



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD  
DIRECTOR

## MICHIGAN BOARD OF NURSING MEETING OF MAY 1, 2014 APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Nursing met in regular session on May 1, 2014, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

### ***CALL TO ORDER***

Josh Meringa, Chairperson, called the meeting to order at 9:05 a.m.

### ***ROLL CALL***

***Members Present:*** Joshua Meringa, MPA, MHA, BSN, RN-BC, ONC, Chairperson  
Ronald Basso, Public Member, Vice Chairperson  
Roselyn Argyle, RN  
Reginald T. Armstrong, Public Member  
Kathy Bouchard-Wyant, RN, BA  
Mary Brown, RN  
James Childress, Public Member  
Mary Corrado, Public Member  
Jill DeVries, L.P.N.  
Lars Egede-Nissen, Public Member  
Cynthia Fenske, RN, DNP, CNE  
Paula Hopper, RN, MSN  
Denise Howard, LPN  
Elaine Leigh, DNP, RN, FNP-BC  
Tiffany McDonald, RN  
Glenn O'Connor, CRNA, MS (arrived at 9:22 a.m.)  
LaDonna Schultz, Public Member  
Elaine Stefanski, LPN  
Kristoffer Tobbe, Public Member  
Mary VanderKolk, RN, MSN

***Members Absent:*** Michael Ferency, Public Member

**Staff Present:** Shellayne Grimes, Secretary, Policy, Rules and Board Support Section  
Norene Lind, Policy Manager, Policy, Rules and Board Support Section  
Elaine Barr, Policy Analyst, Policy, Rules and Board Support Section  
Joe Campbell, Director, Enforcement Division (left at 9:50 a.m.)  
Lidia McGee, Enforcement Analyst, Enforcement Division (left at 9:45 a.m.)  
Kelly Elizondo, Assistant Attorney General

**Others Present:** Debra Nault, Michigan Nurses Association  
Amy Stahley, Davenport University  
Karen Daley, Davenport University

## **APPROVAL OF MINUTES**

*MOTION* by Tobbe, seconded by Armstrong, to approve the minutes of the March 6, 2014 meeting, with one amendment: On page 7, "a preceptorships" will be changed to "preceptorships."

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

*MOTION* by DeVries, seconded by Egede-Nissen, to approve the agenda, as presented.

*MOTION PREVAILED*

## **REGULATORY CONSIDERATIONS**

### **Katie Marie Clow, LPN – Request for Reconsideration**

*MOTION* by Egede-Nissen, seconded by Stefanski, to deny the Request for Reconsideration in the matter of Katie Marie Clow, LPN.

Discussion was held.

A roll call vote followed: Yeas – Argyle, Armstrong, Bouchard-Wyant, Brown, Childress, Corrado, DeVries, Egede-Nissen, Fenske, Hopper, Howard, Leigh, McDonald, Schultz, Stefanski, Tobbe, VanderKolk, Basso, Meringa

*MOTION PREVAILED*

**John Arthur Frisch, RN – Proposal for Decision**

*MOTION* by Stefanski, seconded by Armstrong, to accept the Proposal for Decision and grant reinstatement, and place Respondent on probation for a period of three (3) years with the following terms and conditions in the matter of John Arthur Frisch, RN:

- (1) Respondent shall comply with HPRP.
- (2) Respondent shall submit quarterly employer reports.
- (3) Respondent shall be required to complete additional continuing education with a minimum of three (3) credits in the areas of:
  - a. Pain Assessment
  - b. Documentation
  - c. Professional Accountability and Legal Liability

Discussion was held.

A roll call vote followed:   Yeas – Argyle, Armstrong, Bouchard-Wyant, Brown, Childress, Corrado, DeVries, Egede-Nissen, Fenske, Hopper, Howard, Leigh, McDonald, O'Connor, Schultz, Stefanski, Tobbe, VanderKolk, Meringa  
Nay - Basso

*MOTION PREVAILED*

**Stephen Paul Sucaet, RN – Proposal for Decision**

*MOTION* by Bouchard-Wyant, seconded by McDonald, to accept the Proposal for Decision with the following exception, and deny reinstatement in the matter of Stephen Paul Sucaet, RN:

Exception: On page 9, the last sentence of the Conclusions of Law should read: "...NOT met his burden of proof."

Discussion was held.

