

NEW JERSEY STATE BOARD OF NURSING
MINUTES
OPEN BUSINESS MEETING
SEPTEMBER 9, 2011

A meeting of the New Jersey State Board of Nursing was held on September 9, 2011 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Patricia A. Murphy, Board President called the meeting to order at 1:35 p.m.

ROLL CALL

BOARD MEMBERS PRESENT:

Saundra Austin-Benn
Noreen D'Angelo
Theresa Beck
Richard Hader
Avery Hart

Patricia Murphy
Luz Ramos
Therese Steinhardt
Constance Wilson

ALSO PRESENT:

George J. Hebert, Executive Director
Olga Bradford, Deputy Attorney General
Joanne Leone, Deputy Attorney General
Diane Scott, Administrative Staff
Mary Peterson, Supervisor, Disciplinary Section
Charles Manning, Regulatory Analyst
Barbara Lopez, Deputy Attorney General

BOARD MEMBERS NOT PRESENT:

Jonathan Hress Joni Jones Karen Rodriguez

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 December 23, 2010. A schedule of all 2011 Regular Open Board Meetings to be held during 2011 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 September 9, 2011: Reading and Approval:

After discussion, the Board upon a motion made by Luz Ramos and duly seconded by Theresa Beck, voted to approve the Regular Open Board Meeting Agenda of September 9, 2011. The motion carried.

MINUTES:

Open Business Meeting Minutes of May 6, 2011: Reading and Approval:

After discussion, the Board upon a motion made by Richard Hader and duly seconded by Sandra Austin-Benn, voted to approve the Regular Open Board Meeting Minutes of May 6, 2011. The motion carried.

REPORT OF THE BOARD PRESIDENT – DR. PATRICIA A. MURPHY:

Dr. Murphy reported:

- 2011 NCSBN Annual Meeting – Dr. Murphy and George J. Hebert attended the NCSBN Annual Meeting which was held on August 3, 2011 in Indianapolis, Indiana. Topics of discussion included:
 - The adoption of the Uniform Licensure Requirements for state boards of nursing.
 - Approval of the Singapore Nursing Board as an Associate Member of NCSBN.
 - Approval of the College of Registered Nurses of Nova Scotia as an Associate Member of NCSBN.
 - The Leadership Succession Committee has prepared the 2011 Slate of Candidates with due regard for the qualifications required by the positions open for election, fairness to all nominees and attention to the goals and purpose of NCSBN.

REPORT OF THE EXECUTIVE DIRECTOR – GEORGE J. HEBERT:

George Hebert reported:

- New Board Member - Therese Steinhardt was appointed to the Board.
- Gave a detailed overview regarding the NCSBN's Website.
- NCSBN conducts the Mid-year and Annual Meeting dealing with NCSBN association issues. It also provides a variety of forums that focus on operational areas of interest and importance to State Boards of Nursing i.e. education and also sponsors two representatives from members boards to attend many of these meetings.
- Committee Assignments – To continue with the work of the Board, it is suggested that each board member review their assignment and discuss any request for change with President Murphy.

- A discussion ensued regarding having an Annual Meeting to reflect on the work of the Board during the year.
- The Board received a request from the NJ Collaborating Center for Nursing as part of its ongoing workforce study to conduct a survey on the retirement of nurses. The results will be shared with the Board. **After discussion, the Board upon a motion made by Richard Hader and duly seconded by Luz Ramos, voted to support the survey of the NJ Collaborating Center for Nursing. The motion carried.**
- Rutgers College of Nursing conducted a survey on selected nursing tasks of delegation of administration of medications to CHHAs. **This matter was referred to the Regulation Committee for further review and to report back to the Board at a later date.**
- End of Program Exit Exams – a discussion ensued regarding nursing programs using the results exit exams as the sole criteria in order for students to complete the program. **This matter will be discussed at the November 4, 2011 Disciplinary Meeting.**
- Deeming Model for nursing program approval – Further discussion by the Board of Nursing needs to be held regarding the potential to require program accreditation by a national nursing accreditation agency.
- Caldwell College is graduating the second cohort of students in its collaborative program with Mountainside Hospital. Both programs are interested in dissolving this relationship. Both schools will be invited to speak with representatives from the Education Committee to discuss these plans.

INFORMATIONAL PURPOSES:

1. Legislative Affairs Report – Second Quarter April 1, 2011 – June 30, 2011
2. May 2011 Nurse Advise ERR Report
3. May 23, 2011 Article in Modern Healthcare regarding “Making Privacy a Priority”
4. May 25, 2011 in News Nurse – On Guard regarding examples of serious violations of nursing practice.
5. June 2011 Nursing Call Center Annual Performance Statistics
6. July 22, 2011 the AHA Endorses Requiring Influenza Vaccinations for HCWs.
7. July 27, 2011 Press Release – National League for Nursing Announces New Centers of Excellence – Selected Schools to be recognized during 2011 NLN Education Summit.
8. August 10, 2011 NCSBN Inducts its Fifth Group of Fellows of the NCSBN Institute of Regulatory Excellence.

