

Board of Nursing

November 20, 2001

Regular Open Board Meeting

A meeting of the New Jersey State Board of Nursing was held on November 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, Sylvia C. Edge, Ronald H. Carr, Leo-Felix Jurado, Maris Lown, Virginia McKenney, Dr. Muriel M. Shore, Nelson Tuazon, and Margaret Kirchhoff.

ALSO PRESENT

Patricia A. Polansky, Executive Director, New Jersey State Board of Nursing, Harriet Johnson, Assistant Executive Director, Susan Kelly, Paralegal Nurse Specialist, Joanne Cole, Director, Intervention Program, George Hebert, Deputy Executive Director, Barbara Byers, Administrative Analyst, Deputy Attorney(s) General: Gus Lembo, Kathy Rohr, and Charles Manning, Regulatory Analyst.

NOT PRESENT

Board Member(s): Richard Freda, Denise Link, Karen Rodriguez, and Eileen Toughill.

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 November 20, 2001 Regular Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED FOR THE APPROVAL OF THE NOVEMBER 20, 2001 REGULAR BOARD MEETING AGENDA.

THE MOTION CARRIED.

Approval for Addendum to the November 20, 2001 Regular Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON, AND DULY SECONDED, VOTED TO APPROVE THE ADDENDUM TO THE NOVEMBER 20, 2001 REGULAR BOARD MEETING AGENDA.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Business Meeting of October 16, 2001.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED FOR APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF OCTOBER 16, 2001.

THE MOTION CARRIED.

MARIS A. LOWN - REPORT OF THE PRESIDENT

M. Lown reported. M. Lown continues to serve on the Colleague and Caring Steering Committee and is Co-Chairing the Articulation Subgroup.

PATRICIA A. POLANSKY - REPORT OF THE EXECUTIVE DIRECTOR

P. Polansky reported.

- Letter dated October 9, 2001 from Kathy Apple, Executive Director, NCSBN, re: The Consensus Document "Americans for Nursing Shortage Relief."
- Memo dated November 8, 2001 from Susan Kelly re: CHHA Update: For the month of October 3,582 applications were in process. The cumulative total for CHHA's cleared through the Criminal History Background Check on October 31, 2001 was 22,267. This is an increase of 1,790 CHHA's from September 30, 2001.
- Aetna, Emory Announce Health Outcomes Research Center.
- Health and Human Services Secretary Thompson: "We'll Work Together To Address Nursing Shortage."
- Information regarding the Nursing Shortage. (separate folder)
- "Medical Errors" - 1.) HRET, GHA Among HHS Patient Safety Grant Winners. 2.) AHRQ Announces Biggest Federal Investment Yet to Reduce Deaths from Medical Errors. 3.) ISMP: Changes Needed in Culture Surrounding Medical Errors.
- "Handouts/Pass Arounds" - 1.) NJSNA - Celebrating a Century of Caring Booklet. 2.) School Health Services Guidelines. 3.) Certificate of Appreciation awarded to Patricia Polansky.
- "Communication Packet" - 1.) State Boards of Nursing and HIPPA. 2.) Senate Passes \$123.1 billion labor/HHS budget for 2002. 3.) Centers for Medicare and Medicaid Services (CMS): states can set rule for anesthesia. 4.) Anthrax - update. 5.) CDC vaccinates investigators in preparation for possible smallpox threat. 6.) CDC offers New York help with asthma in wake of attack. 7.) New York City - area hospitals. 8.) Licensure System could use an overhaul. 9.) Stories.
- "Information Salad" - 1.) Feature Story: On The Front Lines - Anthrax Scare, Jittery Public Puts Focus On The Healthcare Industry. 2.) DNA Map For Bacterium Of Plague Is Decoded. 3.) Patient Satisfaction Is In The Details. 4.) Quality Offensive: Two Efforts Aimed At Reducing Errors. 5.) Jogging Shorts.
- P. Polansky seeks approval for: 1.) Joanne Cole - November 7, 2001 - A visit to Seabrook House Treatment Facility, Seabrook, NJ. 2.) Joanne Cole - November 7, 2001 - A visit to Starting Point Treatment Facility, Westmont, NJ. 3.) Joanne Cole - November 8, 2001 - A visit to Family Advocacy Treatment Service, Somers Point, NJ. 4.) Joanne Cole - November 9, 2001 - A visit to White Deer Run Treatment Facility, in Pennsylvania. 5.) Joanne Cole - November 13, 2001 - A visit to Sakina Center Treatment Program, Camden, NJ. 6.) Joanne Cole - November 26, 2001 - A visit to Van Ost Institute, Englewood, NJ. 7.) Joanne Cole - November 27, 2001 - A visit to Conifer Park Treatment Center, Albany, NY. 8.) Joanne Cole - November 28, 2001 - A visit to Carrier Clinic Belle Meade, NJ. 9.) Joanne Cole - November 28, 2001 - A visit to County College of Morris, Morristown, NJ. 10.) Patricia Polansky - November 28, 29, 30, 2001 - To attend The Biological & Chemical

