

**MEETING**  
**April 20-21, 2011**

**MINUTES (Corrected)**

**1.1 CALL TO ORDER**

Pat Markesino, Board President, called the regular meeting of the Oregon State Board of Nursing to order at 9:00 a.m. This Board meeting was held in the conference room of the offices of the Oregon State Board of Nursing in Portland, Oregon.

**1.2 PUBLIC MEETING NOTICE**

A notice of this meeting was published on the Board of Nursing's website and sent out to the interested parties list by Holly Mercer, Executive Director, in accordance with the Open Meeting Law. The Board met in Executive Session during portions of the meeting as authorized by ORS 192.502 and 192.660.

**1.3 ROLL CALL — Present/Absent**

**—Board Members**

Cain, Present  
Carnegie, Present  
Cosgrove, Present  
Markesino, Present  
Mill, Present  
Souede, Absent April 20, 2011; Present April 21, 2011  
Tenscher, Present  
Uherbelau, Present  
Willis, Present

**1.4 QUORUM**

There being a quorum present, the Board President declared the Board eligible to conduct its business.

**—Staff Members Present at Various Times**

Blomquist  
Buck  
Ficarra  
Hatcher  
Holtry  
Hudson  
Ingwerson  
Klein  
Lilly  
Meadows  
Mercer  
Montenaro  
Murvihill

Palumbo  
Parish  
Rahimi  
Sexton  
Standridge  
Wilkins  
Wood

Nyberg  
Lightfoot

Cowan, Board Counsel

**8:30 AM - END OF BUSINESS**  
**WEDNESDAY, April 20, 2011**  
**EXECUTIVE SESSION**  
**DISCIPLINE**

MSC Willis, Mill
that the Interim Orders by Consent signed by the following:
Karen Bailey, LPN
Loretta Etherton, RN
Jana Jenik, RN
Adam Lang, RN
Melissa Metcalf, RN
Craig Revels, RN
Michael Sherwood, RN
Megan Simmons, RN
Mary Wargo, RN
David Waters, RN
Sally Watson, RN
Misty Williams, RN
be ratified.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Mill, Willis
that based on the procedural record, the following:
Melanie Hathaway, LPN
be issued a Final Order by Default, denying the application as set forth in the Notice.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Willis, Cain
that based on the procedural record, the following:
Stephanie Bird, CNA
Sylvia Garcia, CNA
Rebecca Groves, CNA
be issued Final Orders by Default, suspending the certificates as set forth in the Notices.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede

MSC Mill, Uherbelau
that based on the procedural record, the following:
Jaime Drake, LPN
Christine Stewart, CNA
be issued Final Orders by Default, revoking the license or certificate as set forth in the Notices.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Willis, Uherbelau
that based on the procedural record, the following:
Leroy Hall, CNA
Madelyn Williams, RN
be issued Final Orders by Default, suspending the license or certificate as set forth in the Notices.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Uherbelau, Tenscher
that based on the evidence presented, the Stipulations for Voluntary Surrender, signed by following:
Bonnie Norland, CNA
Javier Palacio, CNA
Terryl Wheeler, CNA
be adopted.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, the Stipulations for Voluntary Surrender, signed by following:
Maya Emshwiller, NP
Doyle Frady, RN
Frankie Garren, RN
Ruthie Lucas, CNA
be adopted and the Interim Orders by Consent, signed by the licensees or certificate holders be vacated.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede

MSC Willis, Carnegie
that based on the evidence presented, the Stipulations for Voluntary Surrender, signed by following:
Amy Prichard, RN
Dennis Tognoli, RN
be adopted and the Interim Orders by Consent, signed by the licensees or certificate holders be vacated.
Ayes 6, Absent 1 Cosgrove, Excused 1 Souede, Recused 1 Markesino
MSC Tenscher, Willis
that based on the evidence presented, the Stipulation for Reprimand, signed by:
Mark Degataga, CNA
be adopted.
Ayes 8, Excused 1 Souede
MSC Willis, Uherbelau
that based on the evidence presented, the Stipulation for Reprimand with Conditions, signed by:
Sean Malcolm, CMA
be adopted.
Ayes 8, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, the Stipulations for Probation, signed by following:
Christopher Breyer, CNA
Angela Burnell, CNA
Shari Clark, CNA
Courtney Smith, CNA
be adopted.
Ayes 8, Excused 1 Souede
MSC Cosgrove, Tenscher
that based on the evidence presented, the Stipulation for Suspension followed by Probation, signed by:
Amy Sonntag, LPN
be adopted.
Ayes 7, Nay 1, Excused 1 Souede

MSC Tenscher, Willis
that based on the evidence presented, the Stipulation for Suspension, signed by:
Daniel Greer, LPN
be adopted.
Ayes 8, Excused 1 Souede
MSC Willis, Cain
that based on the evidence presented, the following:
Sharal Renfro, CNA Endorsement Applicant
Laurina Soles, CNA Applicant
be issued Notices of Proposed Denial of Certification.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented in case number:
10-01003
an Order for a Chemical Dependency Evaluation be issued.
Ayes 8, Excused 1 Souede
MSC Uherbelau, Tenscher
that based on the evidence presented,
Lisa Anderson Neel, RN
be issued a Notice of Proposed Revocation.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented in case number:
11-00090
an Order for a Chemical Dependency Evaluation be issued.
Ayes 7, Recused 1 Carnegie, Excused 1 Souede

MSC Uherbelau, Tenscher
that based on the evidence presented in case number:
11-02256
an Order for a Mental Health Evaluation be issued.
Ayes 8, Excused 1 Souede
MSC Cosgrove, Willis
that based on the evidence presented:
Amber Jordan, RN
be issued an Order of Emergency Suspension and a Notice of Proposed Revocation.
Ayes 8, Excused 1 Souede
MSC Tenscher, Carnegie
that based on the evidence presented, the following:
Sandra Jones, CNA
William Larson, CNA
Crystal Opperud, CNA
Ignatius Uchai, CNA
be issued Notices of Proposed Revocation.
Ayes 8, Excused 1 Souede
MSC Tenscher, Carnegie
that based on the evidence presented,
Abraham Fager, CNA
be issued a Notice of Proposed Revocation.
Ayes 7, Recused 1 Cain, Excused 1 Souede
MSC Mill, Tenscher
that based on the evidence presented, the Stipulation for Voluntary Surrender, signed by:
Terri James, RN
be adopted.
Ayes 7, Recused 1 Cain, Excused 1 Souede

