

**NEW JERSEY STATE BOARD OF NURSING
MINUTES
REGULAR OPEN BOARD MEETING
MARCH 15, 2005**

A meeting of the New Jersey State Board of Nursing was held on March 15, 2005 in the Monmouth Conference Room, 7th Floor, 124 Halsey Street, Newark, New Jersey. Maris A. Lown, Board President called the meeting to order at 9:30 a.m.

ROLL CALL

BOARD MEMBERS PRESENT:

Noreen D'Angelo
Virginia McKenney
Sylvia C. Edge
Karen Rodriguez
Leo-Felix Jurado
Muriel M. Shore
Margaret M. Kirchhoff
Nelson Tuazon
Maris A. Lown
Cecilia West

ALSO PRESENT:

George J. Hebert, Executive Director, New Jersey Board of Nursing
Barbara Byers, Administrative Analyst
Darlene Lapola, Deputy Attorney General
Ginger Provost, Deputy Attorney General
Charles Manning, Regulatory Analyst (for the limited purpose of discussing the Massage, Bodywork and Somatic Therapy Regulations and APN Rules)

BOARD MEMBER (S) NOT PRESENT:

Ronald H. Carr
Veronica McGreevey

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 3, 2005. A schedule of all 2005 Regular Open Board Meetings to be held during 2005 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.

A reading and approval of the March 15, 2005 Regular Board Meeting Agenda.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY MURIEL M. SHORE AND DULY SECONDED BY NELSON TUAZON, VOTED TO APPROVE THE REGULAR BOARD MEETING AGENDA OF MARCH 15, 2005. THE MOTION CARRIED.

A reading and approval of the Open Regular Board Meeting Minutes of February 15, 2005 with corrections:

Typographical errors.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY MURIEL M. SHORE AND DULY SECONDED BY NELSON TUAZON, VOTED TO APPROVE THE REGULAR BOARD MEETING MINUTES OF FEBRUARY 15, 2005 WITH CORRECTIONS. THE MOTION CARRIED.

REPORT OF THE BOARD PRESIDENT – MARIS LOWN:

Maris Lown reported:

Maris Lown distributed three articles regarding “Patient Safety”.

Executive Summary:

The State of the Science of Safe Medication Administration symposium

Medication Safety Alert:

Welcome to the State Board of (Nursing, Pharmacy and Medicine) Inquisitions

Health Care at the Crossroads:

Strategies for Improving the Medical Liability System and Preventing Patient Injury

REPORT OF THE EXECUTIVE DIRECTOR – GEORGE HEBERT:

George Hebert reported:

The Board has placed an advertisement in the Nursing Spectrum to fill the two professional staff positions.

The 2005 Board Monthly Report:

January – Licensing, Certification and Verification: 2,203 interactions

Telephones and email inquiries: 4,406 interactions

February – Licensing, Certification and Verification: 2,013 interactions

Telephones and email inquiries: 4,026 interactions

Renewal letters are scheduled to be mailed out this month. The 2005 renewal process can be done online and the Board is encouraging renewal applicants to take advantage of that option.

The Board discussed N.J.A.C. 45:1-7.1 Application to holders of professional or occupational licenses: (b) Every holder of a professional or occupational license or certificate of registration or certification, issued or renewed by a board specified in section 2 of P.L. 1978, c. 73 (C.45: 1.15), who seeks renewal shall submit a renewal application and pay a renewal fee prior to the date of expiration of the license or certificate of registration or certification. If the holder does not renew the license or certificate prior to its expiration date, the holder may renew it within 30 days of its expiration date by submitting a renewal application and paying a renewal fee and a late fee. Any professional or occupational license or certificate of registration or certification not renewed within 30 days of its expiration date shall be suspended without a hearing. (c) Any individual who continues to practice with an expired license or certificate of registration or certification after 30 days following its expiration date shall be deemed to be engaged in unlicensed practice of the regulated profession or occupation, even if no notice of suspension has been provided to the individual.

A follow-up letter was drafted and sent to the Home Health Agencies clarifying the misunderstanding with a notification that was sent out February 1, 2005.

A Budget meeting has been scheduled for April 11, 2005.

The Board of Nursing Annual Workshop will take place on April 19, 2005 at the Ramada Inn, East Brunswick, NJ.

The Legislation Committee is following the progress of A3501 – Emergency Health Powers Act, A3687 – Revising statutes regarding acupuncturists, and A3534 – Alternative to Discipline program for Impaired Nurses. These bills have passed in the Senate and are waiting to be signed by the Acting Governor.

NCSBN held an Education Committee conference call regarding publishing companies offering programs of studies and claiming that they are affiliates of Excelsior College, which has an online nursing program. The publishing companies are establishing clinical rotations and review courses and seeking financial coverage for expenses associated with these programs.