Warfare and Terrorism Live Satellite Broadcast in New Brunswick, NJ. 11.) Joanne Cole - November 30, 2001 - A visit to Virtua Health System, Mt. Holly, NJ. 12.) Joanne Cole - January 8-9, 2002 - To attend The NOAP Conference in San Antonio, TX. 13.) Barbara Byers - January 11, 2002 - To attend The ONE/NJ Annual Business Meeting at The JFK Medical Center in Edison, NJ.

- 14.) Patricia Polansky - February 28, 2002 - To attend The New Jersey Nursing Students, Inc. 50th Annual Convention at The Hilton of East Brunswick, NJ. 15.) Patricia Polansky March 18-20, 2002 - To attend The 2002 New Jersey State Nurses Association Convention.

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.

APPEARANCES:

1. Board Orientation: Sessions Two and Three: Edward Tumminello, Chief of the Enforcement Bureau, Division of Consumer Affairs discussed and reviewed the following: 1.) The role of the Enforcement Bureau. 2.) Feedback.
2. Board Orientation: Sessions Two and Three: Bob Campanelli, Assistant Executive Director, Ethics Liaison Officer, Division of Consumer Affairs discussed and reviewed the following: 1.) The role of the Ethics Liaison Officer. 2.) Feedback.
3. Board Orientation: Sessions Two and Three: Darlene Kane, Budget Officer, Division of Consumer Affairs discussed and reviewed the following: 1.) The role of the Budget Officer. 2.) Feedback.
4. Board Orientation: Sessions Two and Three: Maris A. Lown, M.S., R.N., President, New Jersey Board of Nursing discussed and reviewed the following: 1.) Mission and Vision of the Board of Nursing. 2.) Board Composition and Structure for Completing Board Work. 3.) Quorum for Board Meetings, Annual and Offsite Board Meetings, and Board Meeting Attendance Summary. 4.) Board Committee Obligations. 5.) Board Nominating Committee. 6.) Feedback.
5. Board Orientation: Sessions Two and Three: Patricia A. Polansky, R.N., M.S., CNAA, Executive Director, New Jersey Board of Nursing discussed and reviewed the following: 1.) Board Information Packet. 2.) Overview: Board of Nursing Professional Staff & Support Staff. 3.) Licensing System 2000. 4.) Feedback.
6. Board Orientations: Sessions Two and Three: Barbara Byers, M.A., Ed. M., R.N., Administrative Analyst, New Jersey Board of Nursing discussed the following: 1.) The role of the Nursing Practice Committee. 2.) Feedback.
7. Board Orientations: Sessions Two and Three: Harriet Johnson, M.S., R.N., Assistant Executive Director, New Jersey Board of Nursing discussed and reviewed the following: 1.) Disciplinary Process. 2.) Feedback.
8. Board Orientations: Sessions Two and Three: Joanne Cole, Director for Intervention Program for Nurses, New Jersey Board of Nursing discussed and reviewed the following: 1.) Board of Nursing Intervention Program. 2.) Legislative Review Panel/Procedure. 3.) Feedback.
9. Board Orientations: Sessions Two and Three: George Hebert, M.A., R.N., A.P.N., C. Deputy Executive Director, New Jersey Board of Nursing discussed and reviewed the following: 1.) The role of the Nursing Education Committee. 2.) Feedback.
10. Board Orientations: Sessions Two and Three: Susan Kelly, R.N., L.N.C., Paralegal Nurse Specialist, New Jersey Board of Nursing discussed and reviewed the following: 1.) Criminal History Review Procedures/Packets. 2.) Feedback.

