

**NEW JERSEY STATE BOARD OF NURSING  
MINUTES  
REGULAR OPEN BOARD MEETING  
JANUARY 16, 2007**

A meeting of the New Jersey State Board of Nursing was held on January 16, 2007 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Leo-Felix Jurado, Board President, called the meeting to order at 9:35 a.m.

**ROLL CALL**

**BOARD MEMBERS PRESENT:**

Noreen D'Angelo Karen Rodriguez  
Ronald H. Carr Mary Sibley  
Leo-Felix Jurado Sara Torres  
Irma Lupia Constance Wilson  
Virginia McKenney  
Patricia Ann Murphy

**ALSO PRESENT:**

George J. Hebert, Executive Director  
Barbara Byers, Administrative Analyst  
Carol Onajide, Education Program Development Specialist II  
Margaret Howard, Field Representative  
Darlene Lapola, Deputy Attorney General  
Olga Bradford, Deputy Attorney General (limited purpose)  
Charles Manning, Regulatory Analyst ( limited purpose)

**BOARD MEMBER(S) EXCUSED ABSENCE:**

Marietta Cahill  
Nelson Tuazon

**A QUORUM WAS DECLARED PRESENT**

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by mailing on November 27, 2006. A schedule of all 2007 Regular Open Board Meetings to be held during 2007 was provided to the Office of the Secretary of State, Star Ledger, Trenton Times, The New York Times, Camden Courier Post and The Philadelphia Inquirer. The schedule has also been posted on the Bulletin Board at the New Jersey State Board of Nursing Office.

**AGENDA:**

Open Regular Board Meeting Agenda of January 16, 2007: Reading and Approval with amendments:

List under New Business:

#3 Massage, Bodywork and Somatic Therapy Adoption Notice  
#4 Southern New Jersey Technical School; motion for stay.

After discussion the Board, upon a motion made by Noreen D'Angelo and duly seconded Constance Wilson, voted to approve the Regular Board Meeting Agenda of January 16, 2007 with amendments. The motion carried.

## **MINUTES:**

Open Regular Board Meeting Minutes of November 21, 2006: Reading and Approval.

After discussion the Board, upon a motion made by Constance Wilson and duly seconded by Irma Lupia, voted to approve the Regular Board Meeting Minutes of November 21, 2006. The motion carried.

Open Regular Board Meeting Minutes of December 1, 2006: Reading and Approval.

After discussion the Board, upon a motion made by Ronald H. Carr and duly seconded by Constance Wilson, voted to approve the Open Meeting Minutes of December 1, 2006. The motion carried.

## **REPORT OF THE BOARD PRESIDENT – LEO-FELIX JURADO:**

Leo-Felix Jurado reported that:

National Council of State Boards of Nursing (NCSBN) will be implementing policy changes. NCSBN hosted a conference call on November 29, 2006 in which 19 states participated in the discussion regarding scope practice for nursing. The first item on the agenda was the American Medication Association Scope of Practice Partnership. It included two resolutions regarding active medical board oversight of medical scope of practice activities for mid-level practitioners. Through the work of the scope of practice partnership, the AMA works through the State medical board and with law enforcement entities for the prosecution of unlicensed practitioners.

Rutgers the Center for State Health Policy will be sponsoring a Nurse Delegation Forum on February 21-22, 2007 to discuss comments regarding Medication Administration. In attendance will be George J. Hebert, Board President Leo-Felix Jurado and Board Members Noreen D'Angelo, Nelson Tuazon.

After discussion the Board, upon a motion made by Patricia Murphy and duly seconded by Constance Wilson, voted to approve the appearances for the Nursing Delegation Forum. The motion carried.

## **REPORT OF THE EXECUTIVE DIRECTOR – GEORGE HEBERT:**

George J. Hebert reported that:

On December 5, 2006 NCSBN raised the passing standards for the NCLEX-RN Examination.

