

## **NEW JERSEY BOARD OF NURSING**

**Minutes of February 26, 2002**

### **REGULAR OPEN BOARD MEETING**

A meeting of the New Jersey State Board of Nursing was held on February 26, 2002 in the Hudson Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey, Maris A. Lown, President, called the meeting to order at 9:30 a.m.

#### **ROLL CALL**

#### **PRESENT**

Board Members: Noreen D'Angelo, Ronald H. Carr, Sylvia C. Edge, Margaret M. Kirchhoff, Leo-Felix Jurado, Maris A. Lown, Virginia McKenney, Karen Rodriguez, Dr. Muriel M. Shore, Eileen Helbig Toughill, Nelson Tuazon, and Cecil West.

#### **ALSO PRESENT**

Patricia A. Polansky, Executive Director, New Jersey State Board of Nursing, Barbara Byers, Administrative Analyst, Joanne Cole, Director, Intervention Program, George Hebert, Deputy Executive Director, Deputy Attorney(s) General: Gus Lembo and Kathy Rohr.

#### **NOT PRESENT**

Board Member: Richard Freda

#### **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, 2002. A schedule of all 2002 Regular Open Board Meeting to be held during 2002 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 Addendum to the February 26, 2002 Regular Open Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY DR. MURIEL M. SHORE AND DULY SECONDED, VOTED TO APPROVE THE ADDENDUM OF THE FEBRUARY 26, 2002 REGULAR BOARD MEETING AGENDA.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Business Meeting of January 15, 2002.

THE BOARD, UPON A MOTION MADE BY SYLVIA C. EDGE AND DULY SECONDED, VOTED FOR THE APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF JANUARY 15, 2002.

THE MOTION CARRIED.

#### **MARIS A. LOWN - REPORT OF THE PRESIDENT**

M. Lown reported. M. Lown continues to serve on the Colleague and Caring Steering Committee and is Co-

Chairing the Articulation Subgroup. M. Lown welcomed the new APN board member Cecilia West, MSN, RN.

## **PATRICIA A. POLANSKY - REPORT OF THE EXECUTIVE DIRECTOR**

- P. Polansky reported.
  - Update on licensing and email dated February 11, 2002 from Susan Mennella re: CDS for APNS.
  - NCSBN - re: PR&E Committee Report
  - Regulatory Input (separate folder)
  - Information regarding The New Jersey Board of Nursing Tele-Conference on "Complementary/Alternative Medicine"
  - Information regarding School Nurses - Phil Brown and representatives from School Nurses Association
  - NJSNA - Advisory Council to promote the profession of Nursing in New Jersey
  - Email dated January 23, 2002 from Howard Radznyer re: HR 3450
  - Email dated January 15, 2002 from Pamela McClure re: Internet - Web Site Revisions
  - Legislative Report
  - Center for Nursing and Health Careers Update
  - Report Summary: from new name for Quality Patient Care Committee
- NJHA held Regional Meetings  
Report of ONE/NJ
- Mary Wachter - the new Chief of Staff at the Department of Health and Senior Services
  - "Handouts/Pass arounds" - 1.) Memo dated February 5, 2002 from August Lembo re: article on Office-Based Surgery. 2.) NCSBN Audited Financial Statements. 3.) Year 2002 Governor's Nursing Merit Award Application. 4.) Acronym Soup. 5.) Humor re: Infusion. 6.) Health Care Newsletter. 7.) Newspaper Article - Interest Rises for Nursing Schools. 8.) Newspaper Article - Three Days of First Lady Treatment. 9.) Newspaper Article - N.J. Acting Governor has the Role Down Pat. 10.) School Health Services Guidelines.
  - "Communication Packet" - 1.) Nurses Who Prescribe. 2.) NJHCFFA - Authority Notes. 3.) Why Pataki Can Sell Out. 4.) Email dated January 25, 2002 from Geri Dickson re: CA and Money for more nurses. 5.) Executive Orders. 6.) FYI: State Nursing Groups forming new National Organization. 7.) Compact News. 8.) Stories.
  - "Information Salad" - 1.) Feature Story: Healthcare Politics Front and Center. 2.) ANA Hall of Fame 1976 Inductee. 3.) Is the Future in the Palm of your Hand? 4.) Dementia Prevention? 5.) California Governor to announce Nursing Workforce Training Initiative. 6.) Jogging Shorts.
  - P. Polansky seeks approval for: 1.) Maris Lown - February 28, 2002 - To attend The New Jersey Nursing Students, Inc. 50th Annual Convention at the Hilton of East Brunswick, NJ. 2.) Joanne Cole - March 8, 2002 - Site visit to Outpatient Treatment Program, Family Guidance Center, Hamilton, NJ. 3.) Joanne Cole - March 26, 2002 - Site visit to Treatment Program, Passaic Beth Israel, Passaic, NJ. 4.)

