



RICK SNYDER
GOVERNOR

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

MIKE ZIMMER
DIRECTOR

MICHIGAN BOARD OF NURSING MEETING OF JANUARY 8, 2015 APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Nursing met in regular session on January 8, 2015, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Joshua 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
Kathy Bouchard-Wyant, RN, BA
Lars Egede-Nissen, Public Member
Cynthia Fenske, RN, DNP, CNE
Paula Hopper, RN, MSN
Elaine Leigh, DNP, RN, FNP-BC
Elaine Stefanski, LPN
Mary VanderKolk, RN, MSN
Jessica Ann Tyson, Public Member
Tiffany McDonald, RN
Lawrence Olson, Ph.D, Public Member
Benjamin Bufford, Public Member
Amy Zoll, RN

Members Absent: Ronald Basso, Public Member, Vice Chairperson
Kristoffer Tobbe, Public Member
Reginald T. Armstrong, Public Member
Mary Brown, RN
Denise Steele, LPN
Mary Corrado, Public Member
Jill DeVries, L.P.N.
Glenn O'Connor, CRNA, MS
Elizabeth Recker, MSN, RN, CNOR

LARA is an equal opportunity employer.

Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

611 W. OTTAWA ST. • P.O. BOX 30670 • LANSING, MICHIGAN 48909

www.michigan.gov/healthlicense • (517) 335-0918

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
Krista Sheroski, Analyst, Enforcement Division (left at 9:30 a.m.)
Virginia Abdo, Manager, Enforcement Division (left at 9:30 a.m.)
Joe Campbell, Director, Enforcement Division (left at 9:30 a.m.)
Susan Bushong, HPRP Contract Administrator/Outreach Coordinator
Bridget Smith, Assistant Attorney General

Others Present: Deborah Bach-Stante, DCH, Office of Nursing Policy
Meggan Dickens, RN, Wayne State DNP student
Krystle Williams, RN, Wayne State DNP student
Linda Taft, RN, HPRC
Deb Nault, MNA
Franca Mofurrow, Wayne State student
Lisa Zajac, UD Mercy Student

APPROVAL OF MINUTES

MOTION by Stefanski, seconded by Egede-Nissen, to approve the minutes of the November 6, 2014 meeting, with the following correction: on page 2, the last paragraph of the Howard case should read: Respondent shall have no access to controlled substances for one (1) year.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to approve the agenda with the following amendments: remove 5D; and add 8A: Health Professional Recovery Program (HPRP) Update.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Stefanie Lyn Bailey, RN – Application for Reinstatement

MOTION by Hopper, seconded by Stefanski, to grant the Application for Reinstatement and place Respondent on probation for two (2) years with the following terms and conditions, in the matter of Stefanie Lyn Bailey, RN:

- (1) Respondent shall undergo a Health Professional Recovery Program (HPRP) evaluation and enter into a monitoring agreement, if recommended.
- (2) Respondent shall submit quarterly employer reports.

- (3) Respondent shall comply with the Health Professional Recovery Program (HPRP), as necessary.

Respondent's license shall be limited for a period of two (2) years, to run concurrent with the period of probation, with the following terms:

- (1) For the first year of limitation, Respondent shall have no access to controlled substances.
- (2) For the second year of limitation, Respondent shall have supervised access to controlled substances.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Bufford, Egede-Nissen, Fenske, Hopper, Leigh, McDonald, Olson, Stefanski, Tyson, VanderKolk, Zoll, Meringa

MOTION PPREVAILED

Jason Allen Whitman, RN – Application for Reinstatement

MOTION by Hopper, seconded by VanderKolk, to reinstate the Respondent's license and place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Jason Allen Whitman, RN:

- (1) Respondent shall not violate the Public Health Code.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Bufford, Egede-Nissen, Fenske, Hopper, Leigh, McDonald, Olson, Stefanski, Tyson, VanderKolk, Zoll, Meringa

MOTION PREVAILED

Brandon L. Hill, LPN – Proposal for Decision/Reinstatement

MOTION by Egede-Nissen, seconded by Hopper to accept the Proposal for Decision and deny reinstatement in the matter of Brandon L. Hill, LPN.

