

**Kansas State Board of Nursing  
Landon State Office Building, Room 509  
Board Meeting Minutes  
September 14, 2016**

Call to Order: The meeting was called to order by President J. Klaassen at 9:15 a.m. in room 509 of the Landon State Office Building.

Board Present: JoAnn Klaassen, RN, MN, JD  
Carol Bragdon, PhD, APRN  
Judith Hiner, RN, BSN – absent with prior notice  
Rebecca Nioce, Public Member – absent with prior notice  
Leanna Beeson, LPN  
Patricia Zeller, MSN, APRN NP-C  
Mary Struble, LPN  
Sherri Brown, RN, BSN  
Jennifer Szambecki, Public Member – absent with prior notice  
Leslie Sewester, Public Member  
Rebecca Sander, MSN, RN

Staff Present: Mary Blubaugh, MSN, RN, Executive Administrator  
Diane Glynn, JD, RN, Practice Specialist  
Carol Moreland, MSN, RN, Education Specialist  
Miriah Kidwell, MBA, RN, Education Specialist  
Adrian Guerrero, Director of Operations  
Inge Reed, CPM, Executive Assistant

Review onsite packet:

Add/revise agenda: There will be no committee reports for the Investigative or Finance Committee as they were both cancelled.

Introductions: J. Klaassen introduced the two new Board members: Leslie Sewester and Rebecca Sander.

Presentation: The Board has a plaque to present to Jeanne Catanzaro to thank her for her years of service on the Board but she was unable to attend this meeting. The plaque will be sent to Ms. Catanzaro.

**Consent Item Agenda**

Minutes: The minutes from the June 15, 2016 board meeting were reviewed. It was moved to approve the minutes from the June 15, 2016 meeting as written.  
Motion #1 Beeson/Struble. Adopted UYVV.

Exec. Admin. Report: M. Blubaugh reported to the Board. (See Report) It was consensus of the Board to accept the report.

It was consensus of the Board for M. Blubaugh to proceed with the changes to online verifications. She is to bring back more information to the December meeting.

**Staff Reports:**

C. Moreland reported to the Board. (See Report) It was consensus of the Board to accept the report.

It was consensus of the Board to move the scholarship presentations from December to March so students would not miss finals.

M. Kidwell reported to the Board. (See Report) It was consensus of the Board to accept the report.

D. Glynn reported to the Board. (See Report) It was consensus of the Board to accept the report.

D. Glynn introduced Aushlin Lowry the new Senior Administrative Assistant for the Discipline Council and Tina Beach the new Administrative Specialist for the Legal Department.

A. Guerrero reported to the Board. (See Report) It was consensus of the Board to accept the report.

A. Guerrero showed an online video that was created by Sheila Rice to help licensees reset their password or check their user ID.

**Committee Reports**

**Educ. Comm. Report:**

P. Zeller, chairperson gave the Education Committee report. (See committee report) The Education Committee report was accepted by consensus of the Board.

It was moved to accept the site visit report for National American University – Overland Park BSN Program with recommendations and to reapprove the program for a time period consistent with national accreditation.

Motion #2 Zeller/Beeson. Adopted UYVV.

It was moved to accept the site visit report for National American University – Wichita BSN Program with recommendations and to reapprove the program for a time period consistent with national accreditation.

Motion #3 Zeller/Brown. Adopted UYVV.

It was moved to accept the site visit report for Brown Mackie College – Kansas City PN Program with recommendations and to reapprove the program for a period of five years.

Motion #4 Zeller/Bragdon. Adopted UYVV.

It was moved to accept the site visit report for Brown Mackie College – Kansas City ADN Program with recommendations and to reapprove the program for a period of five years.

Motion #5 Zeller/Beeson. Adopted UYVV.

It was moved to accept the site visit report for Washburn Institute of Technology PN Program with recommendations and to reapprove the program for a period of five years.

Motion #6 Zeller/Struble. Adopted UYVV.

It was moved to accept the site visit report for Kansas City Kansas Community College PN Program with recommendations and to reapprove the program for a period of five years.

Motion #7 Zeller/Sander. Adopted UYVV.

It was moved to accept the site visit report for Osawatomie State Hospital Mental Health Technician Program and to grant approval to admit up to 60 students yearly among all three levels of the MHT program with a site visit to occur at the time of the first graduation.

