

**VIRGINIA BOARD OF NURSING
MINUTES
January 24, 2017**

TIME AND PLACE: The meeting of the Board of Nursing was called to order at 9:02 A.M. on January 24, 2017 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President

BOARD MEMBERS PRESENT:

Kelly McDonough, DNP, RN; Vice President
Guia Caliwagan, RN, MAN, EdS
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN
Louise Hershkowitz, CRNA, MSHA
Trula Minton, MS, RN
Rebecca Poston, PhD, RN, CPNP-PC
Dustin Ross, DNP, MBA, RN, NE-BC
William Traynham, LPN, CSAC

BOARD MEMBERS ABSENT:

Jennifer Phelps, LPN, QMHPA; Secretary
Joana Garcia, Citizen Member
Jeanne Holmes, Citizen Member
Mark D. Monson, Citizen Member

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Jodi P. Power, RN, JD; Deputy Executive Director
Stephanie Willinger; Deputy Executive Director
Huong Vu, Executive Assistant
Linda Kleiner, RN, Discipline Case Manager
Paula B. Saxby, RN, PhD; Deputy Executive Director
Charlette Ridout, RN, MS, CNE; Senior Nursing Education Consultant
Ann Tiller, Compliance Manager

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Lisa Hahn, Department of Health Professions Chief Deputy Director

IN THE AUDIENCE:

Representatives from Riverside College of Health Careers
Janet Wall representing the Virginia Nurses Association (VNA)
Wendy Dotson representing Virginia Affiliate of American College of Certified Nurse-Midwives (ACNM)
Nai'm Campell, BON Criminal Background Investigation Supervisor
Justine James, BON Criminal Background Investigation Specialist

ESTABLISHMENT OF A QUORUM:

With 10 members present, a quorum was established.

ANNOUNCEMENTS:

Dr. Hahn noted the announcements on the agenda. Dr. Hahn added that Riverside College of Health Careers (RCHC) representatives from the programs are here to speak to the Board.

Representatives present were: Robin Nelhuebel, System Director of Education, Deborah Sullivan-Yates, Senior Director of Education Programs, Elizabeth Compton, Program Director, Nicole Bruney, Nursing Faculty, and Patricia Nickell, Nursing Faculty.

Ms. Nelhuebel noted that RCHC celebrated its 100th Anniversary in 2016 and the program graduated the last cohort of 30 diploma graduates as of November 28, 2016. She added that program has graduated a total of 2,951 students and provided a handout referencing their nursing program curriculum and partnership with Old Dominion University (ODU).

Ms. Sullivan-Yates thanked the Board for its support and collegial relationship over the years. She especially noted that Dr. Paula Saxby, Ms. Charlette Ridout, and Ms. Beth Yates as wonderful resources in helping RCHC moving forward to the associate program.

Ms. Compton provided information referencing transition to Associate of Applied Science (AAS) degree and formalizing concurrent partnership with ODU. She noted that the concurrent enrollment option blends RN-BSN course work throughout the AAS curriculum enabling qualified students to complete AAS requirements, take the NCLEX-RN licensing exam, and complete the requirements for the BSN in just one or two additional semesters following the completion of the AAS.

Ms. Bruney and Ms. Nickell both thanked the Board for the continuing support and allowing students to attend the hearings.

Dr. Hahn thanked RCHC staff for coming and sharing their journey.

UPCOMING MEETINGS:

Dr. Hahn noted the upcoming meetings on the agenda and reminded Board members to let the President or Ms. Douglas know if interest in attending NCSBN meetings.

DIAGLOG WITH DHP
DIRECTOR:

Ms. Hahn provided the General Assembly (GA) Update on behalf of Dr. Brown:

Two DHP bills that are technical in nature:

1. **HB 1541(BON; powers and duties)** – authorizing the Board to deny or withdraw approval from *training* programs for failure to meet prescribed standards.

2. **SB 922 (DPOR and DHP; licensure, certification, registration, and permitting)** – making it clear that health regulatory boards have authority to take action on permits also.