A roll call vote followed:   Yeas - Argyle, Armstrong, Bouchard-Wyant, Brown, Childress, Corrado, DeVries, Egede-Nissen, Fenske, Hopper, Howard, Leigh, McDonald, O'Connor, Schultz, Stefanski, Tobbe, VanderKolk, Meringa  
Recuse - Basso

*MOTION PREVAILED*

## **COMMITTEE REPORTS**

### **Disciplinary Subcommittee (DSC)**

Schultz reported that the Disciplinary Subcommittee met two (2) times since the last meeting and will meet again after today's meeting. She reported that the DSC reviewed approximately 80 regulatory cases with two re-writes. Finally, she cautioned Board members against having widely dissimilar fines for similar case types, although she acknowledged that Board members should always make their determinations based on the merits of each individual case.

### **Rules Committee**

Barr stated that the draft administrative rules have been approved by the Bureau Director and have been sent to the Regulatory Affairs Officer within LARA's Office of Policy and Legislative Affairs.

### **Education Committee**

Hopper directed the Board to the Education Committee LPN Report and provided a verbal highlight of same. See Addendum #1.

*MOTION* by Hopper, seconded by Basso, to accept the following motion with the correction of "Oakland Community College" to "Oakland University," presented by the Education Committee:

***Motion #1*** by the committee to approve the LPN program decision for Alpena Community College, Bay de Noc Community College, Davenport University, Dorsey Schools, Jackson College, Kirtland Community College, MidMichigan Community College, Oakland University, St. Clair County Community College, and Southwestern Michigan College.

A voice vote followed.

***MOTION PREVAILED***

Hopper directed the Board to the Education Committee RN Report and provided a verbal highlight of same. See Addendum #2.

*MOTION* by Egede-Nissen, seconded by Bouchard-Wyant, to accept the following motion presented by the Education Committee:

***Motion #1*** by the committee to accept the Annual Reports, major program changes, initial application, and faculty exceptions submitted by Alpena Community College, Bay de Noc Community College, Davenport University, Eastern Michigan University, Ferris

*State University, Jackson College, Kellogg Community College, Kirtland Community College, Macomb County Community College, Madonna University, MidMichigan Community College, Siena Heights University, St. Clair County Community College, Southwestern Michigan College, University of Michigan, and Western Michigan University.*

A voice vote followed.

#### **MOTION PREVAILED**

#### **DCH – Office of Nursing Policy Report**

The April 22, 2014 “DCH – Office of Nursing Policy Report” and the “Current Legislation-Nursing” summary were submitted to the Board by Deborah Bach-Stante, Director of the Office of Nursing Policy, Department of Community Health. See Addendum #3, attached hereto.

#### **Vice Chairman’s Report**

Basso reported that he served as Conferee on several cases since the last Board meeting.

#### **Chairman’s Report**

Meringa provided information regarding his activities during the months of March and April, 2014, as follows:

##### **March:**

Allegation review:	20 cases (16 authorized for investigation)
Summary Suspensions:	15
CE review/approvals:	4
Case reviews/Conferee:	1
Compliance conferences:	1
NCSBN:	Attended a portion of the Mid-Year meeting via webcast
COMON meeting:	Attended March 20, 2014 meeting and shared information regarding administrative rule changes and the Nurse Professional Fund

##### **April:**

Allegation review:	54 cases (31 authorized for investigation)
Summary Suspensions:	7
CE review/approvals:	8
Case reviews/Conferee:	1
Compliance conferences:	1
NCSBN:	Discipline Knowledge Network Conference call

Other notable activities:

- Kelly Beranek resigned from the Board for personal reasons; further, there is an open nurse midwife position on the Board.
- Norene Lind and Tiffany McDonald attended the NCSBN Mid-Year Meeting in March. Both provided a summary of notable topics including the auditing of alternative monitoring programs (i.e. HPRP), borderless licensing, and tele-health. The meeting program was shared with Board members.
- Tiffany McDonald attended the NCSBN Scientific Symposium, April 2014. She highlighted the use and success of simulation in educational programs.
- Elaine Leigh attended the NCSBN State of Consensus Conference, April 2014. The purpose of the conference was to seek ways to allow nurses to practice to the full extent of their education and to seek ways to effectively regulate advanced practice nursing across state boundaries. There are 17 states that have adopted the consensus model, and Michigan is not one of those states. She also noted the status of current legislation and how it might move Michigan closer to the consensus model.
- A Department representative has been invited to attend the NCSBN IT/Operations Conference in May, 2014.
- Joe Campbell, BHCS Enforcement Director, will attend the NCSBN Disciplinary Case Conference in June, 2014.
- Cynthia Fenske will attend the NCSBN NCLEX Conference in September, 2014.
- Meringa distributed copies of the NCSBN Learning Extension – 2014 Course Offerings.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

### **Department Update**

Lind and Barr provided Board members with a handout entitled, "Summary of Public Acts 95-98 of 2014," and provided a verbal overview of same. Board members expressed concern about the impact the acts will have on the procedures for allegation review, as well as the impact on licensees.