Motion #8 Zeller/Struble. Adopted UYVV.

It was moved to accept the Major Curriculum Change Request from Washburn University BSN Program to add two pathophysiology courses NU 320 Pathophysiology I, 3 credit hours and NU 324 Pathophysiology II, 2 credit hours and to split the pharmacology content into two courses that are each 2 credit hours. NU 322 Pharmacology I with Lab (1 ½ credit hour didactic and ½ credit hour laboratory) and NU 326 Pharmacology II. The total number of credit hours for the pre-licensure BSN program will increase from 123 to 124.

Motion #9 Zeller/Beeson. Adopted UYVV.

It was moved to accept the Major Curriculum Change Request from Cloud County Community College ADN Program to offer a second option for completion of the ADN Program which would require the addition of two semesters for a generic ADN program with continuation of the existing LPN to ADN program. This would require approval to admit up to 18 students to the first two semesters and continue to admit LPNs for the second year, for a total of 36 second year students. This would increase our total number of nursing students from 36 to 54.

Motion #10 Zeller/Bragdon. Adopted UYVV.

It was moved to reapprove the PN, ADN and BSN programs on full approval status through December, 2017.

Motion #11 Zeller/Beeson. Adopted UYVV.

It was moved to reapprove the conditional approval status of Pratt Community College ADN Program and Kansas Wesleyan University BSN Program through December, 2017.  
Motion #12 Zeller/Struble. Adopted UYVV.

It was moved to reapprove the graduate nursing programs through December, 2018.  
Motion #13 Zeller/Beeson. Adopted UYVV.

It was moved to approve KSA 65-4206 and KSA 65-4207 as written.  
Motion #14 Zeller/Bragdon. Adopted UYVV.

It was moved to revise KAR 60-3-101 (a) (3) to state “each applicant for nursing licensure shall take and pass the examination written in English language and prepared by the national council of state boards of nursing.”  
Motion #15 Zeller/Sander. Adopted UYVV.

It was moved to approve the Education Committee packet of regulations as written with corrections and to move forward to the Board.  
Motion #16 Zeller/Bragdon. Adopted UYVV.

It was moved to accept the Petition for Permission to Test/Retest Summary from May 17, 2016 through August 15, 2016 which includes: Josephine Blea, Nicole Bridger, Michelle Caleb, Heather Crawford, Barbara Gera da Silva, Misty Greer, Clarine Jacobs, Twyla Peffley, Maclovia Pena, Lindie Sams, Serena Tiedtke and Cinthya Zuniga.  
Motion #17 Zeller/Beeson. Adopted UYVV.

CNE Report:

S. Brown, vice chairperson gave the CNE Committee report. (See committee report) The CNE Committee report was accepted by consensus of the Board.

It was moved to approve the Long-term provider renewal application for Cloud County Health Center.  
Motion #18 Brown/Beeson. Adopted UYVV.

It was moved to approve the Long-term provider renewal application for Nuetera Healthcare.  
Motion #19 Brown/Beeson. Adopted UYVV.

It was moved to approve the Long-term provider renewal application for ARJ Infusion Services.  
Motion #20 Brown/Beeson. Adopted UYVV.

It was moved to approve the Long-term provider renewal application for GERTI pending receipt of language change from CEU to contact hour.

Motion #21 Brown/Beeson. Adopted UYVV.

It was moved to approve the Long-term provider renewal application for Newton Medical Center.

Motion #22 Brown/Sander. Adopted. UYVV.

It was moved to approve the Long-term provider renewal application for Crossroads Hospice.

Motion #23 Brown/Beeson. Adopted UYVV.

It was moved to approve the Long-term provider renewal application for Kansas City Hospice & Palliative Care pending receipt of recommended changes.

Motion #24 Brown/Struble. Adopted UYVV.

APRN Report:

C. Bragdon, chairperson gave the APRN Committee report. (See Committee Report) The APRN Committee Report was accepted by consensus of the Board.

It was moved to approve the following out of state schools and their below noted programs as meeting the board’s criteria:

- a. Bradley University – RNA
- b. Gonzaga University – RNA
- c. Loyola University – Adult Gero NP
- d. Oakland University – Adult Gerontology NP
- e. State University of New York Upstate Medical University – Family NP
- f. University of Colorado – Family NP
- g. University of Miami – Family NP
- h. West Texas A&M University – Family NP
- i. Winona State University \_ Adult Gerontology CNS

Motion #25 Bragdon/Struble. Adopted UYVV.

