



State of Idaho
Division of Occupational and Professional Licenses
Board of Nursing

BRAD LITTLE
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Minutes of 10/12/2023

Board Members Present:	Deena Rauch, DNP, RN – Chair Jennifer Hines-Josephson, RN – Vice Chair Kristi Permann, RN Kara Mahannah, LPN Renée Watson, RN Michelle Anderson, DNP, RN Cindy Hone, Public Member	Division Staff:	Nicki Chopski, Executive Officer, Pharm D Russell Barron, Division Administrator Russell Spencer, General Counsel Stephanie Lotridge, Licensing Program Manager Berk Fraser, Chief Investigator Jan Arrasmith, Practice and Education Specialist Madyson Crea, Board Support Specialist
Board Members Absent:	Laura Pisca, RN Christine Main, LPN	Others Present:	Joan Callahan, Board Prosecutor

The meeting was called to order at 8:30 AM by Dr. Deena Rauch, DNP, RN.

Approval of Minutes

A motion was made and seconded to approve the 07/26/2023 & 07/27/2023 minutes with the discussed revision to clarify “direct supervision” of nurse interns in the 07/26/2023 minutes. The motion carried.

DIVISION BUSINESS

Financial Update: The Board reviewed the 2023 fiscal year-end financial report, and staff addressed questions. Dr. Chopski informed the Board that they have a large cash balance, and the Division is preparing a report for the legislature to address this.

Executive Agency Legislative Ideas: Board staff reviewed seven legislative ideas the Division plans to move forward in the 2024 session. Five apply to the Health Professions, and four apply directly to the Board of Nursing. Dr. Chopski reviewed the proposed edits to the Uniform Controlled Substance Act, which is an annual bill administered by the Board of Pharmacy. This would place six illicit substances in Schedule I. The proposed fingerprinting bill would not directly affect the Board of Nursing but would align board processes. A proposed licensure renewal bill would transition all professional licenses to renew every two years on the licensee’s birthdate. Lastly, the proposed Allied Health Advisory Board would consolidate four Board of Medicine advisory boards into one advisory board.

The Board of Midwifery statute is sunseting July 1, 2024. Therefore, the Division proposes to combine the Board of Midwifery and the Board of Nursing. Dr. Chopski stated the Division has engaged with midwifery stakeholders and introduced this to the Board of Midwifery last week. The Board expressed their concerns with the proposed legislation, and the Board Chair requested public comment. The public comments from nurses and midwives expressed concerns in opposition to the proposed consolidation. Dr. Chopski stated that board staff will continue discussions with stakeholder groups.

Board Training – Discipline: Mr. Spencer reviewed the license suspension, administrative complaint and hearing processes. The only change in the Board’s process will be to authorize the Board Prosecutor to file an administrative complaint when a respondent rejects a proposed Stipulation and Order.

BOARD BUSINESS

Board of Nursing Policy Review: Dr. Rauch asked staff to review the recommended changes to board policies for HPRP, APRN, and Education. The Board discussed and determined the following:

HPRP Policies – 1-11: The Board expressed support for the revisions made to the policies. These will become Division policies as the PRN has transitioned to the Health Professionals Recovery Program to serve all healthcare professionals, including nurses.

APRN 1-5: A motion was made and seconded to approve the changes recommended by the APRN Advisory Committee. The motion carried. Policies 2, 4, and 5 were eliminated. Policies 1 and 3 were revised to update terms.

Education: The Board reviewed feedback received from CNEL and previously struck rules for education. The Board agreed with CNEL that clarification was only needed for Faculty and Administrator qualifications and directed staff to draft policy and to continue to collaborate with CNEL.

Renewal of Delegated Authority: After review of the draft delegated authority, a motion was made and seconded to approve the recommended changes and reauthorize delegated authority. The motion carried.

Nurse Intern Pilot: The Board reviewed stakeholder input on the draft Nurse Intern Pilot. The Board discussed next steps, including a timeframe of two years for the pilot. Ms. Permann stated that Board members could do site visits to facilities participating in the pilot. The Board determined a need for implementing performance measures and ways to assess the program. Additionally, the Board would like to review quarterly reports from facilities and have any adverse events immediately reported to board staff. The Board directed staff to create an attestation for participants and a contract for facilities to be reviewed at the next meeting.

A motion was made and seconded to approve and move forward with implementation of the Nurse Intern Pilot as drafted, with the addition of epidural and intrathecal routes of administration and related procedures to the “not permitted list”. The motion carried.

Expungement Request: Following the review of the expungement request, pursuant to Idaho Code § 67-9413, a motion was made and seconded to grant the request for expungement of case # 98-079. The motion carried

Case No. 2022-100030: Review of Default Judgement: A motion was made and seconded to approve the default order and to authorize the Board Chair to sign the Final Order. The motion carried.

Conference Attendance Request and Reports: The Board reviewed submitted travel reports and discussed attendance at upcoming conferences. A motion was made and seconded to approve upcoming board travel as presented. The motion carried.

Election of Board Chair and Vice Chair: Following discussion, a motion was made and seconded to reelect Dr. Rauch as Board Chair and Ms. Hines-Josephson as Vice Chair. The motion carried.

EXECUTIVE SESSION

A motion was made and seconded to enter Executive Session pursuant to Idaho Code § 74-206(1)(f) to discuss pending litigation with legal counsel and Idaho Code § 74-206(1)(d) to consider records related to a licensee's ability to obtain or retain a license, which is exempt from public disclosure. The vote was: Ms. Permann, aye; Ms. Hone, aye; Ms. Mahannah, aye; Ms. Watson, aye; Ms. Hines-Josephson, aye; Dr. Anderson, aye; Dr. Rauch, aye. The motion carried.

A motion was made and seconded to exit Executive Session. The motion carried.

Applications: A motion was made and seconded to authorize general counsel to draft a response to the inquiry labeled application number 1. The motion carried.

A motion was made and seconded to approve application number 2 with conditions discussed in executive session. The motion carried.

Discipline:

A motion was made and seconded to enter into an agreement in lieu of discipline for case number 2023010034 and to authorize the Board Prosecutor to enter a Stipulation and Order should the agreement in lieu of discipline be rejected. Additionally, to authorize the Board Prosecutor to file an administrative complaint should the Stipulation and Consent Order be rejected. The motion carried.

A motion was made and seconded to enter a Stipulation and Order for case numbers 2021120047, 2021100015, 2022020027, and 2023050025. Additionally, to authorize the Board Prosecutor to file an administrative complaint should any of the Stipulation and Consent Orders be rejected. The motion carried.

A motion was made and seconded to enter a Stipulation and Order for case number 2023060025 and to authorize the Board Prosecutor to file an administrative complaint should the Stipulation and Consent Order be rejected. The motion carried with 2 votes in opposition.

Adjourn

There being no further business, the meeting was adjourned at 2:55 PM.

The next meeting is on 01/25/2024