## **PUBLIC COMMENT**

Tobbe recognized the special care his family received from the nursing staff who attended to a family member during a recent medical event. He thanked the nursing members of the Board for the work they do.

## ADDENDUM #1

### EDUCATION COMMITTEE LPN REPORT

April 30, 2014

Conference Room C, 1:30-3:30

Chairperson: P. Hopper

Members: R. Argyle, R. Armstrong, C. Fenske, E. Leigh , M. VanderKolk

**NOTE:** All Board members may vote on this report, pursuant to MCL 333.16148.

**INFORMATIONAL CHANGES** – *The Bureau received the following nursing director changes.*

#### **Nursing Director Change**

Joyce Russell, RN, MSN is the new director of nursing at Everest Institute Southfield effective March 13, 2014.

*No motion is required.*

**COMMITTEE ACTIONS:** *The committee reviewed the following program-related requests:*

#### **Annual Reports**

Bay de Noc Community College

The additional information was received, and the annual report was approved.

Davenport University – Midland and Warren

The reports were received and approved.

Jackson College

The report was received and approved.

Kirtland Community College

The additional information was received, and the annual report was approved.

MidMichigan Community College

The report was received and tabled pending the submission the level outcomes per R338.10306.

Oakland University

The additional information was received, and the annual report was approved.

St. Clair County Community College

The additional information was received, and the annual report was approved.

Southwestern Michigan College

The report was received and tabled. The PN program must have OB/Peds per R338.10309. Please explain the attrition numbers and submit an attrition plan if the numbers of not eligible to return exceed 25%.

**Major Program Change**

Alpena Community College

The major program change was received and approved for the increase in enrollment.

Southwestern Michigan College

The major program change was received and tabled. The PN program must have OB/Peds per R338.10309. Please submit and include the names of the courses with the course numbers.

**Self Study**

Dorsey Schools

The self study was received and tabled. This is not a comprehensive self-study. It does not have evaluation of the data submitted, no table of content, no headings for each area, and the list of clinical agencies are not detailed or connected to the courses. The faculty information is not specific to credentials and courses taught. Please review and clarify terminology used to describe the goals related to the NCLEX exam. The committee recommends the school hire a consultant to help develop the self-study.

***Motion #1*** by the committee to approve the LPN program decision for Alpena Community College, Bay de Noc Community College, Davenport University, Dorsey Schools, Jackson College, Kirtland Community College, MidMichigan Community College, Oakland Community College, St. Clair County Community College, and Southwestern Michigan College.

## ADDENDUM #2

### EDUCATION COMMITTEE RN REPORT

April 30, 2014

Conference Room C, 1:30-3:30

Chairperson: P. Hopper

Members: R. Argyle, R. Armstrong, C. Fenske, E. Leigh, M. VanderKolk

**PLEASE NOTE:** Pursuant to MCL 333.16148(5), a Board member who is a LPN cannot vote on RN program actions.

**INFORMATIONAL CHANGES** – *The Bureau received the following minor program and nursing director changes.*

#### **Nursing Director Change**

#### **Minor Program Change**

West Shore Community College was granted a minor program change for the reduction of contact hours for Maternal/Child Health course from 150 to 97 for accreditation standards.

*No motion is required.*

**COMMITTEE ACTIONS:** *The committee reviewed the following program-related requests:*

#### **Annual Report**

Bay de Noc Community College

The additional information was received, and the annual report was approved.

Davenport University – Grand Rapids, Midland, Warren

The reports were received and approved. The committee commends the NCLEX Improvement Plan for the BSN program in Midland.

Eastern Michigan University

The additional information was received, and the annual report was tabled. Per the Administrative Rules R338.10306 there should be leveled outcomes. Please submit for the committee to review by the June meeting.