Joanne Cole - March 26, 2002 Site visit to Treatment Facility, RWJ Medical School/UMDNJ, New Brunswick, NJ. 5.) Joanne Cole - March 27, 2002 - Site visit to Treatment Center, New Hope Foundation, Marlboro, NJ. 6.) Maris Lown - March 27, 2002 - To speak before APN Forum at Monmouth Medical Center. 7.) Patricia Polansky - April 15-16, 2002 - To attend the NCSBN - PR&E Committee Meeting, Chicago, IL. 8.) Patricia Polansky - April 25-26, 2002 To attend The Colleague and Caring Steering Committee Meeting. 9.) Maris Lown - June 28, 2002 - To address the Philippine Nurses Association National Convention. 10.) Patricia Polansky - September 18-20, 2002 - To attend The 6th Annual Disease Management Congress and Exposition in Boston.

THE BOARD, UPON A MOTION MADE BY DR. MURIEL M. SHORE AND DULY SECONDED, VOTED TO APPROVE THE APPEARANCES OF THE BOARD PRESIDENT, EXECUTIVE DIRECTOR AND STAFF.

THE MOTION CARRIED.

### **APPEARANCES:**

1. The Massage, Bodywork, and Somatic Therapy Examining Committee Members discussed with the Board their draft rules and will continue this discussion during its April meeting.
2. Eddy Bresnitz M.D., Department of Health and Senior Services gave a updated presentation to the Board on BioTerrorism. J. Bresnitz passed out handouts regarding BioTerrorism Preparedness and Response.

### **Communication:**

3. Letter date January 28, 2002 to State Board of Medical Examiners re: Amendments and New Rule Proposed by the New Jersey State Board Medical Examiners/Surgical and Anesthesia Standards in Physicians' Offices; Alternative Privileges; Compliance Timetables; Prohibition on the use of Anesthetic Agents outside of Anesthetizing Locations; Revision of Standards for Non-Invasive Special Procedures; Emergency Conversion to General Anesthetic by CRNAs/Proposed Amendments: N.J.A.C. 13:35-4A.2., 4A.3, 4A.6, 4A.7, 4A.8, 4A.9, 4A.10, 4A.11 and 4A.17 and Proposed New Rule N.J.A.C. 13:35-4A.12/New Jersey Register/November 19, 2001, 33 N.J.R. 3870.

4. Letter dated January 17, 2002 from Bayonne Hospital re: name change.

5. Letter dated January 14, 2002 from St. Francis Medical Center re: transferring ownership.

6. Memo dated January 4, 2002 from Legislative Affairs re: P.L. 2001, c. 81 (SANE).

7. Letter dated February 8, 2002 from Mary Yam, Associate Dean of Nursing Saint Peter's College.

C. Manning discussed the following issues with the Board:

- Attorney General approved The Education Programs in Nursing Rules Sub-Chapter 1. they will appear in the April 1 New Jersey Register.
- Information regarding the SANE Programs.

### **COMMITTEE REPORTS:**

8. BUDGET & FINANCE COMMITTEE:

No report.

