

**NEW JERSEY STATE BOARD OF NURSING  
MINUTES  
OPEN BUSINESS MEETING  
DECEMBER 5, 2008**

A meeting of the New Jersey State Board of Nursing was held on December 5, 2008 in the Monmouth Conference Room, 7th Floor, 124 Halsey Street, Newark, New Jersey. Noreen D'Angelo, Board Member, called the meeting to order at 9:10 a.m.

**ROLL CALL**

**BOARD MEMBERS PRESENT:**

Saundra Austin-Benn Avery Hart  
Irma Bojazi Joni Jones  
Noreen D'Angelo Constance Wilson

**ALSO PRESENT:**

George J. Hebert, Executive Director  
Mary Peterson, Supervisor, Disciplinary Section  
Darlene Lapola, Deputy Attorney General  
Charles Manning, Regulatory Analyst (to discuss regulation changes)

**BOARD MEMBERS NOT PRESENT:**

Marietta Cahill  
Leo-Felix Jurado  
Patricia Murphy  
Karen Rodriguez

**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 26, 2007. A schedule of all 2008 Regular Open Board Meetings to be held during 2008 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 December 5, 2008: Reading and Approval with amendments:

To add under closed session – conference call with DAG Karen Kranse  
To add under new business - Education Program Moratorium  
Disciplinary Cases will be heard immediately following the Board meeting

After discussion the Board, upon a motion made by Constance Wilson and duly seconded by Saundra Austin-Benn, voted to approve the Regular Open Board Meeting Agenda of December 5, 2008 as amended. The motion carried.

**MINUTES:**

Open Business Meeting Minutes of October 21, 2008: Reading and Approval:

After discussion the Board, upon a motion made by Avery Hart and duly seconded by Irma Bojazi, voted to approve the Regular Open Board Meeting Minutes of October 21, 2008. The motion carried.

#### REPORT OF THE BOARD PRESIDENT – LEO-FELIX JURADO:

No report.

#### REPORT OF THE EXECUTIVE DIRECTOR – GEORGE J. HEBERT:

George J. Hebert reported:

The Board was requested to review the following bills:

Assembly Bill 267, which is similar to Senate Bill 2426 – Requires training in diabetes care for certain school employees and use of medical management plans in schools for students with diabetes.

Christine Dewitt-Parker, School Nurse, Legislative Co-Chair, NJSSNA commented on the concerns of the school nurses regarding the language of Assembly Bill 267. There is already a standard practice for a diabetic management plan.

The Board upon a motion made by Connie Wilson and duly seconded by Sandra Austin-Benn, voted to oppose Assembly Bill 267 with the following comments: because the bill expects non-medical personnel to take on too much responsibility for management of clinical situations that are medically complicated. School nurses are expected to be abreast of each child's medical problem and can delegate responsibility as they see fit. The motion carried.

Senate Bill 2231 – Nurse Midwives among medical professionals authorized to certify medical condition of individuals under temporary disability benefits law and Work First New Jersey Act.

The Board, upon a motion made by Irma Bojazi and duly seconded by Sandra Austin-Benn, voted to support Senate Bill 2231 with the following comments: The bill expands to other professionals. It will also allow for quicker processing of disability applications for pregnant clients. The motion carried.

Senate Bill 2273 – Authorizes minors to consent to forensic sexual assault examination in the absence of parental consent if, in the judgment of health care professional, minor appears to have been sexually assaulted.

The Board, upon a motion made by Avery Hart and duly seconded by Joni Jones, voted to support Senate Bill 2273 with the following comments: It is important not to delay care of a minor who has been traumatized to this level. The victims of sexual assault who are minors may receive necessary emergency medical or surgical care if the hospital or clinic is unable to locate or notify the parents or guardian. The amendment to this law allows other health care professionals, beyond physicians, to authorize forensic sexual assault examinations and other medical care. The age restriction should be removed to be extended to less than 13 years of age. The motion carried.

