

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

January 16, 2019

TIME: 9:00 a.m. – 4:30 p.m.

Committee Members: Jo Klaassen, RN, MN, JD, Chair
Rebecca Sander, MSN, RN, V. Chair
Julianna Rieschick, RN, MSN, NEA-BC

Call to order: Jo Klaassen called the special session of the Investigative Committee to order at 9:02 a.m. Committee members, other Board members and staff were present.

Review onsite packet: other states and agency statutes grounds for discipline

Additions/revisions to agenda: Unfinished business
2. Discussion of the Investigative Process- including evaluate and rank severity of cases
3. Unlicensed Practice and Lapsed license issues
New Business
F. Discussion of a form for summaries for Investigators to Investigative Committee
Motion #1 Sander/Rieschick adopted.

Complaints/concerns: None.

Unfinished Business:

KNAP Contract discussion Discussion on vacations for licensee in KNAP. There was some discussion for those that wish to use Board of Healing Arts program instead of KNAP. The quality of evaluations was discussed.

Decision was made there needs some draft language for the contract that vacations would not be granted during contract agreement; exceptions would be made only for exceptional circumstances. Also language concerning sharing relevant data with contracting providers in addition to the referral.

Investigative Process Discussion was held to more simplify the priority determination for cases for discipline. Decision was made that the Committee will notate High and Low Priority on each case going to Disciplinary Counsel.
Discussion was held on statutory changes so that investigators can discuss other cases outside of KOMA with the investigative committee members. Decision was

made that they would work on looking into the required statutes and language for the changes.

**Unlicensed Practice/
Lapsed license**

Discussion was held regarding those cases that are lapsed license and unlicensed practice. Decision was made that those instances will need to be presented at the weekly meeting with the Committee Chair. Janet Arndt will help draft consent agreements for the chair to use. Janet Arndt shared information about statutory changes that could be changed. The committee will investigate language for some changes.

New business:

Form for Summaries

Discussion was held for the need for a consistent form for summaries that are brought before the Committee. Decision was made to keep related violations grouped together and separate distinct violation are to be separated on the summary.

Discussion was held about license discipline on a driver's license. Decision was made to change the applications and not collect information regarding the driver's license history.

Committee recessed for lunch until 12:30pm

Open meeting reconvened at 12:30p.m.

Discussion was held about violations. Decision was made to delegate to Carol Moreland to work with Janet Arndt to work on language to bring back in March to Committee to review.

Quasi-judicial 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 #2 Rieschick/Sander adopted.

Executive session:

I move that the Investigative Committee recess into executive session and reconvene the open meeting at 2:50 pm. The subject to be discussed in the executive session concerns legal representation on disciplinary cases. The justification is consultation with the Committee's General Counsel that would be deemed privileged in the attorney-client relationship.
Motion #3 Rieschick/Sander adopted.

I move that the Committee delegate to the Committee's Chair, JoAnn Klaassen, the authority to discuss legal representation and procedures with attorneys at the Office of the Kansas Attorney General.

Motion #4 Rieschick/Sander adopted

The committee recessed until January 17, 2019 at 9:00am.

Motion #5 Rieschick/Sander

The committee reconvened January 17, 2019 at 9:10a.m.

Quasi-judicial session:

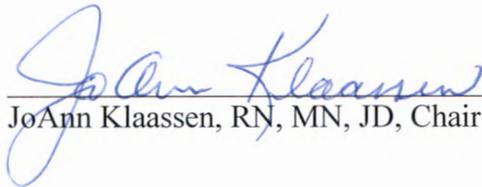
I move that the meeting of the Investigative Committee be closed to deliberate on matters relating to decisions involving the exercise of quasi-judicial functions as authorized by K.S.A. 2013 Supp. 75-4318(g)(1).

Motion #6 Rieschick/Sander adopted.

Adjourn:

I move to adjourn the Investigative Committee.

Motion #7 Rieschick/Sander adopted.


JoAnn Klaassen, RN, MN, JD, Chair


Date