Pre-renewal notices for CHHHAs who expire on November 30, 2007 have gone out. CHHHAs will be encouraged to renew online. The notices require that the CHHHAs are to bring the notices to their employers to sign and mail back to the Board office.

The revised 2007 Board meeting calendar and Committee assignments were distributed to all Board members.

Mr. Hebert was invited to speak at the December 11, 2006 NCSBN Nurse Licensure Portability Summit which focused on the requirements of criminal history background checks for nurses.

BON Website: the Division posts all information pertaining to the business of the Board of Nursing on the website once the Board approves it. Statute and regulation changes are posted.

Seeking approval for:

December 11, 2006 – George Hebert to attend the NCSBN Nurse Licensure Portability Summit in Alexandria, Virginia.

January 8, 2007 – Margaret Howard to attend the Advocacy Rights meeting.

January 12, 2007 – Carol Onajide to do the Commencement Address for the Center of Allied Health and Nursing Education at Fairleigh Dickinson University.

After discussion the Board, upon a motion made by Patricia Murphy and duly seconded by Constance Wilson, voted to approve the appearances of the Executive Director and staff. The motion carried.

## **CORRESPONDENCE:**

September 1, 2006, letter from Carol Hernandez, RN, MSN, FNP, President, Association of Diploma Schools of Professional Nursing, regarding a representative from diploma schools of nursing to sit on the Board.

December 12, 2006, notice of proposal from the Division of Consumer Affairs regarding Proposed Amendments: N.J.A.C.13:37-1.8, Maintaining Accreditation: Curriculum Organization and Content.

December 14, 2006, letter from Alma L. Saravia, Esquire, regarding the pending Advanced Practice Nurse Regulations.

December 22, 2006, letter from Jane M. Cartlidge, Finance Director, Institute for Nursing, Inc., regarding monthly billings report for the RAMP Program.

## **COMMITTEE REPORTS:**

### 1. EDUCATION COMMITTEE: - Sara Torres, Chairman

Sara Torres reported: Session I of the November 28, 2006 Meeting Report:

#### Correspondence:

October 4, 2006 – Email from Donna Richardson, CGFNS  
Re: FYI, Manila Times on Presidential Order for re-take.

November 13, 2006 – Email from Kathleen Rohrbaugh  
Re: Nurses Group files petition for review before Supreme Court to make null and void the oath and licenses of those who passed the leaked out test.

November 14, 2006 – Fax from Florence Brown, MSN, RN, APNC, School Director, Best Care Training Institute  
Re: Developing a hybrid-nursing program. Best Care will be contacted to present the school's plans for this program to the Education Committee.

October 18, 2006 – Email from Donna Richardson, JD, RN, Director of Governmental Affairs and Professional Standards  
Re: Advisory on Leakage of Philippine Licensing Questions

October 15, 2006 – The Sunday Times  
Re: Palace to abide by CA decision on test retake

October 15, 2006 – The Manila Times Internet Edition  
Re: Substandard Nursing schools face closure

g. Leader to Leader Nursing Regulation & Education Together, Fall 2006, Educating Nurses and Physicians in Health Care Teams

h. November 2, 2006 – Letter from Delia Garcia, Administrative Assistant, Office of Commissioner, NJ DHSS.  
Re: Letter sent to Governor Corzine regarding an agreement between Robert Ross International University of Nursing, St. Kitts and the Nursing Program of Essex County College

Staff will send a letter to Essex County College to obtain additional information regarding this agreement.

i. November 25, 2006 – email from Marianne V. Tan, MPA, BSN, RN, Acting Director of eAcademy Education without Borders in the Philippines Re: eAcademy would like the NJ Board of Nursing to evaluate their curriculum to determine if the curriculum satisfies the requirements of the practical nursing program

articulated/ladderized to the ASN/ADN program of the New Jersey Board of Nursing.

