



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

BRAD LITTLE 11341 W Chinden Blvd.
Governor P.O. Box 83720
RUSSELL BARRON Boise, ID 83720-0063
Administrator (208) 334-3233
dopl.idaho.gov

Board Meeting Minutes of 10/17/2024

Board Members Present:	Deena Rauch, DNP, RN – Chair Kristi Permann, RN Kara Mahannah, LPN Michelle Anderson, DNP, APRN Sara Gibbons, RN Katy Rawlins, LM Troy Allbright, RN Gus Powell, APRN Andrea Roltgen, LM Megan Reichle, RN Cindy Hone, Public Member	Division Staff:	Nicki Chopski, Executive Officer Russ Spencer, General Counsel Berk Fraser, Chief Investigator Kim Aksamit, Licensing Program Manager Candace Villarreal, Board Support Specialist
Board Members Absent:	Christine Main, LPN	Others Present:	Joan Callahan, Board Prosecutor Randy Hudspeth, PHD, MBA, MS, APRN-CNP, FRE, FAANP, Idaho Center for Nursing Boyd Hawkins, Legal Counsel, Nightingale College Blake Halliday, Director of Regulatory & Legislative Strategy, Nightingale College

The meeting was called to order at 8:31 AM by Dr. Rauch.

Approval of Minutes

A motion was made and seconded to approve the 7/25/2024 minutes. The motion carried.

DIVISION BUSINESS

Financial Update: Dr. Chopski presented the FYQ1 financial report and stood for questions from the Board members. She reminded the board of the legislatures concern related to high cash balances and the expectation the legislature has that the board will make meaningful progress in reducing the ongoing accumulation of excess revenue.

Strategic Plan and Performance Review (PMR) Report: Dr. Chopski presented the Division of Occupational and Professional Licenses 2024 Strategic Plan and the PMR report, which included data on licensing and discipline activities of the Board for the past fiscal year.

Respectful Workplace Training: The Board watched a video presentation from the Idaho Department of Human Resources.

BOARD BUSINESS

Nightingale College: The Board reviewed relevant information pertaining to Nightingale College, including Idaho school approvals, educational program standards, accreditations, and national examination pass rates as specified in IDAPA 24.34.01 section 150, Rules of the Idaho Board of Nursing. Boyd Hawkins, Legal Counsel, and Blake Halladay, Director of Regulatory & Legislative Strategy, participated in the discussions. Following the discussion, a motion was made and seconded to table the topic to a future meeting date. The motion carried.

Idaho Nursing Workforce Study: Mr. Hudspeth presented the Idaho Nursing Workforce Study and stood for questions from the Board members.

Fee Reduction/Temporary Rule: Mr. Spencer presented temporary rule language that would cap fees with the addition of the phrase “not more than” to the fee table. Dr. Chopski shared with the Board the specific expectation of the legislature to have the Board reduce nursing fees by 20%. Further, the Division’s recommendation is to align the fees of licensed midwives with those of the licensed nurses. The Board engaged in a discussion regarding these recommendations. A motion was made and seconded to approve the temporary rule language as drafted and in accordance with the internal purposes of the Division and the proposed fee reductions as outlined in IDAPA 24.34.01, Rules of the Idaho Board of Nursing, Section 400.01, and in IDAPA 24.26.01, Rules of the Idaho Board of Midwifery, Section 400. The motion carried.

Midwifery Advisory Committee (MID-AC) Recommendations-Tongue Ties: The Board discussed MID-AC recommendations to the Idaho Board of Nursing, to find that tongue ties are a congenital anomaly, and that a licensed midwife may not be made aware of care that may be provided by other providers. Such a factor could be taken into consideration in an investigation. A motion was made and seconded that the Board accepts the recommendations as specified in IDAPA Rule 24.26.01;204.02. The motion carried.

Impact of Criminal Conviction-Delegated Authority Discussion: Following review of the draft delegated authority document a motion was made and seconded to authorize Board staff delegated authority as presented. Of note, this included new authority to provide an affirmative response to impact of criminal conviction requests that would have otherwise been approved as an application for licensure. The motion carried.

Board of Nursing (BON) Position and Philosophy Statement Review: The Board conducted a thorough review of the revisions made to the statements as directed at the last Board meeting. A motion was made and seconded to approve all statements with the revisions discussed. The motion carried.

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

EXECUTIVE SESSION

A motion was made and seconded to enter executive session under Idaho Code § 74-206(1)(d) and (1)(f). The purpose of the executive session was to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9), to discuss documents relating to the fitness of a license to obtain or retain a license or registration, and to communicate with legal counsel regarding pending litigation. The vote was: Ms. Permann, aye; Ms. Hone, aye; Dr. Anderson, aye; Ms. Mahannah, aye; Ms. Gibbons, aye; Ms. Rawlins, aye; Mr. Allbright, aye; Mr. Powell, aye; Ms. Roltgen, aye; Ms. Reichle, aye; and Dr. Rauch, aye. The motion carried.

A motion was made and seconded to exit executive session. The motion carried.

BOARD DISCIPLINE

A motion was made and seconded to recommend that the Board of Nursing close the following case number: 1194895. The motion carried.

A motion was made and seconded to recommend the Board of Nursing enter into an agreement in lieu of formal discipline regarding the following case numbers: 1204491, 1229505, 1258705, 1189897, 1273988, 1396421, and 1486015. The motion carried.

A motion was made and seconded to recommend that the Board of Nursing enter a Stipulation and Order with the terms discussed in executive session regarding case number(s) 1194894 and 1249747. The motion carried.

A motion was made and seconded to recommend that the Board of Nursing send a Letter of Concern regarding the following case number: 1214819. The motion carried.

A motion was made and seconded that the Board of Nursing Table case number: 1249308 pending receipt of additional information. The motion carried.

A motion was made and seconded to allow the prosecutor to proceed with the filing of an administrative complaint should any of the negotiations fail or expire. The motion carried.

APPLICATIONS

A motion was made and seconded to approve application number 171223, with conditions discussed in executive session. The motion carried.

IMPACT OF CRIMINAL CONVICTION

A motion was made and seconded to authorize the Board's general counsel to draft a response to the impact of criminal conviction inquiry based on the reasons discussed in executive session, and to be signed by the Executive Officer. The motion carried.

Adjourn

There being no further business, the meeting was adjourned at 4:41 PM.

The next meeting is on 1/16/2025.