MSC Tenscher, Carnegie
that based on the evidence presented,
Collette Gipson, CMA
be issued a Notice of Proposed Revocation.
Ayes 7, Recused 1 Willis, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented,
Larry McDade, CNA
be issued a 2nd Amended Notice of Proposed Revocation of CNA certificate and Proposed Denial of Renewal Application for CNA certificate.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Uherbelau, Willis
that based on the evidence presented,
Gloria Robinson, CNA
be issued a Notice of Proposed Revocation.
Ayes 7, Absent 1 Cosgrove, Excused 1 Souede
MSC Uherbelau, Tenscher
that based on the evidence presented, case number:
11-02654
be dismissed.
Ayes 8, Excused 1 Souede
MSC Tenscher, Uherbelau
that based on the evidence presented, case numbers:
11-00234
11-00062
10-00274
be dismissed with a strong letter of concern.
Ayes 8, Excused 1 Souede

MSC Willis, Tenscher
that based on the evidence presented, case number:
10-00480
be dismissed.
Ayes 7, Excused 1 Souede
MSC Mill, Willis
that based on the evidence presented, case number:
11-00157
be dismissed.
Ayes 8, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, case number:
11-00261
be dismissed.
Ayes 7, Recused 1 Uherbelau, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, case number:
11-02439
be dismissed.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, case number:
11-01638
be dismissed.
Ayes 7, Recused 1 Cain, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, case number:
11-00180
be dismissed.
Ayes 8, Excused 1 Souede

MSC Tenscher, Uherbelau
that based on the evidence presented, case number:
11-00215
be dismissed with a strong letter of concern.
Ayes 7, Recused 1 Uherbelau, Excused 1 Souede
MSC Mill, Willis
that based on the evidence presented, case numbers:
11-02359
11-02074
11-02397
be dismissed.
Ayes 8, Excused 1 Souede
MSC Mill, Willis
that based on the evidence presented, case number:
11-00040
be dismissed.
Ayes 7, Recused 1 Cain, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented,
Amy Beth Bray, LPN Re Entry Applicant
be issued a Notice of Proposed Revocation of Limited LPN license, a Notice of Proposed Revocation of LPN license and a Notice of Proposed Denial of Re Activation of LPN license.
Ayes 8, Excused 1 Souede
MSC Uherbelau, Mill
that based on the evidence presented, case number:
11-02335
be dismissed.
Ayes 8, Excused 1 Souede

MSC Uherbelau, Mill
that based on the evidence presented, the Interim Order by Consent, signed by:
Michelle S Shields, RN
be vacated.
Ayes 8, Excused 1 Souede
MSC Willis, Cain
that based on the evidence presented,
Annie Randles, RN
be issued a Notice of Proposed Revocation.
Ayes 8, Excused 1 Souede
MSC Uherbelau, Willis
that based on the evidence presented in case number:
11-00269
be dismissed.
Ayes 7, Recused 1 Markesino, Excused 1 Souede
MSC Uherbelau, Willis
that based on the evidence presented, the Interim Order by Consent, signed by:
Diane P Beck, RN
be vacated.
Ayes 7, Recused 1 Markesino, Excused 1 Souede
MSC Willis, Tenscher
that the Board accept Staff recommendations that investigations outlined in summaries for cases between March 7, 2011 and April 4, 2011 be closed.
Ayes 7, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented in case numbers:
11-00289
11-02262
11-02102
11-00175

11-02407
11-00206
11-02232
11-00209
11-02484
09-02158
09-01286
11-00161
11-01095
11-00279
11-02340
11-02316
11-02383
10-01227
10-00368
10-00419
11-00246
11-00218
10-01115
11-00284
11-00229
10-00261
11-02338
11-01138
11-02410
11-00232
10-01202
11-02400
11-02315
11-02361
11-01788
11-01107
be dismissed.
Ayes 8, Excused 1 Souede

MSC Willis, Carnegie
that based on the evidence presented, case number:
11-02224
be dismissed.
Ayes 7, Recused 1 Cain, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, in case number:
11-02225
be dismissed.
Ayes 7, Recused 1 Cain, Absent 1 Souede
MSC Willis, Carnegie
that based on the evidence presented in case numbers:
11-00214
11-00275
be dismissed.
Ayes 7, Recused 1 Markesino, Excused 1 Souede
MSC Willis, Carnegie
that based on the evidence presented, case number:
11-01097
be dismissed with a strong letter of warning.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, case numbers:
11-00217
11-02502
10-00184
be dismissed.
Ayes 8, Excused 1 Souede

MSC Willis, Tenscher
that based on the evidence presented, the Interim Order by Consent, signed by:
Nancy E Corpe, LPN
be vacated.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, the Interim Order by Consent, signed by:
Kathryn Wang Go Smith, RN
be vacated.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, the Interim Order by Consent, signed by:
Eldon R Hodges, RN
be vacated.
Ayes 8, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, case number:
11-00247
be dismissed with a strong letter of warning.
Ayes 7, Recused 1 Carnegie, Excused 1 Souede
MSC Willis, Tenscher
that based on the evidence presented, the Interim Order by Consent, signed by::
Donovan H Schmidt RN
be vacated.
Ayes 7, Recused 1 Carnegie, Excused 1 Souede

**Adjourned 3pm**

## **THURSDAY, APRIL 21, 2011 – PUBLIC SESSION**

Board President Pat Markesino called the meeting to order at 9:00 a.m. A quorum was present.

### **2. REVIEW OF MEETING AGENDA**

#### **2.1 ADDITIONS, MODIFICATIONS, REORDERING OF AGENDA**

Executive Director Holly Mercer introduced guest, Mary Rita Hurley, Executive Director of the Oregon Center for Nursing. Ms. Hurley, along with one of the Oregon Center for Nursing program directors, will be at the September Board Meeting, to discuss StudentMAX.

