

Board of Nursing

March 20, 2001

Regular Open Board Meeting

A meeting of the New Jersey State Board of Nursing was held on March 20, 2001 in the Somerset 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, Elizabeth English, Richard C. Freda, Leo-Felix Jurado, Denise Link, Maris A. Lown, Virginia McKenney, Karen Rodriguez, Dr. Muriel M. Shore, Dr. Eileen Helbig Toughill, and Nelson Tuazon.

ALSO PRESENT

Deputy Attorney(s) General: Gus Lembo, Kathy Rohr, Kathryn Schwed, Patricia A. Polansky, Executive Director, New Jersey State Board of Nursing, George Hebert, Deputy Executive Director, Harriet L. Johnson, Assistant Executive Director, Barbara Byers, Administrative Analyst, Kathryn Schneider, Assistant Executive Director, Massage, Bodywork & Somatic Therapy, New Jersey State Board of Nursing, Bernadette Dudek, Representative from the Director's Office, Division of Consumer Affairs, Charles Manning, Regulatory Analyst, Division of Consumer Affairs.

NOT PRESENT

Board Member(s): M. Catherine Dulio.

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, 2001. A schedule of all 2001 Regular Open Board Meetings to be held during 2001 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 March 20, 2001 Regular Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY KAREN M. RODRIGUEZ AND DULY SECONDED, VOTED FOR APPROVAL OF THE MARCH 20, 2001 REGULAR BOARD MEETING AGENDA WITH ONE AMENDMENT.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Meeting of February 20, 2001.

THE BOARD, UPON A MOTION MADE BY NOREEN D'ANGELO AND DULY SECONDED, VOTED FOR APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF FEBRUARY 20, 2001.

THE MOTION CARRIED.

MARIS A. LOWN - REPORT OF THE PRESIDENT

M. Lown reported. M. Lown continues to serve on: 1.) The Colleagues In Caring Steering Committee. M. Lown, Chairs a Sub-group which is working on the issues regarding Articulation. 2.) M. Lown presented on "Consumer Directive Care" at the National Council State Boards of Nursing Mid-Year Conference 2001 on March 5-8, 2001, in Chicago, IL.

PATRICIA A. POLANSKY - REPORT OF THE EXECUTIVE DIRECTOR

P. Polansky reported. FYI a decision has been made regarding Paid Inactive Licensees- Late Fee Status. After discussion with the Division of Consumer Affairs and the Budget Officer it was determined that the late fee should be charged to those individuals in paid inactive status. This decision was based on the nursing fee schedule. Late renewals in paid inactive status will be charged a \$50.00 late fee. This notification will also be included on any duplicate renewals that are sent out.

* E-mail received from Geri Dickson, Colleagues In Caring, Rutgers College of Nursing, Update on Legislation - Bill Number S-2205. Basically, the Board will be watching all of the developments regarding Colleagues In Caring.

* FYI - The New Jersey Homecare Workforce Shortage Coalition next stage in the process: Task Forces To Implement Initiatives.

* "Handouts/Pass Around" includes: 1.) ONE News - Winter 2001 - A Publication of the Organization of Nurse Executives of New Jersey. 2.) National Council of State Boards of Nursing, Inc. shall be audited by Thomas Havey LLP a Certified Public Accountants and Consultants Firm, and 3.) Presbyterian Division of Nursing, Bloomfield College - 10th Year Accreditation of the Baccalaureate Nursing Program by the Commission on Collegiate Nursing Education.

* On February 26, 2001 National Conference of State Legislatures - State Health Notes - Forum for State Health Policy Leadership.

* Each month P. Polansky will submit information on IOM-Medical Errors to the Board Members. This information will also be used by the Regulatory Review Panel.