The Board received a plaque from NCSBN outlining the Nursing Principles

MSBT Renewal Update - The Massage, Bodywork and Somatic Therapists are in the first week of the late period. 81.5% of the certificants that were required to renew have done so.

Seeking Approval for George J. Hebert, who attended the following event:

November 26, 2008 – Trintas School of Nurse evening celebration

After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Irma Bojazi, voted to approve the appearance of the George J. Hebert, Executive Director. The motion carried.

## CORRESPONDENCE:

1. October 20, 2008 letter from Magie Conrad, MSN, MPA, RN, BC, CTN, Nurse Administrator, UMDNJ University Correctional Healthcare regarding taking over the medical management and care of all the inmates currently residing in New Jersey Department of Corrections prisons.
2. October 29, 2008 letter from Mark R. Chassin, MD, MPP, MPH, President, the Joint Commission regarding the Centers for Medicare & Medicaid Services issued a memorandum on October 24, 2008 that clarifies the use of standing orders in hospitals.
3. October 30, 2008 Immediate Release – Schools of nursing nationwide move to transform Baccalaureate Education in response to patient care needs the changing role of the RN. 4. October 31, 2008 memo from Karen J. Wells, Supervisor, Administrative Rules Unit, Department of Corrections regarding Proposed Amendments: N.J.A.C.10A:4-8.3;10A:10-3.4 and 6.3; 10A:16-13.5; and 10A:19-2.4 and Proposed Repeal: N.J.A.C. 10A:19-3.2.
5. November 12, 2008 BOME Agenda and Minutes.
6. November 14, 2008 ANA News Release – The American Nurses Association, ANA/California, and the California School Nurses Organization win case enforcing the California Nursing Practice Act n administering insulin to students with Diabetes in California's K-12 Public Schools.
7. November 19, 2008 letter from Mary E. Kelley, MSN, Med, RN, CNE, ANEF, Dean, Trinitas School of Nursing regarding Trinitas Hospital's name change to Trinitas Regional Medical Center.
8. November 21, 2008 the New Jersey Commission on Higher Education – One Minute Summary of its last meeting.

## COMMITTEE REPORTS:

### 1. EDUCATION COMMITTEE: -

Connie Wilson reported: November 18, 2008 Committee Meeting

#### Session I Correspondence

September 22, 2008 – Letter from New Jersey Commission on Higher Education

Re: Notification of its regular monthly meeting to be held on September 26, 2008 at Mary G. Roebling Building in Trenton, NJ

September 30, 2008 – Letter from Laurie Pringle, Executive Director, Lincoln Technical Institute, Paramus

Re: FYI: Notification that Clare Grillo has resigned her position as Program Director effective September 26, 2008. Karen Broncatello, MSN, RN, has been appointed as Interim Program Director while in search for a permanent program director.

September 30, 2008 – Letter from William J. Johnson, Attorney At Law

Re: FYI: Has been retained to represent America Health Care, Inc and they are in receipt of the Final Order of Probation and Denial of Accreditation.

October 8, 2008 – E-mail from Nancy Spector, PhD, RN, Director of Education, National Council of State Boards of Nursing.

Re: FYI: An article by The Chronicle of Higher Education: A Political Education in the Philippines. <http://chronicle.com>

October 9, 2008 – E-mail from Jennifer Butlin, EdD, Director, Commission on Collegiate Nursing Education (CCNE) jbutlin@aacn.nche.edu

Re: CCNE proposes changes to Procedure for Accreditation of Baccalaureate and Graduate Degree programs in Nursing.

October 1, 2008 – E-mail from Barbara Zittel, RN, PhD, Executive Secretary, NY State Board of Nursing. BZITTEL@MAIL.NYSED.GOV

Re: FYI: Another Fraudulent Program (Bellevue and MedLick)

October 27, 2008 – Letter from Susan J. Andrews, MSN, RN, CNE, Acting Director, Holy Name Hospital School of Nursing

Re: FYI: Sr. Claire Tynan retired as Director as of the end of September 2008. Susan J. Andrews will be assuming the role of Acting Director of the School of Nursing.