Ferris State University

The report was received and approved. Please submit the NCLEX results for 2012 and 2013 (last two years).

Jackson College

The report was received and approved.

**Kirtland Community College**

The additional information was received, and the annual report was approved.

**Macomb County Community College**

The report was received and approved. Please submit contact hours per course and current NCLEX results 2013.

**Madonna University**

The report was received and approved pending submission of Part II of the annual report.

**MidMichigan Community College**

The report was received and tabled until the June meeting. Please submit leveled outcomes. The committee commends the program for the reduction of credits.

**Siena Heights University**

The report was received and approved. Please submit the instructors who teach the clinical courses. The committee commends the program for the NCLEX Improvement plan.

**Southwestern Michigan College**

The annual report was received and approved.

**St. Clair County Community College**

The additional information was received, and the annual report was approved.

**University of Michigan**

The report was received and approved. The committee commends the program for a well-done report.

**Western Michigan University**

The report was received and tabled until the June meeting. The committee requires leveled outcomes per R338.10306. Clarify clinical sites (hospitals).

**Major Program Change**

**Alpena Community College**

The major program change was received and approved for the increase in enrollment.

**Southwestern Michigan College**

The major program change was received and tabled until the June meeting. Please submit course names and numbers.

**Initial Application**

**Davenport University (BSN) Kalamazoo Campus**

The initial application was received and approved for the next step – self-study.

**Faculty Exception**

Jamie McCarthy 2<sup>nd</sup> exception Clinical 3/2015  
Kellogg Community College (retroactive March 2014)

Melissa Kennedy 2<sup>nd</sup> exception 5/2015  
Southwestern Michigan College

Michelle Romeo 2<sup>nd</sup> exception 1/2015  
Glen Oaks Community College (retroactive January 2014)

Lori Van Zoeren 3<sup>rd</sup> exception Clinical 5/2015  
Western Michigan University (retroactive 2012)

***Motion #1*** by the committee to accept the Annual Reports, major program changes, initial application, and faculty exceptions submitted by Alpena Community College, Bay de Noc Community College, Davenport University, Eastern Michigan University, Ferris State University, Jackson College, Kellogg Community College, Kirtland Community College, Macomb County Community College, Madonna University, MidMichigan Community College, Siena Heights University, St. Clair County Community College, Southwestern Michigan College, University of Michigan, and Western Michigan University.

### ADDENDUM #3



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF COMMUNITY HEALTH  
LANSING

JAMES K. HAVEMAN  
DIRECTOR

DATE: April 22, 2014  
FROM: Deborah Bach-Stante, Director, Office of Nursing Policy  
TO: Michigan Board of Nursing  
RE: *DCH – Office of Nursing Policy Report*

The Michigan Department of Community Health (DCH) Office of Nursing Policy (ONP) has been busy working on behalf of nurses in the state of Michigan. As funding for the office comes from the Nurse Professional Fund, you will notice that this report is structured to depict efforts in each category for which the Nurse Professional Fund may be allocated, with the exception of nursing scholarships, which are managed and allocated by LARA.

a) *To promote safe patient care in all nursing practice environments*, the Michigan Department of Community Health (MDCH), Office of Nursing Policy (ONP) is expecting to receive from MPHI in the month of May, the final analysis of the Transition to Practice Simulation survey to identify existing programs and resources for transition-to-practice in hospital systems, long term care, and community-based care (home care, public health, hospice care, and ambulatory care). The survey identified the utilization of simulation resources in both nursing education programs and hospital systems as a means for offering transition-to-practice for newly licensed nurses, which also may be useful for experienced licensed nurses entering a new care setting. The survey also assessed the willingness to collaborate with education/clinical partners in future efforts. The results of the survey, in combination with the results of national efforts piloting various transition to practice model programs will be utilized to assist in identifying best practices, opportunities for further development of collaborative efforts and next steps.

(b) *To advance the safe practice of the nursing profession*, The Nursing Summit planning committee continues to meet and finalize the details for the 2014 Nursing Summit. The Nursing Summit will be held on September 12, 2014 at the Lansing Crowne Plaza Hotel. The conference will highlight how interprofessional education and practice can improve quality and safety as well as the role of the doctorate of nursing practice in achieving improved safety and quality in healthcare settings. More information can be found on the Michigan Health Council, Michigan Center for Nursing website at [www.michigancenterfornursing.org/Summit-2014/about](http://www.michigancenterfornursing.org/Summit-2014/about).