* "Communication Packet" includes: 1.) March 8, 2001 correspondence to all Nursing Colleagues RE: Criminal History Background Checks (CHBC) for all Certified Homemaker- Home Health Aides. 2.) New Jersey Board of Nursing Self-Assessment. 3.) **National Council of State Boards of Nursing, Inc. News Release - March 13, 2001 - For Immediate Release - Statement from the National Council of State Boards of Nursing (NCSBN) regarding the Second IOM Report: "Crossing the Quality Chasm: A New Health System for The 21st Century"**. 4.) **E-mail dated March 1, 2001 from Kristin Hellquist - NCSBN - Re: 10M #2 Press Release.** 5.) E-mail dated February 27, 2001 from Geri Dickson, Colleagues In Caring, Rutgers College of Nursing Re: Trenton Testimony. 6.) National Conference of State Legislatures - State Health Notes - Forum for State Health Policy Leadership - February 26, 2001 Volume 22, Number 343 - "Health Workforce Shortages Portend Problems for Baby Boomer Generation". 7.) NJSNA Nurses in the News - The Official Newsletter of the New Jersey State Nurses Association - Volume 31, Number 3 March 2001 - 1.) Proposed Resolution "Addressing the Nursing Shortage", and 2.) New Jersey State Nurses Association - "Nurses In the News" - Eileen Toughill. 8.) Summary: New Jersey State Board of Medical Examiners (BOME) activity: 1.) Old Business: Academy of Ophthalmology First and Second Petitions for Rulemaking - N.J.A.C. 13:35-5. 2.) American Society of Addictive Medicine. 3.) Informational. 4.) Announcements. 5.) Old Business: Presentation by Professor McIntyre PRIME-E (Professional Renewal In Medicine [through] Ethics) 6.) Protocol for New Procedures. 7.) Board of Cosmetology and Hairstyling Proposed New Rule on Glycolic Aid. 8.) Request for Board Representative for American College of Emergency Physicians' Meeting. 9.) Informational - Moratorium - Physician Assistants Sexual Misconduct. 10.) Public Comment. 9.) Maine Nurses Seek Staffing Ratios, Right to Refuse Overtime. 10.) Nurses: Many Believe Quality of Care is Declining. 11.) JCAHO to Test New Approach to

Assessing Staffing Effectiveness. 12.) The Joint Commission's Accreditation Process Improvement (API) Initiatives. 13.) Article(s) from: 1.) *The Star Ledger* - March 6, 2001 - "Nurse Shortage Routs Vets". 2.) *Crain's New York Business* - February 26, 2001 - "New York Area's Largest Hospitals" Note: Hackensack and Saint Barnabas Medical Center. 3.) *State Health Notes* - January 29, 2001 "Pharmaceuticals".

* Directions to the New Jersey Board of Nursing April 17, 2001 Annual Retreat located at the Lambertville House, Lambertville, New Jersey was distributed to Board Members and staff.

* P. Polansky will share the Division of Consumer Affairs report on the National Council of State Boards of Nursing (NCSBN) Mid-Year meeting report at the next Regular Open Business Meeting scheduled for May 15, 2001.

* "Information Salad" - feature stories: 1.) Oregon Death with Dignity Act. 2.) Nursing 2001 Salary Survey. 3.) Advanced Practice. 4.) Characteristics of Medication Errors Revealed. 5.) IBM to Jump on Biotech Bandwagon. 6.) Spa Lifts Fliers with Oxygen Boost. 7.) Jogging Notes. 8.) Good Bye ... or Good Riddance. 9.) Vital Signs. 10.) Fast Facts, and 11.) Web Watch.

* P. Polansky seeks approval for: 1.) P. Polansky - June 10, 11, and 12, 2001 - to attend the Conference in Washington, DC on "Consumer Directed Care". 2.) P. Polansky - March 15, 2001 attended the Practical Nurse Educators Meeting at Passaic County Technical Institute, Wayne, N.J. on "Working The Press: Establishing Better Relations with Your Local Media". 3.) P. Polansky - March 21, 2001 - Speaker - The New Jersey Association of Healthcare Recruiters Annual Meeting - at the Conference Center at the New Jersey Hospital Association, Princeton, N.J. 4.) S. Kelly - April 5, 2001 - Speaker - at the UMDNJ Greystone Park Psychiatric Hospital Greystone Park, N.J. on "Regulation of Nursing Practice in New Jersey". 5.) P. Polansky - May 7, 2001 - To give greetings to the Practical Nurse Educators Council of New Jersey c/o Burlington County Institute of Technology at the Sheraton Four Points Hotel, Cherry Hill, N.J. on "LPNANJ 'Student Day'". 6.) G. Hebert - May 4 or 11, 2001 - "To Review New Test Center Transition from Chauncey to NCS Pearson - National Council of State Boards of Nursing, Chicago. 7.) P. Polansky - Speaker at The Forum on Health Care Leadership's Upcoming Conference, Philadelphia Downtown Marriott - August 17-20, 2001 - on "Harmonizing Care, Cost and Quality: Turning Around the Negative Nineties". 8.) P. Polansky - to attend The 6th Annual Disease Management Congress Conference - October 22-24, 2001 - at the Hynes Convention Center, Boston, Ma. "Creative Ways to Engage and Empower Patients". 9.) K. Schneider - Speaker at the Home Care Work Force Shortage Coalition at the Midpoint Home Care Agency in East Orange, N.J. - April 20, 2001. 10.) K. Schneider - Speaker at the Directors Meeting at the Bayada Nurses, Morristown, N.J. - May 23, 2001.