Four Opioid Bills that DHP is the leading agency:

1. **SB 848 (Naloxone; dispensing for use in opioid overdose reversal, etc.)** – allowing a person who is authorized by the Department of Behavioral Health and Developmental Services (DBHDS) to train individuals on the administration of naloxone for use in opioid overdose reversal.
2. **SB 1230 (Opiate prescriptions; electronic prescriptions)** - requiring a prescription for any controlled substance containing an opiate to be issued as an electronic prescription and prohibits a pharmacist from dispensing a controlled substances that contains an opiate unless the prescription is issued as an electronic prescription, beginning July 1, 2020.
3. **SB 1232 (Controlled substances; limits on prescription containing opioids)** – prohibiting a prescriber from providing treatment for a patient in an emergency department of a corporation, facility, or institution licensed, owned, or operated by the Commonwealth to provide health care from prescribing a controlled substance containing an opioid in a quantity greater than a three-day supply. This bill is also applied to a pharmacist who dispenses.
4. **SB 1020 (Registration of peer recovery specialist and qualified mental health professionals)** – authorizing the registration of peer recovery specialists and qualified mental professionals by the Board of Counseling at the DHP. It is collaboration between DHP, DBHDS, and Department of Medical Assistance Services (DMAS).

Other Bills:

- a. **SB 1180 (Opioids and Buprenorphine; Board of Dentistry (BOD) and Board of Medicine (BOM) to adopt regulations for prescribing)** – directing BOD and BOM to adopt regulations for the prescribing of opioids and products containing Buprenorphine. BOM is working on regulations of two hours mandated continuing education (CEs) for opioid prescribing.
- b. **SB 1484 (Prescription Monitoring Program (PMP); disclosure and authority to access)** – requiring the information in the possession of the PMP disclosed by DHP Director to a physician or pharmacist employed by the Virginia Medicaid managed care program to be provided electronic access to the PMP in real time.
- c. **HB 1885 (Opioids; limit on amount prescribed)** – requiring a prescriber to obtain information from PMP at the time of initiating a new course of treatment that includes the prescribing of opioids anticipated to last more than seven consecutive days.

Dr. Hahn thanked Ms. Hahn for joining the meeting and for the information.

ORDERING OF AGENDA:

Dr. Hahn asked staff to update the Board on the modifications of the Agenda.

Ms. Douglas indicated:

- Board members will meet at 9 a.m. in Board Room 2 on Wednesday, January 25, 2017, to consider possible summary suspension regarding a license nurse practitioner;
- The Legislation/Regulation has been moved to 1p.m. today due to Ms. Yeatts' required attendance at the General Assembly in the morning;
- Board Members and staff of the two Committee meetings at 2 p.m. today have been listed incorrectly on the Agenda; and
- Board Members who are not on the Committee meetings will conduct probable cause review.

Ms. Krohn indicated the additional modifications:

- Katherine L. Hyde's Consent Order has been added to the agenda for Board consideration;
- Panel A will be in Board Room 3 and Ms. Smith (#35) plans to appear for consideration of Agency Subordinate Recommendations on Wednesday, January 25, 2017;
- Edna Salyer Formal Hearing has been continued and removed from the agenda before Panel A on Wednesday, January 25, 2017;
- Panel B will be in Board Room 2 and Ms. Akridge (#6) plans to appear for consideration of Agency Subordinate Recommendations on Wednesday, January 25, 2017;
- Ms. Caliwagan is moved to Panel B for the Stephanie Martin case only due to Board member absence; and
- Kelly Gregory and Hellen Yiapan Formal Hearings have been continued and removed from the agenda on Thursday, January 26, 2017.

CONSENT AGENDA:

The Board did not remove any items from the consent agenda. Dr. McDonough moved to accept the consent agenda. The motion was seconded and carried unanimously.

Minutes:

November 14, 2016	Panel – Dr. Hahn
November 15, 2016	Quorum – Dr. Hahn
November 16, 2016	Panel – Dr. Hahn
November 16, 2016	Panel – Dr. McDonough
November 17, 2016	Panel – Dr. McDonough

Reports:

Agency Subordinate Tracking Log

Finance Report

Nursing Monthly Tracking Log-Licensure and Disciplinary Statistics

Health Practitioners Monitoring Program

Ms. Hershkowitz noted that she will complete her first term in 2017 and will apply for reappointment. Ms. Douglas commented that the Nominating Committee did not discuss Ms. Herhskowitz' term so it will be noted in the Business meeting minutes today. Ms. Hershkowitz moved to accept the November 16, 2017 Nominating Committee minutes. The motion was seconded and carried unanimously.

