule and regulation necessary for the implementation and administration of state law, or could it be revoked? (*necessary/ could be revoked*)

Does the rule and regulation serve an identifiable public purpose in support of state law? yes/no

Is the rule and regulation broader than necessary to meet its public purpose? (yes/no)

TIES TO FEDERAL PROGRAMS (Typically not applicable to KSBN)

*Is the rule and regulation federally required for state participation in a federal program or authority? (yes/no)

Is the rule and regulation necessary for federal delegation of enforcement authority to the State?

If the rule and regulation is federally required, the state and federal program names and the federal agency name (yes/no)

Could federal moneys be in jeopardy under current law if the rule and regulation were repealed? (yes/no)

If federal moneys could be in jeopardy, the approximate amount received for the most recent fiscal year.

POTENTIAL FOR REVOCATION (Primarily for Rules and Regulations)

Briefly describe how revocation would affect Kansans. (limited to 600 characters)

If the rule and regulation is not in active use, would revocation require a change to the authorizing or implementing statute? (in active use/ yes/ no)

*If the rule and regulation is not in active use and revocation would require a change to the authorizing or implementing statute, which change(s)? (*limited to 400 characters*)

ADDITIONAL INFORMATION

Additional information necessary to understanding the necessity of this rule and regulation (*limited to 1,200 characters*)

Delegation of Specific Nursing Tasks in the School Setting for Kansas (see K.A.R. 60-15-101 through 104)

The following table is to be used to determine to whom **Specialized Caretaking** tasks or procedures may be delegated. Only the Registered Professional Nurse (RN) responsible for the student's nursing care may determine which nursing tasks may be delegated to an Unlicensed Assistive Person (UAP). The RN or the Licensed Practical Nurse (LPN) shall supervise all nursing tasks delegated in accordance with the criteria listed in KAR 60-15-101 through104. Depending on parental permission and the age and maturity level of the child, many tasks may be performed by the child with oversight by the RN or LPN. **Basic Caretaking** tasks (**including bathing**, **dressing**, **grooming**, **routine dental**, **hair and skin care**, **preparation of food for an oral feeding**, **exercise** – [excluding OT and PT], toileting and diapering, hand washing, transferring, and ambulation) may be performed by a UAP without delegation.

After assessment and consideration of the principles of delegation, the decision to delegate nursing care must be based on the following: 1) The nursing task involves no nursing judgment. Judgment involves substantial specialized knowledge derived from biological, behavioral and physical sciences applied to decisions, 2) The UAP skills and competency levels, and 3) The supervision criteria in KSA 65-1165 are evaluated and met.

supervision criteria in KSA 65-1	105 ar	e eva	шишеи	ana me				
A = Allowed within Scope of Practice				Provider = Person w/legal authority to prescribe (e.g. MD,				
S = Within Scope of Practice with Supervision				DO, DDS, and ARNP or PA with protocol authority)				
D = Delegated task with RN or LPN supervision				RN and LPN = Licensed health professionals regulated by				
X = Cannot perform					Kansas Nurse Practice Act			
					UAP = All other school employees assisting with health			
				services not licensed as a RN or LPN				
Specialized Caretaking	Provider Order Required	RN	LPN	UAP	Self administration	RN Scope of Practice: The delivery of health care services which require assessment, nursing diagnosis, planning, intervention & evaluation. LPN Scope of Practice: The delivery of health care services which are performed under the direction of the RN, licensed physician, or licensed dentist, including observation, intervention, and evaluation. Self administration: As agreed between RN or LPN and parent/provider.		
Prescription Medications: Oral, topical, nasal, inhalers, nebulizer and rectal	Yes	A	S	D*	A	*If does not require dosage calculation and nursing care plan denotes route.		
Prescription Medications: Intramuscular	Yes	A	S#	X#	A	# No, unless an emergency medication as specified per an Emergency Action Plan (EAP). RN/LPN supervision.		
Prescription Medications: Through tubes inserted into the body	Yes	A	S	X+	A	+Except a feeding tube inserted directly into the abdomen		
Prescription Medications: Intermittent Positive Pressure Breathing Machines	Yes	A	S	X	A			
Prescription Medications: Intravenous	Yes	Α	S**	X	Α	**According to LPN IV therapy law		
Over the Counter Medications	*	A	A	A	A	*Individual district policy may vary in requirements and limitations.		
Diabetes Care: Blood glucose monitoring and/or carbohydrate counting and/or subcutaneous insulin administration	Yes	A	S	D	A			
Catheterization	Yes	Α	S	D	Α			
Ostomy Care	Yes	Α	S	D	Α			
NG feeding: preparation and/or administrations	Yes	A	S	X	A			
G-tube feedings: preparation and/or administration	Yes	A	S	D	A			
Reinsertion of percutaneous g-tube	Yes	Α	S	D	Α			
First feeding after reinsertions of g-tube	Yes	Α	S	X	Α			
Care of skin with damaged integrity	Yes	Α	S	D	Α			
Care of skin with potential for damage	No	A	S	D	A			
Tracheostomy: Care of ostomy, trach and/or suctioning	Yes	A	S	D	A			
Tracheostomy: Reinsertion of established	Yes	A	S	X##	A	## No, unless an emergency procedure as specified per an Emergency Action Plan (EAP). RN/Certified LPN supervision.		
Mechanical Ventilation: Management of	Yes	Α	S	X	A	, , , , , , , , , , , , , , , , , , , ,		
Measuring Vital Signs	No	A	S	D	A			
Development of Individualized Health Care Plan & EAP (Emergency Action Plan)	No	A	X	X	X			

The above document was developed in collaboration with the Kansas State Board of Nursing (KSBN) and the Kansas School Nurse Organization (KSNO). Approved by the KSBN Practice Committee on September 15, 2009. **REVISED March 21, 2023**