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

THE MOTION CARRIED.

COMMITTEE REPORTS:

1. INTERVENTION PROGRAM TASK FORCE COMMITTEE

M. Shore reported. J. Cole, Director of the Intervention Program Task Force has been on an extensive orientation process and has completed an enormous outreach on the proposed Intervention Program, which consists of: 1.) Fifteen (15) meetings with the New Jersey State Nurses Association including the Pearson's Program. 2.) A total of 5 meetings with the Organization of Nurse Executives of New Jersey. 3.) Twenty-five (25) meetings and/or telephone conversations with individual nurses and administrators. 4.) Thirty (30) meetings and telephone contact with individuals in the Recovery Community who are supportive of the program.

J. Cole also met with Terri O'Connor at the Department of Drug and Alcohol Services, William Roeder, Executive Director, Board of Medical Examiners, Bill Kane at the Lawyers Assistive Program, Dr. Baxter at the Physician Health Program. In addition, J. Cole visited three (3) Intervention Programs located in North Carolina, Florida, and Virginia, and also visited four (4) treatments that programs with a specialty in treating professionals.

J. Cole had developed educational models and presented at two colleges and four hospitals, has provided consultation to hospital administrators on current reporting guidelines, and has provided consultation to the Deputy Attorneys General on the return to work orders.

J. Cole has also developed a questionnaire to gather information about treatment programs.

M. Shore reported that the Board of Nursing will be conducting a series of educational forums on "Impaired Practice in Health Professionals" with an emphasis on the disease of addiction and addiction management/treatment. The series will be held on the following dates: 1.) March 20, 2001 - The Disease of Addiction - Edward Redding, Assistant Director, PHP Medical Society of N.J. 2.) May 15, 2001 - Treatment for Impaired Professionals - Margaret Jarvis, MD, Marwerth. 3.) June 19, 2001 - Assessment for Safety to Practice - Janice Buttler, RN, APN, C. 4.) July 17, 2001 - Return to Practice - Barbara Taylor, MSN, ARNP, CAP Clinical Manager, Intervention Project. Each topic will be presented over lunch from 12:00 p.m. to 1:30 p.m. at the New Jersey Board of Nursing Regular Open Business Meetings.

M. Shore acknowledged and thanked the Intervention Program Task Force Committee: Board Member: Virginia McKenney, Deputy Attorney(s) General: Kathryn Schwed, and August Lembo, Assistant Executive Director, Harriet Johnson, Representative from The State Nurses Association: Ruth Gage, and Wanda Marra, former member of the Department of Health and former member of the Board of Nursing. The Task Force has concluded its work and has been dissolved.

M. Lown thanked M. Shore for her detailed report.

2. BUDGET & FINANCE COMMITTEE:

No report.

3. EDUCATION COMMITTEE:

L. Jurado reported. The Nursing Education Committee met on March 13, 2001.

* The Nursing Education Committee conducted an orientation program for Deans and Directors from: 1.) Burlington County Institute of Technology. 2.) Monmouth County Vocational School District. 3.) Thomas Edison State College, and 4.) NJDOE-OSCCI.