#### **2.2 APPROVAL OF CONSENT AGENDA**

M.S.C. Willis, Uherbelau  
that the Consent Agenda Items be approved as corrected.  
Ayes -- 9, Nays -- 0, Absent – 0

#### **Consent Agenda Items:**

- C-M1 Approval of Minutes from the January 26, 2011 Emergency Board Meeting
- C-M2 Approval of Minutes from the February 16-17, 2011 Board Meeting
- C-M3 Approval of Minutes from the March 23, 2011 Board Meeting Teleconference
- C-A1 Fiscal Status Reports
- C-A2 Communications Manager and IT Report
- C-E1 Linfield-Good Samaritan School of Nursing Major Curriculum Change
- C-E2 Pioneer Pacific College Major Curriculum Change
- C-L1 Licensing and Customer Service Report
- C-L2 Ratification of CNA/CMA Training Program Approvals and Withdrawals
- C-L3 Delegated Authority to Board Staff – NA Program Consultant
- C-P2.1 Disciplinary Actions by HIPDB Category – January, February and March, 2011
- C-P2.2 Disciplinary Actions by License Type – January, February and March, 2011
- C-P2.3 Disciplinary Actions by HIPDB Category – Fiscal Year to Date for 2011
- C-P2.4 Disciplinary Actions by License Type – Fiscal Year to Date for 2011

Introductions: staff, Board members, audience

Executive Director Holly Mercer announced that on behalf of the Board of Regents, the faculty, and graduating class of Washington State University, that Tracy Klein is a candidate for the Degree of Doctor of Philosophy in Nursing, and will be awarded this degree on May 6, 2011.

### **ADVANCED PRACTICE – Tracy Klein, Advanced Practice Consultant**

**AP1.** Revised First Reading of Amendment to Division 56 Administrative Rules Regarding Clinical Nurse Specialist and Nurse Practitioner Authority to Prescribe and Dispense

Advanced Practice Nurse Consultant Tracy Klein reviewed proposed revisions to draft rules to Division 56 to specifically address the addition of exceptions to the FDA approval requirement for prescribing, for those nurses who have prescriptive authority. Ms. Klein stated that this revision is at the Board's direction, it has been through two Board meetings, and public input had been heard. Ms. Klein explained that she was asked to make modifications to the definition of compounded drugs and stated that there was lengthy discussion regarding off-label and where it stood. Ms. Klein received feedback from prescribers that they really did want

the off-label in the rule, as it is more protective towards them, so it will be addressed in both draft rule and policy. Ms. Klein stated that the policy can be adopted at this time, but she suggested that it not be adopted until we have the final version of the rules in September. Ms. Klein went through a few of the proposed changes to the rule, stating that the definition of compounded drugs changed; it is now trying to incorporate drugs that are FDA approved, but made into compounds, as well as drugs that are grandfathered, existing before the FDA process. Ms. Klein also stated that a definition for off-label has been added, and pointed out that the policy has been changed as well to add this definition, and designed to mirror the draft rules. Executive Director Holly Mercer pointed out that the Board is attempting to implement rules twice a year; if this has a September hearing, the implementation date would not be until January.

M.S.C. Uherbelau, Willis

that the proposed amendments to OAR 851-056-0000, 0010, 0012 and 0016 be accepted as presented and begin the rulemaking process.

Ayes – 9, Nays – 0, Absent – 0

#### **AP2. Introduction of Policy Related to Division 56 Administrative Rules**

M.S.C. Willis, Cain

that the Policy related to Division 56 Administrative Rules be accepted as presented.

Ayes – 9, Nays – 0, Absent – 0

#### **AP3. Environmental Scan – Board Review and Questions**

Advanced Practice Consultant Tracy Klein updated the Board on activities she has been involved in, on behalf of the Board. The grant that was presented at the prior Board meeting did not get funded by National Council of State Boards of Nursing. Pursuant to the direction of the Board at that meeting, Ms. Klein has proceeded to go forward to other funding agencies, and has recently met with the Board of Directors of the National Organization of Nurse Practitioners in New Mexico, and they would like to proceed. Ms. Klein explained this will be to look for funding to develop some criteria for competencies for prescribing education. She was also invited to speak and participated on a panel on the APRN consensus model; feedback was positive. Representatives from several national certifying bodies participated, including the American Academy of Nurse Practitioners. Ms. Klein explained that she will be speaking on a similar topic at the University of Washington, Acute Practice and Primary Care Conference in October. Ms. Klein provided handouts regarding a course that the Board has co-sponsored on prescribing scheduled drugs. This course will be given in Seattle, through the University of Washington, School of Nursing, which was originally developed by Ms. Klein in 2001, with the University of Washington. This course is on the Boards approved list for Oregon and Washington, and is sometimes used for discipline as well.

Ms. Klein and Max Tenscher will both be attending the NCSBN APRN Roundtable Chicago on May 18, 2011, to specifically discuss advanced practice issues on a national level with other state Boards. She will also be talking on June 25, 2011, at the American Academy of Nurse Practitioners Conference on the topic of off-label prescribing.

Ms. Klein and Nursing Education Consultant Joy Ingwerson completed a survey of the University of Portland's DNP-FNP, on April 4, and April 5, 2011, and were very pleased with the results. The Board is getting feedback from the preceptors and students, through SurveyMonkey. The deadline for responding to the survey is May 6, 2011, and she will present a formal report on the survey results at the September Board meeting.

Ms. Klein stated that she is currently writing an article for the June issue of the Sentinel regarding refills, as there seems to be a misunderstanding about what a refill is on a prescription, and the refill protocol for nurses. Ms. Klein explained that this is enough of a public safety issue that writing an article is warranted. The goal, depending on the feedback, would be to determine if there should be additional rules or policies relating to protocols and standing orders.

Ms. Klein stated that legislative updates are being tracked by staff individually, by area of expertise. As there may be potential rulemaking for the Board, Ms. Klein stated she is tracking Senate Bill 952, which would broaden dispensing authority. This bill was put forth for physician assistants on behalf of ZoomCare, who was interested in allowing physician assistants to dispense various types of medications. The Oregon Nurses Association has decided to support that, provided that the dispensing requirements for Nurse Practitioners be eliminated. If this bill passes, a substantial section of Division 56 would need to be changed, which would require rulemaking. House Bill 2395, addresses use of the title doctor, by health professionals. Ms. Klein stated that she has been contacted by different national organizations who are tracking it, because several years ago the American Medical Association attempted to promote legislation in all states to try to prohibit anyone other than a physician from using the title doctor. The legislation did not go through at that time, however, House Bill 2395 has passed, and would permit those who have earned the title of doctor to use that title, provided that it is their field of practice.

