

**Kansas State Board of Nursing
Landon State Office Building
Board of Nursing Library, Room 1051
Investigative Committee Minutes**

March 27, 2017

TIME: 8:30 a.m. – 4:30 p.m.

Committee Members: Judith Hiner, RN, BSN, Chair
Jo Klaassen, RN, MN, JD, V. Chair
Rebecca Sander, MSN, RN

Call to order: Judith Hiner called the general session of the Investigative Committee to order at 8:34 a.m. Committee members, other Board members and staff were present.

Review onsite packet: KNAP Quarterly Audit

Additions/revisions to agenda: None

Minutes: The minutes of the December 12, 2016 meeting were reviewed. I move that the committee approve the minutes from December 2016 as written.
Motion #1 Klaassen/Sander adopted.

Complaints/concerns: None.

Old business:

Risk Management Form: D. Glynn reported that she has been corresponding with Angela Jirik at KDHE. She is waiting for Angela to email back a date.

KNAP Language Alan Murray from KNAP introduced Sondi Johnson. She gave a synopsis of her education and career. Alan gave update on KNAP website. They have hired a company from Lawrence to update the overall look and brochures for KNAP.

In a follow up to nurses moving out of state. KNAP will be closing those cases once they get verification the nurse has joined IPP to which the state they moved or we have notified the Board of Nursing. KNAP will be adding language to their closure letter basically stating “if you were to return to the state of Kansas you are required to notify the Board of Nursing.” KNAP has had a fair amount of those in the last 4-6 weeks.

Trends: increased amount of “senior” nurses, aged 60 and up, whom are having cognitive deficits related to age; mental health issues with suicide or severely depressed; poor boundaries including sexual boundaries. Right now

everyone is required to participate in random drug screens and there have been push backs from some attorneys for nurses whom substance abuse was not the issue nor a concern why do they need to participate in the drug screening process. BOHA uses lie detector tests for those with poor boundaries especially sexual boundaries. Alan would like to start a discussion how to monitor those nurses where substance abuse is not a primary issue that meets their needs but always protects public safety.

Alan will be attending the National Association of Alternative Programs annual conference in San Antonio, TX. It is where programs, physicians come together and share current trends, what issues they are dealing with, new programs, new information in toxicology and testing. Alan and Sondi are wanting to take trips to network with other programs to see how they can improve the program in Kansas.

Investigator K. Chalkley brought up the increasing trend of participating KNAP nurses wanting to go out of state/out of country on vacation. Alan stated that the contract makes it clear that the Board has to grant permission to travel out of the country. Alan could not speak regarding prior to his coming to the organization, but does not know how strongly that was enforced previously.

Add Alan for the June agenda to give a presentation of what he learns.

K.A.R. 60-3-110

D. Glynn reports that this is the second time reviewing this. Department of Administration has signed off but the AGs office made changes to the language. Mary wanted the committee to see it to have discussion if needed. Mary will take to the full board. J.Klassen brought up how is this monitored. It was decided to bring discussion with the full Board. J. Hiner opened discussion questions for those APRN with a license but no longer practicing. D.Glynn reports that there is an affidavit to submit to Healthcare Stabilization Fund.

New business:

KNAP statistical summary:

D. Glynn reported that this is on page 8 of regular packet and page 1 & 2 of onsite packet. Page 8 is the overall statistical summary for that last quarter of 2016. The onsite represents the audit done by the KNAP board members. Judy didn't see anything out of the ordinary.

Legislative Review

K.S.A. 65-1114

I move that we approve K.S.A.65-1114 without revision. Motion #2 Klassen/Sander adopted.

K.S.A. 65-1120

I move that we approve K.S.A. 65-1120 without revision.
Motion #3 Sander/Klaassen.

Executive session:

I move 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 #4 Klaassen/Sander adopted.

I move that the Committee find that the following cases be closed for the reason that no action is needed at this time.
Motion #5 Klaassen/Sander adopted.

I move that the Committee continue the following cases for further investigations conducted by staff.
Motion #6 Sander/Klaassen adopted.

I move that the 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 #7 Sander/Klaassen adopted.

I move that the Committee approved, by consensus, the case disposition represented on the spreadsheet titled "Unlicensed Practice".
Motion #8 Sander/Klaassen adopted.

I move that the Committee approve, by consensus the case dispositions represented on the spreadsheet titled "Lapsed Licenses".
Motion #9 Sander/Klaassen adopted.

I move that the Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Endorsement Application for Ratification".
Motion #10 Sander/Klaassen adopted.

I move that the Committee approve, by consensus the case dispositions represented on the spreadsheet titled "new grads" with conviction and/or disciplinary action.
Motion #11 Sander/Klaassen adopted.

I move that the Committee approve, by consensus, the case dispositions represented on the spreadsheet titled "False Information".
Motion #12 Sander/Klaassen adopted.

I move that the Committee approve by consensus the case dispositions represented on the spreadsheet titled “CNE for Ratification”.

Motion #13 Sander/Klaassen adopted.

I move that the Committee approve, by consensus, the case dispositions represented on the spreadsheet titled “Reinstatement Applications for Ratification”.

Motion #14 Sander/Klaassen adopted.

Adjourn:

I move to adjourn the Investigative Committee.

Motion #15 Klaassen/Sander adopted.

Judith Hiner, RN, BSN, Chair

Date