

New Jersey Board of Nursing

Regular Board Meeting January 21, 2003

A meeting of the New Jersey State Board of Nursing was held on January 21, 2003 in the Hudson Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Dr. Muriel M. Shore, Treasurer/Secretary, called the meeting to order at 9:40 a.m.

ROLL CALL

PRESENT

Board Members: Noreen D'Angelo, Ronald H. Carr, Leo-Felix Jurado, Virginia McKenney, Nelson Tuazon, Margaret M. Kirchhoff, Veronica McGreevey, Sylvia C. Edge, Cecilia West and Dr. Muriel M. Shore.

ALSO PRESENT

George Hebert, Acting Executive Director, New Jersey Board of Nursing, Barbara Byers, Administrative Analyst, Deputy Attorney(s)General: Darlene Lapola and Victoria Manning.

NOT PRESENT

Board Member(s): Maris Lown and Karen Rodriguez.

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 January 2, 2003. A schedule of all 2003 Regular Open Board Meeting to be held during 2003 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.

Approval of the Amendments to the January 21, 2003 Regular Open Board Meeting Agenda

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE AMENDMENTS TO THE JANUARY 21, 2003 REGULAR OPEN BOARD MEETING AGENDA.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Business Minutes of November 19, 2002.

THE BOARD, UPON A MOTION MADE BY VIRGINIA MCKENNEY AND DULY SECONDED, VOTED TO APPROVE THE AMENDMENT TO THE MINUTES OF THE REGULAR BOARD MEETING OF

NOVEMBER 19, 2002.

THE MOTION CARRIED.

M. Shore shared information from a letter dated January 19, 2003 from Maris Lown, Board President to Reni Erdos, Director, Division of Consumer Affairs re: "The search for a new Executive Director of the NJ Board of Nursing".

GEORGE HEBERT - REPORT OF THE ACTING EXECUTIVE DIRECTOR

G. Hebert reported.

- Manage the office resources to continue to meet the licensing, disciplinary and other professional functions of the Board.
- December, 2002 reported numbers:
 - 1. Licenses processed/issued: 1396
 - 2. Complaints: 7
 - 3. Regulatory Cases: 62 cases opened, 740 cases pending
- Reinstating staff monthly reports.
- 2003 Licensing Renewal Notice: Postcards have been sent advising all RN and LPN licensees who are scheduled to be renewed in 2003 that the process will be starting soon.
- For those postcards that were returned without a forwarding address, they were recorded and we are exploring the logistics regarding the sharing of these names. The health care community will be requested to check their employee rosters before the renewal date before May 31st in an attempt to identify those nurses who will be due to renew their license.
- Number of address changes made to date: 3,404.
- Number of addresses without a forwarding address to date: 1,270.
- Governor's Advisory Council held its first meeting on December 9, 2002. The council was subdivided into three subgroups: Education, Practice and Administration. The task of the group is to be prepared to offer substantive suggestions in September 2003 to address the nursing shortage.
- (Sexual Assault Nurse Examiner) SANE Program. Regulations were submitted on January 16, 2002 and placed in the register on March 3rd, 2002 comments received May 5, 2002 compiled and brought to May/June, 2002 Board Meeting with anticipated adoption date March 3, 2003 - 2004
- Department of Health and Senior Services: James Blumenstock, Assistant Commissioner held a meeting on January 13, 2003 which G. Hebert and M. Shore attended. J. Blumenstock made a request to have the Board review Public Health Educator Regulations which were recently adopted. The issue is being referred to the Education Committee for input.
- "Information Salad":
 - 1.) There is no easy way around taking responsibility for mistakes.

- 2.) Move from "I² to "We² represents a paradigm shift in responsibility.
 - 3.) Changing the culture of blame requires a revolution.
- G. Hebert seeks approvals for:
 - 1.) M. Lown and G. Hebert - January 24, 2003 - Invited as representatives of the Board of Nursing to a reception for Dr. Felissa Lashley, Rutgers, The State University, Newark, NJ.
 - 2.) G. Hebert - February 14, 2003 - To attend the Governor's Advisory Council Group B Meeting.
 - 3.) G. Hebert - Friday 26, 2003 - To attend the Governor's Advisory Council Open Meeting.
 - 4.) G. Hebert - March 25-27, 2003 - To attend the NCSBN Mid-Year Meeting in Savannah, Georgia.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE APPEARANCES OF THE BOARD PRESIDENT AND ACTING EXECUTIVE DIRECTOR.