Staff will send a letter providing New Jersey Regulations to eAcademy.

j. November 27, 2006 – Email from Jasmin R. Cuenca, Registrar, Medicus-Philippine Paramedical & Technical School of Iloilo, Inc. Re: If future graduates from the above practical nursing programs that are licensed in other states will be able to endorse into New Jersey. Staff will send a letter providing New Jersey Regulations to Medicus- Philippine Paramedical & Technical School of Iloilo, Inc.

#### Renewal of Accreditation Review

##### a. County College of Morris

The Committee reviewed County College of Morris (“CCM”) renewal of accreditation materials. Based on its review the Committee requests CCM to submit additional materials.

##### b. Plans to review renewal of accreditation submissions:

The Committee decided to review all the renewal of accreditation submissions at the February 2007 meeting.

#### NLNAC Documentation Charles E. Gregory School of Nursing

The NLNAC documentation was reviewed and the Committee wishes to wait until the NLNAC response to the focused report is obtained before making a recommendation to the Board.

Sara Torres reported: Session II of the November 28, 2006 Meeting Report:

#### Correspondence:

October 25, 2006 – Fax from Sue Ranzman, Dover Business College Re: Notification of the Paramus campus relocating to Clifton and temporary site for some classes in Dover. A site visit was made to Clifton and approval was given with directives by the Board at its regular meeting on November 21, 2006.

b. FYI, NCLEX 2006 report of the first 3 quarters was distributed for review.

c. October 26, 2006 – Letter from Dana Kearney, CEO, RN, MSN, LNHA, Southern New Jersey Technical School

Re: Notification that Timothy Inverso, RN, MSN, is no longer the Director of the Nursing Program. Dana Kearney will now be assuming this role.

Review of Self Study Reports for Initial Accreditation Harrison Career Institute – The Self-study has been received and will be reviewed at the next available meeting. New Community Corporation – At this time the Self-study submissions have been reviewed and a site visit was made on January 10, 2007. The Committee will be reviewing the site visit report at its next meeting.

#### New Program Applications (Appearances)

##### Grace Vocational Nursing School, Part I PN Program

The Committee met with representatives from this program.

The Education Committee reviewed part I of Grace Vocational Nursing School’s application to open a practical nursing program. Based on its review the Committee required additional clarification. If appropriate documentation was received prior to the next Board meeting the Committee will recommend Part I of Grace Vocational Nursing School, PN Program for approval. The materials were not received in time for a recommendation.

## MicroTECH Training Center, Part I PN Program

The Committee met with representatives from the program. The Committee discussed concerns regarding the previous program. The representatives reported that they have learned from that program and have made changes to help make this program a successful one. Some of the areas discussed included: pre-admission tests, size of the nursing lab, clinical placement, clinical and course failures, orientation and mentoring of the new faculty, and the membership of the advisory board. The Committee also noted the number of students, which the school plans to admit: Eighty in year one, 115 in year two, and 170 in year three. The Committee requested further clarification regarding Part I which, was received.

After discussion the Board, upon a motion made by Sara Torres and duly seconded by Patricia Murphy, voted to approve part I of the preliminary application of MicroTECH Training Center for the re-establishment of the Practical Nursing Program and be granted preliminary permission to pursue development of part II of their Practical Nursing program application. The motion carried.

After discussion the Board, upon a motion made by Constance Wilson and duly seconded by Irma Lupia, voted to approve Sessions I and II of the Education Committee Report of November 28, 2006. The motion carried.

## **REGULATION COMMITTEE: -**

Sara Torres reported:

### 1. Reinstatement of Lapsed Licenses

To validate competence for nursing practice and promote consumer protection, health and safety, the Committee agreed to recommend that the Board retain the Nurse Refresher Course with clinical practice for updating of clinical practice skills as the requirement for reinstatement of lapsed nursing licenses when these licenses have been lapsed for more than five (5) years. Nurses who have actively practiced nursing in another state during the period of a lapsed New Jersey nursing license/certification will be required to provide the Board with a certification of nursing employment during the lapsed license/certification period.

