

# Board of Nursing

November 16, 1999

## Regular Open Board Meeting

A meeting of the New Jersey State Board of Nursing was held on November 16, 1999 in the Somerset Conference Room, 6<sup>th</sup> Floor, 124 Halsey Street, Newark, New Jersey. Maris A. Lown, President, called the meeting to order at 9:30 a.m.

### **ROLL CALL**

#### **PRESENT**

Present were Board Members: M. Catherine Dulio, Elizabeth English, Richard Freda, Maris A. Lown, Virginia McKenney, Karen Rodriguez, Nelson Tuazon.

#### **ALSO PRESENT**

Deputy Attorney(s) General: Gus Lembo, Joyce Brown, Kathy Schwed, Patricia A. Polansky, Executive Director, New Jersey State Board of Nursing, Margaret Bennett, Deputy Executive Director, Harriet L. Johnson, Assistant Executive Director, Kathryn Schneider, Professional Staff, Home Health Division, New Jersey State Board of Nursing.

#### **NOT PRESENT**

Board Members: Phoebe C. Andes, Judith Godsey-Wehnau, Joan Farrell Monaghan, Dr. Muriel Shore.

#### **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, 1999. A schedule of all 1999 Regular Board Meetings to be held during 1999 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 minutes for the Regular Open Meeting of October 19, 1999.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED FOR APPROVAL OF THE OCTOBER 19, 1999 REGULAR OPEN MEETING MINUTES.**

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

M. Lown reported. The president has attended a Colleagues In Caring meeting to discuss competencies, and also attended the Nursing Advisory Committee meeting, which is in the process of revising the nursing merit award.

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

P. Polansky updated the board on Judith Godsey-Wehnau's husband condition. J. Godsey-Wehnau hopes to attend the Annual Meeting in December, 1999.

Phoebe Andes' brother passed away. P. Andes is in the Phillippines and will be back November 21, 1999.

Official resignation from Mario Guidice, Public Member. The Board of Nursing office was notified yesterday unofficial that Noreen D'Angelo, from the Department of Health and Senior Services will be Susan Reinhard's replacement on the Board of Nursing.

Anthony Miragliotta, new Deputy Director, from the Division of Consumer Affairs, has been invited to meet with the Board at 11:00 a.m.

There have been minor alterations on the Eligibility List for Certified Home Health Aides. The Board of Nursing now have over 1,800 people that come threw the Criminal Background Check procedure, and 143 of those 1,800 approximately 13% have shown up with sufficient criminal background.

A mass mailing regarding CDS Prescriptive Authority for Advanced Practice Nurses (APNS) and Design Modifications to Healthcare Facility and APN New Jersey Prescription Blanks (NJPBs) was sent prior to the November deadline. P. Polansky thanked Gus Lembo, Sandy Dick, and Board of Nursing professional staff, for their assistance in meeting the deadline.

The Board of Nursing has experienced difficulty with delay with Chauncey/Sylvan in notifying the candidates of NCLEX results since October.

Officially the Board of Nursing will be distributing the Core Curriculum, and the new ID Tag Regulation through a mass mailing during the first week in January, 2000.

P. Polansky officially thanked the Division, Cathy Farley and her staff for the major functional changes at the office.

P. Polansky is in the process of interviewing for an Intervention Program Coordinator.

Nursing Licenses that would expire 3/31/00 will be extended to 5/31/00. A letter will be going out to all the 2000 expirations. That letter, then will become the official document that any licensee can show to any employer to verify the extension. A mass postcard mailing will begin on December 1, 1999. Renewals will be mailed out in mid to late January. This will become a permanent change in licensing renewal.

P. Polansky seek approval for general greetings from the President, Executive Director and/or Board for any/all annual events. Also, approval(s) for: 1.) Kathryn Schneider to attend Home Health Assembly and Home Care Council Home Health Aide Day on November 17, 1999 at the PNC Arts Center. 2.) Barbara Byers to attend the Colleagues in Caring Education Meeting being held November 16, 1999 at Rutgers, New Brunswick campus, and 3.) P. Polansky to attend the National Council of State Boards of Nursing Executive Officer Mid- Year Meeting being held in Chicago on Friday, February 25, 2000.