A roll call vote followed: Yeas – Bouchard-Wyant, Bufford, Egede-Nissen, Fenske, Hopper, Leigh, McDonald, Olson, Stefanski, Tyson, VanderKolk, Zoll, Meringa

MOTION PREVAILED

COMMITTEE REPORTS

Disciplinary Subcommittee (DSC)

Egede-Nissen reported that the DSC has met twice since the last meeting, and will meet again after this morning's meeting. Since the Board last met, the DSC reviewed the following matters:

- 82 regulatory considerations
- 8 consent order and stipulations were rejected with counter-offers approved as follows:
 - Four counter-offers for one year of probation with employer reports.
 - One counter-offer with one year of probation; employer reports; and continuing education.
 - One counter-offer with one year of probation; continuing education; and an additional fine.
 - One counter-offer to suspend the licensee for a minimum of one day until compliant with the HPRP; two years of probation; and employer reports.
 - One counter-offer to revoke the license with a fine assessed in the amount of \$10,000.00, payable prior to reinstatement.

Rules Committee

Barr explained that the rules will need to be revised to include the new requirement for training in recognizing the signs of human trafficking. Further, noting the positive results from the National Council on State Boards of Nursing (NCSBN) report on the effectiveness of the use of simulation, the Education Committee will make recommendations to the Rules Committee for rule amendments that would allow a specified percentage of simulation to be utilized in nurse education programs. Hopper stressed the importance of adopting nationally recognized standards that will ensure best practices are used when simulation is utilized.

Education Committee

Hopper announced that one nurse had completed the first Jackson College refresher course, and she provided feedback on the efficacy of the program.

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 Bouchard-Wyant, to accept the following motion 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, Delta College, Everest Institute Grand Rapids, Everest Institute Southfield, Lansing Community College, Latoya's Health Education, Northern Michigan University, and St. Clair County Community 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 Hopper, seconded by Egede-Nissen, to accept the following motion presented by the Education Committee:

Motion #1 by the committee to accept the Annual Reports and faculty exceptions submitted by Bay de Noc Community College, Delta College, Finlandia University, Lansing Community College, Michigan State University, Northern Michigan University, St. Clair County Community College, University of Michigan-Flint, Wayne State University and West Shore Community College .

A voice vote followed.

MOTION PREVAILED

Department of Community Health – Office of Nursing Policy Report

Bach-Stante prepared the "DCH – Office of Nursing Policy (ONP) Report," dated January 8, 2015, and she provided an overview of the same. See Addendum #3, attached hereto.

Bach-Stante also provided a summary of various bills that impact the nursing profession. See Addendum #4, attached hereto.

Vice Chairperson's Report

None

Chairperson's Report

November 2014:

- Allegation review 61 cases (33 authorized for investigation)
- Summary suspensions 16
- CE Review/approvals 2
- Case reviews/Conferee 4

- Compliance conferences 0
- NCSBN: No meetings

December 2014:

- Allegation review 17 cases (10 authorized for investigation)
 - Summary suspensions 17
 - CE Review/approvals 4
 - Case reviews/Conferee 2
 - Compliance conferences 1
 - NCSBN: Transition to Practice study webinar 12/18/14
-
- NCSBN Institute of Regulatory Excellence (January 2015) – Joe Campbell will attend.
 - The NCSBN Mid-Year Conference will be held March 16-18, 2015, in Louisville, KY. Joe Campbell plus 1-2 board members can attend. Those interested in attending should contact Joshua Meringa as soon as possible.

OLD BUSINESS

None

NEW BUSINESS

Health Professional Recovery Committee Report

Linda Taft, RN and Board of Nursing Representative on the Health Professional Recovery Committee, provided highlights and fielded questions relating to the HPRP Annual Statistical Report that was distributed to Board members.

Department Update

Lind provided the Educational Review Committee with a letter from the National League for Nursing, Commission for Nursing Education Accreditation (NLN CNEA). The NLN CNEA is asking for feedback from educators on their newly proposed standards of accreditation.

Lind noted the revised "Regulatory Matters" form located in Board members' folders that will assist them in reviewing disciplinary cases.