### **CNA PROGRAMS – Debbie Buck, Nursing Assistant Program Consultant**

#### **CNA1. First Reading of Amendments to Division 61 Administrative Rules Regarding Standards for Training Programs for Nursing Assistants and Medication Aides**

Nursing Assistant Program Consultant Debbie Buck presented a first reading of Division 61, explaining that this came about as a result of two WebEx Sessions, in which stakeholders were invited to participate in a review of the Board's policy on Approved Curriculum Content for Medication Aide Training Programs. In addition, National Council was continuing work on a national test for Medication Aides, and to ensure the Board's curriculum matches this national exam, the proposed changes were modeled after the National Council of State Boards of Nursing (NCSBN). Ms. Buck stated that as they reviewed medication aide curriculum, it was apparent that it was necessary to look at Division 61 Rule. As Ms. Buck explained, the changes removed a barrier in the qualifications for the program director, broadened clinical preceptor qualifications, increased the classroom/lab hours for the training programs, and simplified and clarified the language related to the process for the student progression during the clinical experience in medication aide training programs.

M.S.C. Willis, Cosgrove  
that OAR 851-061-0020, 0080, and 0090 be accepted as presented and begin the rulemaking process.  
Ayes – 9, Nays – 0, Absent – 0

Nursing Assistant Consultant Debra Buck requested that the order of the following two items, CNA2 and CNA3, be reversed. This request was granted by the Board.

#### **CNA3. Proposed Revision to Medication Aide Training Curriculum Policy**

Nursing Assistant Program Consultant Debra Buck explained that the revision to this section of Rule 61 did not add any content to the curriculum. It did, however, add additional language for the purpose of clarifying what is expected to be taught by new instructors teaching this curriculum. This specific language reflects the National Council of the State Boards of Nursing's (NCSBN) model curriculum.

M.S.C. Carnegie, Cosgrove  
that the Revised Medication Aide Training Curriculum Policy be accepted as presented.  
Ayes – 9, Nays – 0, Absent – 0

#### **CNA2. First Reading of Division 61 Rules Regarding Changes Related to Student Protections**

Nursing Assistant Consultant Debbie Buck explained that this proposed change to Division 61 Rules is a result of work begun in 2006, regarding potential student risk due to the lack of student protections. Ms. Buck further explained that these discussions began with the Department of Education (DOE), which has statutory authority over career schools, and nursing assistant training programs that meet the DOE's definition of career school. The DOE has recently taken a more active interest in regulating these programs.

Ms. Buck explained that the goal of the proposed rule change was to establish enough student protection in OSBN rules so that eligible training programs can apply to the Department of Education for an exemption from being regulated by both the DOE and the Oregon State Board of Nursing at the same time. This proposed rule change was created through a process, mostly in the past year, of establishing drafts and working with associations, private proprietary schools, and talking with training programs and the Department of Education.

Ms. Buck reviewed the proposed changes to Division 61 that reflect the discussions with the Department of Education and stakeholders. These changes would require training program providers to be licensed with the Department of Education if they offer more than just the nursing assistant and medication aide training. This would also offer an opportunity for training programs to apply for an exemption from licensing through the Department of Education if they only offer nursing assistant and medication aide training. Ms. Buck went on to explain other changes to this rule, including enrollment agreement and disclosure statement language, student complaints, placement assistance, and also changes to policies and procedures to the list items requiring Board approval. In addition, new language was added pertaining to organization and administration standards for program approval, and for program approval as it relates to records.

Ms. Buck introduced Pam Ruona, Director of Policies and Programs, Oregon Health Care Association, explaining that she had been involved with this issue since the beginning of the process. After some discussion regarding change of language under program changes requiring Board approval, Ms. Buck agreed to change the wording to specify which policies need to be submitted to the Board for approval, and agreed to change the draft that will be submitted at the June Board meeting, to specifically address course requirements and attendance policies. Executive Director Holly Mercer also stated, for clarification, that many of these meetings and discussions involved the participation of Theresa Green, Program Director at the Department of Education. Ms. Mercer commended Ms. Buck on her work on draft rule. Board President Pat Markesino clarified with Ms. Buck that this rule will be amended, and brought back to the Board at the June Board Meeting.

M.S.C. Willis, Carnegie  
that OAR 851-061-0030, 0050, 0075 and 0110 be accepted as modified and begin the rulemaking process.  
Ayes – 9, Nays – 0, Absent – 0

#### **CNA4. Environmental Scan – Board Review and Questions**

Nursing Assistant Program Consultant Debra Buck ...stated that the two existing sections of Division 61, relating to online training for CNA2s and Medication Aides, have been combined and will be presented to the Board at the June Board meeting.

Ms. Buck stated that questions about delegation come up often. Ms. Buck gave examples of questions that arose during one of her recent presentations in southern Oregon on the subject of delegation in community-based care settings. Investigations Manager Marilyn Hudson explained that the last revision to the delegation portion of the administrative rules was in 2004 and went on to give examples, stating that there are challenges, and that there seems to be a need to communicate the delegation rules to employers and nurses. Pam Ruona, Director of Policy and Programs for the Oregon Health Care Association, stated that they represent approximately 80% of nursing facilities in Oregon, similarly with assisted living and residential care, and also represents about half of the in-home care agencies licensed in Oregon. She explained that the assisted living and residential care facility rules were recently revised, within the last year or so, having home health and in-home care agency people involved. The Oregon Health Authority was also involved as they license in-home care, home health and hospice. Susan Link, Nurse Practice Consultant, Oregon Nurse Association, agreed that there is confusion about delegation and she receives many requests for assistance, some of which they refer to OSBN. She encouraged the Board to look at this issue, said the ONA would like to be involved in these conversations, and were looking forward to the next steps.

After much discussion by Board members, staff and the audience, Executive Director Holly Mercer suggested to the Board that this part of the rule should be reviewed, however, the Board does not have resources to take this on at this time. Ms. Mercer went on to explain that the Board has re-recruited the Nurse Practice Consultant position, are in the interview process, and that this should be a first priority for this position, once filled. Ms. Mercer assured the Board that once this position is filled, this subject will be a top priority.