Ms. Hershkowitz noted that the correction is needed for her first name and Ms. Caliwagan's first name on the December 7, 2016 Telephone Conference Call minutes. Ms. Hershkowitz move to accept the December 7, 2016 Telephone Conference Call minutes as amended. The motion was seconded and carried unanimously.

REPORTS:

Executive Director Report:

Ms. Douglas added to her written report the following:

- **Paperless Licensing** - DHP is moving forward as an agency. The proposal contemplates licensees receiving an initial paper license, but once they renew there will be no paper license issued. DHP is exploring the ability for licensees to print the license if needed. DHP is also moving to "e-notification" for renewal which is more efficient.
- **Calendar Year 2016 Statistics for the Board** – currently the Board has 217,182 current license count. For 2016, the Board received 23,670 applications, issued 18,344 licenses, conducted 736 Informal Conferences and 150 Formal Hearings, received 1,944 cases for nursing and 798 cases for nurse aide, and closed 1,882 cases for nursing and 724 cases for nurse aide.
- **Update on Compact** – draft regulations for the new Compact version (which includes uniform licensure requirements, and changes in Database which will identify why a license is issued single-state and not multi-state) is under development and Ms. Douglas is on this NCSBN Committee. Currently, 21 states are on board with the new version and 26 states are needed for the new version to pass. After 26 states adopt, there may be six months lag time before new compact is in effect. NCSBN is preparing materials regarding new NLC version for students and public. NURSUS has led the way in terms of the Compact and will be the key communication tool. Virginia is not moving forward with the Medical Compact at this time. Psychology, Physician Assistants, Speech Pathology, and Nutritionists are all developing National Compact Models.

Ms. Douglas thanked Board members for their patience and understanding regarding multiple Board business mailings which was impacted by Holidays and closure due to inclement weather.

Massage Therapy Advisory Board December 1, 2016 minutes:

Ms. Krohn reviewed the minutes and key discussion of the December 1, 2016 meeting of the Massage Therapy Advisory Board including:

- Massage Therapists are now Licensed Massage Therapist (LMT) and no longer Certified Massage Therapist (CMT);
- Public comment made regarding why Rolfing is not and should not be considered Massage Therapy;
- Two GDs (90-47 and 90-59) to be reviewed by Ms. Yeatts; and
- The Frequently Asked Questions were revised and the Criminal Background Check process was added.

Ms. Krohn noted that an e-mail to essential DHP staff regarding the transition of Massage Therapist from CMTs to LMTs and CBC requirement was sent on January 4, 2017.

Committee of the Joint Boards of Nursing and Medicine December 7, 2016 minutes:

Ms. Hershkowitz reviewed key discussion of the Committee of the Joint Boards December 7, 2016 meeting including:

- Impact of Opioid Crisis and BOM pending regulations referencing Buprenorphine;
- Correction is needed regarding Ms. Douglas' report on the total numbers of LNPs. Ms. Douglas stated that she will check the numbers and amend the December 7, 2016 as needed.
- Adoption of proposal to combine license for Licensed Nurse Practitioners (LNPs) with Prescriptive Authority (PA). This will now go under further DHP review.
- Revision of the GD 90-56 (Practice Agreement) to include deleting "authority to write DNR orders" for an LNP in the category of CNM and differentiating between "should" and "may" section;
- Replacement on the Advisory Committee of the Joint Boards - Dr. Stuart Mackler was elected to the physician position and Dr. Cathy Harrison was elected to the nurse anesthetist position;
- CARA implications; and
- Two hours of continuing education referencing pain management for LNPs with Prescriptive Authority.

