

**NEW JERSEY STATE BOARD OF NURSING
MINUTES
REGULAR OPEN BOARD MEETING
JULY 18, 2006**

A meeting of the New Jersey State Board of Nursing was held on July 18, 2006 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Nelson Tuazon, Board President, called the meeting to order at 9:30 a.m.

ROLL CALL

BOARD MEMBERS PRESENT:

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

ALSO PRESENT:

George J. Hebert, Executive Director
Barbara Byers, Administrative Analyst
Carol Onajide, Education Program Development Specialist
Darlene Lapola, Deputy Attorney General
Kathryn Schwed, Deputy Attorney General (for limited purposes)
Charles Manning, Regulatory Analyst, (for limited purposes)
Michele Carroll, Manager, (for limited purpose)

BOARD MEMBER(S) EXCUSED ABSENCE:

Sara Torres

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 21, 2005. A schedule of all 2006 Regular Open Board Meetings to be held during 2006 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 July 18, 2006: Reading and Approval with amendments:

Add under correspondence: June 20, 2006, letter from Ruben Fernandez, MA, RN, Vice President, Patient Care Services, Palisades Medical Center regarding the support of the Hispanic-nursing program that will be held at HoHoKus School of Nursing.

After discussion the Board, upon a motion made by Noreen D'Angelo and duly seconded by Constance Wilson, voted to approve the Regular Board Meeting Agenda of July 18, 2006 with amendments. The motion carried.

MINUTES:

Open Regular Board Meeting Minutes of June 20, 2006 with amendments: Reading and Approval

Page 2 - President's report – information regarding the New Jersey State Nurses Association resolution.

Page 3 – Correspondence #2 – provide additional information on the National Nurse Newsletter.

Page 4 – letter (h) – revised the information regarding the email from Martha Pollack to clarify the question from Cumberland County College.

Page 11 – Open Forum – revised comments made by Carolyn Torre, New Jersey State Nurses Association regarding the resolution that was passed.

After discussion the Board, upon a motion made by Ronald H. Carr and duly seconded by Constance Wilson, voted to approve the Regular Board Meeting Minutes of June 20, 2006 as amended. The motion carried.

REPORT OF THE BOARD PRESIDENT – NELSON TUAZON:

The Alternative to Discipline Program held two public conferences on the following days: Friday, June 23, 2006 at 10:00 a.m., in the Morris Conference Room on the 6th Floor in Newark, NJ. Monday, June 26, 2006 at 12:00 noon at the Justice Complex in Trenton, NJ.

The report from the public conferences will be made available upon request. There were several presenters at the conferences and they are all in favor of the program. The Board will look into the funding of the program.

Nelson Tuazon and George J. Hebert will be attending the National Council State Boards of Nursing Annual meeting from August 1-4, 2006, which will be held in Salt Lake City, Utah.

The Nurse Constituency Group will be meeting in the fall of 2006 to give an update on the activities of the group. Mr. Tuazon participated in a dial in NCSBN teleconference regarding testing sites for NCLEX and the issue of security while extending testing sites outside of the US. Mr. Tuazon congratulated Leo-Felix Jurado, Board Member on being the newly elected President of the Philippine Nurses Association of America.

REPORT OF THE EXECUTIVE DIRECTOR – GEORGE HEBERT:

George J. Hebert reported that:

A brief summary of the monthly report regarding renewal 2006. Online renewal and paper renewal. The summary included new applications for nurses and certified homemaker home health aides, along with active, inactive and reinstatement applications. Letters regarding lapsed licenses will go out to nurses who have not renewed their licenses for 2006. Due to the Government shut down for the week of July 3, 2006, the Division of Consumer Affairs extended the renewal process until July 7, 2006.

CORRESPONDENCE:

June 22, 2006, letter from Gloria Damgaard, Chair, NLCA, regarding criminal background checks and the Nurse Licensure Compact (NLC). June 29, 2006, memo from Francis Gerbasi, CRNA, PhD, Director of Accreditation and Education regarding Council on Accreditation Reports of Actions. July 12, 2006, letter from Ruben Fernandez, MA, RN, Vice President, Patient Care Services, Palisades Medical Center regarding the support of the Hispanic-nursing program that will be held at HoHoKus School of Nursing. Assembly Bill 3063 – concerns meeting notices and minutes requirements of Open Public Meetings Act.

COMMITTEE REPORTS:

1. EDUCATION COMMITTEE: - Leo-Felix Jurado, Chairman

Leo-Felix Jurado reported: Session I of the June 27, 2006 Meeting Report

1. Correspondence:

May 24, 2006, Dr. Rafael Castilla, MD, Corporate Director of Education, Eastwick Colleges HoHoKus Schools.
Re: Request to start a Bilingual Practical Nursing Program for Spanish speaking students. The program will be lengthened to assist with ESL needs and progress to all English speaking courses prior to completion of the program. After review and discussion regarding this innovative submission the Committee had several questions regarding the initial testing of the applicants English language skills; texts; tuition costs; syllabi, etc.