THE MOTION CARRIED.

Communication:

1. Letter dated November 25, 2002 from Paul Amsterdam, President, 1st Cerebral Palsy of New Jersey re: the appointment of Kenneth J. Watson as Acting Director.

APPEARANCES:

1. Joan Alverzo, Vice President of Clinical Support, Kessler Institute for Rehabilitation, East Orange, NJ. J. Alverzo gave a detail and informative presentation on "The Impact of the Nursing Shortage on Rehabilitation Nursing². Handouts were distributed to the board members.

COMMITTEE REPORTS:

1. BUDGET & FINANCE COMMITTEE:

No report.

2. EDUCATION COMMITTEE:

L. Jurado reported. The Education Committee met on January 21, 2003 to discuss the following issues:

Education Committee rescheduled Education Summit date.

Informational: The Education Committee decided to reschedule the Summit for April 24, 2003 or May 1, 2003 since the Education Regulations are still being reviewed.

Issue: Fairleigh Dickinson University Plan and progress report was reviewed.

Informational: The report was reviewed and accepted.

Best Care Training Institute, Part I or Proposal to develop a Practical Nurse Program.

Informational: The proposal was evaluated to be lacking in a number of areas. A letter is

being sent to the administrator outlining the areas that need refinement.

Seton Hall University's proposal to enter into a partnership with four hospital systems and Gregorian Court to offer an accelerated second-degree BSN program off site at Georgian Court College in Lakewood, NJ.

Informational: The notification was reviewed, a letter of acknowledgment to be sent.

Issue: Harrison Career Institute Part I of PN Proposal.

Informational: The Education Committee reviewed Part I of the two part application. The Education Committee will recommend that the Board grant preliminary permission. This preliminary permission does not ensure that provisional accreditation will be granted.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO GRANT PRELIMINARY PERMISSION TO PURSUE THE DEVELOPMENT OF THE HARRISON CAREER INSTITUTE LPN PROGRAM.

THE MOTION CARRIED.

New Jersey Department of Health and Senior Services - Public Health Education Regulations.

Correspondence.

Informational: Raritan Valley Community College notified the Board on November 17, 2002 that Helen Jones, PhD, RN, APN, C, was temporarily appointed chairperson of the Department of Nursing.

Constance S. Patten, EdD, RN Vice President of Nursing at Raritan Bay Medical Center notified the Board on October 2, 2003 that Michele Foley, MA, RN was appointed Director of Nursing Education for the Charles E. Gregory School of Nursing.

National Council State Boards of Nursing notified all Boards of Nursing that NCS Pearson/Vue will be pilot testing new formats for test items beginning in 2003.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO ACCEPT THE EDUCATION COMMITTEE REPORT.

THE MOTION CARRIED.

3. LEGISLATIVE REVIEW PANEL:

B. Byers reported. The Legislative Review Panel met on January 21, 2003 to discuss the following:

- **Senate Bill 2105** - Sponsor(s): Girgenti, John A./Baer, Byron M. Introduced November 19, 2002. "New Jersey Patient Safety Act;² makes self-critical analysis by health care facility privileged information. Position - Support with Amendments: That clearly specify language in the bill, "all facts related to the adverse event would continue to be available through the normal discovery process."²Comment(s): 1.) S2015 requires the above amendment to provide consumers the information needed for their legal recourse in a medical error(s), while affording health care

facilities the opportunity for self analysis and improvement of health care delivery systems to prevent medical errors. 2.) 2e needs to clarify who will afford health care professionals adequate assurances that information disclosed will not be disclosed as compelled to be produced in any civil, administrative or other non-criminal proceeding. 3.) The health care "Quality Improvement Act" needs to be reviewed relevant to this issue.

THE BOARD, UPON A MOTION MADE BY RONALD CARR AND DULY SECONDED, VOTED TO ACCEPT SENATE BILL 2105 WITH THE AMENDMENTS.

SEVEN BOARD MEMBERS APPROVED AND THREE ABSTAINED.

THE MOTION CARRIED.