COMMITTEE REPORTS:

1. BUDGET & FINANCE COMMITTEE:

No report.

2. EDUCATION COMMITTEE:

L. Jurado reported. The Education Committee met on November 13, 2001 to discuss the following:

(A) The St. Francis Hospital School of Nursing is proposing the implementation of an LPN to RN Track in their curriculum.

The LPN Track was developed collaboratively with Mercer County Vocational Technical School. It is a 70 credit program consisting of 35 nursing credits and 35 non-nursing credits. Students are required to meet early stated admission criteria. Upon acceptance to the program they are required to attend a 3 day non-credited orientation program. The program orients the student to the program, the school, and the clinical facilities. It also covers the JCAHO mandatory requirements for clinical experiences.

The LPN Track includes an 8 credit course (NSG 130 LPN Transition) that is geared toward helping the LPN transit from the role of practical nurse to professional nurse student. Upon successful completion of the LPN Transition course (NSG 130) the 8 credits are applied to the degree, and at that time, students are then given 16 additional nursing credits (NSG 131, 132, 133, 134 and 231) for a total of 24 nursing credits.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE ST. FRANCIS HOSPITAL SCHOOL OF NURSING TO PURSUE A LPN TO RN TRACK PROGRAM, PENDING RECEIPT OF WRITTEN CLARIFICATION OF THE PROGRAM CREDIT ALLOCATION.

THE MOTION CARRIED.

(B) The Education Committee Report:

Issue: N.J.A.C. 13:37-1.10, Faculty Qualifications: Nursing Program Administrators are responsible for monitoring faculty academic credentials.

Information:

It was clarified that Nursing Program Administrators are not required to forward Faculty Qualification forms to the Board for newly hired faculty. However, it is their responsibility to assure that all faculty hold the appropriate credentials as defined by N.J.A.C. 13:37-1.10 Faculty Qualifications, and to validate compliance with N.J.A.C. 13:37-1.10 upon the Board's request.

N.J.A.C. 13:37-14,1., i.: Programs are still required to advise the Board in writing of changes in nursing program administrative staff.

Issue: N.J.A.C. 13:37-1.16, Clinical Affiliates: Nursing Program Administrators responsible for contracting with clinical agencies.

Information:

It was clarified that Nursing Program Administrators remain responsible for approving or disapproving clinical affiliating agencies that they will be contracting with to provide nursing student clinical experiences. Approval by the nursing program administration will be based on the clinical affiliating agency's ability to meet N.J.A.C. 13:37-1.16 clinical affiliates criteria. The program administrators are responsible for developing a record keeping system that

documents the details of the affiliating clinical agency's compliance for Board review upon request.

Issue: Program notification of NCLEX Test Results

Information:

It was clarified that the only report the Board will produce and forward to the nursing programs for NCLEX results, first-time candidates, will be the Annual NCLEX School Report. Comprehensive Program Profiles are available for purchase by schools through the National Council of State Boards of Nursing.

THE BOARD, UPON A MOTION MADE BY DR. MURIEL M. SHORE AND DULY SECONDED, VOTED TO APPROVE THE REPORT OF THE EDUCATION COMMITTEE.

THE MOTION CARRIED.