## 9. EDUCATION COMMITTEE:

L. Jurado reported. The Committee met on February 19, 2002 to discuss the following:

**Issue:** Felician College, Division of Health Sciences, "Phase Out" of the Associate Degree in Nursing Program

**Informational:** In accordance with the provisions of the New Jersey Administrative Code, Title 13, Chapter 37 regarding Programs in Nursing Education, Felician College Division of Health Sciences, is notifying the New Jersey Board of Nursing of its plan to "phase out" its Associate Degree in Nursing Program. The "phase out" plan is projected for completion by fall 2004. The rationale, plan and timetable for the "phase out" were presented in a letter dated January 30, 2002 from Muriel M. Shore, Ed.D., R.N., CNAA, Dean and Professor, Felician College, Division of Health Sciences.

BOARD MEMBERS: DR. MURIEL M. SHORE AND NELSON TUAZON RECUSED THEMSELVES REGARDING FELICIAN COLLEGE.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED VOTED TO ACCEPT THE FELICIAN COLLEGE, DIVISION OF HEALTH SCIENCES, PLAN TO "PHASE OUT" IT'S ASSOCIATE DEGREE IN NURSING PROGRAM BY FALL 2004, AND FURTHER MOVE THAT FELICIAN COLLEGE, DIVISION OF HEALTH SCIENCES, CONSIDER ACTION TO PROCURE A DISTINCT PROGRAM CODE, FOR THE ASSOCIATE DEGREE IN NURSING PROGRAM, AS PART OF THE PROGRAM "PHASE OUT" PLAN. THE BOARD VOTED TO MOVE THAT THE DIVISION OF HEALTH SCIENCES PROVIDE AN ANNUAL END OF ACADEMIC YEAR REPORT FOR YEARS 2003 AND 2004, TRACKING THE STATUS OF STUDENTS ENROLLED IN THE ASSOCIATE DEGREE IN NURSING PROGRAM.

THE MOTION CARRIED.

**Issue:** 2001 Report of NCLEX-RN and NCLEX-PN Test Results  
N.J.A.C. 13:37-1.4, Conditional Accreditation  
N.J.A.C. 13:37-1.6, Probation

**Informational:** Attached is the 2001 report for New Jersey nursing programs with less than 80 percent of its graduates, first-time test takers, achieving passing grades on the licensing examination.

**Issue:** UMDNJ, College of Nursing, Ramapo, NJ

Year	Examined	Passed	Pass Rate
2000	10	10	100
2001	19	14	73.7

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED IN ACCORDANCE WITH N.J.A.C. 13:37-1.4(a)(2), THAT UMDNJ, COLLEGE OF NURSING, RAMAPO, NJ BE PLACED ON CONDITIONAL ACCREDITATION DUE TO LESS THAN 80% OF ITS GRADUATES HAVING ACHIEVED PASSING GRADES IN THE LICENSING EXAMINATION.

THE MOTION CARRIED.

**Issue:** Fairleigh Dickinson University, College of Nursing, Teaneck, NJ

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Year	Examined	Passed	Pass Rate
1999	45	39	86.7
2000	42	30	71.4
2001	43	33	76.7

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED IN ACCORDANCE WITH N.J.A.C. 13:37-1.6, THAT FAIRLEIGH DICKINSON UNIVERSITY, COLLEGE OF NURSING, TEANECK, NJ BE PLACED ON PROBATION DUE TO LESS THAN 80% OF ITS GRADUATES HAVING ACHIEVED PASSING GRADES IN THE LICENSING EXAMINATION FOR TWO CONSECUTIVE YEARS. WHILE ON PROBATION, THE SCHOOL SHALL NOT ADMIT NEW OR TRANSFER STUDENTS INTO THE PROGRAM. AND, THE PROGRAM ADMINISTRATOR SHALL DEVELOP A WRITTEN REPORT THAT IDENTIFIES THE PROBLEM AREA(S) AND CORRECTIVE PLAN(S) OF ACTION TO THE EDUCATION COMMITTEE OF THE BOARD BY JUNE 1, 2002. PROGRESS REPORTS ARE TO BE PRESENTED TO THE EDUCATION COMMITTEE OF THE BOARD BY SEPTEMBER 1, 2002 AND JANUARY 1, 2003 IN REGARD TO THE IMPLEMENTATION OF THE CORRECTIVE PLAN OF ACTION AND ASSESSMENT OF STUDENT IMPROVEMENT.