*** Issue: Union County College Practical Nurse Program Site Visit**

G. Hebert and B. Byers reported on their February 6, 2001 site visit. Based on the findings of the site visit, the following recommendations are presented:

Recommendations:

1. In achieving program outcomes, re-evaluate the requirements for student promotion, and consider limiting the repeat of nursing courses to one time, consistent with recommendations for the school faculty, students and nursing consultants. (N.J.A.C. 13:37-1.17(c)).
2. In achieving program outcomes, re-evaluate the faculty workload and provide the number of faculty required in relation to the number of students enrolled in the nursing program. (N.J.A.C. 13:37-1.11(a)1,3).
3. On or before May 1, 2001, the nursing program submit a written action plan with a time line demonstration how the consultant's recommendations will be implemented as part of the school's systematic plan of program evaluation. (N.J.A.C. 13:37-1.12(a)7).
4. In achieving compliance with the Board's requirement for graduates' performance on the NCLEX-PN, the college

provide full release time for the Program Director to maximize her leadership effectiveness in program development and evaluation. (N.J.A.C. 13:37-1.7(c)).

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE THE FOLLOWING RECOMMENDATIONS: 1.) IN ACHIEVING PROGRAM OUTCOMES, RE-EVALUATE THE REQUIREMENTS FOR STUDENT PROMOTION, AND CONSIDER LIMITING THE REPEAT OF NURSING COURSES TO ONE TIME, CONSISTENT WITH RECOMMENDATIONS FOR THE SCHOOL FACULTY, STUDENTS AND NURSING CONSULTANTS. (N.J.A.C. 13:37-1.17(C)). 2.) IN ACHIEVING PROGRAM OUTCOMES, RE-EVALUATE THE FACULTY WORKLOAD AND PROVIDE THE NUMBER OF FACULTY REQUIRED IN RELATION TO THE NUMBER OF STUDENTS ENROLLED IN THE NURSING PROGRAM. (N.J.A.C. 13:37-1.11(A)1,3). 3.) ON OR BEFORE MAY 1, 2001, THE NURSING PROGRAM SUBMIT A WRITTEN ACTION PLAN WITH A TIME LINE DEMONSTRATION HOW THE CONSULTANT@S RECOMMENDATIONS WILL BE IMPLEMENTED AS PART OF THE SCHOOL@S SYSTEMATIC PLAN OF PROGRAM EVALUATION. (N.J.A.C. 13:37-1.12(A)7), AND 4.) IN ACHIEVING COMPLIANCE WITH THE BOARD@S REQUIREMENT FOR GRADUATES@ PERFORMANCE ON THE NCLEX-PN, THE COLLEGE PROVIDE FULL RELEASE TIME FOR THE PROGRAM DIRECTOR TO MAXIMIZE HER LEADERSHIP EFFECTIVENESS IN PROGRAM DEVELOPMENT AND EVALUATION. (N.J.A.C. 13:37-1.7(C)).

*** Issue: Guidelines for Externship Program**

It was reiterated that the Board does not provide guidelines, since they are not enforceable. Hence the 1986 guidelines will no longer be used to direct the development, implementation and evaluation of Nurse Externship programs.

Healthcare agencies do not need to inform the Board of any plans to implement Nurse Extern Programs, nor do they need to forward to the Board any list of attendees or program evaluations at the end of such programs.

Healthcare agencies have the right and responsibility to implement responsible Nurse Extern Programs, without the Board of Nursing's oversight.

The Board of Nursing will draft a letter regarding the Guidelines for Externship Program and Board's clarification of externship as an Unlicensed Assistive Personnel for a general mailing.

*** Issue: Nurse Internship Program**

Nurse Internship Programs can be developed only for Registered Nurses and not Graduate Nurses, since the Graduate Nurse category no longer exists as a category of nurse permitted to work.

*** Issue: Annual Report Format**

The Nursing Education Committee is continuing to work on the refinement of the tool.

*** Issue Russian (Eastern Block) Immigrant Nurses**

A request was made to the Nursing Education Committee by the Career Improvement Consulting, Inc. located in White Plains, New York to review a situation perceived by their clients as an insurmountable problem. They are advocating for a group of clients who have been educated in eastern block countries as technically non-nurses (nurse midwives, physician assistants and physicians). The contention however, is that nursing is part of everyone@s basic curriculum and that the first step to becoming a physician is by becoming a nurse.