Catherine Gordon and Cara Busenhart from the Nurse Midwives Council spoke about the challenges of being under two Boards, which has never been done before. Also discussed was understanding the scope of practice and the title changes of the midwives who work with a collaboration agreement or those that work independently.

Break: 10:45 a.m.

Open session: 10:55 a.m.

Practice/IV Therapy Report: L. Beeson, chairperson gave the Practice/IV Therapy Committee report. (See Committee Report) The Practice/IV Therapy Committee Report was accepted by consensus of the Board.

I move to approve the revision of the Joint Policy Statement of controlled substances for the treatment of chronic pain.

Motion #26 Beeson/Struble. Adopted UYVV.

I move that we pursue the draft changes to 60-7-101 as proposed, at the next regulation hearing.

Motion #27 Beeson/Brown. Adopted UYVV.

I moved to accept 60-7-103 with no changes.

Motion #28 Beeson/Sander. Adopted UYVV.

I move to accept 60-7-104 with no changes.

Motion #29 Beeson/Struble. Adopted UYVV.

**New Business:**

Review Mission Statement: The mission of the Kansas State Board of Nursing is to assure the citizens of Kansas safe and competent practice by nurses and mental health technicians.

It was consensus of the Board to make no changes to the mission statement.

KSBN Articles:

I move to accept the articles for the Kansas State Board of Nursing as drafted.

Motion #30 Bragdon/Beeson. Adopted UYVV.

Interim Committee:

M. Blubaugh reported that the hearing for combining the Board of Nursing with the Board of Healing Arts has not been held yet. Legislative Research stated that the interim committee will probably meet one day in October and one day in December.

Delegate Assembly:

J. Klaassen, P. Zeller, M. Blubaugh, C. Moreland, and A. Guerrero attended Delegate Assembly August 17-19, 2016 in Chicago, IL and reported to the board.

Agency Head/Presiding Officer:

I move that, pursuant to K.S.A. 2015 Supp. 77-527 of the Kansas Administrative Procedure Act, the Board designate and delegate to Carol Bragdon its authority as agency head to review, decide, and issue any orders concerning petitions for review, petitions for reconsideration, and motions for stay filed with the Board and taking any other action related thereto until further action by the Board.

Motion #31 Zeller/Beeson. Adopted UYVV. One abstention Carol Bragdon.

I move that, should Carol Bragdon be unable to serve as agency head, the Board designate Patricia Zeller to serve as an alternate agency head and, in such circumstances, the Board delegate to Patricia Zeller its authority pursuant to K.S.A. 2015 Supp. 77-527 of the Kansas Administrative Procedure Act to review, decide, and issue any orders concerning petitions for review, petitions for reconsideration, and motions for stay filed with the Board and taking any other action related thereto until further action by the Board.

Motion #32 Sander/Brown. Adopted UYVV.

I move that the Board designate and delegate to the Board President the Board's authority to:

(1) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, of the Kansas Nurse Practice Act regarding matters that have been recommended for emergency proceedings by staff or counsel; and

(2) Act as Presiding Officer pursuant to K.S.A. 2015 Supp. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to conduct emergency proceedings and issue an order as required by K.S.A. 2015 Supp. 77-536 on all matters that are being or have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder, unless the President determines the emergency proceeding should be conducted and decided by the Investigative Committee.

Motion #33 Beeson/Bragdon. Adopted UYVV.

Subject to motion number 33 regarding delegation to the Board President, I move that if the President is not available to act as described in motion number 33, the Vice President of the Board is so designated and delegated to act as described in motion number 33.

Motion #34 Bragdon/Beeson. Adopted UYVV.