Seeking attendance approvals: 1) George Hebert to address the seniors at the UMDNJ School of Nursing, March 7, 2005 to discuss NCLEX-RN application process. 2) George Hebert to discuss the application for licensure by endorsement with two groups associated with NJHA. 3) Barbara Byers to attend a meeting at the NJ Collaborating Center for Nursing on March 22, 2005. 4) Maris Lown to address the LPN Constituency Group on March 31, 2005.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY MURIEL M. SHORE AND DULY SECONDED BY NELSON TUAZON, VOTED TO

APPROVE THE APPEARANCES OF THE BOARD PRESIDENT, EXECUTIVE DIRECTOR AND STAFF. THE MOTION CARRIED.

COMMITTEE REPORTS:

BUDGET & FINANCE: - Muriel M. Shore, Chairperson

The committee will be meeting with Darlene Kane, Budget Analyst on April 11, 2005 and will have a report at the next regular board meeting.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY SYLVIA C. EDGE AND DULY SECONDED BY CECILIA WEST, VOTED TO APPROVE THE REPORT OF THE BUDGET & FINANCE COMMITTEE. THE MOTION CARRIED.

EDUCATION COMMITTEE: - Leo-Felix Jurado, Chairman

Leo- Felix Jurado reported:

Bloomfield College, Presbyterian Division of Nursing

The committee received the Final progress report on the Action Plan for improving the NCLEX-RN performance.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY CECILIA WEST, VOTED TO ACCEPT THE FINAL PROGRESS REPORT AND ACTION PLAN FOR BLOOMFIELD COLLEGE. THE MOTION CARRIED.

Bloomfield College, Presbyterian Division of Nursing Accreditation Self Study Review (Submitted additional materials as requested)

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY SYLVIA C. EDGE, VOTED THAT THE BLOOMFIELD COLLEGE, PRESBYTERIAN DIVISION OF NURSING'S ADDITIONAL ACCREDITATION SELF-STUDY REVIEW MATERIALS BE ACCEPTED AND THAT BLOOMFIELD COLLEGE, PRESBYTERIAN DIVISION OF NURSING, CONTINUE TO USE ITS REPORT TO IMPROVE NCLEX PERFORMANCE AND FURTHER THAT ACCREDITATION BE RENEWED FOR A PERIOD OF 8 YEARS. THE MOTION CARRIED.

Muhlenberg Regional Medical Center School of Nursing (Initial Review)

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY CECILIA WEST, VOTED THAT ACCREDITATION BE RENEWED FOR MUHLENBERG REGIONAL MEDICAL CENTER SCHOOL OF NURSING FOR A PERIOD OF 8 YEARS. THE MOTION CARRIED.

America Health Care Inc., Proposal for Development of a New Practical Nursing Program, (N.J.A.C. 13:37-1.2).

The Education Committee reviewed America Health Care Inc., Table of Organization.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY SYLVIA C. EDGE, VOTED THAT THE PRELIMINARY APPLICATION OF AMERICA HEALTH CARE INC., FOR THE ESTABLISHMENT OF A NEW PRACTICAL NURSING PROGRAM BE GRANTED PRELIMINARY PERMISSION TO PURSUE DEVELOPMENT OF PART II OF THEIR PRACTICAL NURSE PROGRAM APPLICATION. THE MOTION CARRIED.

HoHoKus School of Business & Medical Sciences

Re: Institutional response to the December 20, 2004 Board of Nursing site visit.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY CECILIA WEST, VOTED THAT HOHOKUS SCHOOL OF BUSINESS & MEDICAL SCIENCES BE GRANTED FULL ACCREDITATION. THE MOTION CARRIED.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY SYLVIA C. EDGE, VOTED THAT HOHOKUS SCHOOL OF BUSINESS & MEDICAL SCIENCES BE GRANTED PERMISSION TO PROCEED TO OPEN THEIR NEXT SITE. THE MOTION CARRIED.

Maris Lown, Board President drafted follow-up letters to Assemblywoman, Loretta Weinberg and Linda Cuoco, New Jersey League for Nursing

Re: Increasing faculty for nursing programs in the State. The letters were reviewed and amended by the Board.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY SYLVIA C. EDGE AND DULY SECONDED BY NELSON TUAZON, VOTED TO SEND OUT FOLLOW-UPS LETTERS TO ASSEMBLYWOMAN LORETTA WEINBERG AND LINDA CUOCO,

NEW JERSEY LEAGUE FOR NURSING AS AMENDED. THE MOTION CARRIED.

AFTER DISCUSSION THE BOARD UPON A MOTION MADE BY MURIEL M. SHORE AND DULY SECONDED BY CECILIA WEST, VOTED TO APPROVE THE OPEN EDUCATION COMMITTEE REPORT OF FEBRUARY 22, 2005. THE MOTION CARRIED.

LEGISLATION COMMITTEE: Ronald H. Carr, Chairman

No report.