3. LEGISLATIVE REVIEW PANEL:

J. Cole reported. The Legislative Review Panel reviewed the following:

- **Assembly Bill 259** - Sponsor(s): Farragher, Clare M./Arnone, Michael J. Introduced January 11, 2000. This bill requires nurses and home health aides to be tested annually for tuberculosis. **Position - Oppose.** Comment(s): 1.) Healthcare Facilities already require this for direct patient care. 2.) Who would pay for this? 3.) DCA should find the origin of this legislation for edification. 4.) Not all healthcare workers have necessary patient contact. 5.) Overall it is unenforceable. 6.) Other diseases may be more important - need consideration.
- **Assembly Bill 23** - Sponsor(s): Collins, Jack/Doria, Joseph V. **Senate Bill 2575** - Sponsor(s): Bennett, John O./Lesniak, Raymond J. Introduced October 3, 2001. The "New Jersey Domestic Security Preparedness Act;" appropriates \$8.95 million. **Position - Support with Amendments: Passed at this point.** Comment(s): 1.) There has been an emergency management plan across the state border with 9/11/01. 2.) Representatives of the League of Municipalities - coordination with important local agencies. 3.) Why representative of UMDNJ in particular picked out?
- **Assembly Bill 1339** - Sponsor(s): Augustine, Alan M./Bagger, Richard H. Introduced January 11, 2000. This bill permits school nurses to designate additional trained school employees to administer epinephrine via epipen. **Position - Support.** Comment(s): 1.) 1339 and 310 deal with the same issue, however, different aspects. 2.) Language in A310-1b referring to direct anaphylaxis requiring a 911 or ER transport. 3.) Addresses delegation from nurse to others would: [those delegated to] accept such responsibility in all situations? 4.) Indemnification clause unusually broad, Board of Nursing realized that the hold harmless clause is existing law, nevertheless Board of Nursing expresses its concern.
- **Assembly Bill 310** - Sponsor(s): Vandervalk, Charlotte/Thompson, Samuel D. Introduced January 11, 2000. This bill clarifies the law concerning the administration of the drug epinephrine to students. **Position - Support.** Comment(s): 1.) Board of Nursing connect with the School Nurse Association for their comments.
- **Senate Bill 1208** - Sponsor(s): Singer, Robert W./Kyrillos, Joseph M. Introduced May 4, 2000. This bill provides for licensure of physical therapists and physical therapist assistants. **Position - Support.** Comment(s): 1.) Many states have direct access to these services. 2.) Removes request for referral from physicians, dentist, other healthcare professionals.
- **Assembly Bill 453** - Sponsor(s): Conaway, Herbert C. Introduced January 11, 2000. This bill establishes patient health care information confidentiality requirements. **Position - Monitor for more information.** Comment(s): 1.) Professionals already required to maintain confidentiality. 2.) Redundancy with other legislation. 3.) Unclear language. 4.) Inappropriate to prescribe dollar amount. Should be civil issue.

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

THE MOTION CARRIED.

M. Lown suggested to the Board that a letter of support to be sent to the Physical Therapy Board.

THE BOARD, UPON A MOTION MADE BY RONALD CARR AND DULY SECONDED, VOTED TO APPROVE THAT A LETTER OF SUPPORT BE SENT TO THE PHYSICAL THERAPY BOARD.

THE MOTION CARRIED.

4. NURSING PRACTICE COMMITTEE:

N. Tuazon reported. The Nursing Practice Committee met on October 16, 2001 to discuss the following:

Issue: Consumer Self-Directed Care:

Update Report on Personal Assistance Services Program

Informational:

Michael Nuskey, Program Administrator, Personal Assistance Services Program, State Office on Disability Services of the New Jersey Department of Health and Human Services, reported that five (5) Registered Nurse Assessors have been oriented in Mercer and Sussex Counties. On October 24, 2001 ten (10) Registered Nurse Assessors were also oriented at HomeCare Options in Paterson, New Jersey for Passaic County.

Michael Nuskey requested further consideration of the credentialing requirement, currently a Baccalaureate Degree in Nursing, for Registered Nurse Assessors. It is difficult to recruit Registered Nurse Assessors during the nursing shortage with a Baccalaureate Degree in Nursing. Clinical practice experience was discussed as a possible credentialing option.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE RECOMMENDATIONS FOR REGISTERED NURSE ASSESSOR CREDENTIALING REQUIREMENTS TO BE EITHER A BACCALAUREATE DEGREE IN NURSING OR THE EQUIVALENT OF AT LEAST THREE (3) YEARS OF FULL TIME CLINICAL PRACTICE THAT INVOLVES DIRECT PATIENT CARE.

THE MOTION CARRIED.