I move that the Board designate and delegate to the Chair of the Investigative Committee the Board's authority to:

(1) Issue to an applicant meeting the qualifications and requirements of the Kansas Nurse Practice Act any initial, renewal, endorsement, or reinstatement license, certificate of qualification or authorization to practice nursing;

(2) Conduct hearings, enter into settlements, issue decisions, and assess fines pursuant to K.S.A. 74-1110 and amendments thereto, regarding an allegation that a person granted a license, certificate of qualification or authorization to practice nursing has violated or not complied with the Kansas Nurse Practice Act or regulations adopted thereunder;

(3) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, of the Kansas Nurse Practice

Act regarding applications that are being investigated or have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations promulgated thereunder by the Board; and

(4) Act as Presiding Officer pursuant to K.S.A. 2015 Supp. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to review, decide and issue any orders on matters involving all applications whether initial, renewal, endorsement, or reinstatement for any license, certificate of qualification or authorization to practice nursing that have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; such delegation includes, but is not limited to:

- sending warning or reprimand letters;
- entering into settlement agreements;
- conducting KAPA proceedings and hearings;
- issuing prehearing orders;
- issuing initial orders denying or imposing limitations on any license, certificate, or authorization to practice nursing under the Kansas Nurse Practice Act; and
- taking any other action related thereto

unless the President determines the matter should be sent to the Office of Administrative Hearings for further proceedings or considered and decided by the Investigative Committee.

Motion #35 Struble/Beeson. Adopted UYVV.

Subject to motion number 35 regarding delegation to the Chair of the Investigative Committee, I move that if the Chair is not available, the Vice Chair of the Investigative Committee is so designated and delegated to act as described in motion number 35.

Motion #36 Struble/Beeson. Adopted UYVV.

Subject to motion number 35 regarding delegation of Applications and motion number 33 regarding delegation of emergency proceedings, I move that the Board designate and delegate to the Investigative Committee its authority to:

(1) Conduct hearings, enter into settlements, issue decisions, and assess fines pursuant to K.S.A. 74-1110 and amendments thereto, regarding an allegation that a person granted a license, certificate of qualification or authorization to practice nursing has a violated or not complied with the Kansas Nurse Practice Act and or regulations adopted thereunder:

(2) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, of the Kansas Nurse Practice Act regarding applications that are being investigated or have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; and

(3) Act as Presiding Officer pursuant to K.S.A. 2015 Supp. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the



Kansas Administrative Procedures Act, to review, decide and issue any orders on all matters in cases that have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; such delegation includes, but is not limited to:

- sending warning or reprimand letters;
- entering into settlement agreements;
- conducting reviews, proceedings and hearings;
- issuing prehearing orders;
- issuing initial orders that censure, revoke, limit, or suspend any license, certificate, or authorization to practice nursing under the Kansas Nurse Practice Act; and
- taking any other action related thereto

unless the Investigative Committee determines that the matter should be sent to the Office of Administrative Hearings for conducting further proceedings and issuing an initial order or considered and decided by the Board.

Motion #37 Sewester/Sander. Adopted UYVV.

Election of Officers:

It was consensus of the Board that if you are not re-elected you will continue in your position until today's meeting is adjourned.

**President:** Patricia Zeller nominated JoAnn Klaassen for president. Nominations cease. JoAnn Klaassen was elected President.

**Vice President:** Sherri Brown nominated Carol Bragdon for vice president. Nominations cease. Carol Bragdon was elected Vice President.

**Secretary:** Carol Bragdon nominated Patricia Zeller for secretary. Nominations cease. Patricia Zeller was elected Secretary.

Executive Session:

I move that, pursuant to K.S.A. 75-4319(b)(2) of the Kansas Open Meetings Act, the Board recess into executive session for 5 minutes for personnel matters. The Board will reconvene the open meeting in the same location at 11:41 a.m.

Motion #38 Bragdon/Beeson. Adopted UYVV.

I move that, pursuant to K.S.A. 75-4319(b)(2) of the Kansas Open Meetings Act, the Board recess into executive session for 15 minutes with its Executive Administrator, Mary Blubaugh and Director of Operations, Adrian Guerrero, for personnel matters. The Board will reconvene the open meeting in the same location at 11:56 a.m.

Motion #39 Bragdon/Beeson. Adopted UYVV.

The Board has asked Mary to stay until July 1, 2017 and she has accepted. The Board has authorized Mary to implement creative solutions for personnel retention.

Adjourn: Adjourn meeting at 11:58 a.m.

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JoAnn Klaassen, Board President

\_\_\_\_\_  
Date

\_\_\_\_\_  
Patricia Zeller, Secretary

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mary Blubaugh, Executive Administrator

\_\_\_\_\_  
Date