THE MOTION CARRIED.

**Issue:** Felician College, Department of Nursing, Lodi, NJ

Year	Examined	Passed	Pass Rate
1999	40	33	82.5
2000	39	30	76.9
2001	46	30	65.2

BOARD MEMBERS DR. MURIEL M. SHORE AND NELSON TUAZON RECUSED THEMSELVES REGARDING FELICIAN COLLEGE.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED IN ACCORDANCE WITH N.J.A.C. 13:37-1.6 THAT FELICIAN COLLEGE, DEPARTMENT OF NURSING, LODI, NJ BE PLACED ON PROBATION DUE TO LESS THAN 80% OF ITS GRADUATES HAVING ACHIEVED PASSING GRADES IN THE LICENSING EXAMINATION FOR TWO CONSECUTIVE YEARS. WHILE ON PROBATION, THE SCHOOL SHALL NOT ADMIT NEW OR TRANSFER STUDENTS INTO THE PROGRAM, AND THE PROGRAM ADMINISTRATOR PLAN(S) OF ACTION TO THE EDUCATION COMMITTEE OF THE BOARD BY JUNE 1, 2002. PROGRESS REPORTS ARE TO BE PRESENTED TO THE EDUCATION COMMITTEE OF THE BOARD BY SEPTEMBER 1, 2002 AND JANUARY 1, 2003 IN REGARD TO THE IMPLEMENTATION OF THE CORRECTIVE PLAN OF ACTION AND ASSESSMENT OF STUDENT IMPROVEMENT.

THE MOTION CARRIED.

**Issue:** Union County College, Practical Nurse Program, Scotch Plains, NJ

Year	Examined	Passed	Pass Rate

1997	87	75	85.06
1998	104	80	76.9
1999	124	73	58.9
2000	41	25	61
2001	78	55	70.5

**Information:** For year 2001 the NCLEX-PN licensing examination score for the Union County Practical Nursing Program graduates, first time test takers, was 70.5%.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED IN ACCORDANCE WITH N.J.A.C. 13:37-1.6

10. THAT THE PROBATIONARY STATUS OF THE UNION COUNTY COLLEGE (UCC) NURSING PROGRAM CONTINUE UNTIL THE LAST STUDENT CURRENTLY ENROLLED IN THE PROGRAM HAS COMPLETED THE PROGRAM BUT NO LATER THAN DECEMBER 31, 2003.

11. FURTHER MOVE THAT THE BOARD INVITES UCC TO MAKE A COMPLETELY NEW APPLICATION FOR ESTABLISHMENT OF A TOTAL REORGANIZATION OF THE EXISTING PROGRAM PURSUANT TO THE REQUIREMENTS OF N.J.A.C. 13:37-1.1. NOTWITHSTANDING ITS CONTINUING INABILITY TO MEET THE BOARD'S STANDARDS FOR ACCREDITATION, UCC IS URGED TO BUILD NEW FOUNDATIONS FOR ITS PROGRAM IN ORDER TO RE-ENTER THE NURSING EDUCATION COMMUNITY. FURTHER, THE BOARD OFFERS ITS SUPPORT AND EXPERTISE TO ASSIST UCC IN MAKING A FRESH START IN THE DEVELOPMENT OF A REORGANIZED PROGRAM.

12. FURTHER, MOVE THAT ACCREDITATION OF THE UCC PROGRAM SHALL BE WITHDRAWN EFFECTIVE UPON TERMINATION OF THE PROBATIONARY STATUS, BUT NO LATER THAN DECEMBER 31, 2003, UNLESS PROVISIONAL APPROVAL OF A NEW OR REORGANIZED PROGRAM HAS BEEN GRANTED PRIOR TO THAT DATE.