PRACTICE COMMITTEE: Cecilia West, Chairperson

The Practice Committee will meet this afternoon, immediately following the Regular Board Meeting.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY MURIEL M. SHORE AND DULY SECONDED BY NOREEN D'ANGELO, VOTED TO APPROVE THE REPORT OF THE PRACTICE COMMITTEE. THE MOTION CARRIED.

REGULATION COMMITTEE: Muriel M. Shore, Chairperson

Charles Manning discussed with the Board the APN Rules: Chapter 37, Subchapter 7.

The Committee approved the proposed revisions in subchapter 7 and requested that the proposed amendments be presented to the Board.

N.J.A.C. 13:37-7.2, Educational requirements for certification.

N.J.A.C. 13:37-7.4, Educational and examination certification requirements in the area of anesthesia on or before (180 days after the effective date of these rules).

N.J.A.C. 13:37-7.5, Biennial certificate renewal; certificate suspension; reinstatement of suspended certificate; inactive status; return from inactive status; display of certificate.

N.J.A.C. 13:37-7.7, Requirements for issuing prescriptions and orders; dispensing medications.

N.J.A.C. 13:37-7.8, Certification by endorsement.

N.J.A.C. 13:37-7.9, Requirements for dispensing medication.

N.J.A.C. 13:37-7.10, Practice as a registered professional nurse.

N.J.A.C. 13:37-7.11, National-certifying organizations.

N.J.A.C. 13:37-7.12, Scope of practice.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY CECILIA WEST AND DULY SECONDED BY LEO-FELIX JURADO, VOTED TO APPROVE THE RECOMMENDED REVISIONS TO THE APN RULES: CHAPTER 37, SUBCHAPTER 7. THE MOTION CARRIED.

The Board reviewed the recommended revisions to the Massage, Bodywork and Somatic Therapy Regulations (Grandfathering Provision – N.J.A.C. 13:37-16.2).

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY CECILIA WEST AND DULY SECONDED BY NELSON TUAZON, VOTED TO APPROVE THE REVISIONS TO THE MASSAGE, BODYWORK AND SOMATIC THERAPY REGULATIONS (GRANDFATHERING PROVISION).

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED BY LEO-FELIX JURADO, VOTED TO APPROVE THE REPORT OF THE REGULATION COMMITTEE. THE MOTION CARRIED.

APPEARANCE:

Phyllis Hansell, EdD, RN, FAAN, Dean of Nursing and Dr. Phyllis Russo, representatives from Seton University, School of Nursing gave a detailed and informative presentation regarding the Clinical Nurse Leader Pilot Project. (Handouts were distributed)

The following issues were discussed during the presentation:

Motions passed by AACN

Chronology to date

Models being tested

NJ Partnerships Clinical Nurse Leader Role

CNL Demonstration Project

Goals of the CNL Initiative

Time line

Limitations

OPEN FORUM:

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

Angela Richman, CRNA, New Jersey Association of Nurse Anesthetists – Thanked the Board for its revisions to the APN Rules to include the Grandfathering of CRNAs.

Josephine Sienkiewicz, Director of Education and Clinical Practice of New Jersey Home Health Assembly, thanked George Hebert for the written clarification on the Homemaker Home Health Aides curriculum issues. Ms. Sienkiewicz inquired whether the regulation committee is reviewing the issue of Delegation of Medication.

Carolyn Torre, Director of Practice, New Jersey State Nurses Association, thanked the Board for allowing her to speak on issues regarding the revisions of the APN rules. Ms. Torre inquired about the time line for implementing the revisions of the APN rules.

Alma Saravia, Counsel for the New Jersey Association of Nurse Anesthetists, informed the Board that the Supreme Court would hear on May 3, 2005 their (CRNAs) case appealing the Appellate Division decision limiting the right of CRNAs to practice with all physicians.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY KAREN RODRIGUEZ AND DULY SECONDED BY NOREEN D'ANGELO, VOTED TO GO INTO CLOSED SESSION TO DISCUSS COMPLAINTS AGAINST NURSING PROGRAMS. THE MOTION CARRIED.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY CECILIA WEST, VOTED TO GO INTO OPEN SESSION. THE MOTION CARRIED.

OPEN SESSION RESUMED:

EDUCATION COMMITTEE:

Mercer County Community College
Conditional Accreditation Status Action

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED BY CECILIA WEST, VOTED TO ACCEPT THE CONDITIONAL ACCREDITATION ACTION PLAN OF MERCER COUNTY COMMUNITY COLLEGE. THE MOTION CARRIED.

ADJOURNMENT:

On March 15, 2005 the Regular Open Business Board Meeting was adjourned at 1:40 p.m. The next Regular Open Business Meeting will be held on May 17, 2005.

AFTER DISCUSSION, THE BOARD UPON A MOTION MADE BY KAREN RODRIGUEZ AND DULY SECONDED BY NELSON TUAZON, VOTED TO ADJOURN THE REGULAR BOARD MEETING OF MARCH 15, 2005. THE MOTION CARRIED.

Respectfully Submitted,

Muriel M. Shore
Secretary/Treasurer