“The mission of the Board of Nursing is to safeguard the public’s health and well being by assuring safe quality care in the District of Columbia. This is achieved through the regulation of nursing practice and education programs; and by the licensure, registration and continuing education of nursing personnel.”

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<tr>
<th>BOARD OF NURSING MEMBERS</th>
<th>Work Session</th>
<th>Open Session</th>
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<td>Interim, Chair: Mary Ellen Husted, RN</td>
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<td>Cathy A. Borris-Hale, RN</td>
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<td>Missy Moore, LPN</td>
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<td>Chioma Nwachukwu, RN</td>
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<td>Sukhjit “Simmy” Randhawa, RN</td>
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<td>Karen Scipio-Skinner</td>
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<td>Diane Moorer</td>
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BOARD OF NURSING WORK SESSION AGENDA

CALL TO ORDER:
The BON meeting was called to order by Mary Ellen Husted, Chairperson 8:45 a.m.

CONSENT AGENDA

REPORT FROM BOARD CHAIR
ISSUE: Upcoming Conferences

NCSBN CONFERENCES AND ATTENDEES

Mid-Year Conference 3/10 – 3/13/2013
The NCSBN Midyear Meeting allows NCSBN members to learn the status of current NCSBN initiatives and provide feedback to the NCSBN Board of Directors and committees.

Mary Ellen Husted
Karen Scipio-Skinner
Cathy Boris-Hale

APRN Roundtable 4/9/2013
The 2013 NCSBN APRN Roundtable is an opportunity for advanced practice registered nurse (APRN) stakeholders to discuss common issues/concerns regarding APRNs.

Chioma Nwachukwu

Long-Term Care Conference 4/16/2012
This conference will bring together leaders from nursing regulation, practice, education and research to participate in interactive discussions. This diverse audience allows for multiple perspectives and provides a rare opportunity for attendees to debate issues and collaboratively discover ways to address barriers and improve care quality.

Missy Moore
Mary Ivey

Annual Conference 8/14-16
The NCSBN Annual Meeting contains the official business meeting of the NCSBN Delegate Assembly.

Mary Ellen Husted
Karen Scipio-Skinner
Missy Moore
Simmy Randhawa

IT Conference May 23- 24, 2013
This conference provides a forum for networking and collaboration for IT operations professionals.

Yonatan Berhe
Melondy Franklin
Discipline Case Management Conference       June 5-7, 2013
NCSBN's annual Attorney/Investigator Conference provides a forum for board of nursing attorneys and investigators to learn effective investigative tools...
Felicia Stokes
Van Brathwaite
Mary Ellen Husted
Mark Donatelli
Karen Scipio-Skinner

Licensed Practical Nurse Conference       October 2013
Missy Moore
Mary Ivey

ISSUE: Continuing Education Activities
February 22nd         Physical Assessment UMC
April 19th            Wound Care Update UMC
June 28th             Diabetes Medication Management
September (4th week)  Professionalism/Nursing Ethics
TBD                   Wound Care Management: HRLA

ISSUE: Co-sponsorship
Co-sponsors are needed for future programs to allow us to charge an attendance fee to pay for refreshments and speakers.

REPORT FROM ADMINISTRATOR
N/A

REPORT FROM ATTORNEY
ISSUE: Proposed Omnibus Nursing Assistive Personnel Regulations
School medication aide certification was withdrawn at the request of the OAG.

REPORT FROM EXECUTIVE DIRECTOR
ISSUE: Select Vice-Chair of the Board
Duties of this position will include Chairing Board meeting and signing documents in the absence of the Chairperson
Cathy Boris-Hale was elected as Vice-Chair

ISSUE: Safe Staffing Legislation proposed
This legislation was introduced by the DC City Council. If passed it would require acute care general or psychiatric hospital's staffing plan to incorporate direct care registered nurse-to-patient ratios in specified units.

ISSUE: Board requested information regarding the regulation of non-nurse midwives in MD and VA
Report: Non-nurse midwives are regulated in VA. In Maryland legislation is pending but there is not an expectation of a bill passing in the near future. The question of who will regulate non-nurse midwives is totally up in the air. The BON offered to take them last session but they did not like that. They want their own Board; an impossibility in MD because their Boards have to be self-supporting.
ISSUES TO BE DISCUSSED

Discipline options

ISSUE: Staff is recommending adding “Remediation Essay” and “CE Presentation” as other discipline options. As a form of discipline, the licensee will be required to write an article or offer a CE presentation to nursing staff focusing on the reason they were referred to the Board.

RATIONALE: For some practice issues that come before the board, there may not be a course available. Or the board may want licensees to do more than take a course. Having the licensee to write an article and/or present a paper to their nurse colleague provides the board with another disciplinary action option.