October 22, 2008 – Letter from Anne McGinley, PhD, RN, APN, C, Dean, Our Lady of Lourdes School of Nursing

Re: FYI: The change in the transfer policy related to science courses at Camden County College has no impact on students at OLOLSON.

October 2008 – Press Release Article from the General Council of Nursing, Department of Communication, Madrid.

Re: FYI: The Spanish General Council of Nursing announces the conversion of its university studies.

## 2. Self Study Report

### Christ Hospital

The Committee reviewed the self-study submission from Christ Hospital and requests the following revisions/clarifications:

The clinical agreements do not meet all the criteria as required by N.J.A.C 13:37-1.10(b) 1-6, Maintaining accreditation; clinical agencies.

Submit a contract that addresses N.J.A.C. 13:37-10(b) 1. 2. 3. 4. 5. 6.

Agreements Review of the terms of the agreement;

Notice of termination of the agreement by either party at least 120 days prior to termination;

Faculty responsibility for student education;

Collaboration between faculty and clinical agency personnel in selecting clinical experiences;

Joint annual evaluation of the effectiveness of the clinical experience, with input from students;

A faculty to student ratio of at least one faculty member for every 10 students.

Christ Hospital X X X

St. Mary Hospital X X X

St. James Hospital X X X

Note: (X)-indicates these regulatory requirements are missing in each contract.

Review of additional material

#### a. Capital Health School of Nursing – Self Study

The Committee reviewed the additional materials submitted by Capital Health School of Nursing. Staff will contact Capital Health School of Nursing regarding the proper use of APN titles.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Joni Jones voted to grant renewal of accreditation for 8 (eight) years for Capital Health School of Nursing. The motion carried.

#### Holy Name Hospital (RN)- Self Study

The Committee reviewed the additional materials submitted by Holy Name Hospital School of Nursing-RN.

After discussion, the Board upon a motion made by Connie Wilson and Irma Bojazi voted to grant renewal of accreditation for 8 (eight) years for Holy Name Hospital. The motion carried.

#### Discussion

#### Moratorium (New Practical Nursing Program Application)

The Committee will request a copy of the Moratorium from the Regulation Committee to commence discussion.

#### Lincoln Technical Institute – Three (3) sites and one program code

The Committee recommends waiting until the Board receives National Council of State Boards of Nursing (NCLEX) 2008 yearly report.

#### 4. Curriculum Changes

##### Camden County College (LPN) Revision/Clarifications

The Committee reviewed Camden County College (LPN) program proposed curriculum changes. The changes proposed are to maintain consistency in credit allocation throughout all of the nursing courses.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Irma Bojazi, voted to approve the Camden County College LPN Nursing Program curriculum change pursuant to N.J.A.C 13:37-1.16. The motion carried.

##### Hohokus-Eastwick College (LPN)

The Committee reviewed Hohokus-Eastwick College (LPN) proposed curriculum changes. In order to adapt academic credit to college credits the course syllabi have been revised.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Sandra Austin-Benn, voted to approve the Hohokus-Eastwick College LPN Nursing Program curriculum change pursuant to N.J.A.C 13:37-1.16. The motion carried.

#### 5. CGFNS Credential Evaluation

The Committee reviewed the CGFNS report. The staff will request additional information from the applicant, obtain complete file and refer this to the Board for discussion.

Session II – November 18, 2008 Committee Meeting

## 1. Session II Correspondence:

November 11, 2008 – Letter from Hippolyte Bayoro, MPA, MHA, School Director, Allcare Health Institute, Inc.

Re: Appealing the Board decision to reconsider the five (5) year waiting period before resubmission of a new application.

Based on the board's decision on October 21, 2008, the committee sustains its decision.