Executive Director Holly Mercer stated that, to be realistic, it would be November. Staff should bring recommendations to the Board at that time; this will give the person in the new Nurse Practice Consultant position time before the November Board meeting. After much discussion, Board President Pat Markesino requested clarification on when this would be brought back to the Board. Ms. Mercer stated that there should be staff work on this and recommendations brought to the Board in November. Ms. Buck concluded that it is her understanding that the consultant group would bring recommendations to address the issue, or identify what the issues are, at the November Board meeting. Ms. Mercer agreed to clarify that, however, it would be the person in the Practice Consultant position to take the lead on this, and will bring guidance back to the Board in June.

Nursing Assistant Consultant Debra Buck also brought up HB 3220A, which would allow the OSBN to use the results of the Nursing Assistant Exam and give the specific results to the students for educational purposes. This passed the House vote, and is now into the Senate Health Care, Human Services and Rural Health Policy committee.

Executive Director Holly Mercer thanked both the lobbyists for the Oregon Nursing Association and the Oregon Health Association, for doing the on-the-ground lobbying for this bill, as it is believed to increase passage rates on skills test, and reduces resource time for the Board.

## **ADMINISTRATION**

### **A1. Policy "Work Setting Restrictions for Licensees and Certificate Holders on Probation" and "Work Setting Restrictions for Licenses and Certificate Holders in the Health Professionals' Service Program (HPSP)"**

Handouts were provided to Board members and staff on the draft policies on "Work Setting Restrictions for Licensees and Certificate Holders on Probation" and "Work Setting Restrictions for Licenses and Certificate Holders in the Health Professionals' Service Program (HPSP)." Executive Director Holly Mercer explained that revisions were made and reviewed the specific changes. These policies are trying to give guidance to licensees and certificate holders in terms of the types of work settings that will be acceptable for licensees on probation and in the HPSP program; to give guidance but at the same time some degree of flexibility on individual cases. Ms. Mercer further stated that this has been before the Board two previous times.

M.S.C. Willis, Mill

that the Policy "Work Setting Restrictions for Licensees and Certificate Holders on Probation" be accepted as presented.

M.S.C. Willis, Cosgrove

that the Policy "Work Setting Restrictions for Licensees in the Health Professionals Service Program (HPSP)" be accepted as presented.

### **A2. Affirmative Action Plan**

Executive Director Holly Mercer stated that she is removing the agenda item Affirmative Action Plan, and move on to the Executive Director's Report

### **A3. Executive Director's Report**

Executive Director Holly Mercer explained that the budget hearing, which took place on March 7, 2011, went extremely well. There were some questions around the cost of the Health Professionals' Services Program, however there was support for the program. Senator Winters requested that we provide outcome data relating to discipline. There was not a vote at that time, and there is a work session scheduled for May 3. In our budget, we asked for three Limited Duration positions to become permanent, assured the Legislature that we will keep our numbers of FTEs flat. If permanent status for these three positions does not pass, we will ask that they remain as Limited Duration positions for another biennium. Ms. Mercer also stated that it was confirmed in the hearing that our budget does not include fee increases. She also explained that vacancies were brought up, more specifically, that if positions are not filled, they may be taken away. The Nurse Practice Consultant

position is the only position that remains unfilled, and we are working very hard to fill that position. There is another recent investigator position that has just opened, and two recent internal recruitments. Ms. Mercer stated that this is the first time that the Board has met performance measures and continues to streamline to offset the trend of increased licensees, all without an increase in licensing fees.

Executive Director Holly Mercer stated that she would like the Board to consider a concept of semi-independence status. A handout was available, which was a memo prepared by the Directors of the Health Care Licensing Boards for Sean Kolmer, who is the interim Assistant Health Policy Advisor for the Governor. This memo objectively outlined the pros and cons. Ms. Mercer explained that the purpose of the memo was to ask the Governor's office if it was in opposition to the Boards seeking semi-independent status. The initial response was no. The Medical Board has already voted to pursue independent status, but they have been going towards that for a number of years.

Ms. Mercer stated that there would be no changes on the SEIU contract, however, classification status, compensation and especially the financial operation would change. Ms. Mercer went on to say that it is her opinion that we do not have the resources to do this at this time. She agreed to keep the Board updated as to where this is headed, the earliest is 2012, and it would not be mandatory. Further discussion and questions from the Board were answered by Ms. Mercer, regarding the other Boards going towards the semi-independent status. Board Council Tom Cowan answered questions about budget approval by the Board, if the Board decides to go to semi-independent status.

Executive Director Holly Mercer stated that Erinn Kelley Siel, appointed Director, Department of Human Services, has put together a task force consisting of about 20 individuals. Ms. Mercer stated that she is in this work group, called the Adult Safety and Protection Team, along with Nursing Assistant Program Consultant Debbie Buck, and also included law enforcement, legislators, and Seniors and People With Disabilities staff. They are set up for four meetings before the end of June, and the goal is that there is a report prepared by July on how we can increase safety in the long-term care facilities. The intent is to look at criminal history; how to track and follow-up on positive criminal history checks. Ms. Mercer, along with Ms. Buck, will report back on this at the June and September Board meetings. Department of Human Services has gone through a transformation with the Oregon Health Authority, branching off on the health side.

Executive Director Holly Mercer stated that she and Investigations Manager Marilyn Hudson participated at the ONA conference last week. The conference was well-attended and the ONA presented Board President Pat Markesino and Executive Director Holly Mercer with a plaque, in recognition of the Board's 100<sup>th</sup> anniversary.

Executive Director Holly Mercer stated that it was suggested that the work session take place on either June 24<sup>th</sup> or September 23<sup>rd</sup>, each being an extra day tacked onto the two-day Board meetings in June or September. Ms. Mercer requested that each Board Member check their calendars for the best day that will work. Holly requested that they respond to her, to let her know which day, either in June or September, will work best for each of them. Ms. Mercer reminded the Board, that there are three Board members that are up for reappointment in 2012, including the Board President position as of January 1, 2012. She requested that they contact her if they are interested in reappointment.

