

**NEW JERSEY STATE BOARD OF NURSING
MINUTES
OPEN BUSINESS MEETING
OCTOBER 16, 2007**

A meeting of the New Jersey State Board of Nursing was held on October 16, 2007 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Leo-Felix Jurado, Board President, called the meeting to order at 9:10 a.m.

ROLL CALL

BOARD MEMBERS PRESENT:

Noreen D'Angelo Virginia McKenney
Marietta Cahill Patricia Ann Murphy
Avery Hart Karen Rodriguez
Leo-Felix Jurado Sara Torres
Irma Bojazi Constance Wilson

ALSO PRESENT:

George J. Hebert, Executive Director
Barbara Byers, Administrative Analyst
Carol Dunning, Education Program Development Specialist II
Margaret Howard, Field Representative
Darlene Lapola, Deputy Attorney General
Charles Manning, Regulatory Analyst (limited purpose)

BOARD MEMBER(S) EXCUSED ABSENCE:

Shivani Nath

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 27, 2006. A schedule of all 2007 Regular Open Board Meetings to be held during 2007 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.

ANNOUNCEMENT:

President Jurado announced that as of October 5, 2007 Mary Sibley has resigned her position as a Board Member.

AGENDA:

Open Regular Board Meeting Agenda of October 16, 2007: Reading and Approval with amendments:

Add under new business: 1) to discuss LPN issues. 2) NCSBN Visit.

After discussion the Board, upon a motion made by Noreen D'Angelo and duly seconded by Constance Wilson, voted to approve the Regular Open Board Meeting Agenda of October 16, 2007 as amended. The motion carried.

MINUTES:

Open Business Meeting Minutes of September 18, 2007: Reading and Approval:

After discussion the Board, upon a motion made by Karen Rodriguez and duly seconded by Patricia Murphy, voted to approve the Regular Open Board Meeting Minutes of September 18, 2007. The motion carried.

REPORT OF THE BOARD PRESIDENT – LEO-FELIX JURADO:

Leo-Felix Jurado reported that:

Seeking approval: October 11, 2007 - Leo-Felix Jurado attended a Summit on the Educational Advancement of the Nursing Profession at the Thomas Edison State College.

After discussion the Board, upon a motion made by Noreen D'Angelo and duly seconded by Constance Wilson, voted to approve the appearances of the Board President. The motion carried.

New Jersey State Nurses Association and the Organization of Nurse Executives sponsored the Educational Advancement of the Nursing Profession Summit. The topic of the Summit was Senate Bill 2529 requiring newly licensed registered professional nurses to obtain baccalaureate degrees in nursing within ten years of initial licensure. There were various organizations represented at the meeting with some who spoke in support and others who spoke against Senate Bill 2529.

ANA Smart Brief:

Mobile IT users might increase exposure to infection risk. Users of mobile devices can increase the risk of spreading infections. Morale Distress. Morale distress can impact the quality of work life for registered professional nurses. The moral distress can be caused by factors e.g. the nursing staff shortages associated with budget constraints, which affects 1 out of 3 nurses and can lead to job dissatisfaction. New legislation is being considered that would permit medical professionals, who are not licensed in a state during an emergency, to receive quick authorization to provide their professional services. Health literacy problems are linked to higher mortality rate. Almost one quarter of patients older than 55 were deemed medically illiterate based on a study that test their ability to understand medical information, including appointment slips, patient's instructions and prescription labels. Lower Nursing Educator pays worsens the Nursing Shortage. Nursing school faculty salaries, which start at lower levels than entry-level nurse salaries in most medical settings, are viewed as the key factor in the continued nursing shortage.

After discussion the Board, upon a motion made by Marietta Cahill and duly seconded by Irma Bojazi, voted to approve the report of the Board President. The motion carried.