The Committee requested staff to contact Dr. Castilla MD, and arrange for representatives from HoHoKus to meet with the Committee at the next Education Committee meeting.

Outcomes of a Survey of Boards of Nursing Regarding the Use of High-fidelity Patient Simulators in Nursing Education Programs, from Wendy M. Nehring RN, PhD, Re: FYI, Results of the Survey.
Wendy Nehring, PhD, RN conducted a survey of all the states of which (44) responded and also the District of Columbia and Puerto Rico. The survey was to examine regulations regarding the use of simulation.

Monitoring Profit-Making Colleges

Re: FYI, New York Regents declared a moratorium on new commercial colleges after implications of fraud and absorbing higher amounts of aid.

May 10, 2006 NCSBN from Michelle Reynolds Data Integrity Associate, NCLEX Examinations
Re: FYI, Nursing Schools subscribing to NCLEX Program Reports The cost is \$300 annually for RN programs and \$200 for PN programs.
NCSBN will be contacted for brochures to be distributed to the nursing programs.

May 22, 2006 Legislative Network for Nurses

Re: FYI, Maryland to open its first Doctor of Nursing Practice

Re: FYI, Award for Baccalaureate Education with a focus on Geriatric Nursing

June 8, 2006 NCSBN, Nancy Spector

Re: FYI, Kentucky Community and Technical College and the International University of Nursing, St. Kitts, have developed a cooperative agreement. Students will complete 33 credits at St. Kitts and then finish an additional 39 credits in the Associate Degree Program in Kentucky to receive an Associate in Applied Science Degree.

Journal of Nursing Scholarship, Second Quarter 2006, Adelaida Zabalegui, et.al.

Re: FYI, The Bologna Process. In Europe there is vast diversity in nursing education and most countries do not require an entrance exam such as NCLEX. Via the Bologna Process the BSN with required courses and competencies will be the entry level into nursing, eliminating the (3) year diploma program.

The Journal for Nurse Practitioners, Volume 2, Issue 5, May 2006, Carolyn Buppert, CRNP, JD. Re: FYI, Matching Area of Practice to Certification because presently certification exams do not exist for all the specialties where APNs are employed.

Email from NLNAC requesting completion of a survey about changing the educational requirement of a faculty of LPN programs from MSN to a BSN. FYI, Pursuant to 13:37-1.7 (b) 4. A bachelor's degree with a major in nursing is required for LPN faculty.

Email from Kansas State Board of Nursing seeking information regarding preceptors. Staff will respond as per N.J.A.C. 13:37 1.10 (b) 6.

TOEFL Optional Score Reporting Services

FYI: Informational

Renewal of Accreditation: Helene Fuld School of Nursing The submission requires revisions and clarification.

Leo-Felix Jurado reported: Session II of the June 27, 2006 Meeting Report

1. Correspondence:

May 30, 2006, Wahrenberger, Pietro, & Sherman LLP Counselors at Law

Re: Notification that Mr. Vilaire Duroseau, Program Director, Caribbean Technical School is being terminated.

Email was sent to LWD and DOE regarding this since he is also the owner as per their records.

May 30, 2006, S. Lipat, Director, Practical Nursing Program, MicroTech Training Institute Re: Last student

graduates June 2, 2006. A letter will be sent requesting further documentation regarding compliance with

N.J.A.C. 13:37-1.3 (e).

c. June 2, 2006, Victor Mungai, Former Owner and CEO of Merit Technical Institute

Re: Notification that he is no longer the owner of Merit Technical Institute. The new Owners are Danie Sandi,

and Winniefred Kamunge. Information was also received from the Department of Labor and Workforce

Development regarding a potential change in ownership.

June 8, 2006 Email from The Center for Allied Health and Nursing Education

Re: The completion date for the initial self-study revisions.

New Nursing Programs (Appearances)

a. Metropolitan Learning Institute School of Nursing and Allied Health

Revised Part I

The Education Committee reviewed part I of Metropolitan's application to open a practical nursing program. Based on its review the Committee requested clarification/revision, which was submitted.

After discussion the Board, upon a motion made by Leo-Felix Jurado and duly seconded by Constance Wilson, voted to approve the preliminary application of Metropolitan Learning Institute School of Nursing and Allied Health for the establishment of a new Practical Nursing Program be granted preliminary permission to pursue development of part II of their Practical Nursing program application. The motion carried.

b. New Jersey City University, Part I

The Education Committee reviewed part I of New Jersey City University's application to open a Generic, Accelerated, Second Degree, BSN Program. Based on its review the Committee requested clarification/revision, which was submitted.