COMMITTEE REPORTS:

EDUCATION COMMITTEE:

Sandra Austin-Benn reported on the following:

July 8, 2011 Session I:

Correspondence:

- a. May 2, 2011 – Email from George Hebert, MA, RN Executive Director, NJBON

Re: Test Security and Invalid Results from NCSBN

- b. May 2011 – Faculty Development Bulletin May 2011
Re: Professional Growth and Lifelong Learning
- c. May 2011 – Email from National League for Nursing (NLN)
Re: NLN Releases Annual Survey of Schools of Nursing 2009-2010
- d. March 23, 2011 – Letter from Judith Mathews, RN, PhD, Dean, JFK Medical Center
Muhlenberg Harold B. and Dorothy A. Snyder Schools Re: Name Change
- e. March 23, 2011 - Letter from Dr Pam Fuller, EdD, RN, Dean, University of Phoenix
Re: Intent to offer Bachelor of Science in Nursing (RN to BSN) and Master of Science (MSN) courses as well as continuing education hours to New Jersey residents.
- f. April 1, 2011 – Letter from Sharon J. Tanner, EdD, RN, CEO, NLNAC
Re: Summary of actions taken by the NLNAC Board of Commissioners during its meeting on March 3-4, 2011.
- g. April 8, 2011 – Letter from Timothy Inverso, MSN, RN, CEN, Regional Director of Nursing, Lincoln Technical Institute Re: Change in the grading criteria of our Professional Awareness II Course –PN142. Course is offered in the 4th term. **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Luz Ramos voted to approve the change. The motion carried.**
- h. April 8, 2011 – Letter from Patrick A. Ervilus, PhD, MSN, FNP-C, River Primary Care Center, Inc Re: Clinical site for Moe Shea Corporations’ Practical Nursing Training Program.
- i. April 12, 2011 – Letter from Teri Stallone, Ed.D, Principal, Camden County Technical Schools. Re: Termination of LPN Program
- j. April 15, 2011 - Letter from William Gottshall, MA, RN, NEA-BC, Director of Nursing, Lincoln Technical Institute, Edison campus. Re: Their action plan to correct the 2009 NCLEX-PN results. **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Luz Ramos voted to approve the action plan for one year and then review NCLEX-PN results. The motion carried.**
- k. April 15, 2011 – Letter from Carnette Smith, RN, MS, Director of Nursing, Lincoln Technical Institute, Paramus campus. Re: Their action plan to correct the 2009 NCLEX-PN results. **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Connie Wilson voted to approve the action plan for one year and then review NCLEX-PN results. The motion carried.**
- l. April 19, 2011 – Letter from Rachael Anderson, MSN-Ed, RN, Director of Nursing, Lincoln Technical Institute, Moorestown campus. Re: Their action plan to correct the 2009 NCLEX -

PN results. **After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Theresa Beck voted to approve the action plan for one year and then review NCLEX-PN results. The motion carried.**

- m. April 19, 2011 – Letter from Barbara J. Robinson, RN, MSN, CNOR, Program Director, Leads School of Technology. Re: Salem Memorial Hospital and Our Lady of Lourdes Medical Center will be used for their clinical sites. **After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Connie Wilson voted to approve the clinical sites of Leads School of Technology. The motion carried.**
- n. April 19, 2011 – Letter from Michelle O’Neal, MSN, RN, CNE, Director of Nursing, Salem Community College. Re: Effective September 1, 2011 the Department of Nursing is planning to decrease the number of total credits for the ADN degree completion based on a recommendation from NLNAC. **After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Connie Wilson voted to approve the request of Salem Community College. The motion carried.**
- o. April 20, 2011 – Letter from Philip J. Guenther, Ed.D, Superintendent, Atlantic County Vocational School District. Re: The transfer of the existing PN program offered at Atlantic County Institute of Technology to the Atlantic Cape Community College.
- p. May 10, 2011 – Letter from Barbara Blackwell, MA, EdD, RN-BC, Interim Director, Holy Name Medical Center School of Practical Nursing. Re: Request to include a 12 month evening program, without changing the curriculum and/or objective. **After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Luz Ramos voted to approve the request of Holy Name Medical Center School of Practical Nursing. The motion carried.**
- q. May 19, 2011 – Letter from Mary Lee Pollard, PhD, RN, Dean, Excelsior College
Re: Effective May 16, 2011 Mary Lee Pollard, PhD, RN will assume the role as Dean
- r. May 24, 2011 – Letter from Mary K. Walker, PhD, RN, FAAN, Dean, South University
Re: The College of Nursing has received 10-year accreditation from CCNE
- s. May 25, 2011 – Letter from Maria Luisa deRoma-Ragaza, MSN, RN, Chair Nursing Department, Dover Business College. Re: Curriculum Change. **After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Luz Ramos voted to approve the Curriculum Change of Dover Business College. The motion carried.**
- t. June 7, 2011 – Letter from Lorraine K. McEvoy, DNP, MSN, RN, OCN, Interim Director, Caldwell College. Re: Caldwell College and Mountainside Hospital Center for Nursing Practice have mutually agreed to dissolve this joint venture agreement by the Fall of 2013 or before
- u. June 2011 – Final Actions that were taken by the CCNE Board of Commissioners at its meeting on April 14-16, 2011

