



**NEW JERSEY STATE BOARD OF NURSING
MINUTES
REGULAR OPEN BOARD MEETING**

A meeting of the New Jersey State Board of Nursing was held on November 19, 2002 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey, Maris Lown, President, called the meeting to order at 9:30 a.m.

ROLL CALL

PRESENT

Board Members: Noreen D'Angelo, Ronald H. Carr, Leo-Felix Jurado, Maris Lown, Virginia McKenney, Nelson Tuazon, Margaret M. Kirchhoff, Cecilia West and Veronica McGreevey.

ALSO PRESENT

George Hebert, Deputy Executive Director, Joanne Cole, Director Intervention Program, Deputy Attorney(s): General: Darlene Lapola and Victoria Manning.

NOT PRESENT:

Board Member: Karen Rodriguez, Sylvia Edge and Dr. Muriel M. 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 2, 2002. A schedule of all 2002 Regular Open Board Meeting to be held during 2002 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 Amendment to the November 19, 2002 Regular Open Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY CECILIA WEST AND DULY SECONDED, VOTED TO APPROVE THE AMENDMENT TO THE NOVEMBER 19, 2002 REGULAR BOARD MEETING AGENDA.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Business Minutes of October 22, 2002.

THE BOARD, UPON A MOTION MADE BY MARGARET M. KIRCHHOFF AND DULY SECONDED, VOTED

FOR THE APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF OCTOBER 22, 2002.

THE MOTION CARRIED.

MARIS A. LOWN - REPORT OF THE PRESIDENT

M. Lown reported. M. Lown shared information with the Board from the NCSBN Council Connector newsletter. The New Jersey Board of Nursing is celebrating its 100th year of service.

Frances Ward, Dean, UMDNJ/School of Nursing wrote an Encyclopedia Entry on the "History of Nursing in New Jersey."

THE BOARD, UPON A MOTION MADE BY CECILIA WEST AND DULY SECONDED, VOTED TO SEND A LETTER COMMENDING FRANCES WARD ON HER ENCYCLOPEDIA ENTRY ON THE "HISTORY OF NURSING IN NEW JERSEY."

THE MOTION CARRIED.

Communication:

1. Letter dated October 28, 2002 from Deborah K. Zastocki, RN, EdM, CNAA, FACHE, Chief Operating Officer/Chief Nurse Executive, Chilton Memorial Hospital re: resignation of Patricia Polansky, Executive Director.

2. "Communication Packet" 1.) IOM to study Complementary and Alternative Medicine. 2.) McGreevey unveils Bio-Terrorism Preparedness Plan. 3.) Child recovers \$300,000 for burns at care center. 4.) Ant-bite case yields \$5.35M award. 5.) U.S. looks aboard for nurses. 6.) State actions affecting Health Budgets: 2003 First Quarter Report.

3. "Information Salad" - 1.) A Healthy Heart. 2.) Jacho unveil New Accreditation Process. 3.) Thompson Announces Contract for Anthrax Vaccine Development. 4.) Jogging Shorts.

APPEARANCES:

1. **Licensing Section Presentation:** Sunaray Hargrove, Kario, Wiltshire, Sylvia Bishop, Felipa Ventura, Sameerah Bond and Theresa Williams.

Total Nurses Licensed in 2002: **64,536** Total Licensure Application Pending: **2,256**

Registered Nurses	Registered Nurses
Endorsement 2,815	Endorsement 895
Examination 1,687	Examination 877
4,502	1,772

Licensed Practical Nurses	Licensed Practical Nurses
Endorsement 215	Endorsement 35
Examination 485	Examination 350
700	385

Advanced Practice Nurses 99

Advanced Practice Nurses
Endorsement 245

Renewals - RNs, LPN, and APNs
59,089

2. Disciplinary Section Presentation: Ethel Evans.

**Disciplinary Actions Taken by the Board of Nursing
October 1, 2001 - September 30, 2002**

Complaints/Investigations completed	328
Insufficient cause for further action	126
Interim orders of license surrender	37
Orders of license suspension and costs	50
Orders of license revocation and costs	27
Orders of stayed suspension/probation and costs	34
Orders of public reprimand and costs	27
Orders of reinstatement and costs	27