Issue: Medication Assistance Curriculum:

New Jersey Juvenile Detention Association

Informational:

June Brandes Chu, M.S.N., R.N., Ocean County Juvenile Detention Center, presented to the committee the revised medication assistance curriculum for education of officers in the New Jersey Juvenile Detention Association. The Board approved the original curriculum in 1993. The updated curriculum focuses on classifications of medications, and is more consistent with the Medication Administration Course approved by the Board for officers in the Juvenile Justice Commission.

The curriculum has an evaluation component for instructors to rate the competencies of officers who complete the course.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE THE REVISED MEDICATION ASSISTANCE CURRICULUM OF THE NEW JERSEY

JUVENILE DETENTION ASSOCIATION.

THE MOTION CARRIED.

Issue: Complementary/Alternative Medicine

Informational:

The issue of educating nurses to use complementary/alternative therapies to better manage their own stress, and the feasibility of nurses using complementary/alternative therapies in their nursing practice with patients at Saint Barnabas Medical Center were discussed by Lorraine McEvoy, M.S.N., R.N., O.C.N., Corporate Oncology Education Specialist/Chair, Holistic Nursing Initiative; Lynn Ferrer M.S.N., R.N., H.N.C., Director of Infection Control; and Joanne Campbel, R.N., H.N.C., Administrative Director, Seigler Center for Integrated Medicine. Patricia A. Polansky agreed to serve as the contact person to further explore this issue with Saint Barnabas Medical Center Staff, who will also review this issue further with their medical staff including physician/nurse collaboration, practice competencies, and any required orders concerning complementary/alternative therapies.

The Nursing Practice Committee is planning a statewide teleconference on April 5, 2002 on the issue of Complementary/Alternative Medicine (CAM).

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

THE MOTION CARRIED.

5. REGULATORY COMMITTEE:

C. Manning reported.

C. Manning discussed a draft of regulations governing the delegation of the administration of medications. The Board reviewed the draft and referred the regulations to the Regulatory Committee to resolve issues regarding delegation to unlicensed individuals.

6. NOMINATING COMMITTEE:

The Nominating Committee recommended that Maris Lown, President and Dr. Muriel M. Shore, Secretary/Treasurer be re-elected.

THE BOARD, UPON A MOTION MADE BY VIRGINIA MCKENNEY AND DULY SECONDED, VOTED TO APPROVE THE RECOMMENDATIONS OF THE NOMINATING COMMITTEE.

THE MOTION CARRIED.

OPEN FORUM:

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

UNFINISHED BUSINESS:

1. School Health Guidelines - G. Lembo and P. Polansky discussed with the Board a memo to Gloria Hancock, Acting Assistant Commissioner, Division of Student Services regarding certain issues of the School Health Guidelines.
2. Medical Discharge Summaries - G. Lembo and P. Polansky discussed certain issues that were addressed by the Board in regards to nurses completing medical discharge summaries.

SCHOOL AND AGENCY SURVEYS:

No report.

NEW BUSINESS:

No report.

The Board voted to go into closed session.

THE BOARD, UPON A MOTION MADE BY DR. MURIEL M. SHORE AND DULY SECONDED, VOTED TO GO INTO CLOSED SESSION.

THE MOTION CARRIED.

There is a posting of the minutes on our website:

www.state.nj.us/lps/ca/home.htm

ADJOURNMENT:

On November 20, 2001 the Regular Open Business Board Meeting was adjourned at 5:00 p.m. The next Regular Open Business Meeting will be on January 15, 2001.

Respectfully submitted,

Dr. Muriel M. Shore
Secretary/Treasurer

CLOSED SESSION:

1. BARBARA MORITZ:

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED TO APPROVE MS. MORITZ'S APPLICATION FOR LICENSURE BY ENDORSEMENT.

THE MOTION CARRIED.

ADJOURNMENT:

On November 20, 2001 the Regular Open Business Board Meeting was adjourned at 5:00 p.m. The next Regular Open Business Meeting will be on January 15, 2001.

Respectfully submitted,

Dr. Muriel M. Shore
Secretary/Treasurer



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Modified March 2002