CGFNS (Commission on Graduates of Foreign Nursing Schools) staff does not hold the same perception of the eastern block education system. Their contention is that although a large number of disciplines are educated in a given school, with any mix of students (i.e. nurse, midwife, physician) sitting in any number of classes. The graduates come from one of a variety of defined tracks. "Nurse", happens to be one of such discrete tracks.

Currently, the above consulting firm is identifying that a special 4-month curriculum (6 day/week; 8 hours/day) has been developed by the Russian Minister for Health, which parallels an Associate Degree curriculum in the United States. CGFNS staff is aware of this, but has not received formal communication from the Russian Minister of Health regarding this. CGFNS staff will follow up on this and keep the New Jersey Board of Nursing apprised of the situation and implications.

4. LEGISLATIVE REVIEW PANEL:

K. Schneider reported. The Legislative Review Panel reviewed the following:

* **Assembly Bill 3218** - Sponsor: Blee & Vandervalk. Introduced February 15, 2001. This bill provides Medicaid coverage for certain breast and cervical cancer-related treatment services for presumptively eligible persons under federal law. **Position - Support.** Comment(s): 1.) The bill is clear about the eligibility criteria - it details the state Medicaid funding. 2.) Need to add on pg. 8 of 12 "physicians and advanced practice nurses", and 3.) The Board questions why there are certain settings excluded, such as home care, non-hospital clinics and psychological counseling centers.

* **Senate Bill 2140** - Sponsor: Codey & Vitale. Introduced February 15, 2001. This bill increases membership of Drug Utilization Review Board to include two advanced practice nurses. **Position - Support.** Comment(s): 1.) The bill increases Board membership to 17 members and absolutely should include a least 2 Advanced Practice Nurses, and also a public member.

* **Senate Bill 2170** - Sponsor: Turner. Introduced February 26, 2001. This bill requires designated employees trained in the use of defibrillators to be available for high school athletic events; appropriates \$1.2 million. **Position - Support.** Comment(s): 1.) Good public policy; it is also positive that there are monies appropriated. 2.) The bill should also allow the Education Association to work out the final details.

* **Senate Bill 2107** - Sponsor: Allen & Ciesla. Introduced February 15, 2001. This bill establishes diabetes public awareness campaign in the Department of Health and Senior Services; appropriates \$75,000. **Position - Support.** Comment(s): 1.) Diabetes is a major illness; the Board believes the bill to be well written. 2.) The bill is excellent public policy and would provide appropriate diabetes awareness; this bill should demonstrate improved outcomes and ultimately reduce costs overall.

* **Senate Bill 2176** - Sponsor: Cardinale & Sinagra. Introduced February 26, 2001. This bill provides for prompt notification to health care licensing boards when health care practitioner suspected of injuring a patient or suspected of other wrongdoing. **Position - Support.** Comment(s): 1.) The intent of the bill is clear - the health care boards want to know if a practitioner is suspected of causing any patient injury/harm or death and that this suspicion be reported in a timely manner. 2.) Legislation mandating reporting to respective health care boards may lessen the incidence where no one reports to the appropriate health care board; the bill makes it an obligation to report. 3.) Noted: In addition to information regarding patient injury or death, the bill also includes reporting information to the health care boards regarding a practitioner who is convicted of drunk driving or criminal charges while intoxicated.

* **Senate Bill 1372** - Sponsor: Bennett & Allen. Introduced May 25, 2000. This bill revises procedure for self-administration by school pupils of medication for asthma, appropriates \$344,000. **Position - Monitor for more information.**

THE BOARD, UPON A MOTION MADE BY RICHARD FREDA AND DULY SECONDED, VOTED TO APPROVE THE RECOMMENDATIONS OF THE LEGISLATIVE REVIEW PANEL.

THE MOTION CARRIED.