- **Senate Bill 1276** - Sponsor(s): Matheussen, John J./Adler, John H.. Introduced March 7, 2002. Introduced March 7, 2002. This bill establishes Specialty Nurse Education and Training Pilot Program in DHSS; appropriates \$5 million. Position - Oppose. Comment(s): 1.) S1276 funding of \$5 million should be used to recruit more nurses, thereby reducing the impact of the nursing shortage. 2.) More entry into practice level nurses are required to meet the nursing manpower needs.
- **Senate Bill 2024** - Sponsor(s): Bennett, John O. Introduced October 28, 2002. This bill restricts practice of midwifery to State-licensed registered professional nurse. Position - Support. Comment(s): 1.) S2024 is supported on the basis that the minimal educational level for Nurse Midwives should be the Registered Professional Nursing level to protect New Jersey consumers.

THE BOARD, UPON A MOTION MADE BY RONALD H. CARR AND DULY SECONDED, VOTED TO ACCEPT SENATE BILL 1276 AND SENATE BILL 2024.

THE MOTION CARRIED

4. NURSING PRACTICE COMMITTEE:

N. Tuazon reported. The Nursing Practice Committee met on November 19, 2003 to discuss the following issues:

- **Medical Discharge Summaries**

Informational: A letter was mailed on December 20, 2002 to William Roeder, Executive Director of the New Jersey Board of Medical Examiners, to bring to conclusion our discussion about the parameters surrounding the Registered Professional Nurse's role in completing medical discharge summaries. The committee will report to the Board on this issue at the next regular board meeting on February 18, 2003.

- **Registered Nurse Removal of Epidural Catheters**

Informational: The committee will continue discussion of this issue at the committee meeting on January 21, 2003.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE NURSING PRACTICE COMMITTEE REPORT.

THE MOTION CARRIED.

5. REGULATORY COMMITTEE:

M. Shore reported. The Regulatory Committee met on December 10, 2002 and on January 14, 2003 to discuss the following issues:

- **Committee Regulations Flow Sheet 2003**

Informational: The Committee's Regulations Flow Sheet is attached and outlines the regulatory issues which the committee is addressing during 2003.

- **Delegation of Medication Administration**

Informational: Noreen D'Angelo, R.N., M.S., Executive Assistant, New Jersey Department of Health and Senior Services, shared with the Committee comments from the Department of Health and Senior Services regarding the proposed regulations on Delegation of Medication Administration. This issue remains in Committee for further review.

- **N.J.A.C., Subchapter 7, Certification of Advanced Practice Nurses**

Informational: On February 11, 2003, the Committee will continue its discussion of proposed revisions in Subchapter 7. Andrea Aughenbaugh, R.N., M.S., A.P.N., C., Chief Executive Officer, New Jersey State Nurses Association, has been invited as a guest regarding advanced practice issues.

- **N.J.A.C. 13:37-5.7, Notification of Change of Address**

Informational: The Committee discussed the requirement on notification of address changes, and will continue the discussion at the February 11, 2003 committee meeting.

THE BOARD, UPON A MOTION MADE BY VERONICA MCGREEVEY AND DULY SECONDED, VOTED TO APPROVE THE REGULATORY COMMITTEE REPORT.

THE MOTION CARRIED.

6. NOMINATING COMMITTEE:

V. McKenney recommended that the Board Members retain their existing positions.

THE BOARD, UPON A MOTION MADE BY VIRGINIA MCKENNEY AND DULY SECONDED, VOTED TO ACCEPT THE RECOMMENDATIONS OF THE NOMINATING COMMITTEE.

THE MOTION CARRIED.

OPEN FORUM:

M. Shore asked the public to share with the Board of Nursing any concerns, issues or questions.

UNFINISHED BUSINESS:

No report.

NEW BUSINESS:

No report.

ADJOURNMENT:

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO ADJOURN THE MEETING.

THE MOTION CARRIED.

There is a posting of the minutes on our website: <http://www.state.nj.us/lps/ca/medical.htm#nur6>

On January 21, 2003 the Regular Open Business Board Meeting was adjourned at 1:00 p.m. The next Regular Open Business Meeting will be on February 18, 2003

Respectfully submitted,

Dr. Muriel M. Shore
Secretary/Treasurer