THE MOTION CARRIED.

13. LEGISLATIVE REVIEW PANEL:

J. Cole reported. The Legislative Review Panel reviewed:

14. Assembly Bill 655 - Sponsor(s): Bodine, Francis L./Chatzidakis Larry. Introduced January 8, 2002. This is a Anesthesiologist Assistant Licensing Act. **Position - Monitor for more information.**

15. NURSING PRACTICE COMMITTEE

N. Tuazon reported. The Nursing Practice Committee met on January 15, 2002 to discuss the following:

**Issue:** Guest Appearance, Perspectives on Tobacco Dependence Treatment

**Informational:** Perspectives on Tobacco Dependence Treatment in New Jersey were presented on January 15, 2002 by Edmand O. Razimir, Manager of the Tobacco Dependence Treatment Program, New Jersey Department of Health and Senior Services, Division of Alcoholism, Drug Abuse and Addiction Services.

A New Jersey Advanced Practice Nurse mailing list has been provided to Mr. Kazimir for APN's to receive information regarding tobacco treatment in New Jersey.

**Issue:** Medical Discharge Summaries

**Informational:** A joint meeting between representatives of the Nursing Practice Committee and the New Jersey Board of Medical Examiners was held on January 23, 2002 concerning the role of Registered Nurses in medical discharge summaries. The Executive Committee of the Board of Medical Examiners is considering guidelines for completion of medical discharge summaries.

Representatives of the Nursing Board also met on January 23, 2002 with representatives of the New Jersey Department of Health and Senior Services to discuss what regulations, if any, of that Department address issues regarding medical discharge summaries. A review of the regulations is being performed.

This issue will be further reviewed by the Board of Nursing Practice Committee. Additional dialogue is anticipated with the Executive Director of the Board of Medical Examiners.

**16. REGULATORY COMMITTEE:**

M. Shore reported. The Regulatory Committee met on February 19, 2002 to discuss the following:

**Issue:** Medication Administration, Delegation to Unlicensed Assistive Personnel (UAP's)

**Informational:** A meeting was held on January 23, 2002 regarding delegation of medication administration to unlicensed assistive personnel. Participating in the discussion were Muriel Shore, Ed.D., R.N., CNAA, Chair of the Regulatory Committee, Regulatory Committee representatives, John Calabria, Director of Certificate of Need and Acute Care Program, Noreen D'Angelo, Board Member - Governmental Representative, Barbara Goldman, Director of Licensing and Certification, Beth Jacob, Director of Inspections, Compliance and Complaints for Hospitals and Ambulatory Care Facilities, and Henry Kozek, Program Manager of the Certified Nurse Aide Program, New Jersey Department of Health and Senior Services.

Further dialogue between representatives of the New Jersey Department of Health and Senior Services and the Regulatory Committee is anticipated on the issue of delegation of medication administration to UAP's. The Committee agreed to forestall any action on the draft language of the proposed regulations until the Department has had time to review it.

**Issue:** Out-of-State and Retired Nurses Working in New Jersey

**Informational:** The Committee will address this issue at its March 12, 2002 meeting.

**OPEN FORUM:**

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

**UNFINISHED BUSINESS:**

No report.

**NEW BUSINESS:**

No report.

There is a posting of the minutes on our website:

[www.state.nj.us/lps/ca/home.htm](http://www.state.nj.us/lps/ca/home.htm)

**ADJOURNMENT:**

On February 26, 2002 the Regular Open Business Board Meeting was adjourned at 1:40 p.m. The next Regular Open Business Meeting will be on April 16, 2002.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO ADJOURN THE REGULAR BUSINESS MEETING AT 1:40 P.M.**

**THE MOTION CARRIED.**

Respectfully submitted,

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Dr. Muriel M. Shore  
Secretary/Treasurer

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*Posted April 2002*