REPORT OF THE EXECUTIVE DIRECTOR – GEORGE J. HEBERT:

George J. Hebert as follows:

Monthly statistics reports for September 2007 were distributed at the meeting:

License Type	Newly Licensed	Active	Inactive
Advanced Practice Nurse	20	3,841	676
Forensic Nurse – CSA	11	265	9
Homemaker – HHA	294	39,028	1,171
Licensed Practical Nurse	199	21,457	1,569

Massage Therapists	35	979	4
Registered Prof. Nurse	215	108,997	9,952

2007 CHHA renewal – second month of the renewal period. The CHHAs are being encouraged to renew online. The end of the renewal is November 30, 2007 and a renewal update will be provided at the next board meeting.

Attendance at workshops. The Division of Consumer Affairs is looking critically at requests by any board members or staff for attendance at any meetings outside of the Board office.

Staffing issues. The Board of Nursing continues to lose key employees. The Division of Consumer Affairs will be meeting to discuss staffing problems and to hire per diem employees to replace the staff who have resigned from the Board of Nursing.

Appearance: Linda Flynn, PhD, New Jersey Collaborating Center for Nursing presented a preliminary report of the Statewide Survey of Registered Nurses that was supported by the Board of Nursing. The focus of the study is to look at the current nursing workforce in New Jersey with the intent to identify factors that contribute to job dissatisfaction and burnout among New Jersey nurses along with looking at other issues that is contributing to the nursing shortage.

After discussion, the Board upon a motion made by Irma Bojazi and duly seconded by Constance Wilson, voted to approve the report of the Executive Director. The motion carried.

CORRESPONDENCE:

June 27, 2007 – Memorandum from Karen J. Wells, Supervisor, Administrative Rules Unit, Department of Corrections regarding Proposed Amendments throughout N.J.A.C. 10A Relative to Civil Unions. June 27, 2007 – Memorandum from Karen J. Wells, Supervisor, Administrative Rules Unit, Department of Corrections regarding Proposed Amendments throughout N.J.A.C. 10A:9 Classification Process. October 10, 2007 Board of Medical Examiners Agenda and August 8, Open and Closed Minutes.

COMMITTEE REPORTS:

1. EDUCATION COMMITTEE: - Sara Torres, Chairman

Sara Torres reported: Session I of the September 25, 2007 Meeting Report:

Correspondence:

June 27, 2007 – Letter from M. Rambaran, RN, MSN/Ed., Department Head, Camden City Board of Nursing, LPN Program.

Re: FYI: Letter of resignation as Department Head

b. July 12, 2007 – Letter from Muriel M. Shore, EdD, RN, CNAA, BC, Dean and Professor, Felician College. Re: FYI: School Nurse/Teacher of Health Education Post Baccalaureate Certificate Program was transferred to the Division of Teacher Education. An acknowledgement letter will be sent by staff.

June 16, 2007 - Letter from Houshyar Karimabadi, Director of Marketing and Business Development, MEDS Publishing

Re: FYI: Introduction package regarding MEDs Publishing Meds publishing is on Board's list of review tools for NCLEX preparation

July 27, 2007 – Letter from Yvonne Burgess, RN, MSN, APN, C, Council of Associate Degree Nursing Programs

Re: Middlesex Cty College & Raritan Bay Med Center joint RN Nursing Program. The Board reviewed the response letter.

e. July 30, 2007 – Letter from Sharon J. Tanner, EdD, RN, Executive Director, National League for Nursing Accrediting Commission, Inc.

Re: FYI: Initial accreditation for Warren County Community College (05/17/05) A congratulations letter will be sent by staff.

f. August 06, 2007 – Letter from Kenneth William, Director, Adult Education, Morris County School of Technology.

Re: FYI: New Supervisor for the LPN Education Program, Miriam Faber

August 06, 2007 – Letter from Wendy M. Blume, EdD, Dean – Math, Science & Health Careers, Camden County College

Re: FYI: New Program Director, Mrs. Marlene Lazarus Rambaran

August 23, 2007 – Copy: Letter from Gary Altman, Director, Division of One-Stop Coordination and Support, NJ Department of Labor and Workforce Development

Re: Dover Business College request for approval of additional classroom space.

August 2007 – Information from Sally Lagerquist, RN, MS, President, Course Coordinator, Review

Re: Request to be added to list of review courses for NCLEX-RN This Review is already on the Board's list of NCLEX reviews.