PUBLIC COMMENT:

Wendy Dotson, Virginia Affiliate of the ACNM, provides the following comments and changes regarding GD 90-56 (Practice Agreement):

- The 2016 legislation that described a required *consultative* practice agreement for Certified Nurse-Midwives was presented with the support and collaboration of both the Virginia Affiliate of the ACNM and the Virginia Chapter of the American College of OB-GYNs (ACOG). Practice Agreements that will be developed between CNMs and MDs may contain much more than what is stipulated in the guidance document. Due to a variety of practice settings and consultative relationships, however, simplicity and clarity must be maintained.
- The first bullet is unnecessary and should be omitted because a physician functions in the role of a consultant not as a supervisor.
- The second bullet is redundant and essentially restates what is itemized in the fourth bullet.
- The third bullet should be changed to “*Categories of drugs and devices that may be prescribed in Schedule II-V*” since CNMs prescribe almost entirely within Category VI (medicines which are not required to have physician supervision).

Ms. Dotson thanked the Board for consideration of these changes.

RECESS:

The Board recessed at 10:14 AM

RECONVENTION:

The Board reconvened at 10:30 AM

PUBLIC COMMENT
(cont.):

Janet Wall, CEO for VNA, provided the following information:

- The “Nurses Change Lives” license plate - VNA got the first 450 orders for \$25 per plate and plans to use the money raised in revenue to go toward nursing scholarship.
- Workplace Violence Bill (SB 973-HB 1921) – an existing physical battery bill which applied to emergency room employees only. It is now expanded to everyone in the hospital. The bill will be in the Committee of Justice tomorrow and will ask the Virginia Department of Health (VDH) to notify the public.
- Student Group Lobby Day - 125 students went with VNA to General Assembly and the program was well received.
- Survey Collection – VNA will be happy to survey its members regarding Name Tag Identification regulations and share the findings with the Board.
- Spring Conference – it is scheduled for April 25, 2017, in Richmond, VA and will focus on “Nursing Ethics and Moral Distress”.

POLICY FORUM:

The 2016 Healthcare Workforce Data Center (HWDC) reports:

Dr. Carter informed the Board that there will be webinar regarding Best Practice in Nursing today at 2 p.m. The second series will be on February 22, 2017, and the third on March 22, 2017.

Dr. Carter provided two additional handouts (Data Products and Healthcare Workforce in Virginia) noting that they are used as resources for grant writing.

Dr. Carter then provided the 2016 HWDC reports including:

- **LNPs** – diversity index improved (29%), 76% obtained master degree, and level of debt dropped (66%). Ms. Hershkowitz requested that information about LNPs will be broken down to three groups (LNP, CRNA, CNM) in future reports. The Board agreed.
- **RNs** – 16% not in the workforce, 55% with BSN or higher education, and 15% currently enrolled in education advancement.
- **LPNs** – only 9% not in the workforce, 6% in military, and more license renewals than new licenses issued.
- **CNAs** – slight drop in numbers of certificates, 6% not in the workforce, and turnover remains high (38%) compared to other professions.

Dr. Carter stated that if all reports are approved by the Board, they will be posted on website today. The Board approved all reports for posting.

PRESENTATION ON NURSE AIDE ONLINE TESTING/APPLICATION PROCESS:

Susan Durante, Program Manager, Health and Professional Services, and Art McMann provided information regarding Migration to the Credentia Management System as follow:

- Instruction will be provided to instructors to provide to students;
- As of April 21, 2017, NACES will no longer be testing contractor;
- On April 22, 2017, Virginia will start the process of migrating all information to Credentia Management. Blackout also begins;
- May 9, 2017, blackout ends and candidates can register and schedule their exam;
- May 19, 2017, first test date in Credentia Management;
- Instruction handout on how to create and upload a roster for training program provider, and candidate account activation was provided;
- Candidate must have valid e-mail address and a credit card/debit card in order to register;
- Three trainings will be offered in March/April in Roanoke, Central Virginia, and in Tidewater. Webinar will also be available soon;
- Credentia is focused on certain administrative activities in the program while Pearson VUE delivers virtually all functions that require nurse aide testing experience.

Elaine Yeatts, DHP Policy Analyst, joined at 11:25 A.M.