- v. August 2010 – Email from Diane Walker, RN, MS, Vice President, Griswold Special Care Re: HHA training program questions. **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Connie Wilson voted not to support recommendations of Diane Walker. The motion carried.**
- w. June 22, 2011 – Letter from Sandra Mesics, RN, MSN, CNM, Director, St. Lukes School of Nursing Re: St. Luke’s School of Nursing plans to utilize Warren Hospital as a clinical education site

July 8, 2011 Session II:

New Program Application:

- a. Marie’s Allied Health & Technology Institute – **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Connie Wilson voted to deny Provisional Accreditation to Marie’s Allied Health & Technology Institute. The motion carried.**
- b. BA Tech School, Part 2 - **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Connie Wilson voted to grant BA Tech School Provisional Accreditation. The motion carried.**
- c. Ace Healthcare Training Institute, Part 2 - **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Luz Ramos voted to deny Ace Healthcare Training Institute Provisional Accreditation. The motion carried.**
- d. New Jersey City University - **After discussion, the Board upon a motion made by Sandra Austin-Benn and duly seconded by Connie Wilson voted to grant New Jersey City University Provisional Accreditation. The motion carried.**

NEW BUSINESS:

Charles Manning, Regulatory Analyst will discuss the following items:

1. APN labeling samples proposal – The Board reviewed and discussed amendments to N.J.A.C. 13:37-7.10 which set forth requirements for labeling of pharmaceutical samples by advanced practice nurses. **After discussion, the Board upon a motion made by Noreen D’Angelo and duly seconded by Sandra Austin-Benn voted to approve the amendments to N.J.A.C. 13:37-7.10. The motion carried.**
2. Time frame for applying for licensure application – The Board reviewed and discussed amendments to N.J.A.C. 13:37-2.1 and 7.2 which would require an applicant to complete an educational program and examination no more than two years prior to submitting an application for licensure or certification. If an educational program or examination was

completed more than two years prior to submission, the applicant will be required to complete a remediation course. **After discussion, the Board upon a motion made by Noreen D'Angelo and duly seconded by Saundra Austin-Benn voted to approve the amendments to N.J.A.C. 13:37-2.1 and 7.2. The motion carried.**

3. Responsibility of licensure – The Board reviewed and discussed amendments to N.J.A.C. 13:37-5.6 which deals with an individual who holds more than one license. The Committee recommends that this rule be deleted as it has created unnecessary confusion as to the ability of entities to employ licensees in non-nursing capacities. **After discussion, the Board upon a motion made by Noreen D'Angelo and duly seconded by Saundra Austin-Benn voted to approve that N.J.A.C. 13:37-5.6 is deleted. The motion carried.**

OPEN FORUM:

Patricia Murphy asked the public to share with the Board of Nursing any concerns, issues or questions:

- Dr. Kevin O'Neill, Representative from New Jersey City University, thanked the Board for granting provisional accreditation to the nursing program.
- Rita Fine, President/Founder Daughter for a Day, LLC commented on private agency care and what is the requirement for companions working in the home without a certification.

After discussion, the Board upon a motion made by Saundra Austin-Benn and duly seconded by Luz Ramos, voted to go into closed session to discuss disciplinary matters and nursing programs. The motion carried.

ADJOURNMENT:

After discussion, the Board upon a motion made by Luz Ramos and duly seconded by Sandra Austin-Benn, voted to adjourn the Regular Board Meeting.

On September 9, 2011 the Regular Open Board Meeting was adjourned at 3:00 p.m. The next Regular Board Meeting will be held on December 2, 2011.

Respectfully Submitted,

Patricia A. Murphy
Board President