#### **A4. NCSBN Long-Term Care Conference (August 23-24, 2011)**

Executive Director Holly Mercer stated that there are several National Council State Board of Nursing (NCSBN) conferences. The first is the IT Summit in Denver on May 10<sup>th</sup> and 11<sup>th</sup> in which Database Administrator Judith McEntee will speak, and both Communications Manager Barbara Holtry and Programmer Matt Hodson will be attending as well. Funding for all three attendees will be covered by National Council of State Boards of Nursing (NCSBN). The APRN Roundtable in Chicago is May 18<sup>th</sup> and Advanced Practice Nurse Consultant Tracy Klein and Board Member Max Tenscher will be attending that conference. There is also an NCSBN Attorney/Investigator Conference in Chicago on May 24<sup>th</sup> through May 26<sup>th</sup>. In addition, the Long-Term Care Conference is August 23<sup>rd</sup> and 24<sup>th</sup> in Chicago. Nursing Assistant Consultant Debra Buck will be attending this conference and we can send one Board member. Ms. Mercer asked the Board members to let her know if anyone would be interested in attending this conference. Investigations Manager Marilyn Hudson stated that on June 14<sup>th</sup>, a few staff members in the investigations department will be attending the TERCAP presentation, which will include multiple states. This will take place in Washington, and she is attempting to get a broadcast

here for the investigators who will not be at that presentation. Board President Pat Markesino asked the Board who will be attending the National Council for State Boards of Nursing (NCSBN) annual meeting in Indianapolis this year. Ms. Mercer stated that NCSBN does seem to be providing funding through the resource fund for many of their conferences, and stated she will look into this and let the staff and Board know when she hears anything about when this annual meeting is scheduled.

Executive Director Holly Mercer briefly spoke on legislation. In February, Trisha Tillman, from the office Multicultural Affairs was here to talk about Senate Bill 97, Continuing Education for Cultural Competency. The bill changed from a mandate, to a collaborative effort to have the discussion; the results are that there will be a task force developed to implement this. Senate Bill 879 directs the Health Authority to convene a work group to develop standards for administrative requirements for student placement in clinical training settings in Oregon, and to report back to the committee. This was brought by Senator Winters and Senator Laurie Monnes Anderson, as a result of complaints from students in clinical placements. Ms. Mercer explained that HB 2014 was about giving nurses authority to report non-accidental injuries to law enforcement. This bill had a hearing, ONA supported that, and it is in the process of going through, with little opposition. Ms. Mercer stated that Medical/Legal panel, HB 3519, is about setting up and having an advisory recommendation panel to look at medical malpractice issues before it goes to court, and is administered through the Supreme Court. The cost of operating those panels and the cost of consultants advising those panels would be paid by licensing fees. This fee would be tacked on to current fees to cover the administration of that, and also stated that this is a very challenging bill.

Ms. Mercer asked Investigations Manager Marilyn Hudson if she had anything else that she was tracking. Ms. Hudson stated that she had questions about HB 3070, having to do with phone numbers, transparent to persons outside calling in. Communications Manager Barbara Holtry stated that this bill is no longer being considered. Ms. Mercer discussed work sessions and deadlines.

There was further discussion regarding bills regarding continued education to retain a license, and that this has been discussed at the National Council of State Boards of Nursing (NCSBN) level.

## **WORKING LUNCH**

### Lunch and Learn ~ Centennial Celebration

Executive Director Holly Mercer suggested that the June Board meeting be shortened, to end about 3:00 p.m. on June 23, 2011. Then, from 3:30 to 4:30 p.m., we would open the conference room for the Centennial Celebration of the Oregon State Board of Nursing. We will send out invitations to prior Board members, stakeholders in the community, legislators, and Sean Kolmer from the Governor's office. There have been a few meetings with staff to prepare for this, including establishing a timeline. In addition, Licensing Manager DeWayne Hatcher showed the Board a ledger, including the minutes of the first meeting of the Board of Nursing, which may be exhibited at the celebration. Communications Manager Barbara Holtry will write an article in the Sentinel about the history of the Board of Nursing. The Board agreed to keep the celebration low key, focusing on the history and timeline of the Board over the past 100 years. Mr. Hatcher stated that he has recently been in contact with the oldest nurse in Oregon, who is 93 years old, and it was suggested that she be invited as a guest to the celebration. Ms. Mercer stated that we will proceed with the planning for this celebration.

Executive Director Holly Mercer took a preliminary vote for a date for the worksession, and it was confirmed that Friday, September 23, 2011, would be the date for the Board worksession, which would follow the two day Board meeting in September.

The agenda for the worksession was going to focus on the LEDS triage. In the past, the focus of the worksession would be on the Strategic Plan, and Tercap has had to take a back seat in the past, due to resources. A suggestion was brought up to review training for Board members, to review issues such as Board member responsibilities, conflict of interest and voting guideline. Another suggestion was getting a snapshot of investigator duties, the LEDS process, and orientation for new Board members to educate them on the investigation process, including job shadowing. There was further discussion regarding the on-line complaint process, and not obtaining adequate information from this type of process. It was suggested that for purposes

of the worksession, the topics of LEDS, HPSP cases, and civil penalties be blended. There was much discussion regarding another possible agenda item being civil penalties, and work on making the civil penalty process more streamlined and using them more.

Board Member Linda Mill briefly spoke on the topics at the NCSBN mid-year meeting and the speakers presenting at the conference.

**THURSDAY, April 21, 2011 – 1:00 P.M.**  
**EXECUTIVE SESSION**

Executive Director Holly Mercer updated the Board on the Sumner College development approval request. At the February Board meeting, the Board voted not to approve the request. Sumner college has asked for a meeting with our counsel. They are now represented by counsel, and the last meeting with them was to try to clarify. They may bring back additional material to the Board, not as a formal resubmission but as a clarification, possibly at the June Board meeting. She explained that they are here today regarding a survey visit, and Ms. Mercer wanted to explain that these are two separate issues. She will keep the Board informed.

**APPEARANCE**

M.S.C. Willis, Cain

that based on the evidence presented and the appearance of Robert Rafalovich, RN Applicant, the Board allow applicant to obtain a limited license to enter a RN re-entry program.

Ayes – 7, Nays – 2

**OPEN FORUM**

The Board is not able to act on any issues presented at the Open Forum because prior public notice has not been given, but the Board can take matters under consideration as agenda items at future Board meetings.