3. Examination Section: Gregoria Marerro.

**Applications Processed between
October 1, 2001 - September 30, 2002**

Each application is entered into L2K has 2 payment vouchers completed, sent to and returned from the business office. They include:

- 1) initial application, and
 - 2) application for hard copy of license
- is made eligible to test on NCS Pearson/VUE's system is notified of exam performance
is license on L2K if passed exam and paid for license

**Applicants that took NCLEX-RN
October 1, 2001 - September 30, 2002**

Members of NJ Jurisdiction

Total 1st time takers	1515
Total repeat takers	338

Non-members testing in NJ

Total 1st time takers	311
Total repeat takers	102
All Candidates	2266

Applicants who passed NCLEX-RN

Members of NJ Jurisdiction

Total 1st time takers 1324 87.4%

Total repeat takers 181 53.6%

Non-members testing in NJ

Total 1st time taker 231 74.3%

Total repeat takers 60 58.8%

Total Passing Candidates 1796 79.3%

Applicants who failed NCLEX-RN October 1, 2001 - September 30, 2002

Members of NJ Jurisdiction

Total 1st time takers 191 12.6%

Total repeat takers 157 46.4%

Non-members testing in NJ

Total 1st time takers 80 25.7%

Total repeat takers 42 41.2%

Total Failing Candidates 470 20.7%

Applicant who took NCLEX-PN

Members of NJ Jurisdiction

Total 1st time takers 524

Total repeat takers 160

Non-members testing in NJ

Total 1st time takers 1

Total repeat takers 6

All Candidates 691

Applicant who passed NCLEX-PN

Members of NJ Jurisdiction

Total 1st time takers 469 89.5%

Total repeat takers 83 53.6%

Non-members testing in NJ

Total 1st time takers 0 0%

Total repeat takers 1 16.7%

Total Passing Candidates 553 80.0%

Applicant who failed NCLEX-PN

Members of NJ Jurisdiction

Total 1st time takers 55 10.5%

Total repeat takers 77 48.1%

Non-members testing in NJ

Total 1st time takers 1 100%

Total repeat takers 5 83.3%

Total Failing Candidates 138 20.0%

COMMITTEE REPORTS:

1. BUDGET & FINANCE COMMITTEE:

No report.

2. EDUCATION COMMITTEE:

L. Jurado reported. The Education Committee met on November 12, 2002 to discuss the following issues:

Felician College Progress Report Submitted September 18, 2002.

Informational: The report was reviewed and accepted.

Fairleigh Dickinson University Progress Report Submitted October 1, 2002.

Informational: The report was reviewed and accepted.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE THE PROGRESS REPORTS FROM FELICIAN COLLEGE AND FAIRLEIGH DICKINSON UNIVERSITY.

THE MOTION CARRIED.

HoHokus School of Business and Medical Sciences PN Proposal.

Informational: HoHoKus School of Business and Medical Sciences responded to all areas of concern. Their proposal for the establishment of a Practical Nurse Program is complete. The Education Committee feels the proposal meets the standards and requirements for provisional accreditation as set forth in N.J.A.C. 13:37-1.3 Criteria for granting and withdrawing accreditation. Upon receipt and evaluation of the results of the licensing examination of the first graduating class, the program status will be further reviewed.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO GRANT PROVISIONAL ACCREDITATION TO HOHOKUS SCHOOL OF BUSINESS AND MEDICAL SCIENCES TO BEGIN A PRACTICAL NURSE PROGRAM.

THE MOTION CARRIED.

Crossroads Career Institute submitted Part I Preliminary Application to establish a Practical Nurse Program.

Informational: The document was reviewed and returned for further work and refinement.

Correspondence:

Dr. Cook, President of UMDNJ sent a communication on September 27, 2002 announcing the appointment of Dr. Sara Torres, Ph.D. as Dean of the UMDNJ-School of Nursing.

Patricia Cooper will no longer be serving as Chief Administrative Officer of The New Community Workforce Development Center effective the end of 2002.

National Council sent an update regarding admission to test eligibility during the transition period. He stated that:

- If a candidate has a valid ATT from Chauncey that has an end validity date between 10/1 and 10/31, 45 days will be added to their new Pearson ATT.
- If a candidate has a valid ATT from Chauncey that has an end validity date between 11/1/and 11/30, 30 days will be added to their new Pearson ATT.