Additional FYI:

Commission on Collegiate Nursing Education
New Jersey Commission on Higher Education

2. Discussion:

Draft letter on Post Partum Depression, and Genetics & Genomics The Board reviewed the draft of the above letter.

After the discussion, the Board upon a motion made by Constance Wilson and duly seconded by Avery Hart, approved the mailing of the informative letter to all nursing program administrators. The motion carried.

New Deans & Directors Orientation

The Committee discussed plans for this year's orientation; salient points were:

1. Take place November 27, 2007

There will be a presentation on Power Point A Save-a-Date notice will be sent to stakeholders.

The Committee reviewed the following articles:

1. Elissa Crocker. March 19, 2007. Forging a New Role: CNL Program at the College of New Jersey. Advance for Nurses. 17, 18. Karin Lillis. September 03, 2007. Leading Edge Learning. Advance for Nurses. 7A,8A. American Association of College of Nursing. February 2007. White Paper on Education and Role of the Clinical Nurse Leader™

d. Draft letter to the New Jersey Council of Associate Degree Nursing Program regarding the decision made by the Board to approve the application on Middlesex County College of an Associate in Nursing.

Board Member Sara Torres recused herself from the proceedings.

After discussion, the Board upon a motion made by Noreen D'Angelo and duly seconded by Marietta Cahill, approved the mailing of the informative letter to the New Jersey Council of Associate Degree Nursing. The motion carried.

Sara Torres reported: Session II of the September 25, 2007 Meeting Report:

Correspondence:

a. July 2007 – Letter from Jasmin R. Cuenca, Registrar, Medicus-Philippines Paramedical and Technical School of Iloilo, Inc. Re: Request for requirements for certification / Licensure The Board of Nursing in the Philippines has not approved this program. Staff will send a letter regarding licensure requirements including CGFNS evaluation for foreign graduates.

b. July 18, 2007 – Letter from Winnie Kamunge, Merit Technical Inst, Inc.
Re: FYI: Department of Treasury change of ownership confirmation.

c. August 1, 2007- C: Letter from Gary Altman, Director, State of New Jersey, Department of Labor and Workforce Development.
Re: FYI: Merit Technical Institute's request for approval of change of ownership

d. August 03, 2007 – Letter from Emma P. Pidor, BSN, RN
Re: FYI: Withdrawal as Instructor from American Inst. of Pharmaceutical Tech.

e. August 23, 2007 – Letter from Ade Oluokun, Director, Com-Tec Institute
Re: Special request to have new part I & II application expedited.

The Committee reviews LPN application submissions in date order of receipt. Part I has been submitted by Com-Tec which will be reviewed as per date order.

Additional Submissions:

Middlesex County College/Raritan Bay Medical Center (MCC/RBMC) submitted the materials requested as per the Board's directives.

3. Site Visit Reports:

a. Lincoln Technical Institute

A favorable site visit was made to the school's new location in Mount Laurel on August 28, 2007. The New Jersey Department of Labor and Workforce Development has also approved this site. The Committee makes the following recommendation.

After discussion, the Board upon a motion made by Sara Torres and duly seconded by Constance Wilson, voted for the approval of Lincoln Technical Institute's Practical Nursing Program site in Mount Laurel, New Jersey. The motion carried.

b. Dover Business College

A site visit was made on August 3, 2007 with the Department of Labor and Workforce to view an additional building with classroom, lab, faculty offices, and areas for counseling students, which will be utilized by the programs at the school, including the LPN program. The new facility provides appropriate space, and the school has acquired the necessary equipment for the classrooms and skills' lab. The Committee makes the following recommendation.

After discussion, the Board upon a motion made by Sara Torres and duly seconded by Constance Wilson, voted

for the approval of the additional renovated site for utilization by the LPN program. The motion carried.

c. New Jersey City University (NJCU)

Site visits to campuses in Jersey City (June 13, 2007) and Wall Township September 11, 2007) were conducted. The report was provided to the Committee. The Committee is awaiting further documentation regarding the clinical agreement for the southern campus as per the Board's directives. Sierra Allied Health Academy

The Education Committee reviewed the report of the site-visit conducted on September 20, 2007. After discussion, the Board upon a motion made by Sara Torres and duly seconded by Constance Wilson, voted to grant Provisional Accreditation for Sierra Allied Health Practical Nursing Program upon demonstration by the school of a Program Director who meets the Board of Nursing Regulations. The motion carried.