ACTION: Defer to March meeting

ISSUE: Board Structure

OPTION: Establish Regulation/Practice and Discipline Committee

CHARGE: Regulation/Practice Committee
- Drafts and/or revises regulations
- Makes recommendations regarding practice issues
- Drafts language
- Recommends the establishment of an advisory committee or issues that need expert advice
- Recommends convening a “Stakeholders Roundtable”

Discipline Committee
- Holds Settlement Conference
- Makes final settlement decision or makes recommendation to the Board
- Considers request for reinstatement of licensure and makes decision regarding licensure status or refers recommendation to Board

Education Committee
- Education Regulations

SCHEDULE: Regulation/Practice Committee
- Monthly
Discipline Committee
- At least monthly

MEMBERSHIP: Regulation/Practice Committee
- May vary depending upon topic discussed
- Minimum of 3 members, 1 staff

Discipline Committee
- Minimum of 3 members, 1 staff

Education Committee
- Minimum of 3 members, 1 staff

DECISION: The board agreed to establish monthly subcommittees. The committees will not meet the day of the Board meeting. Board staff will provide a proposed committed structure at March meeting.
DISTRICT OF COLUMBIA BOARD OF NURSING

OPEN SESSION AGENDA

CALL TO ORDER:
The BON meeting was called to order by Mary Ellen Husted, Chairperson at 9:50 a.m.

COMMENTS FROM THE PUBLIC
ISSUE: Judy Levy, Long Term Care Coalition. Requested extension of deadline for HHA waiver certifications
DECISION: Extend waiver application period for 60 days beyond the March 15th deadline. Persons with pending can continue to work if the application is submitted by May 15th. Persons applying after May 15th will be required to pass the HHA examination.

REPORT FROM EXECUTIVE DIRECTOR
ISSUE: 4th of July falls on the Thursday after the BON meeting. Do you want to re-schedule meeting? [Please note: The Board does not meet in August]
DECISION: July meeting will be held on the 3rd
ISSUE: Future of Nursing – Campaign for Action Coalition
Simmy Randhawa and Chioma Nwachukwu are interested in participating in the coalition
ISSUE: NURSYS Nurse Alert Feature
Policy for inactivating the alert feature was discussed
ISSUE: NCSBN APRN Grandfathering Policy
DC APRN regulations are consistent with proposed policy
ISSUE: Legislative Update
DC City Council Committee on Health Hearings
    Performance Oversight       Wednesday, March 6, 2013
    Budget                      Wednesday April 10, 2013

Telehealth legislation
    Hearing is scheduled. The BON has not been invited to testify

Ominbus Nursing Assistive Personnel Regulation
    Have been published for public comment

UNFINISHED BUSINESS
ISSUE: CE Non-compliance
Disciplinary action for persons indicating on their applications that they have completed their CE requirement but have not
DECISION: RN/APRNs $500 fine, complete CE requirement, Ethics Course within 60 days. Payment plan will be accepted
REGULATION
ISSUE: RN/LPN Regulation Revisions
DECISION: No changes in the draft regulations. Submit for legal sufficiency and publication for public comment.

LUNCH WEBINAR

AMERICAN ASSOCIATION OF COLLEGES
Nursing and Healthcare Delivery Under the 113th Congress
CALL TO ORDER  The meeting was called to order by Mary Ellen Husted at 2:00 pm

CONSENT AGENDA
Minutes of December meeting. Approved

COIN REPORT
No report provided

UNFINISHED BUSINESS- DISCIPLINARY ACTIONS

Vitalis Kemakolam, RN [Expired LPN]
Issue: Settlement Conference:
LPN License revoked in Maryland. As RN, failed to provide tracheostomy care to patient, secretions were hardened and obstructed the airway. The patient was found dead, conflicting reports of whether CPR was initiated. Several records noting old secretions, although RN documented having performed tracheostomy care one hour before patient was found dead.

Decision: Fine $250, Ethics Course, for failure to report. 60 days Quarterly supervisory reports for 1 year and report any changes of employment within 30 days

Wendim Takele, LPN
Issue: Unreachable via postal mail for Negotiated Settlement Agreement. Nurse documented medication administered, when investigation revealed medication was not available for administration. NOI requested, but denied due to insufficient evidence of intent. Applicant has since submitted new postal address.

Decision: Issue Negotiated Settlement Agreement: Monthly Supervisory reports x 6 months. NCSBN Courses: Documentation, Medication Error and Ethics Course

Denise Bain, RN
Issue: Failed to comply with Negotiated Settlement Agreement. Nurse reported to shift impaired, BAC 0.236. VA initially reprimanded nurse. Update since SRC: License suspended in Virginia.

Decision: Issue NOI, referral to COIN

Kathryn Sabo RN
Issue: Diverted drugs while having active DC license. DC license now expired, SRC recommends NOI.

Decision: Issue NOI
NEW BUSINESS-DISCIPLINARY ACTIONS

Derek Wright (HHA applicant)


Decision: Ask to withdraw application; if not, issue NOI to deny certification

Rose Beal (HHA applicant)

Issue: Positive CBC. Numerous arrest beginning in 1978, with last arrest in 2004. Applicant has used numerous aliases, Social Security numbers, Petit larceny, receiving stolen goods, concealing merchandise, fugitive from MD., assault on a police officer, Larceny with intent to sell or distribute, trespass, resisting arrest. Applicant submitted fraudulent application, fraudulent school information.