REPORTS (cont.):

Calendar Year 2016 Non-Routine Applicant Report:

Ms. Power reported the following:

- Data has been collected since 2009. Calendar Year 2016 will be the last annual report in this format as a manual log will no longer be kept of self-reported information.
- 6.3% of all applications received are considered non-routine with the three main “Causes for Denial” being convictions, impairment, and disciplinary action in another state.
- Of all non-routine applications, 86% are self-reported convictions, of which 55% reported only one conviction; 9% are felonies and 91% are misdemeanors.
- Less than 1% self-reported impairment; this less than accurate number/percentage may be due to the subjective nature of the question, which is under review by the Office of Attorney General for revision.
- 96.7% of Non-Routine applications are reviewed, with determination by Staff (consistent with delegated authority in GD 90-10).
- 3.3% of Non-Routine applications are reviewed, with determination made by Board President.
- In terms of resolution, 85.4% are approved based upon document review only and 14.6% require a proceeding or Pre-Hearing Consent Order (PHCO). Ms. Power noted that the number of PHCOs are unchanged, but those requiring hearings are doubled since last year, which bears watching.
- The CBC Committee will be evaluating the first full calendar year worth of data since criminal background implementation to determine if and how nondisclosure impacts the process and whether guidelines and processes may need changing.

Calendar Year 2016 CBC Report:

Ms. Willinger reported the total number of LPN/RN applications that were processed by CBC in 2016:

- 9,259 applications total;
- 244 with self-disclosed criminal convictions (RN = 179, LPN = 65); and
- 154 with criminal convictions NOT disclosed (RN = 88, LPN = 66);

Ms. Willinger said that moving forward the report will include total for LPN, RN, and LMT.

Nurse Aide Curriculum Committee December 8, 2016 minutes:

Dr. Hahn reported that the Nurse Aide Curriculum Committee met and discussed possible changes to the Regulations and the Curriculum pertaining to Nurse Aide Education Programs. She noted that the Committee is a hardworking and invested group with excellent discussion. Dr. Hahn

highlighted that the Virginia Board of Nursing requires a minimum of 120 hours with 40 hours of clinical experience which is well above Federal requirements of a minimum of a 75 hour program, with a 40 hour minimum for clinical experience. Dr. Hahn added that the next steps include:

- Each stakeholder will review and share their feedback on the proposed changes to the regulations in regards to their area of expertise;
- The possibility of adding regulations requiring Nurse Aide educators meeting qualified training prior to teaching in a Nurse Aide program;
- Dr. Saxby will gather information of other states as well as provide the number of hours and exam pass rates by type of program in Virginia to the Committee at its next meeting on March 21, 2017.

Dr. Saxby added that currently staff is creating a spreadsheet to be placed on the Board website of the nurse aide exam pass rate for each program approved in Virginia.

OTHER MATTERS:

Board of Nursing Appeals Update:

Ms. Mitchell, Board Counsel, had no appeals to report.

Election of 2017 Board of Nursing Officers:

Dr. McDonough reported on the slate of officers presented by the Nominating Committee for 2017:

President: Joyce A. Hahn, PhD, APRN, NEA-BC, FNAP
Trula Minton, MS, RN

Vice President: Louise Hershkowitz, CRNA, MSHA
Rebecca Poston, PhD, RN, CPNP-PC

Secretary: Marie Gerardo, MS, RN, ANP-BC
Mark Monson, Citizen Member

Dr. Hahn asked for nominations from the floor for the office of President, Vice President and Secretary; none were received.

Dr. McDonough called for a vote for Dr. Hahn for the office of President and received six votes. Dr. McDonough called for a vote for Ms. Minton for the office of President and received four votes. Dr. Hahn was elected as President.

Dr. McDonough called for a vote for Ms. Hershkowitz for the office of Vice President and received six votes. Dr. McDonough called for a vote for Dr. Poston for the office of Vice President and received four votes. Ms. Hershkowitz was elected as Vice President.

Dr. McDonough called for a vote for Ms. Gerardo for the office of Secretary and received nine votes. Dr. McDonough called for a vote for Mr. Monson for

the office of Secretary and received one vote. Ms. Gerardo was elected as Secretary.