PUBLIC COMMENT

None

ADDENDUM #1
EDUCATION COMMITTEE LPN REPORT

January 7, 2015
Conference Room A, 1:30-3:30

Chairperson: P. Hopper

Members: R. Armstrong, C. Fenske, E. Leigh, K. Olson, M. VanderKolk, A. Zoll

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

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

Minor Program Change

West Shore Community College was granted a minor program change for the reduction in credits for NUR 124 from 11(4 theory and 7 clinical credits) credits to 7(3 theory and 3 clinical and 1 simulation lab credits), and NUR 134 from 6 (4 theory and 2 clinical credits) credits to 5 (3 theory and 1 clinical and 1 lab credits).

No motion is required.

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

Annual Reports

Bay de Noc Community College

School is requested to clarify the extra six weeks at the Dickinson campus.

Additional comment: Future annual reports should be limited to current year data only.

The report was received and approved.

Delta College

The report was received and approved.

Everest Institute Grand Rapids

School is requested to clarify the information related to graduates for the most currently completed academic year. For 2014, it states they admitted 55 and graduated 76. We continue to be concerned about the total of 92 credits being significantly above program standards. Program standards are between 30 and 48 semester credits.

The report was received and approved.

Everest Institute Southfield

School is requested to clarify total credits. Page 2 lists 92 and Page 3 lists 89. We continue to be concerned about the total of 92 credits being significantly above program report noted a major program change to reduce credits. Documentation shall be provided in accordance with Rule 338.10303(3). School is requested to submit a plan to address attrition as requested on Page 2 of the annual report. NCLEX improvement plan noted.

The report was received and approved.

Lansing Community College

School is requested to clarify attrition numbers as it appears to be greater than 25%.
We would like to congratulate the program on the comprehensive simulation program.
The report was received and approved.

Latoya's Health Education

The report was tabled pending additional information.

Northern Michigan University

School is requested to submit leveled objectives in accordance with Rule 338.10307.
The report was approved pending receipt of leveled objectives.

St. Clair County Community College

We would like to commend the quality of the leveled outcomes.
The report was received and approved.

Major Program Change

Delta College

Program is requested clarify the relationship between the graduate competencies and the student learning outcomes. For example, Human Flourishing is a graduate competency, but does not appear to be reflected in the student learning outcomes. Information shall be submitted in accordance with Rule 338.10303(3).
The major program change was received and tabled pending additional information.

Northern Michigan University

The major program change was received and approved. Notation to be provided to school that LPN's are not professional nurses per MCL 333.17208.

Faculty Exceptions

Niki Lee Centala	1 st	Clinical	expires 9/2015
Alpena Community College (retroactive 9/2014)			

Stacey McEntire	1 st	Clinical	expires 1/2016
St. Clair County Community College			

Motion #1 by the committee to approve the LPN program decision for Alpena Community College, Bay de Noc Community College, Delta College, Everest Institute Grand Rapids, Everest Institute Southfield, Lansing Community College, Latoya's Health Education, Northern Michigan University, and St. Clair County Community College.

ADDENDUM #2 EDUCATION COMMITTEE RN REPORT

January 7, 2015
Conference Room A, 1:30-3:30
Chairperson: P. Hopper

Members: R. Armstrong, C. Fenske, E. Leigh, K. Olson, M. VanderKolk, A. Zoll

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

Nancy Wong, RN, MSN is the Interim Academic Dean at Oakland Community College effective November 3, 2014.

Minor Program Change

No motion is required.

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

Annual Report

Bay de Noc Community College

NCLEX improvement plan noted and appreciated. School is requested address discrepancy between Page 2 of report and Page 53. School is also request to provide actual completion rate and attrition plan if indicated.
The report was received and approved.

Delta College

Good attrition plan noted. Appreciate support for nurse educator certification for faculty.
The report was received and approved.

Lansing Community College

School is requested to clarify attrition numbers as it appears to be greater than 25%.
We would like to congratulate the program on the comprehensive simulation program.
The report was received and approved.

Michigan State University

The report was received and approved.

Northern Michigan University

The report was received and approved.

St. Clair County Community College
We would like to commend the quality of the leveled outcomes.
The report was received and approved.