5. NURSING PRACTICE COMMITTEE

N. Tuazon reported. On February 20, 2001, Robin Begley, R.N., M.S.N., Chair, Quality Patient Care Advisory

Committee, New Jersey Hospital Association, Chief Nurse Executive, Atlantic City Medical Center, and Catherine Cardea, R.N., M.S.N., Director of Professional Practice and Quality Initiatives of the New Jersey Hospital Association, discussed with the committee Perspectives on Safe Patient Care including: 1.) **AHA Initiatives** - State Association Medication Safety Liaisons, Patient Safety Organizational Assessment, Hospital Executive Self Assessment. 2.) **DHSS Quality Improvement Advisory Committee** - 8:43G-27.6 Assist in details of reporting performance measurement - Patient Safety Indicators (injury rate, medication process errors, skin integrity, nosocomial infections) information gathering. 3.) **Accountability and Health Safety Committee** - Research, Technology and Education. 4.) **HRET** - Quality Initiatives, Vision: collaboratively use data, Peer Review Protected System. 5.) **JCAHO Patient Safety** - New Standards; Sentinel Events/Alerts. 6.) **Restraints (HCFA/ JCAHO)** - New Standards 2001. 7.) **Individual Hospital Safety Initiatives** - Medication Variance Reduction. 8.) **Falls Benchmarking**.

*** Issue: Medical Discharge Summaries**

Regarding Capital Health System, Pat Cavanaugh, R.N., M.S.N., Vice President of Patient Services questioned: 1.) May a registered nurse do the medical discharge summaries for patients who have been or will be discharged from a hospital?

Informational:

1. The issue, as posed above, does not address a host of possible variables. Therefore, in addressing this issue, certain assumptions were made by the Nursing Practice Committee: (a.) There is a distinction between a "medical discharge summary" and a "nurse discharge summary." There is no issue presented that a nurse may do "nurse discharge summaries." (b.) The "medical discharge summary" at issue would include a "medical diagnosis", a medical interpretation of diagnostic findings and a medical treatment plan. (c.) There is no significant physician direction which would be given to the nurse with respect to each individual patient and the contents of that patient's medical discharge summary. (d.) The nurse who would be doing the medical discharge summary is a Registered Nurse, but not an Advanced Practice Nurse certified as such by the Board in New Jersey.

2. Traditionally, and under current Standards of Nursing Practice, a Registered Nurse would not do a "medical discharge summary" with the elements described above.

3. N.J.A.C. 10:54-2.11 is a rule within the chapter of rules promulgated by the New Jersey State Department of Human Services, outlining the policies and procedures of the New Jersey Medicaid Program for a physician who prescribes, provides directly, or personally directs medically necessary health services to Medicaid recipients. That regulation provides: "When a inpatient is discharged from the hospital to the care of another medical facility (such as a nursing facility or a community home care agency), a legible discharge and medical summary shall be prepared and signed by the attending physician." While this rule is not determinative, as it only deals with Medicaid recipients and, even for Medicaid recipients, apparently it is not applicable to a patient discharged to home without any services such as visiting nurse services. The rule does give some guidance as to what one governmental agency believes to be the appropriate policy and procedures.

4. Nurses are encouraged to urge New Jersey health care facilities to formulate Nursing Practice Committees to address facility nursing practice issues using facility nursing care policies and procedures and other tools such as N.J.S.A. 45:11-23 et seq., N.J.A.C. 13:37-6.1 et seq. and the Algorithm for Determining Appropriate Nursing Practice and for Making Delegation Decisions.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED FOR APPROVAL UNDER THE CIRCUMSTANCES PRESENTED TO THE BOARD THAT, IT IS IMPERMISSIBLE FOR A REGISTERED PROFESSIONAL NURSE TO DO A HOSPITAL MEDICAL DISCHARGE SUMMARY FOR A PATIENT DISCHARGED TO ANOTHER MEDICAL FACILITY OR TO HOME AS IT MAY CONSTITUTE AN ACT OF PROFESSIONAL MISCONDUCT PURSUANT TO N.J.S.A. 45:1-21(e).

THE MOTION CARRIED.

*** Issue: Delegation of Telephone Orders to LPN@s in Acute Care Facilities.**

Informational:

This issue was raised by the Licensed Practical Nurses Association of New Jersey. The Nursing Education Committee agreed that this is a nursing delegation issue which the Registered Professional Nurse may decide pursuant to the parameters of N.J.A.C. 13:37-6.2, Delegation of Selected Nursing Tasks.