The Commission on Collegiate Nursing Education (CCNE) sent an Action Notification letter on October 21, 2002. The Richard Stockton College of Nursing, Pomona, NJ had the following action taken: Accredited nursing programs: baccalaureate and master's. Both programs accredited through December 31, 2007. The next review for both programs is Spring 2007.

THE BOARD, UPON A MOTION MADE BY VERONICA MCGREEVEY AND DULY SECONDED, VOTED TO ACCEPT THE ENTIRE EDUCATION COMMITTEE REPORT.

THE MOTION CARRIED.

3. LEGISLATIVE REVIEW PANEL:

G. Hebert reported. The Legislative Review Panel discussed the following:

- **Assembly Bill 2889** - Sponsor(s): Azzolina, Joseph/Quigley, Joan M. Introduced October 10, 2002. This bill requires health care providers to offer a blood test to determine immunity prior to administration of second dose of certain vaccines to children. **Position - Support with Amendments.** Comment(s): 1.) If adequate appropriations are made for development and dissemination of education materials to health care providers and the general public. 2.) Current regulations allow for concerned parents to have PMD obtain a titre before immunization. Before a child goes to school parent must show evidence of immunity.
- **Senate Bill 2024** - Sponsor(s): Bennett, John O. Introduced October 28, 2002. This bill restricts practice of midwifery to State-licensed registered professional nurses. **Position - Support.** Comment(s): 1.) The Statute change would clarify/conform with current nursing practice which has been an effective mechanism for education and practice. 2.) Nurse midwives are well prepared educationally with a solid practice base. 3.) If there are problems in the future they will be addressed at that time.
- **Assembly Bill 2579** - Sponsor(s): Impeveduto, Anthony/Sarlo, Paul A. Introduced June 24, 2002. This bill requires small employer health benefits plans to provide unlimited coverage for home health care and private duty nursing. **Position - Neutral.** Comment(s): The bill requires insurance carriers to provide a large menu of choices to small employers. The panel is unsure of the monetary impact.
- **Senate Bill 1837** - Sponsor(s): Bucco, Anthony R. Introduced September 19, 2002. This bill provides that health care professionals are only liable for their share of any professionals negligence. **Position - Neutral.** Comment(s): The panel does not have enough information regarding the total impact of this bill.
- **Senate Bill 1977** - Sponsor(s): Cardinale, Gerald. Introduced October 17, 2002. This bill requires testimony by health care providers to be given by persons licensed in the State and to conform to currently accepted medical standards. **Position - Monitor** for more information. Comment(s): 1.) Expert witnesses from other States might be disqualified from providing testimony in New Jersey. 2.) The exclusionary feature, not permitting out of state licensees to provide testimony, needs to be addressed.
- **Senate Bill 1711** - Sponsor(s): Vitale, Joseph F./Singer, Robert W. Introduced June 27, 2002. This bill expands duties performed by advanced practice nurses. **Position - Support.** Comment(s): 1.) Eliminate the clause differentiating nursing and medical diagnosis, as previously requested, in the body of Nursing Practice Act. 2.) At 10a: Change the bill's present language to read in addition to all other tasks which a registered professional nurse may, by law, perform, an advanced practice nurse may manage preventive care services and diagnose and manage common minor deviations from wellness and stabilized long-term illnesses by. 3.) At 10a. (3). Change the bill's present language to: prescribing other treatments, including but not limited to physical therapy, and other procedures, consistent with the needs of the patient and the scope of practice of the certified advanced practice nurse. 4.) Keep our request for unrestricted CDS prescribing intact. 5.) Keep our request to eliminate the phrase standing order since the requirement for Joint Protocols for APN prescribing obviates that need.
- **Assembly Bill 2580** - Sponsor(s): Conaway, Herb/Cohen, Neil M. Introduced June 24, 2002. This bill prohibits premium increases in medical malpractice liability insurance for claims unless they result in settlements, judgements or awards. **Position - Support.** Comment(s): This bill prevents insurance carriers from raising insurance premiums until after the defendant ends up paying for claims.
- **Assembly Bill 2552** - Sponsor(s): Barnes, Peter J. Introduced June 20, 2002. This bill bars expungement for

possession of CDS with intent to distribute. **Position - Support.** Comment(s): The seriousness of crimes is such that expungement should not be allowed.