Dr. McDonough congratulated Dr. Hahn, Ms. Hershkowitz, and Ms. Gerardo on election of officers.

Dr. Hahn thanked the Nominating Committee for the work and contributions of all Board members.

NURSYS e-Notify:

Ms. Willinger reported that with e-Notify, any institution that employs a nurse can utilize the system to track licensure and discipline information for no charge. She noted that currently six employers in Virginia have signed up thus far. She added that the link will be put on DHP/BON website.

Ms. Douglas added that she plans to ask VNA to include e-Notify information on its next publication.

CORE Committee's Report:

Ms. Minton reported on the work of the CORE Committee and thanked Committee members and Board staff for their shepherding.

Ms. Minton then provided the following regarding FY2014Licensure Summary:

- Key Points from Aggregate Findings;
- Points of Pride for Virginia Board of Nursing Findings;
- Limitations; and
- Opportunity

Ms. Minton noted that Virginia has good results in the Key Points related to Licensure and it should be shared with the constituents. Dr. Hahn suggested the Board provided a link on its website and thanked the Committee for great work.

RECESS: The Board recessed at 12:31 PM

RECONVENTION: The Board reconvened at 1:05 PM

Ms. Mitchell left at 1:00 PM

Erin Barret, Assistant Attorney General, Board Counsel, joined at 1:00 PM

EDUCATION: **Education Special Conference Committee January 11, 2017 Minutes and Recommendations:**

Dr. Hahn reviewed highlights from the Education Special Conference Committee meeting on January 11, 2017. Mr. Traynham moved to accept the

January 11, 2017 Education Special Conference Committee minutes and recommendations. This motion was seconded and unanimously carried.

NCLEX Review:

Dr. Saxby asked Board members to let her know if interested in reviewing NCLEX-RN and LPN exams by Thursday, January 25, 2017. She added that the review will be for one day between April 17 and May 5, 2017.

Education Staff Report:

Ms. Ridout reported that Community Colleges now have VDH educating faculty and students about opioid crisis.

OTHER MATTERS:
(cont.)

November 2016 Board Development Workshop Action Items:

Dr. Hahn deferred this item to the March 2017 meeting.

Making Business Meeting Materials available on BON website and TownHall:

Ms. Vu indicated that Board business and Committee meeting materials will be available on the Board website and TownHall. Ms. Vu added that she will send an e-mail notifying when meeting materials are posted with links to website and TownHall. Ms. Vu noted this will give Board members and public access to materials anytime and anywhere. Ms. Douglas asked Board members to let Ms. Vu know if they want hard copy of meeting materials to be mailed to them still or only having them at their place on the meeting date.

LEGISLATION/
REGULATION:

Status of Regulatory Action:

Ms. Yeatts reviewed the chart of regulatory actions.

2017 General Assembly Report:

Ms. Yeatts reviewed the 2017 Legislative Report.

Amendments to GD 90-56 (Practice Agreements):

Ms. Yeatts stated that the draft document is presented as recommendation of the Committee of the Joint Boards of Nursing and Medicine, which met on December 7, 2016, for Board consideration.

Ms. Gerardo moved that the Board amend the GD as suggested by Wendy Dotson, representing the Virginia Affiliate of the American College of Nurse Midwives, and send it back to the Committee of Joint Boards of Nursing and Medicine, and Board of Medicine for consideration. The motion was seconded and passed. Ms. Gerardo, Ms. Caliwagan, Ms. Gilliam, Dr. Hahn, and Dr. McDonough were in favor of the motion. Ms. Hershkowitz, Ms. Minton, Dr. Poston, and Mr. Traynham opposed the motion.

Proposed Amendments for Accreditation of RN Nursing Education Program:

Ms. Yeatts noted that the Board intends to amend its regulations to require all pre-licensure registered nursing education programs in Virginia to have accreditation or candidacy status with a national accrediting agency recognized by the U.S. Department of Education by the year 2020. She stated that NOIRA was published on October 17, 2016 and no comments were received during the comment period. She added that proposed amendments to 18VAC90-27-10 and 220 are presented for Board consideration.

Ms. Hershkowitz moved to adopt the proposed regulations. The motion was seconded and passed unanimously.