After discussion the Board, upon a motion made by Leo-Felix Jurado and duly seconded by Constance Wilson, voted to approve the preliminary application of New Jersey City University for the establishment of a new Generic, Accelerated, Second Degree BSN Program be granted preliminary permission to pursue development of part II of their, Accelerated, Second Degree BSN program application. The motion carried.

3. New School Reviews

The Education Program Development Specialist reviewed the submissions from the following schools, all of which required clarification/revision prior to meeting with the Committee.

Camden County College, Part II

The Universal Training Institute, Part I

PC Tech, Part II

Sierra Allied Health Academy, Part II

4. Accreditation:

a. Center for Allied Health and Nursing Education

After discussion the Board, upon a motion made by Leo-Felix Jurado and duly seconded by Constance Wilson, voted to grant the Center for Allied Health & Nursing Education Accreditation for eight (8) years. The motion carried.

b. Union County College of Nursing

After discussion the Board, upon a motion made by Leo-Felix Jurado and duly seconded by Irma Lupia, voted to grant the Union County College of Nursing Accreditation for eight (8) years. The motion carried.

The Board upon a motion made by Karen Rodriguez and duly seconded by Irma Lupia, voted to approve Sessions I and II of the June 27, 2006 Education Committee Report. The motion carried.

2. REGULATION COMMITTEE:

Sara Torres Reported: The Committee met on June 27, 2006

OLD BUSINESS:

Alternative to Discipline:

The Committee discussed the Informal Conferences, held on June 23 and 26, 2006 for input regarding implementation of the Alternative to Discipline Statute and Regulations. Karen Moosvi shared feedback with the Committee regarding the Informal Conferences. Charles Manning agreed to prepare a report for the Committee when the transcripts are received from the Informal Conferences. The Committee agreed to recognize RAMP as a Provider of Monitoring Services, which will supplement the Board's Alternative to Discipline Monitoring Program. George Hebert discussed with the Committee the issue of the administrative fees for the Board's Monitoring Program. Sources of fees might be an increase in licensing fees or a licensee surcharge. The Committee requested information from other State Boards of Nursing regarding their sources of funding for the administrative fees for their Alternative to Discipline Programs. The Committee also requested a draft budget for the Alternative to Discipline Program, and a cost per unit analysis for the fees of other State Boards. The fee structure for the Alternative to Discipline Program will be discussed at the next available Committee Meeting.

After discussion the Board, upon a motion made Patricia Ann Murphy and duly seconded by Noreen D'Angelo, voted to approve the Recovery and Monitoring Program as a monitoring program for the Alternative to Discipline Program. The motion carried.

Certified Homemaker-Home Health Aides:

The Committee reviewed revisions to Subchapter 14, Certified Homemaker-Home Health Aide made during the May 23, 2006 meeting. The Committee made new changes to N.J.A.C. 13:37-14.10, application for Homemaker-Home Health Aide certification to reflect the process for using conditional work certificates.

Time Frame between Finishing Education and Applying for licensure:

The Committee decided not to take action on this issue.

Paid Inactive APN Certification Fee, Non-Paid Inactive APN Certification:

The Committee discussed an APN Paid Inactive Certification Fee of \$80.00. This issue will be discussed further at the next available Committee Meeting.

5. Correspondence:

January 2006, State Policy in Practice, Community Living Exchange, Washington's Nurse Practice Policies for

Home and Community Living by Dr. Susan C. Reinhard and Heather Young. This material was provided as information to the Committee.

After discussion the Board, upon a motion made by Leo-Felix Jurado and duly seconded by Patricia Ann Murphy, voted to approve the Regulation Committee Report of June 27, 2006. The motion carried.

OPEN FORUM:

Nelson Tuazon asked the public to share with the Board of Nursing any concerns, issues or questions:

Joanne Cole, Executive Director, RAMP, thanked the Board of Nursing for approving the Alternative to Discipline Program.

Patricia Hunt, RN, Home Care Association of New Jersey, commented on the Delegation of Administration of Medication for Certified Homemaker Home Health Aides. Ms. Hunt stated that agencies should be making the decision to which the course should be provided.

The Board, upon a motion made by Irma Lupia and duly seconded by Ronald H. Carr, voted to go into closed session for the purpose of discussing complaints against nursing programs. The motion carried.

ADJOURNMENT:

On July 18, 2006, the Regular Open Business Meeting was adjourned at 12:05 p.m. The next Regular Open Business Meeting will be held on September 19, 2006.

After discussion the Board, upon a motion made by Ronald H. Carr and duly seconded by Constance Wilson, voted to adjourn the regular Board meeting of July 18, 2006 at 12:05 p.m. The motion carried.

Respectfully Submitted,

Nelson Tuazon
Board President