No one was present for Open Forum

**RN/LPN PRACTICE PROGRAM – Marilyn Hudson, Investigations Manager**

**RN1. First Reading of Nurse Practice Requirements Policy**

Nursing Education Consultant Joy Ingwerson presented a First Draft of Revised Policy on Practice Requirement for Licensed Practical Nurses and Registered Nurses, as a result of work done on this policy by the nursing practice committee. Ms. Ingwerson explained that this a revision to the policy regarding practice hours for Licensed Practical Nurses and Registered Nurses. Major revisions include documentation expectations for nursing hours and care provided relating to unpaid nursing roles. A new section is included relating to continuing clinical education hours. She further stated that there was discussion in the group on the issue of whether it would count as nursing hours if a nurse was caring for a family member, including professional boundaries. Ms. Ingwerson pointed out that there was minority in the group that if a nurse was caring for a family member, it should not count as practice hours. Ms. Ingwerson stated there was discussion related to practice hours counting as continuing education, and provided examples. She stated that under dual licensure, it was decided to keep that focused and limited, and that there was broad discussion regarding this, and at some point there may be a need for a separate policy on dual licensure. She pointed out that there was a question and answer section added to help clarify questions that seem to be common. Ms. Ingwerson introduced Susan Link, Oregon Nurse Association, who had a question regarding language in the draft rule. There were further questions from Board members regarding language. Ms. Ingwerson stated that she would review this further to possibly make the language clearer as to the required practice hours preceding application for licensure, or renewal of an existing license. Other concerns from the Board were brought up regarding the statute excluding counting practice hours that involves a family member. After much discussion the direction

was that since there will be amendments based on the discussions, that this motion be tabled and be brought back at the June Board meeting for further development.

## **RN2. Environmental Scan – Board Review and Questions**

Ms. Ingwerson gave a brief update on the work of the Nursing Practice Committee. Two other subcommittees are working on the Pain Management Policy and Sexual Assault Nurse Examiner Policy. The Epidural Group did a thorough review of literature and current policies. Two new groups were formed, to examine the Infusion Therapy Policy and Authorized Orders for Care policy, and both groups have already met. Ms. Ingwerson stated that it seems that the Nursing Practice Committee has challenged us to look very specifically at some of the things that our licensees either expect, or want from the Board, to aid in their practice.

## **LICENSING – DeWayne Hatcher, Licensing Manager**

### **L1. Environmental Scan – Board Review and Questions**

Licensing Manager DeWayne Hatcher reported on recent statistics of fingerprinting for new applicants. Mr. Hatcher brought to the Board's attention the numbers and statistics included in the agenda, including 2800 fingerprint-based criminal background checks since January 1, 2008. On a day-to-day basis, there is about one-to-one ratio of RN's to CNA's. However, as of very recently, the number of active CNA's that have had a fingerprint-based background check, is about 50%; the number of active RN's that have had a fingerprint-based criminal background check is about 25%. To date, approximately 25% of active RN's in the state, and about 50% of active CNA's in this state, have been fingerprinted. Mr. Hatcher explained that every licensed nurse that goes through the renewal process every two years has a state-based criminal background check. Mr. Hatcher stated that between now and August, there will be an additional spike in examination applications, due to nursing school graduates applying for nursing licenses, and all of these applicants will be fingerprinted.

Mr. Hatcher reported on staffing updates in the licensing department; there has been one staff member that has recently retired, another one will be retiring in a few months, and two other staff members moving to other positions within the agency. He stated that due to these change, there will be a period of retraining in this department.

Mr. Hatcher explained that there is also work being done within the agency to determine how we will configure the internal database to hold information relating to national certifications, the primary goal to show newest Nurse Practitioner certification specialties. The internal database has been modified and they are working from there to report it out electronically. Mr. Hatcher went on to explain how this would work, that it is essential credentialing work, and also reported that the project is almost complete.

Mr. Hatcher answered questions from the Board regarding the fingerprinting and background check process, specifically about the authority to do fingerprinting when an applicant is under investigation. Further discussion arose regarding HB2650. Statutes now state that Oregon cannot share fingerprint cards for background checks. HB 2650 would allow some government agencies to keep the fingerprint cards on file, and periodically resubmit those images to get more frequent results. Ms. Mercer stated that the Investigations Department has done well in the fingerprinting process and have produced positive audit results. Some discussion and questions arose regarding the cost of the fingerprinting, our fee, and the amount that the Oregon State Police charges for processing.

## **EDUCATION – Joy Ingwerson, Education Consultant**

### **E1. Sumner College Practical Nursing Program Survey Visit Report**

Nursing Education Consultant Joy Ingwerson reported that Sumner College Practical Nursing Program had a successful Survey Visit Report. Currently, Sumner College Practical Nursing Program has shown an NCLEX-PN® pass rate of 94.44%, with 17 of 18 candidates passing on the first attempt. Ms. Ingwerson went over the commendations, recommendations and deficiencies and explained that this is a new program and there is a majority of work to get it started and be successful. Ms. Ingwerson explained that this program has a diverse

faculty group of cross specialties. The college has done some specific planning as far as their budget for continuing education and professional development for the faculty. She further stated that the students seem to be positive about financial aid, and able to get help when they need it. Ms. Ingwerson again pointed out that this is a new program, and she believe that as the program matures these recommendations will almost naturally be taken care of as it runs more groups through the curriculum. Ms. Ingwerson introduced BJ Noll, Practical Nursing Program Director, who has been involved in the program since its inception. Ms. Noll answered questions from Board members regarding the faculty size. Joanna Russell, College President, was also present.

M.S.C. Willis, Carnegie

that the Sumner College practical Nursing program be approved for up to four years to April, 2015, with a required interim report including the current teaching workload assignment for the program director, mechanisms for student input into decisions affecting the program, the comprehensive plan for evaluation and evidence of implementation of the plan submitted for the April, 2012 meeting of the Board.

