

### 3rd AGENDA

**BOARD OF NURSING**  
**February 12, 2015 – 8:30 a.m.**  
**Room 474 (Fourth Floor)**  
Heber M. Wells Building  
160 E. 300 S. Salt Lake City, Utah

*This agenda is subject to change up to 24 hours prior to the meeting.*

#### **ADMINISTRATIVE BUSINESS:**

1. Sign Per Diem
2. Call Meeting to Order.
3. Review and approve January 8, 2015 minutes

#### **APPOINTMENTS:**

- 9:00 a.m.** -Todd Powell and attorney – Mr. Powell's request  
**9:30 a.m.** - Gena Schmidt, application  
**9:45 a.m.** - Connie Call, compliance report

#### **BOARD BUSINESS:**

- Rule:
  - Clarification and direction regarding licensure of foreign-education nurses
  - Continuing education requirement for maintaining licensure
- Diana Parrish – report regarding NCSBN's January 31, 2015 EO Compact meeting
- Legislative update

#### **PROBATION INTERVIEWS:**

**Please note: The compliance report, report from Committees and probation interviews may result in a closed meeting in accordance with §52-4-205(1)(a).**

- 11:00 a.m.** Erin Rasmussen, her request  
**11:15 a.m.** Marie Gygi, non-compliance  
**11:30 a.m.** Rachel Zimmermann, non-compliance  
**11:45 a.m.** Amy Coleman, non-compliance

#### **NEXT MEETING:** March 12, 2015

Meetings scheduled for the next quarter: There is a Hearing currently scheduled for April 9, 2015 (it is possible that this will be a two day Hearing, April 9-10, 2015); May 14, 2015 and June 11, 2015.

**Note:** In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify, Dave Taylor, ADA Coordinator, at least three working days prior to the meeting. Division of Occupational & Professional Licensing, 160 East 300 South, Salt Lake City, Utah 84115, 801-530-6628 or toll-free in Utah only 866-275-3675

# Guests - Please sign

Date: Feb. 12, 2015

## BOARD OF NURSING

NAME: (Please Print)

REPRESENTING

Kathleen Kaufman	Utah Nurses Assoc.
Todd Powell	Self
Michael Petro	Todd Powell
Boo Ruzic	Todd Powell
Kyra Neeley	
Mary Bellandus	self
Erin Rasmussen	self
Bobbie Green	(mother)
Rachel Zimmermann	self
Audrey Elliott	mother

close - 9:07  
9:20 - open  
close - 9:36  
10:15 - open  
et 10:58 - open

**SWORN STATEMENT  
SUPPORTING CLOSURE OF BOARD MEETING**

DOPL-FM-010 04/28/2006

I, Cecilee Rall acted as the presiding member of the Utah Nursing Board, which met on 2-2-15

Appropriate notice was given of the Board's meeting as required by §52-4-202.

A quorum of the Board was present at the meeting and voted by a UNANIMOUS vote, as detailed in the minutes of the open meeting, to close a portion of the meeting to discuss the following:

- the character, professional competence, or physical or mental health of an individual (52-4-205(1)(a))
- strategy regarding pending or reasonably imminent litigation (§52-4-205(1)(c))
- deployment of security personnel, devices, or systems (§52-4-205(1)(f))
- investigative proceedings regarding allegations of criminal misconduct (§52-4-205(1)(g))

The content of the closed portion of the Board meeting was restricted to a discussion of the matter(s) for which the meeting was closed.

With regard to the closed meeting, the minutes and recording of the open meeting include:

- (a) the date, time, and place of the meeting;
- (b) the names of members present and absent;
- (c) the names of all others present except where such disclosure would infringe on the confidentiality necessary to fulfill the original purpose of closing the meeting;
- (d) the reason or reasons for holding a closed meeting; and
- (e) the vote either for or against the proposition to hold such a meeting cast by each board member by name.

Pursuant to §52-4-206(5), a sworn statement is required to close a meeting under §52-4-205 (1)(a) or 52-4-205(1)(f), but a record by tape recording or detailed minutes is not required.

A record was not made  
 A record was made by:  Tape Recording  Detailed Written Minutes

Pursuant to §52-4-206(1), a record by tape recording is required for a meeting closed under §52-4-205(1)(c) or 52-4-205(1)(g), and was made.

Detailed written minutes of the content of a closed meeting although not required, are permitted and were kept of the meeting.

I hereby swear or affirm under penalty of perjury that the above information is true and correct to the best of my knowledge.

Cecilee Rall  
Board Chairman or other Presiding Member

2-12-15  
Date of Signature

# REVISED CHECKLIST FOR PUBLIC MEETINGS

(Fill in the blanks to correspond to each respective board, commission, or committee.) *Start 8:30*

I am Cescilee Rall, chairperson of the BOARD OF NURSING.

I would like to call this meeting of the BOARD OF NURSING to order.

It is now (time) 8:30 (am / pm) on February 12, 2015

This meeting is being held in room 474 of the HEBER WELLS BUILDING in SALT LAKE CITY UT.

Notice of this meeting was provided as required under Utah's Open Meeting laws.

In compliance with Utah's Open Meetings laws, this meeting is being recorded in its entirety. The recording will be posted to the Utah Public Notice Website no later than three business days following the meeting.

In compliance with Utah's Open Meeting laws, minutes will also be prepared of this meeting and will be posted to the Utah Public Notice Website. Appropriately marked "pending approval" minutes will be posted no later than 30 days after the close of the meeting and "approved" minutes no later than three business days after approval.