Decision: Ask to withdraw application; if not, issue NOI to deny certification

Douglas Robertson (HHA applicant)


Decision: Ask to withdraw application and not reapply for 2 years; if not issue NOI to deny certification, if deemed by the Sanctions Review Committee as appropriate.

Raymonia Foreman (RN applicant)

Issue: Positive CBC- Revoked license in VA for fraud (SSN), bribery of a court official, stealing from patients (all within the last seven years). Does not have an active license to endorse to DC.

Decision: Issue NOI to deny licensure

FRAUDLENT APPLICATION

ISSUE: We have received applications which appear to be fraudulent. Consider language for discipline priority addressing willful submission of applications with fraudulent information.

Decision: Staff will provide specified violation and recommended sanctions
UNFINISHED BUSINESS-DISCIPLINARY ACTIONS
Issue: Can a nurse disciplined in other jurisdictions be disciplined by the DC Board if the act occurred prior to licensure in DC?
Follow-up: This issue was researched and it was determined that if another board disciplines a nurse the nurse can be disciplined by the DC Board regardless of the fact that the act occurred when the nurse was not licensed in DC.

Gladys Ngatia LPN
Violation: Priority III, 14: Current discipline by another BON
Issue: License suspended for one year in Maryland because nurse was practicing as an LPN without a license. She was caring for and signing as her daughter (who was an LPN) for the care of a child with multiple congenital issues.
Decision: Negotiated Settlement Agreement: NCSBN Approved Course on Ethics within 3 months and $1500.00 to be completed within 6 months.

NEW BUSINESS-DISCIPLINARY ACTIONS
Joy Stern/Elizabeth Nathan
Issue: Complaint by patient daughter that her mother was deprived of oxygen in Methodist Home. Ms. Stern alleges that mother went for two hours without oxygen because her O2 tank was empty and her mother never recovered and died two days later. Investigation does not appear to support allegations.
Decision: No violation of Nurse Practice Act

Paula Boyd RN
Violation: Priority II, 7, failed to conform to standards of acceptable conduct and prevailing practice within a health profession. (1) Documentation errors; (2) failure to communicate with physicians for changes in patient’s medication orders, and; (3) improper delegation to nursing assistive personnel
Issue: Nurse providing the oversight for Michelle Cash, who is a certified TME. Ms. Boyd was interviewed via telephone and revealed that she was contracted (verbal) to provide TME oversight to Ms. Cash on a monthly basis. When asked if she could make available her supervision assessments/notes she stated that she had no documents. She was questioned about the availability of physicians’ orders and MARs; she stated that the patients’ records did not include physicians’ orders. She explained that she would call the pharmacy to verify the patients’ drug regime. The nurse was unaware that she had the responsibility to communicate with patients’ physicians and transcribe orders as part of her verbal agreement. She stated that the relationship between the New Hampshire pharmacy and
Ms. Cash was established prior to employment (over 1 year ago). When asked about the use of MARs, she stated that there were MARs, but Ms. Cash purged and destroyed them all. She confirmed that the September 2012 MAR was not available for her review on her last visit. It should be noted that the nurse was unfamiliar with the duties and responsibilities of a TME supervisor as prescribed by the TME regulations.

**Decision:**
Quarterly reports for 1 year, cannot work in a supervisory role for a period of 1 year, Report where she works and role. Issue NOI if not accepted

**Michelle Cash, TME**

**Violation:** Priority II, 7 Failed to conform to standards of acceptable conduct and prevailing practice within a health profession. (1) Documentation errors; (2) Destruction of medical record

**Issue:**
See above.

**Decision**
Issue NOI to suspend for 2 years

**Lucille Murray, RN**

**Violation:** Priority II, 6. Fails to conform to standards of acceptable conduct and prevailing practice within a health profession

**Priority II, 6.1 Failure to assess**

**Issue:**
HHA investigation involving patient was found lying in feces in a hot room, unattended, emaciated and malnourished. Had to call 911 for patient

**Decision:**
Request nurse voluntarily surrender license, suspend 1 year (public report). If no, then NOI

**Ngwe/Ngwa/Igwacho, LPN, RN**

**Issue:**
Staff asked Board to authorize a request fingerprints to determine whether or not nurses with the above listed names are the same persons.

**Decision:**
Fingerprinting authorized

**BOARD INVESTIGATIONS REPORT:**

<table>
<thead>
<tr>
<th>LICENSEE</th>
<th>Date Referred</th>
<th>Status</th>
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<tbody>
<tr>
<td>Judith Pont, RN</td>
<td>5/25/2012</td>
<td>Report completed and being reviewed by Supervisor</td>
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<tr>
<td>Karen McCormick, RN</td>
<td>8/17/2012</td>
<td>Interviewed Staff Nurses on 1/09-2013 Interviewed Respondent on 1/30/2013 Drafting report and will be completed this month</td>
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</tbody>
</table>
Judithe Clarke 8/30/2012 Status unchanged
Frank Uzoma, RN 10/15/2012 Subpoenaed Log Sign-in sheets

NURSING PROGRAMS
N/A