



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

**BRAD LITTLE**  
Governor  
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Administrator

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**Minutes of 04/10/2024**

<b>Board Members Present:</b>	Deena Rauch, DNP, RN – Chair Kristi Permann, RN Kara Mahannah, LPN Renée Watson, RN Christine Main, LPN Cindy Hone, Public Member Laura Pisca, RN	<b>Division Staff:</b>	Nicki Chopski, Executive Officer, Pharm D Russ Spencer, General Counsel Stephanie Lotridge, Licensing Program Manager Berk Fraser, Chief Investigator Brandy Fitchett, Practice and Education Specialist Madyson Crea, Board Support Specialist
<b>Board Members Absent:</b>	Michelle Anderson, DNP, RN Jennifer Hines-Josephson, RN – Vice Chair		

The meeting was called to order at 1:00 PM by Dr. Deena Rauch.

**Approval of Minutes**

A motion was made and seconded to approve the 01/25/2024 minutes. The motion carried.

**DIVISION BUSINESS**

**Legislative Update:** Dr. Chopski informed the Board of the following agency legislation:  
H0437 Midwifery: This bill is to consolidate the Board of Nursing and Board of Midwifery. The bill passed and will be in effect on 7/1/2024. The Division is committed to ensuring that the regulation of these two professions under one Board is suitable for both professions. The Board discussed the changes to the Board composition, and Dr. Chopski addressed questions. The first combined meeting of these Boards will be on 7/25/2024.

H0505 Licensure Renewals: The purpose of this legislation is to update all licensure renewals under the Division of Occupational and Professional Licenses to a biennial renewal cycle, with an expiration date at the licensee's birth date. This will allow for consistency in renewal cycles throughout the Division. This bill will go into effect 7/1/2024 and the Division has until 7/1/2028 to fully implement changes.

H0490 Criminal Background Checks: This bill allows the division administrator, unless otherwise prohibited by law or rule, to conduct fingerprint criminal background checks as a requirement for licensure and registration, revises language concerning fingerprinting to align the procedures employed by the various boards and commissions governed by the division of occupational and professional licenses, and simplifies the fingerprinting process for applicants. This bill passed and will go into effect 7/1/2024.

H0435 Uniform Controlled Substances: This bill updates Schedule I of the Idaho Controlled Substance Act with the addition of certain synthetic stimulants and opioids that are not approved for medical use and are not formulated or available for clinical use. This bill passed and is in effect as of 3/11/2024.

Dr. Chopski informed the Board of the following nonagency legislation that passed this session: H0417 State Agencies, Cash Payment, H0518 Medicaid Fraud Unit, H0705 Occupational Licensing Reform, S1234 Contraception, S1247 Crisis Response Holds and S1429 Occupational Licensing.

**Financial Update:** The Board reviewed the 2024 fiscal year quarter one and two financial reports. Staff addressed questions. Dr. Chopski informed the Board that they have a large cash balance, and the Division is preparing a report to address this. The Board discussion will continue at a future meeting.

**Board Training – Open Meeting Law:** Mr. Spencer presented information on open meeting law requirements.

## **BOARD BUSINESS**

**Board of Nursing Policy Review:** Dr. Rauch asked staff to lead the discussion on the recommended changes to board policies for Licensure, Out of Practice, Foreign Credential Evaluators and draft Education policies. The Board discussed and determined the following:

Licensure: After reviewing the recommended changes, a motion was made and seconded to approve the policy revisions as presented. The motion carried. This included striking the following policies: BON-Licensure-2 NCLEX Retakes, BON-Licensure-3 Acceptable Evidence of Current Licensure, and BON-Licensure-4 Duplicate License Certificate.

Out of Practice Policy: After reviewing the recommended changes, the Board agreed a second table was needed for out of practice endorsement applicants. A motion was made and seconded to approve the policy revisions as presented. The motion carried.

Foreign Credential Evaluators: After reviewing the recommended changes, a motion was made and seconded to approve the policy revisions as presented. The motion carried.

Education Faculty Qualifications: After reviewing the recommended changes, a motion was made and seconded to approve the policy with discussed revisions. The motion carried.

**Midwifery Practice Discussion:** Kelly Jenkins, RN, Executive Director of the Kentucky Board of Nursing, presented information on Kentucky's combined Nursing and Midwifery Board and addressed questions.

**Conference Attendance Request and Reports:** The Board reviewed submitted travel reports and discussed attendance at upcoming conferences. The Board was supportive of travel as discussed.

## **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. Main, aye; Ms. Mahannah, aye; Ms. Watson, aye; Ms. Pisca, aye; Dr. Rauch, aye. The motion carried.

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

### **Motions Resulting from Executive Session**

**Applications:** A motion was made and seconded to authorize general counsel to draft a response to the three impact of criminal conviction inquiries. The motion carried.

A motion was made and seconded to approve reinstatement application numbers 122269 and 131707. The motion carried.

A motion was made and seconded to approve application numbers 169223 and 168645 with conditions as discussed in executive session. The motion carried.

### **Adjourn**

There being no further business, the meeting was adjourned at 5:00 PM.

The next meeting is on 04/11/2024