(c) *To assure a continuous supply of high-quality direct care nurses, nursing faculty, and nursing education programs*, the Director of the ONP continues meeting with the deans and directors of BSN, ADN LPN programs throughout the state to discuss best practices as well as challenges and issues they are currently facing in educating nurses. The Director of the ONP has also met with nursing administrators at health systems, local public health departments and regional nursing quality groups to discuss best practices and issues they have identified for nursing in their regions. These meetings have highlighted the statewide nature of the shortage of

nursing clinical placements at all levels of nursing programs and the need to further study and quantify this issue. Information from national educational surveys will be reviewed to determine whether the information contained in it is adequate to quantify this issue. If necessary, a statewide supplemental survey will be sent to nursing educational programs.

Finally, in celebration of Nurses Week, and to highlight and broaden understanding of the many roles of nurses, the Office of Nursing Policy is creating a nursing leadership display to appear in room 53 of the State Capitol May 6-12, 2014.

### CURRENT LEGISLATION - NURSING

#### P.A. 41, HB 4941: Nurse Temporary License

Removed expiration date for issuance of temporary license to nurses licensed in another state or licensed in Canada. Immediate Effect. Signed by Governor 3-20-14.

#### SB 648 (S-1): Amend PHC Regarding Michigan Essential Health Provider Program

Amend the PHC with regard to the Michigan Essential Health Provider Program to include dentists, remove the 4-year limit on loan repayments, increase maximum annual loan repayment amount, establish a lifetime loan repayment maximum. Passed in Senate. Referred to House Committee on Appropriations 3-11-14. Awaiting action.

#### SB 649 (S-1): Amend PHC Regarding Michigan Essential Health Provider Program

Amend the PHC with regard to the Michigan Essential Health Provider Program to include dental students in the low-income minority student grant program and require an assessment of the lifetime cap on loan repayments. (Grant program has not been funded – therefore it has not been implemented). Passed in Senate. Referred to House Committee on Appropriations 3-11-14. Awaiting action.

#### SB 713 (S-1): Community Mental Health Services Program Agreements

Amend Mental Health Code allowing community mental health services program (CMHSP) to enter into agreements with other providers or managers of health care or rehabilitative services in fostering interagency communication, cooperation, coordination, and consultation. Passed in Senate. Referred to Committee on Health Policy 3/19/14. Awaiting action.

#### SB 763 (S-1): MDCH Appropriations FY 2014-2015

Referred to Committee of the Whole 4-29-14. Some of the revisions include: Senate modification of language to require MDCH to work with Michigan based med schools to create GME consortium known as MiDocs; provision calling for Medicaid Ob/Gyn physician services to be paid at Medicare rates; and provide funding to make up 50% of difference between physician primary care Medicaid rates and primary care Medicare rates.

#### SB 772 (S-1): DLARA Appropriations FY 2014-2015

Referred to Committee of the Whole 4-29-14.

#### SB 805 – 811: Modify Reference to Mentally Retarded and Mental Retardation

All bills would amend multiple statutes to refer to “intellectual disability” and “developmentally disabled” rather than “mental retardation” and “mentally retarded” respectively. Signed by Governor 4-22-14 with immediate effect.

SB 805 – P.A. 72

SB 806 – P.A. 73

SB 807 – P.A. 74

SB 808 – P.A. 75

SB 809 – P.A. 76

SB 810 – P.A. 77

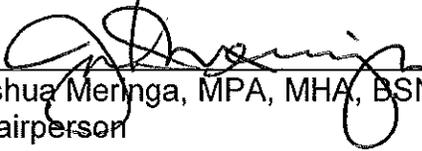
SB 811 – P.A. 78

## **ANNOUNCEMENTS**

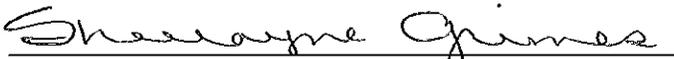
The next regularly scheduled meeting will be held June 4, 2014 at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

## **ADJOURNMENT**

*MOTION* by Bouchard-Wyant, seconded by DeVries, to adjourn the meeting at 10:50 a.m.

  
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Joshua Meringa, MPA, MHA, BSN, RN-BC, ONC,  
Chairperson

6/4/2014  
Date Minutes Approved

  
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Shellayne Grimes, Board Secretary

5/1/2014  
Date Minutes Prepared