**THE BOARD, UPON A MOTION MADE BY KAREN RODRIGUEZ, AND DULY SECONDED, VOTED TO APPROVE THE PRESIDENT/EXECUTIVE DIRECTOR, TO ATTEND MEETINGS TO GIVE GREETINGS AND GENERAL INFORMATION WITHOUT NOTIFYING THE BOARD EACH TIME.**

P. Polansky attended the ANCC Annual Second Annual Credentialing Conference on November 11 and 12, 1999. This conference provided an enormous amount of information which will be shared with the board's committee and staff.

"Information Salad" - Feature Stories include: (1.) **A Look at the Medicine of the Future.** (2.) **Caring for Patients with Latex Allergies.** (3.) **Stress Busters.** (4.) **Hospital Billing on Trail.** (5.) **Drive through Deliveries.** (6.) **Nursing Organizations Respond to End-Of-Life-Care.** (7.) **Medicine Beyond 2000.** (8.) **Jogging Shorts.** (9.) **Women Info.** (10.) **Tips & Quips.**

"Communication Packet" - includes: (1.) **National Council of State Boards of Nursing, Inc. Summary Report - Member Board E-Mail Surveys - July - September 1999.** (2.) **National Council of State Boards of Nursing, Inc. Newsletter to the Member Boards - General Information:** (a.) Volume 19 Number 21 - October 15, 1999. (b.) Volume 19 Number 22 - October 29, 1999. (3.) **New Jersey Home Health Assembly - Management Information**

**Bulleting - MIB 10/15/99 - New Jersey Home Care News. (4.) Professional Nurses Registry, Inc. - General Information - To All Our Valued Nurses and Patients. (5.) Articles from Vertical Net - "Nurses.Com: Virtual Community For The Emergency Nursing Industry". News and Analysis.**

A summary of monies collected and processed at the Board of Nursing was passed around for information purposes.

Handout - New Area Code Designation (856) effective November 13, 1999.

## **COMMUNICATION:**

### **LETTER RECEIVED OCTOBER 19, 1999 FROM THE SECRETARY TO THE DEAN OF SETON HALL UNIVERSITY**

Informing the Board that Phyllis Shanley Hansell has been appointed the Acting Dean of the College of Nursing.

### **MEMORANDUM RECEIVED NOVEMBER 7, 1999 FROM HARRIET JOHNSON, ASSISTANT EXECUTIVE DIRECTOR TO EDWARD TUMMINELLO, RE: ROOSEVELT CARE CENTER**

Newspaper article, the Board will be assisting in the investigation.

## **COMMITTEE REPORTS:**

### **1. INTERVENTION PROGRAM TASK FORCE COMMITTEE:**

M. Lown reported. The Executive Director will appoint an individual to direct this effort Community members are needed to serve on the committee. The Board was informed by the Division that board members can not serve on the Intervention Program Committee.

### **2. Budget & Finance Committee:**

No report.

### **3. EDUCATION COMMITTEE:**

#### **GLOUCESTER COUNTY COLLEGE**

The proposed curriculum revision for Gloucester County College's Nursing Program was prompted by a number of convergent factors: the findings of the National League for Nursing Self-study; conclusions of the National League for Nursing Accrediting Commission evaluation; and unsatisfactory graduate NCLEX scores resulting in the Program being placed on probation by the New Jersey Board of Nursing. In addition, changes in the health care population and its delivery system, as well as in the student population impacted the need for change in the nursing program curricular design. The intent of the proposed curriculum is to develop a program that will prepare graduates to practice in a variety of settings and to value opportunities for professional development and lifelong learning.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO APPROVE THE PROPOSED CURRICULUM CHANGE AS PRESENTED BY GLOUCESTER COUNTY COLLEGE DEPARTMENT OF NURSING WITH THE FOLLOWING RECOMMENDATIONS: (1.) IDENTIFY ON THE COURSE OUTLINES HOW CREDITS ARE ALLOCATED FOR THEORY, CLINICAL LAB AND CLASS LAB. (2.) EVALUATE HOW THE CONCEPT OF RESEARCH IS OPERATIONALIZED ON THE ASSOCIATE DEGREE LEVEL.**