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

THE MOTION CARRIED.

4. NURSING PRACTICE COMMITTEE:

N. Tuazon reported. The Nursing Practice Committee met on October 22, 2002 to discuss the following issues:

Tele-conference on "Complementary/Alternative Medicine: Paths to Wellness"

Informational: The evaluation report is attached for the New Jersey Board of Nursing tele-conference on "Complementary/Alternative Medicine: Paths to Wellness," broadcasted from the New Jersey Hospital Association and hosted by the Nursing Practice Committee on September 27, 2002. The keynote speakers were: 1.) James N. Dillard, M.D., D.C., CAC, University Pain Center, New York, N.Y. 2.) Ooi-Thye Chong, R.N., M.P.H., Health, LLC, New York, N.Y., and 3.) Howard J. Radzyner, Member Advocate of US Tele-Med, served as program producer.

New Jersey Board of Nursing Summit: "Vision of Excellence - LPN Scope of Practice"

Informational: The evaluation report is attached for the LPN Summit on "Vision of Excellence: LPN Scope of Practice" held on October 11, 2002 at the Monmouth Vocational Career Center, Freehold, NJ. Through discussion groups, the Board addressed five LPN scope of practice issues:

1. LPN's accepting telephone orders in an acute care facility.
2. LPN's role in re-insertion of gastrostomy/supra-pubic tubes.
3. LPN's role in delegating tasks to UAP's.
4. LPN's responsibility for own actions when given a patient assignment.
5. LPN's licensure by examination and endorsement in New Jersey.

The discussion groups provided significant feedback, and recommendations to the Board on the five nursing practice issues. These issues will be addressed at the Annual Board Workshop Retreat on April 15, 2003.

Medical Discharge Summaries and Registered Nurse Removal of Epidural Catheters

Informational: A follow up letter has been forwarded to William Roeder, Executive Director of the New Jersey Board of Medical Examiners, for an update report on these practice issues which were submitted for review by the Executive Committee of the Board of Medical Examiners in July, 2002.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE THE NURSING PRACTICE COMMITTEE REPORT.

THE MOTION CARRIED.

5. REGULATORY COMMITTEE:

C. West reported. The Regulatory Committee met on November 12, 2002 to discuss the following issues:

Committee Regulations Flow Sheet 2002

Informational: The committee's Regulations Flow Sheet outlines the regulatory issues which the committee is addressing during 2002.

On November 12, 2002, the committee discussed APN regulations and the CGFNS requirement for licensure of foreign nursing graduates. These issues will be discussed further at the committee meeting on December 10, 2002.

Nursing Education Regulations: Conditional Accreditation and Probation

Informational: The committee plans to report to the Board on this issue January 21, 2003.

Delegation of Medication Administration

Informational: This issue has been tabled until the January 14, 2003 committee meeting. On January 14, 2003, an appearance is scheduled with representatives of the New Jersey Department of Health and Senior Services to resume discussion of the Board's proposed regulations on "Delegation of the Administration of Medications."

The Regulatory Committee will meet on December 10, 2002 at 9:00 a.m. in the Somerset Conference Room, 6th Floor, Newark, NJ.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE REGULATORY COMMITTEE REPORT.

THE MOTION CARRIED.

6. NOMINATING COMMITTEE:

V. McKenney recommended that the Board Members retain their existing positions.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE THE NOMINATING COMMITTEE REPORT.

THE MOTION CARRIED.

OPEN FORUM:

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

UNFINISHED BUSINESS.

Rhonda Pope-Stephens discussed with the Board the Criminal History Review Certifications and Board Actions.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED TO APPROVE THE AMENDMENT TO THE CRIMINAL HISTORY BACKGROUND MEMO. (SEE ATTACHED)

THE MOTION CARRIED.

NEW BUSINESS:

No report.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO GO INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING PERSONNEL ISSUES.

THE MOTION CARRIED.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO ADJOURN THE MEETING.

THE MOTION CARRIED.

There is a posting of the minutes on our website:

www.state.nj.us/lps/ca/medical.htm#nur6

ADJOURNMENT:

On November 19, 2002 the Regular Open Business Board Meeting was adjourned at 1:30 p.m. The next Regular Open Business Meeting will be on January 21, 2002.

Respectfully submitted,

Maris A. Lown
Board President

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