The following Board members are in attendance:

	YES	NO
<u>CESCILEE RALL</u> , Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>PEGGY BROWN</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>ALISA BANGERTER</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DIANA PARRISH</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>RALPH PITTMAN</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>MEGAN CHRISTENSEN</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>CALVIN KREMIN</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>KATHERINE OSWALD</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>SHERYL STEADMAN</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>STEVEN HIGGINSON II</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DEB HOBBS</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

The following Board members are absent: (Refer to the above list.)

The following individuals representing DOPL and the Department of Commerce are in attendance:

	YES	NO
<u>Mark B. Steinagel</u> , Division Director	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Suzette Farmer</u> , Bureau Manager	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Shirlene Kimball</u> , Board Secretary	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Connie Call</u> , Compliance Specialist	<input checked="" type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>

We welcome any visitors and interested persons at this time. Please be sure to sign the attendance report for the meeting and identify yourself before speaking.

As a courtesy to everyone participating in this meeting, at this time we ask for all cell phones, pagers, and other electronic devices to be turned off or changed to silent mode.

Board motions and votes will be recorded in the minutes.

Let us now proceed with the agenda.

(End of the Meeting) It is now (time) 12:21 (am / pm), and this meeting is adjourned.

**Renewal Requirements Survey**  
Sent to NCSBN Member Boards – 30 Member Boards Responded  
**January 2015**

*Do you require continuing education hours for renewal of nursing (RN/LPN) licensure?*

	<b>Response Count</b>	<b>Response Percent</b>
<b>Yes: RN and LPN</b>	20	51%
<b>Yes: RN only</b>	2	5%
<b>No</b>	10	26%
<b>Varies</b>	1	3%
<b>Other</b>	6	15%

*If you require continuing education for renewal of nursing (RN/LPN) licensure, how many hours are required per year?*

	<b>Response Count</b>	<b>Response Percent</b>
<b>Yes: RN and LPN</b>	8	22%
<b>Yes: RN only</b>	8	22%
<b>No</b>	9	25%
<b>Differs for RNs and LPNs</b>	3	8%
<b>Other</b>	8	22%

*Do you require practice hours for renewal of nursing (RN/LPN) licensure?*

	<b>Response Count</b>	<b>Response Percent</b>
<b>Yes: RN and LPN</b>	5	14%
<b>Yes: RN only</b>	0	0%
<b>No</b>	28	76%
<b>Varies</b>	1	3%
<b>Other</b>	3	8%

*If you require practice hours for renewal of nursing (RN/LPN) licensure, how many hours are required per year?*

	<b>Response Count</b>	<b>Response Percent</b>
<b>Yes: RN and LPN</b>	22	69%
<b>Yes: RN only</b>	4	12%
<b>No</b>	1	3%
<b>Differs for RNs and LPNs</b>	0	0%
<b>Other</b>	5	16%

**Comments:**

- The licensee has to certify that they have completed two of three methods. The methods are 320 hours of practice, 30 contact hours of CE, and/or 30 hours of professional volunteer practice.
- 400 [practice] hours in 2 year renewal cycle, CE can compensate.
- [Practice] hours are one method of proving competency.
- Practice requirement: 400 hours/50 days in past 2 years or 960 hours/120 days in past 5 years
- 500 [practice] hours in the previous 5 years
- 531 [practice] hours per 3 years

1 **NURSE PRACTICE ACT AMENDMENTS**

2 2015 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Sophia M. DiCaro**

5 **Senate Sponsor: \_\_\_\_\_**

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6  
7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the Nurse Practice Act.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ amends the requirements for a nursing education program to qualify as an approved  
13 education program;

14 ▶ amends the division's rulemaking authority related to limited-time approved  
15 education programs; and

16 ▶ makes technical changes.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 **AMENDS:**

23 **58-31b-601**, as last amended by Laws of Utah 2013, Chapter 262

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24  
25 *Be it enacted by the Legislature of the state of Utah:*

26 Section 1. Section **58-31b-601** is amended to read:

27 **58-31b-601. Minimum standards for nursing programs -- Medication aide**

H.B. 218



28 **training.**

29 (1) Except as provided in Subsection (2), to qualify as an approved education program  
 30 for the purpose of qualifying graduates for licensure under this chapter, a nursing education  
 31 program shall be accredited by ~~[the:]~~ ~~Ĥ~~→ [a-programmatic] an ~~←Ĥ~~ accrediting body for nursing  
 31a education  
 32 that is approved by the United States Department of Education.

33 ~~[(a) Commission on Collegiate Nursing Education;]~~  
 34 ~~[(b) National League for Nursing Accrediting Commission; or]~~  
 35 ~~[(c) Council on Accreditation of Nurse Anesthesia Educational Programs.]~~

36 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
 37 division, in consultation with the board, may make rules establishing requirements for a  
 38 nursing education program to qualify for a limited time as an approved education program for  
 39 the purpose of qualifying graduates for licensure under this chapter, ~~[prior to its obtaining an]~~ if  
 40 the program:

41 (a) is in the process of obtaining the accreditation described in Subsection (1)[-];  
 42 (b) has recently been denied accreditation after seeking to obtain the accreditation  
 43 described in Subsection (1); or  
 44 (c) has recently lost the accreditation described in Subsection (1).

45 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and  
 46 the provisions of this chapter, the division shall make rules defining the minimum standards for  
 47 a medication aide certified training program to qualify a person for certification under this  
 48 chapter as a medication aide certified.

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**Legislative Review Note**  
 as of 2-2-15 9:13 AM

**Office of Legislative Research and General Counsel**