After discussion the Board, upon a motion made by Sara Torres and duly seconded by Patricia Murphy, voted to add to the rule a refresher course for nurses who have been out of practice for more than five years. This issue has been referred to the Regulation Committee. The motion carried.

### 2. Alternative to Discipline Monitoring Program:

The Committee discussed the Alternative to Discipline Monitoring Program Flow Chart for Reporting of all allegations including the Enforcement Bureau of the Division of Consumer Affairs, Board of Nursing, Deputy Attorney General, and the RAMP , Recovering and Monitoring Program of the Institute of Nursing. These reports will be submitted to the Executive Director of the New Jersey Board of Nursing.

After discussion the Board, upon a motion made by Irma Lupia and duly seconded by Ronald H. Carr, voted to approve the report of the Regulation Committee. The motion carried.

## 3. NEW BUSINESS:

### 1. Continuing Education (revisions)

After discussion the Board, upon a motion made by Sara Torres and duly seconded by Irma Lupia voted to promulgate amendments to N.J.A.C. 13:37-5.3 so that nurses could satisfy continuing education requirements by completing courses provided by an International Association for Continuing Education Training (IACET) Authorized Provider, continuing medical education courses, courses offered by a provider approved by the American Council of Pharmaceutical Education and courses taken as a student enrolled in an accredited nursing

degree program when the student is obtaining a higher degree. The motion carried.

## 2. Provisional Accreditation (revisions)

After discussion the Board, upon a motion made by Noreen D'Angelo and duly seconded by Sara Torres, voted to adopt amendments to N.J.A.C. 13:37-1.1 and 1.3 that delete reference to registered professional nurse completion programs. The motion carried.

## 3. Massage, Bodywork and Somatic Therapy Regulations

After discussion the Board, upon a motion made by Patricia Murphy and duly seconded by Noreen D'Angelo, voted to adopt amendments to N.J.A.C. 13:37-5.5, 16.2, 16.3, 16.4, 16.5, 16.6, 16.7, 16.8, 16.9, 16.11 and 16.13 which introduce new fees, correct citations, require Massage, Bodywork and Somatic Therapist certificants to complete CPR courses, amend curriculum requirements for ethics and law and require certificants to use and store massage lubricants in a sanitary manner. The motion carried.

## 4. Southern New Jersey Technical School

Olga Bradford, DAG discussed the proposal of a stay for Southern New Jersey Technical School. A FOD was mailed to Southern New Jersey Technical School in November 2006 regarding its violations of the nursing program regulations.

Southern New Jersey Technical School filed a motion for a stay to the Board of Nursing, which would allow the school to remain open and continue to admit students until the case is resolved.

Olga Bradford, DAG will follow-up regarding the Board's decision.

After discussion the Board, upon a motion made by Patricia Murphy and duly seconded by Sara Torres voted to deny the stay of the Southern New Jersey Technical School. The motion carried.

## OPEN FORUM:

Leo-Felix Jurado asked the public to share with the Board of Nursing any concerns, issues or questions:

Carolyn Torre, Director of Practice, New Jersey State Nurses Association, commented that she attended a BME meeting and was concerned regarding proposed corporate practice regulation via the Cody Bill. The Regulations would require the medical doctor to be the supervisor partner, which would restrain trade via advanced practice nurses. The concerns were referred to the Practice Committee.

Linda DeLamar, President, New Jersey Association of Nurse Anesthetists commented about non-physician providers and how the regulation will impact nursing practice.

After discussion the Board, upon a motion made by Constance Wilson and duly seconded by Ronald H. Carr, voted to go into closed session. The motion carried.

## ADJOURNMENT:

On January 16, 2007 the Regular Open Business Meeting was adjourned at 12:00 p.m. The next Open Business Meeting will be held on February 20, 2007.

After discussion the Board, upon a motion made by Constance Wilson and duly seconded by Noreen D'Angelo, voted to adjourn the regular Board meeting January 16, 2007 at 12:00 p.m. The motion carried.

Respectfully Submitted,

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Noreen D'Angelo  
Board Secretary/Treasurer

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