Wayne State University
Congratulations on an excellent report and NCLEX scores.
The report was received and approved.

Major Program Change

Michigan State University
The major program change was received and approved.

Faculty Exception

Colleen LaLonde	3 rd	expires 1/2016
Finlandia University		

Ryan Bessolo	1 st	expires 1/2016
Finlandia University		

Jennifer Little	2 nd	expires 1/2016
Lansing Community College		

Rochelle Boes	1 st	expires 1/2016
West Shore Community College		

Motion #1 by the committee to accept the Annual Reports and faculty exceptions submitted by Bay de Noc Community College, Delta College, Finlandia University, Lansing Community College, Michigan State University, Northern Michigan University, St. Clair County Community College, University of Michigan-Flint, Wayne State University and West Shore Community College .

ADDENDUM #3



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
LANSING

NICK LYON
DIRECTOR

DATE: January 08, 2015
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) has worked with MPHI to conduct focused groups of representatives nurse employers interested in developing Transition to Practice Simulation 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). These focus groups identified priorities for further education of transitioning and seasoned members of their nursing staff. A meeting of representatives of the various focus groups is being planned for this winter to review successful program models from other states.

b) *To advance the safe practice of the nursing profession*, the Michigan Department of Community Health (MDCH), Office of Nursing Policy (ONP) is planning a 2015 webinar on safe patient handling.

c) *To assure a continuous supply of high-quality direct care nurses, nursing faculty, and nurse education programs*, the ONP is collaborating with MPHI in the development of a survey to quantify clinical placements needs for pre-licensure and advanced practice nursing educational programs in Michigan.

The ONP is collecting profiles of psychiatric/mental health nurses for the ONP website.

ADDENDUM #4 DCH Report - 2013-14 Public Acts Update

HB 5839 (PA 410)-HB 5842 (PA413):

These public acts amend various provisions of the Public Health Code to do the following:

- Increase the types of violations by health care professionals that could result in revocation or permanent revocation including:
 - -engaging in a pattern of intentional fraudulent acts for personal gain and in so doing, harming patients under his or her care.
 - -certain assaultive crimes, including 1st- and 2nd degree murder, grounds for license or registration sanctions (including permanent revocation under certain circumstances).
- Specify that an individual whose license, registration, or authorization to engage in a health profession was permanently revoked under the Public Health Code is permanently ineligible for a license, registration, or authorization to engage in the practice of a health profession.
- Define "permanent revocation."

The bills take effect 90 days after enactment

SB 886 (PA 448): Enacts the "Continuing Care Community Disclosure Act" to provide for the regulation of continuing care communities, which would be retirement communities with a variety of possible levels of services. These could include a retirement community, a home for the aged, independent living, a nursing home, a home care agency, and a hospice.

Each of the services and facilities that could be part of a continuing care community is defined elsewhere in State statute and subject to various laws and regulations. The bill would create an umbrella organization, the continuing care community that would be responsible for the facilities and services. The continuing care community could be either a for-profit or a nonprofit entity and its purposes would be limited to ownership, organization, and operation of the facilities and services rendered.

The bill also would govern the offer and sale of continuing care agreements with potential residents. The bill would exempt a continuing care community from promulgated rules governing individual types of facilities if those rules would interfere with the ongoing delivery of care or the movement of a member between facilities in different licensure categories. A continuing care community could request variances from rules established by the Department of Human Services if such rules unnecessarily segregate members residing in adult foster care or homes for the aged from other residents.

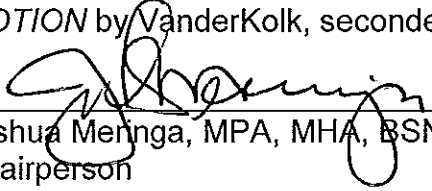
The bill also would require a continuing care community to register with the Department of Licensing and Regulatory Affairs (LARA).

ANNOUNCEMENTS

The next regularly scheduled meeting will be held March 5, 2015 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 VanderKolk, seconded by Stefanski, to adjourn the meeting at 10:29 a.m.



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

3/5/2015

Date Minutes Approved



Shellayne Grimes, Board Secretary

1/8/2015

Date Minutes Prepared