New Program Applications

Seton Hall University - MSN Part I

The Committee reviewed the Part I application submission and met with representatives from Seton Hall University. The University plans to transition its accelerated BSN program into a new Clinical Nurse Leader generic master's degree program for applicants who have non-nursing baccalaureate degrees.

After discussion, the Board upon a motion made by Sara Torres and duly seconded by Constance Wilson, voted to approve Part I of the preliminary application for the establishment of a Generic Master of Science in Nursing Program; Seton Hall University School of Nursing is granted permission to pursue development of Part II of the application process. The motion carried.

Ace Healthcare Training Institute – Part I

The Education Committee reviewed the Part I submission and met with representatives from Ace Healthcare Training Institute. The Committee previously reviewed and met with representatives May 16, 2006 and requested revisions of their submission. The revisions were received. Based on its review, the Committee recommends:

After discussion, the Board upon a motion made by Sara Torres and duly seconded by Constance Wilson, voted to approve Part I of the preliminary application for the establishment of a Licensed Practical Nursing Program; Ace Healthcare Training Institute is granted permission to pursue development of Part II of the application process. The motion carried.

After discussion the Board, upon a motion made by Sara Torres and duly seconded by Constance, voted to approve Sessions I and II of the Education Committee Report of September 25, 2007. The motion carried.

2. REGULATION COMMITTEE:

Irma Bojazi reported on:

1. Review of Public Comments for Amendments to Subchapter 7, Advanced Practice Nursing:

The Committee reviewed and discussed comments received from the public regarding amendments to Subchapter 7, Advanced Practice Nurses. Charles Manning, Regulatory Analyst, will present a summary of the public's comments regarding amendments to Subchapter 7.

2. Continuing Education, N.J.A.C. 13:37-5.3:

The Committee discussed correspondence received from the Emergency Nurses Association (ENA) dated July 2, 2007, and September 21, 2007 submitted by Donna Massey, Education Officer of the Emergency Nurses Association.

The Committee carefully reviewed the requirements of N.J.A.C. 13:37-5.3 and the Emergency Nurses Association's request for a waiver of N.J.A.C. 13:37-5.3(d)1 for Continuing Education Programs completed prior to ENA's accreditation by the National Commission for Certifying Agencies.

After discussion, the Board upon a motion made by Irma Bojazi and duly seconded by Patricia Murphy, voted that N.J.A.C. 13:37-5.3(d)1 not be waived, and that the Board will carefully consider all Continuing Education Programs completed by nurses wherein the organizations offering the Continuing Education Programs applied for and obtained accreditation from the National Commission for Certifying Agencies by December 31, 2007. The motion carried.

3. Correspondence:

Letters dated July 2, 2007, and September 21, 2007 from Donna Massey, Education Officer of the Emergency Nurses Association.

Letter dated August 15, 2007 from Carol Scalabrino, RN, CRRN. Requesting a waiver to re-take a clinical refresher course in order to reinstate her New Jersey nursing license.

After discussion, the Board upon a motion made by Irma Bojazi and duly seconded by Marietta Cahill, requested that the Board Staff contact Princeton Medical Center, and the University of Delaware Nurse Refresher Course Coordinator to verify Ms. Scalabrino's clinical experience completion.

The Board further requested that a letter be sent to Carol Scalabrino requesting submission of a notarized copy of her Nurse Refresher Course Completion Certificate for reinstatement of her lapsed New Jersey Nursing license. The motion carried.

After discussion, the Board upon a motion made by Sara Torres and duly seconded by Marietta Cahill, voted to approve the September 25, 2007 Regulation Committee Report. The motion carried.

