

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

June 10, 2019

TIME: 9:07 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

Staff: Carol Moreland, MSN, RN, Executive Administrator
Jill Simons, Executive Assistant
KSBN Investigative Staff

Call to order: Jo Klaassen called the general session of the Investigative Committee to order at 9:07 a.m.

Review onsite packet: There was one item added to the onsite packet. The KNAP Quarterly Audit Report.

Additions/revisions to agenda: There were no additions/revisions to the agenda.

Minutes: The minutes of the March 11 and 12, 2019 meetings were reviewed. It was moved to approve the minutes from the March 11 and 12, 2019 Investigative Committee as revised. Motion #1 Sander/Rieschick adopted.

Complaints/concerns: C. Moreland brought two questions before the committee. 1) if a complaint isn't specific for example no name of the nurse is listed. Does the committee want a case open? and 2) the number four's where there is action on a nurse in another state that does not have a current active license in Kansas. In the past a case was open. To better utilize the Investigative Staff time would the committee be open to the possibility of putting a hold in the MYLO database with notes and if the nurse should try to reinstate their license in Kansas. They would at that time be required to provide us with the required documents pertaining to the action for consideration of reinstatement of their Kansas nurses license. The consensus of the committee on the first question is to not open a case unless the complaint is specific and on the second question to put a hold in the MYLO database with notes on any nurses who have an action put on their license in another state.

Unfinished Business:

KNAP Contract revisions

C. Moreland reported the contract with revisions will be discussed and reviewed as part of the RFP that the Board members will be discussing and reviewing at the Board meeting on Wednesday.

Draft revisions to the Discipline statutes

C. Moreland reported that changes were made as discussed at the March meeting on the following statutes K.S.A. 65-1117, K.S.A. 65-1118, K.S.A. 65-1120, K.S.A. 65-1120a. There were no changes to K.S.A. 65-1121a or K.S.A. 75-1110. Changes were also made to regulation K.A.R. 60-3-110.

Definition of lapsed license vs. unlicensed practice

J. Klaassen discussed the definition of lapsed license versus unlicensed practice. We changed the definition in statutes to lapsed. Going forward we will have both a lapsed license as well as unlicensed practice. We just disguised between the two.

New business:

Investigative Division Draft Policies:

- a. Alert/Hold Code Placement:
- b. Call Records:
- c. Creating Case Files:
- d. Investigators' Procedure for Processing Case File Post Committee Decision:
- e. Opening Cases – Administrative Specialist:
- f. Populating a Paradox Sheet:
- g. Receiving and Tracking Applications and Verifications with Legal Questions:
- h. Investigative Summaries:

The consensus of the Committee is for the Investigative Division to bring back to this Committee the group of policies they want changed or revised for review with a motion to go before the full Board for approval.

Licensure Application Questions:

C. Moreland reported that the all the licensure applications have been revised. The questions in the board packet are what will appear with the new applications as of July 1, 2019.

It was moved to accept the revised application for licensure including renewal and reapplications. Motion #2 Sander/Rieschick adopted.

Discipline CNE List:

Linda Davies discussed the KSBN outdated discipline CNE list. This list was put together initially because staff was inundated with numerous calls from nurses who have been disciplined asking for assistance in locating CNE. It was the consensus of the Committee that the Board of Nursing will not provide guidance on specific CE sites. The nurse who has been disciplined will be required to locate, complete and submit the CE on their own time.

Quasi-judicial session:

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 #3 Sander/Rieschick adopted.

The committee recessed at 4:40 p.m.

The committee reconvened on June 11, 2019 at 8:30 a.m.

The committee returned to open session at 12:31 p.m.

It was moved that the Committee approve, by consensus the case dispositions represented on the spreadsheet titled "New Grads" with conviction and/or disciplinary action. Motion #4 Rieschick/Klaassen adopted.

It was moved that the Committee approve by consensus the case dispositions represented on the spreadsheet titled "CNE for Ratification". Motion #5 Rieschick/Klaassen adopted.

It was moved that the Committee approve, by consensus, the case disposition represented on the spreadsheet titled "Endorsement Application for Ratification". Motion #6 Rieschick/Klaassen adopted.

It was moved that the Committee approve, by consensus, the case dispositions represented on the spreadsheet titled "Reinstatement Applications for Ratification". Motion #7 Rieschick/Klaassen adopted.

It was moved that the Committee approve, by consensus, the case dispositions represented on the spreadsheet titled "False Information". Motion #8 Rieschick/Klaassen adopted.

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

Motion #9 Rieschick/Klaassen adopted.

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

Motion #10 Rieschick/Klaassen adopted

The committee recessed at 12:35 p.m.

The committee returned to open session at 1:35 p.m.

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

Motion #11 Sander/Klaassen adopted.

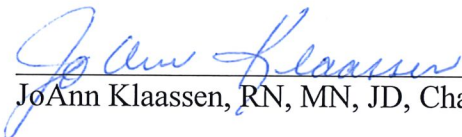
It was moved that the Committee find that reasonable grounds exist for believing the applicant or licensee is guilty of violating the Kansas Nurse Practice Act in the following cases and that those cases be continued for further proceedings conducted in accordance with the provisions of the Kansas Administrative Procedure Act.

Motion #12 Sander/Klaassen adopted.

Adjourn

I move to adjourn the June 10-11 meeting of the KSBN Investigative committee.

Motion #13 Sander/Klaassen adopted.


JoAnn Klaassen, RN, MN, JD, Chair


Date