### New Program Application (Appearances)

#### PC Age Career Institute – LPN- (Part II)

PC Age Career Institute was scheduled to appear before the Education Committee on September 26, 2008 for review of Part II. On November 18, 2008, PC Age Career Institute was again scheduled to appear before the Education Committee to review Part II application submission. In spite of (2) two no show appearance the Committee reviewed PC Age Career Institute, Part II application submission. Based on its review, the Committee recommends denying of Part II application submission.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Joni Jones voted that Part II submission from PC Age Career Institute be denied. Based on its review the school's Part II submission requires extensive revision. The school is to submit a new application and will be placed on the Committee's agenda based on the date order it is received. The motion carried.

#### Grace Vocational Nursing School – (Phase I/Phase II)

The Committee met with Grace Vocational Nursing School representatives, and reviewed Part I and Part II application submission. Based on its review, the Committee recommends the school to obtain assistance from a nursing education consultant to revise the entire curriculum. Discussion ensued regarding revision and denial.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Sandra Austin-Benn, voted that Part I and Part II submission from Grace Vocational Nursing School be rejected. Grace Vocational Nursing School may resubmit a new Part I, which will be the last opportunity to satisfy the applicable regulations of the application process. If the new submission is deemed inadequate to satisfy the program regulations the Board will have no other choice, but to apply the mandates of N.J.A.C. 13:37-1.2 (f) 3 and deny the application for a new program in its entirety. The motion carried.

### Revisions/Clarifications

- BA Tech School (Brooks Alternative Technical School) LPN Part I The Committee reviewed the materials submitted by BA Tech School and requests BA Tech to revise the Organizational Chart. If these materials are received and favorably reviewed by the Committee a recommendation of approval of Part I will be made.

After discussion, the Board, upon a motion made by Joni Jones and duly seconded by Irma Bojazi, voted to approve Sessions I and II of the November 18, 2008 Education Committee Meeting. The motion carried.

## 2. REGULATION COMMITTEE:

Irma Bojazi reported: November 18, 2008 Committee Meeting

Committee Regulation Flow Sheet:

The Flow Sheet was reviewed and approved by the Committee after discussion of some rules proposals that

the Board voted on more than three years ago, which are still under the review by the Division of Law and the Office of the Attorney General. Mr. Hebert, Darlene Lapola and Charles Manning will schedule to meet with staff to further discuss this issue.

Old Business:

Foreign School Evaluation Service, N.J.A.C. 13:37-2.3:

The Committee reviewed draft amendments to N.J.A.C. 13:37-2.3 that foreign education programs will be recognized in New Jersey, if your state board has prepared you as such and your state entity governs such.

The Committee recommends that the Board staff seeking additional information from CGFNS and other state boards. To be further discussed at the next Committee meeting.

Quality Improvement Plan for LPN Education

During the Moratorium: The Committee reviewed the Board approved moratorium on applications for practical nursing programs.

N.J.A.C. 13:37-1.2 and 1.3

Application for Establishment of a New Program in Nursing: This issue was on the Committee's agenda for informational purpose.

N.J.A.C. 13:37-1.7, Faculty Qualifications:

After the Committee's discussion on Faculty Qualifications, the Committee agreed to seize on this amendment and look at inviting community leaders to the April workshop and having them get involved with the preparation of this issue.

Reinstatement: Forensic Nurses and Advance Practice Nurses

After the Committee's discussion on Reinstatement Forensic Nurses and Advanced Practice Nurse, the Committee recommends that rules for FSNA be implemented.

Charles Manning will bring a draft to the Committee's next meeting.

N.J.A.C. 13:37-5.2, Biennial license renewal:

The Committee reviewed and approved amendments to N.J.A.C. 13:37-5.2, Biennial license renewal, which require a nurse refresher course for reinstatement or reactivation of a nursing license, either administratively expired or on the inactive status, for more than five years. The nurse refresher course will consist of 30 hours of didactic and clinical education conducted by a qualified instructor within the meaning of N.J.A.C. 13:37-1.7.