THE BOARD, UPON A MOTION MADE BY EILEEN HELBIG TOUGHILL AND DULY SECONDED, VOTED TO RETURN ISSUE OF @DELEGATION OF TELEPHONE ORDERS TO LICENSED PRACTICAL NURSES IN ACUTE CARE FACILITIES@ BACK TO THE NURSING PRACTICE COMMITTEE.

THE MOTION CARRIED.

6. REGULATORY REVIEW TASK FORCE:

M. Lown reported. The Regulatory Review Task Force Committee met on March 13, 2001.

The Regulatory Review Task Force Committee is focusing on delegation and the delegatory clause.

UNFINISHED BUSINESS:

C. Manning, Regulatory Analyst, Division of Consumer Affairs presented the following for review and discussion:

*** SUBCHAPTER 6. DELEGATION AND SUPERVISION - UPDATE:**

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO RECODIFY N.J.A.C. 13:37-6.3 AND 6.4 AS N.J.A.C. 13:37-8.1 AND 8.2 SO THAT SUBCHAPTER SIX WILL SOLELY DEAL WITH DELEGATION.

THE MOTION CARRIED.

*** 13:37-6.5 SEXUAL MISCONDUCT - UPDATE:**

THE BOARD, UPON A MOTION MADE BY DENISE LINK AND DULY SECONDED, VOTED TO ACCEPT THE REGULATION 13:37-6.5 SEXUAL MISCONDUCT WITH ADDITIONS AS SUGGESTED.

THE MOTION CARRIED.

A. Lembo, Deputy Attorney General, Division of Law presented the following for review and discussion:

*** JUVENILE JUSTICE COMMISSION - UPDATE:**

THE BOARD, UPON A MOTION MADE BY EILEEN HELBIG TOUGHILL AND DULY SECONDED, VOTED FOR APPROVAL AS A CONTINUED PILOT PROGRAM, THE TRAINING AND EDUCATION PROGRAM CONDUCTED FOR N.J. JUVENILE DETENTION ASSOCIATION FOR EMPLOYEES IN COUNTY JUVENILE DETENTION FACILITIES, PROVIDED, HOWEVER, THAT THE PROGRAM BE REVISED AS MAY BE APPROPRIATE TO SEEK FINAL APPROVAL FROM THE BOARD NO LATER THAN SEPTEMBER 2001.

THE MOTION CARRIED.

*** DEPARTMENT OF EDUCATION PROPOSED RULE - RE: PROGRAMS TO SUPPORT STUDENT DEVELOPMENT INCLUDING REFERENCES TO SCHOOL NURSES:**

A. Lembo, Deputy Attorney General reported. The New Jersey Board of Nursing addressed written comments to the Department of Education regarding the Department's Proposed Rule concerning Programs to Support Student Development and related rules. The Board noted its concern that the definition of "school complex" is formulated so that certified school nurses will be able to effectively delegate and supervise in compliance with the Nursing Board's rule on delegation, N.J.A.C. 13:37-6.2. The Board comments also addressed other parts of the proposed rules, and the Nursing Board indicated it may make additional comments after further review. P. Polansky stated that the Department of Education had acknowledged receipt of the Nursing Board's comments.

A. Lembo will be reviewing with the Board and Board staff their comments and recommendations.

P. Polansky announced K. Schneider, professional staff is a newly certified school nurse.

APPEARANCES:

1. PHYSICIAN HEALTH PROGRAM, MEDICAL SOCIETY OF NEW JERSEY:

J. Cole welcomed and introduced Edward G. Reading, Assistant Director, PHP, of the Medical Society of New Jersey, Lawrenceville, New Jersey.

* E.G. Reading, Assistant Director, PHP, of the Medical Society of New Jersey presented a brief video on "The Neurobiology of Alcoholism Simplified".

* E.G. Reading outlined the following issues on the Summary of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders (DSM-IV) Diagnostic Criteria, which consist of: 1.) DSM-IV Criteria for Substance Dependence. 2.) DSM-IV Criteria for Substance Abuse, and 3.) DSM-IV Criteria for Substance Withdrawal.

OPEN FORUM:

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

ADJOURNMENT:

On February 20, 2001 the Regular Open Board Meeting was adjourned at 1:30 p.m. The next Regular Open Business Meeting will be held on May 15, 2001.

Respectfully submitted,

Maris A. Lown
President



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