Ayes – 9, Nays – 0, Absent – 0

## **E2. Umpqua Community College Practical Nursing Program Survey Visit Report**

Nursing Education Consultant Joy Ingwerson reported on the Survey Visit Report for Umpqua Community College. Ms. Ingwerson reviewed the commendations, recommendations and one deficiency in the report. Sandy Hendy, Nurse Administrator was present for questions and comments from the Board. Ms. Ingwerson suggested that the deficiency regarding HR files be addressed by an unannounced visit to review the files. Ms. Hull was congratulated on her program, which as of this date, has an NCLEX-PN® pass rate of 100%, 15 students passing. Board Counsel Tom Cowan stated that the unannounced survey visit need not be included in the motion, but that it be a direction to staff as to what the Board is requiring. Ms. Ingwerson agreed to follow through with the unannounced site visit as directed by the Board. Ms. Hendy thanked Ms. Ingwerson for her professionalism during the survey visit.

M.S.C. Carnegie, Cosgrove

that the Umpqua Community College Practical Nursing Program be approved for up to five years to April, 2016.

## **E3. Southwest Oregon Community College NCLEX® Pass Rate Follow-Up**

Nursing Education Consultant Joy Ingwerson stated that Southwestern Oregon Community College did have a significant change in terms of their NCLEX-RN® pass rate, and explained that their passing standard had changed. At that time, Susan Walker, Director of Nursing and Allied Health, did submit to the Board a plan for addressing the NCLEX-RN® pass rate. She stated that there was discussion relating to medical-surgical and pathophysiology content. The direction was for the college to look more specifically at those concepts and provide a plan that was more specific. Ms. Ingwerson commended Ms. Walker's work as to how they thought through how the college would keep building the expectations and content in specific areas throughout the curriculum, as well as faculty and team development and their ability to teach the content and evaluate the outcome in these specific areas. Ms. Ingwerson stated she is confident that college has put effort into looking at their NCLEX-RN® pass rate and make changes that may help their students to be successful. Ms. Walker spoke to the remediation action plan that the college is requiring of students that receive a low score. The students who have low scores are now required to come up with three goals on what they are going to do to be successful on the NCLEX-RN®. Ms. Walker further stated that they are currently going through this process, of meeting with the students to get their goals, and assist them as needed.

M.S.C. Carnegie, Cosgrove

that the Nursing Program Action Plan for Southwest Oregon Community College Nursing Program be accepted as presented.

Ayes – 9, Nays – 0, Absent – 0

**E4. Pioneer Pacific College Required Follow-Up Report**

Nursing Education Consultant Joy Ingwerson stated that there was a required follow-up report from Pioneer Pacific College as a result of their survey visit last year. There were a couple of deficiencies that the college was required to respond to. Ms. Ingwerson introduced Kim Vogel, Nursing Program Director and Eric Armstrong, Director of Education, and explained Ms. Vogel has been spearheading some efforts over the last year to respond to and take action on recommendations and deficiencies that were in the Survey Visit Report. Ms. Ingwerson stated that there has been revision to their faculty handbook and nursing student handbook, that basically becomes their policy manual, as it includes procedural elements. The college has developed a tool where they have a scale, which shows different standards in the level of assistance that students need to have in the clinical area. Ms. Ingwerson stated that the clinical outcome criteria is different from term to term, and she explained that she feels that this addresses the concerns that she had when she did the original survey at the college. A question from the Board was if they have used this tool, and Ms. Vogel explained that the tool has been used and that it has been successful. Ms. Ingwerson also stated that the faculty has been involved in the curriculum development, which she stated was encouraging.

M.S.C. Carnegie, Willis

that the materials submitted by Pioneer Pacific College in response to survey deficiencies from 2010 be accepted as presented.

Ayes 9, Nays – 0, Absent – 0

**E5. Lane Community College Practical Nursing Program Initial Approval Application**

Nursing Education Consultant Joy Ingwerson explained that there were new standards to Division 21 implemented the first of this year. Lane College had started their program application under the 2008 version of the Division 21 Standards, which is what was presented as the development approval. Ms. Ingwerson stated that she met with Tricia Tully, Program Director, to make sure that everything had been covered at some point. The 2011 version standards had three steps of approval before the program opens, while the 2008 version had two steps of approval before the program opens. She found that most of these had already been addressed or they are addressed in the current submission, and she feels confident that all of those standards have been addressed, either last time or this time. Ms. Ingwerson stated that she believes there is still some work to be done so that the entire curriculum holds together around some common themes, and that there is more internal consistency.

M.S.C. Willis, Cain

that the Lane Community College Practical Nursing Program Initial Approval Application be approved as presented.

Ayes 9, Nays – 0, Absent – 0

**E6. Environmental Scan – Board Review and Questions**

Nursing Education Consultant Joy Ingwerson stated that she had the opportunity to go to Southwest Oregon Community College, and did an in-service for their faculty on test development. She believes it was well received and fits with what they want to do in using testing in a stronger way throughout their curriculum.

Ms. Ingwerson also stated that Mt. Hood Community College faculty are under negotiations for their contract, and things have not gone smoothly. There are further negotiations scheduled and it appears there may be a strike. The faculty and program directors have been working on contingency plans as to what they would do if the school chooses to close, and what they will be able to do to address students' needs to keep them progressing.

Ms. Ingwerson stated that she has done some research on summer new grad hiring; 2009 and 2010 were not good as far as hiring new grads. She does not have complete information and in some cases, she did not hear back from hospitals she has contacted. The information she did receive was from Salem Hospital, who plans on hiring 50 to 70 new grads, and Legacy Health System, stating they probably would run a new grad internship, but the number is unknown. She also received information from Providence, hiring around 50 new grads.

NCLEX pass rates did just come out, indicating that in the NCLEX-RN®, Oregon is third out of the 50 states for this quarter. The year-to-date pass rate is 91.05%, and the national average is 87.27%. In the NCLEX-PN®, we are eighth out of 50 states; 96.23% pass rate, and the national average is 87.35%.

Executive Director Holly Mercer pointed out there seems to be a missing data point in terms of hiring of new grads. There was further discussion on how that data could be obtained and that this may be something that could be reviewed further.

### **NEXT BOARD MEETING**

The next scheduled Board Meeting via teleconference will be held in Executive Session on May 25, 2011, at the Board offices, 17938 S.W. Upper Boones Ferry Road, Portland, Oregon. The next regularly scheduled in-person Board meeting will be at the Board offices on June 22-23, 2011.

**ADJOURNMENT** -- The meeting adjourned at 3.25 p.m.