M. Lown reported. The Board is in receipt of a letter from Gloucester County College requesting permission to identify an applicant who (will receive something from the board) the Board will not review or further comment on any announcements made by the Gloucester County College Nursing Program. The Board trusts that any public announcement will accurately convey the status of the program. The previous ruling of the board, "that no students

maybe admitted to the Gloucester County College Nursing Program until the Board acts remove the program" continues to be in effect.

**OCEAN COUNTY COLLEGE DEPARTMENT OF NURSING:**

M. Lown reported. A report from Ocean County College Department of Nursing was received.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO ACCEPT THE REPORT SUBMITTED BY OCEAN COUNTY COLLEGE DEPARTMENT OF NURSING AS REQUESTED BY THE BOARD AS A RESULT OF THE 1997 SURVEY VISIT.**

**4. LEGISLATIVE REVIEW PANEL:**

K. Schneider outlined eleven bills that were submitted to the Legislative Review Panel (LRP) for comment.

The Legislative Review Panel reviewed the following Criminal Background Check bills for Homemaker-Home Health Aides: **Assembly Bill 3431, Senate Bill 2189, Assembly Bill 3458, and Assembly Bill 3018.** The Legislative Review Panel will put together comments from The Criminal History Review Unit, The Board of Nursing, and the Deputy Attorney(s) General. Some of which was already collated and resubmit to the Division Legislative Liaison; Dawn Shanhan.

**Assembly Bill 2543** - Continued to be monitored. Bill refers to permitting Schools of Nursing to confer Associate in Science degrees in conjunction with institutions licensed by the Commission of Higher Education.

**Assembly Bill 3421** - Sponsor: Thompson - Introduced October 25, 1999. This bill requires health insurers to cover treatment ordered by health care provider for covered person based on generally accepted standards of health care practice, subject to appeal; creates Carrier Appeals Program. **Position - Support.** Comment(s): 1.) The patient's physician or other health care provider should be determining what is appropriate and necessary treatment for their client.

**Assembly Bill 3385** - Sponsor: Asselta & Gilson - Introduced October 18, 1999. This bill creates a Sexual Assault Nurse Examiner Program in Cumberland County; and appropriates \$90,000. **Position - Support with Amendments.** Reason need to add a "SANE" nurse to be the advisory committee.

**Senate Bill 2136** - Sponsor: McNamara & Ciesla - Introduced September 30, 1999. This bill requires conspicuous posting of Nursing Home Residents Bill of Rights in each resident's room. **Position - Support with Amendments: Recommend using a larger font/ print for the posting.**

**Senate Bill 2115** - Sponsor: Sinagra - Introduced September 27, 1999. This bill requires managed care plans to contract with licensed home health agencies that meet certain standards when providing services for hemophiliacs. **Position - Monitor for more information and update.**

**Assembly Bill 3449** - Sponsor: O'Toole - Introduced October 25, 1999. This bill establishes standard of care for managed care entities. **Position - Support.**

**Assembly Bill 3429** - Sponsor: Friscia - Introduced October 25, 1999. This bill prohibits hospitals from denying admission or services to patients based on patient's HMO coverage, and requires HMO's to cover legitimate emergency health care. **Position - Support.**

Comment(s): 1.) The bill provides for consumer health, safety and welfare. 2.) Recommend that the Division of Consumer Affairs interface with the Department of Health and Senior Services and the Banking Insurance Department to determine if this reflects a new health care trend.