Renewal Fee Reduction by Exempt Action:

Ms. Yeatts noted that the law requires the Board to adjust its fees when the projected biennium cash balance to be 10% more or less. She stated that 25% and 30% fee reduction proposals are presented for Board consideration.

Ms. Douglas commented that Mr. Giles is out the office but has prepared this package for Board review. She noted that the last time the Board increased the fees was in 2011. She added that nurse aide fee was not reviewed since it is for renewal only. She also said that if Prescription Authority is eliminated, the fee reduction would not impact the Board financial balance.

Ms. Minton moved to adopt the 25% reduction in renewal fees for 2017-2018. The motion was seconded and passed unanimously.

Proposed Amendments to 18VAC90-50-10 (Massage Therapy):

Ms. Yeatts note-ds that the Advisory Board of Massage Therapy met on December 1, 2016 to complete the review and recommended proposed amendments to regulations since massage therapy changed from certification to licensure on December 31, 2016.

Ms. Hershkowitz moved to adopt the proposed regulations as presented. The motion was seconded and passed unanimously.

Ms. Yeatts left the meeting at 2:00 PM

OTHER MATTERS:
(cont.)

Revision Request of GD 90-6 (PICC Line Insertion and Removal):

Ms. Douglas stated that two requests for revision of GD 90-6 were received from the public. She noted that the last time the GD was revised was in 2012. She added that the Board has two options: motion to proceed with revision or to deny request.

Ms. Caliwagan moved to accept the request and to convene a Committee to review the GD 90-6. The motion was seconded and carried with nine votes in favor and one vote (Mr. Traynham) opposed.

Dr. Hahn asked for volunteers on the Committee. Ms. Caliwagan, Ms. Hershkowitz, and Mr. Traynham volunteered to be on the Committee.

Dr. Hahn, Ms. Caliwagan, Mr. Traynham, Dr. Saxby, and Charlette Ridout left the meeting at 2:15 PM to attend the Simulation Guidance Document Committee meeting.

RECESS: The Board recessed at 2:15 PM

RECONVENTION: The Board reconvened at 2:25 PM

Dr. McDonough assumed Chair of the meeting.

RECONSIDERATION OF ORDERS AND CONSIDERATION OF CONSENT ORDERS:

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:28 P.M. for the purpose of deliberation to consider consent orders. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Tiller, Ms. Vu, and Ms. Barrett attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:50 P.M.

Ms. Gerardo moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Emily F. Marshman, RN 0001-194744

Mr. Gilliam moved to accept the consent order to reprimand Emily F. Marshman and to indefinitely suspend her license to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege, and said suspension stayed upon proof of Ms. Marshman's re-entry into a Contract with the Virginia Health Professionals' Monitoring Program (HPMP) and to comply with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Austin Lovell, RN 0001-261256

Ms. Gerardo moved to accept the consent order to indefinitely suspend the license of Austin Lovell to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege, and said suspension stayed contingent upon Mr. Lovell's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified by the HPMP. The motion was seconded and carried. Ms. Gerardo, Ms. Gilliam, Ms. Minton, Dr. McDonough, Ms. Poston, and Dr. Ross were in favor of the motion. Ms. Hershkowitz opposed the motion.

Robin Beale Franklin, RN 0001-089651

Ms. Minton moved to accept the consent order to suspend the license of Robin Beale Franklin to practice professional nursing in the Commonwealth of Virginia, and said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Tina Ann Long, LPN 0002-075929

Ms. Minton moved to accept the consent order to indefinitely suspend the license of Tina Ann Long to practice practical nursing in the Commonwealth of Virginia, and said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Katherine Leigh Hyde, RN 0001-193852

Ms. Minton moved to accept the consent order to accept the voluntary surrender for indefinite suspension the license of Katherine Leigh Hyde to practice professional nursing in the Commonwealth of Virginia, and said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

ADJOURNMENT:

As there was no additional business, the meeting was adjourned at 2:51 P.M.

Joyce Hahn, PhD, RN, NEA-BC, FNAP
President

Note - Copies of reports referenced can be obtained by contacting the Board of Nursing office.