3. NOMINATING COMMITTEE:

Virginia McKenney reported:

The Nominating Committee met and discussed the election of a new Board President and Secretary/Treasurer.

The Nominating Committee has made the following recommendations:

Leo-Felix Jurado – Board President
Patricia Murphy – Secretary/Treasurer

The elections will take place at the November 20, 2007 Board Meeting

After discussion, the Board upon a motion made by Virginia McKenney and duly seconded by Karen Rodriguez, voted to approve the report of the Nominating Committee. The motion carried.

4. NEW BUSINESS:

1. Charles Manning discussed the APN Adoption Notice:

The Board reviewed comments it received regarding proposed amendments to N.J.A.C. 13:37-7, Advanced Practice Nurses, and suggested responses to those comments drafted by the Regulatory Committee. The Regulatory Committee suggested the following amendments to N.J.A.C. 13:37-7:

N.J.A.C. 13:37-7.1: change the term "certified" to "credentialed" in subsection (b) and require that a registered professional nurse license be in good standing in subsection (c). N.J.A.C. 13:37-7.5: delete reference to the AANA in subsection (a) N.J.A.C. 13:37-7.7: amend subsection (a) so that currently certified advanced practice

nurses will not have to show that they are currently certified by a national certifying agency when renewing Board certification. N.J.A.C. 13:37-7.8: amend subsection (b) so that currently certified advanced practice nurses will have one year to complete six contact hours in pharmacology related to controlled dangerous substances. N.J.A.C. 13:37-7.9: amend subsection (a) and adopt a new subsection (b) to clarify that an advanced practice nurse may prescribe or order treatments, including referrals, and that such prescriptions or orders are not part of joint protocols.

The Regulatory Committee also suggested that the Board not adopt 13:37-7.10(e) and (g) or 13:37-7.12.

After discussion, the Board upon a motion made by Noreen D'Angelo and duly seconded by Patricia Murphy, voted to adopt the amendments to N.J.A.C. 13:37-7, with the amendments suggested by the Regulatory Committee. The motion carried.

2. Licensed Practical Nurse scope of practice questions:

There was communication between Board Staff and Board Member Constance Wilson regarding LPNs working in school settings while caring for students with disabilities. Kimball Medical Center requests clarification on the LPN Scope of Practice. The Director of Nursing wanted to know whether or not LPNs could assess or discharge patients.

After discussion, the Board upon a motion made by Noreen Angelo and duly seconded by Constance Wilson, voted to refer the LPN inquiries to the Practice Committee for further discussion. The motion carried.

3. NCSBN Visit:

Representatives from NCSBN have requested to come and observe a Board meeting to get a better understanding of the Board's policies and procedures.

OPEN FORUM:

Leo-Felix Jurado asked the public to share with the Board of Nursing any concerns, issues or questions:

Linda DeLamar, President, New Jersey Association of Nurse Anesthetists, thanked the Board for the work on the APN regulations. Ms. DeLamar commented on nurses who have masters degrees, but may not live in New Jersey. Ms. DeLamar wanted to know if the Board would notify hospitals or the nursing industry about the APN regulations.

Carolyn Torre, Director of Practice, NJSNA – commented on the joint protocol for APNs. Ms. Torre stated that the joint protocol is not required if the APN is not prescribing. Ms. Torre questioned when will the APN regulations be published in the New Jersey Register? Ms. Salma, LPN, Kimball Medical Center commented on the Algorithm and the LPN scope of practice. Ms. Salma commented that they are not allowed to assess patients.

After discussion the Board, upon a motion made by Irma Bojazi and duly seconded by Virginia McKenney, voted to go into closed session to discuss complaints against nursing programs. The motion carried.

ADJOURNMENT:

On October 16, 2007 the Regular Open Board Meeting was adjourned at 1:35 p.m. The next Open Business Meeting will be held on November 20, 2007.

After discussion the Board, upon a motion made by Karen Rodriguez and duly seconded Irma Bojazi, voted to adjourn the Regular Open Board meeting of October 16, 2007 at 1:35 p.m. The motion carried.

Respectfully Submitted,

Noreen D'Angelo
Board Secretary/Treasurer