**THE BOARD, UPON A MOTION MADE BY M. CATHERINE DULIO, AND DULY SECONDED, VOTED TO APPROVE THE RECOMMENDATIONS OF THE LEGISLATIVE REVIEW PANEL.**

## **5. NURSING PRACTICE COMMITTEE:**

M. Lown reported. The last Nursing Practice Committee meeting on November 5, 1999 was devoted to Pain Management and End-of-Life Care. There was extended discussion regarding the material that Joan Farrell Monaghan brought back from the City of Hope National Conference held in Los Angeles.

The Nursing Practice Committee presents the following:

### **Recommendations:**

1. Patricia A. Polansky, Executive Director, request from Anthony Miragliotta, Deputy Director of the Division of Consumer Affairs, a meeting with the New Jersey health care boards to discuss the issue of pain management and end-of-life care so the boards will have a consistent regulatory approach to this issue.
2. Request assistance from the City of Hope National Medical Center in disseminating materials to New Jersey schools of nursing and clinical agencies regarding pain management and end-of-life care. The City of Hope Research Project is funded by the Robert Wood Johnson Foundation to strengthen nursing education and improve end-of-life care.
3. Schools of nursing will be asked to evaluate their curriculum for inclusion of content on pain management and end-of-life care.
4. The Practice Committee sponsor a luncheon with New Jersey nursing educators to discuss the issue of pain management and end-of-life care for student nurse education.
5. The Practice Committee sponsor an educational program on pain management and end-of-life care, one in both the southern and the northern parts of New Jersey, for nurse executives and staff development educators across all health care settings.
6. Monitor policy development by national, state, and local nursing groups, as well as legislation on the issue of pain management and end-of-life care.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO APPROVED THE RECOMMENDATIONS FROM THE NURSING PRACTICE COMMITTEE.**

## **6. REGULATORY REVIEW TASK FORCE :**

M. Lown reported. The Board has reviewed most of the work that has been done to date by the Regulatory Review Task Force. The next Regulatory Review Task Force meeting is scheduled for December 17, 1999 and will start to tackle the issue of Medication Administration and Assistive Personnel.

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**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO ADD NOMINATING COMMITTEE REPORT TO THE OPEN REGULAR BOARD MEETING AGENDA.**

## **7. NOMINATING COMMITTEE REPORT:**

N. Tuazon report for the committee, and presented a motion.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO NOMINATE MARIS LOWN FOR PRESIDENT AND JOAN**

**FARRELL MONAGHAN FOR SECRETARY/TREASURER FOR THE BOARD OF NURSING.**

## **UNFINISHED BUSINESS:**

### **1. CORE CURRICULUM - UPDATE:**

C. Manning, Regulatory Affairs Section of the Director's office reported. The Core Curriculum 13:37-14.4 Homemaker-Home Health Aide Training Program was implemented in a form that will be placed in regulations for review and discussion.

### **2. INTERVENTION PROGRAM COMMITTEE - UPDATE:**

P. Polansky reported. Interviews are taking place and space has been made in the office to facilitate the program. When the professional is hired he/she will be located directly proximate to the Discipline Section at the Board of Nursing. This is anticipated in January, 2000.

### **3. MSR - UPDATE:**

No report.

### **4. MISSION AND VISION STATEMENT:**

M. Lown reported. The Mission and Vision Statement was discussed at last month's meeting. M. Lown asked for a motion to adopt the Mission and Vision Statement.

**THE BOARD, UPON A MOTION MADE BY KAREN M. RODRIGUEZ, AND DULY SECONDED, VOTED TO ACCEPT THE MISSION AND VISION STATEMENT.**

### **SCHOOL AND AGENCY SURVEYS:**

No report.

### **NEW BUSINESS:**

No report.

### **OPEN FORUM:**

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

### **APPEARANCES:**

M. Lown introduced Anthony Miragliotta, the new Deputy Director, from the Division of Consumer Affairs to the Board.

**THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO GO INTO CLOSED SESSION TO DISCUSS DISCIPLINARY MATTERS.**

### **ADJOURNMENT:**

On November 16, 1999 the Regular Open Board Meeting was adjourned at 1:30 p.m. The next Regular Open Business Meeting will be held on January 25, 2000. Respectfully submitted,

Maris A. Lown

*President*



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