New Business:

N.J.A.C. 13:37-1.8, Maintaining Accreditation:

The Committee reviewed and approved the amendments to N.J.A.C. 13:37-1.8, Maintaining accreditation, which requires nursing curriculum of all professional nursing education program shall offer a continuing education course open to licensed registered professional nurses that include organ and tissue donation as required by the law.

N.J.A.C. 13:37-5.2, Biennial license renewal (Deferred related to time constraints.)

Discussion: (Deferred related to time constraints.)

Nursing Education Regulation Standards Nursing programs that have lost their accreditation. How long before can they reapply for accreditation? The Essential of Baccalaureate Education for Professional Nursing Practice

Correspondence:

October 3, 2008 – Letter from Francis Gerbasi, CRNA, PhD, Executive Director, Council on Accreditation of Nurses Anesthesia Education Programs.

Re: Requirement for contact hours in Pharmacology in Nurse Anesthesia Education Programs.

This issue was on the Committee's agenda for informational purpose.

After discussion, the Board, upon a motion made by Joni Jones and duly seconded by Sandra Austin-Benn, voted to approve the November 18, 2008 Regulation Committee Meeting Report. The motion carried.

NOMINATION COMMITTEE: -

Noreen D'Angelo reported:

The Nominating Committee met to discuss the recommended candidates for Board President and Secretary/Treasurer for the upcoming elections for 2009. Board members were requested to forward nominations to Noreen D'Angelo prior to November 1, 2008.

The Nominating Committee recommends Dr. Patricia Murphy for Board President and Mr. Leo-Felix M. Jurado for Secretary/Treasurer.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Sandra Austin-Benn, voted to approve the recommendations of the Nominating Committee. The motion carried.

OPEN FORUM:

Noreen D'Angelo asked the public to share with the Board of Nursing any concerns, issues or questions:

Josephine Sienkiewicz, MSN, RN, Director of Education and Clinical Practice, The Home Care Association of New Jersey – commented on the Western Govern Online Program and if the Board had a comments on New Jersey being a clinical site.

Linda DeLamar, President-Elect, New Jersey Association of Nurse Anesthetists – thanked the George J. Hebert and Naomi Monroe, Board Staff for making the process easy for CRNAs to be grandfathered in as APNs. Ms. DeLamar discussed the statistics on CRNAs in New Jersey.

After discussion, the Board upon a motion made by Joni Jones and duly seconded by Irma Bojazi, voted to go into closed session to discuss disciplinary matters and nursing programs. The motion carried.

OPEN RESUMED:

NEW BUSINESS:

1. Notice of Moratorium on the Acceptance of New Applications for Practical Nursing Programs. This issue will be discussed by Charles Manning, Regulatory Analyst.

After discussion, the Board upon a motion made by Irma Bojazi and duly seconded by Joni Jones, voted to approve the Moratorium in accordance with N.J.S.A. 45:11-23 et seq. The motion carried. CGFNS – Credential Evaluation Service Full Education Course-by-Course Report for Larisa Litvinova. Ms. Litvinova

is foreign applicant who wishes to challenge the RN examination.

After discussion, the Board upon a motion made by Connie Wilson and duly seconded by Joni Jones, voted to deny the request of Ms. Litvinova until the educational information has been verified through CGFNS. The motion carried.

ADJOURNMENT:

On December 5, 2008 the Regular Open Board Meeting was adjourned at 1:05 p.m. The next Open Business Meeting will be held on February 17, 2009.

After discussion the Board, upon a motion made by Joni Jones and duly seconded Irma Bojazi, voted to adjourn the Regular Open Board meeting of December 5, 2008 at 1:05 p.m. The motion carried.

Respectfully Submitted,

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Noreen D'Angelo  
Board Member