



Janet Napolitano
Governor

Joey Ridenour
Executive Director

Arizona State Board of Nursing

EDUCATION ADVISORY COMMITTEE MINUTES August 19, 2005

MEMBERS PRESENT:

Karen Hardy, Co-Chair RN, MSN
Sherrie Beardsley RN, MBA/HCM
Paula Calcaterra RN, MSN
Kathleen Ellis RN, BSN
Cathy Lucius RN, MS
Sue Macdonald RN, MSN, MBA
Marty Mayhew RN, MSN
Teri Pipe PhD, RN
Cheryl Roat RN, MSN

BOARD STAFF ATTENDING:

Pam Randolph RN, MSN, Ed. Consultant
Joey Ridenour, RN, MN, Executive Director
Daniel Christl, Assistant Attorney General

MEMBERS ABSENT:

Kathy Malloch, Co-Chair PhD, RN, MBA
Joyceen S. Boyle PhD, RN
Sue Hanauer RN, BSN, MS
Mary Killeen PhD, RN
Ela-Joy Lehrman PhD, RN
Barbara Nubile RN, MSN
Linda Riesdorph RN, MS, DON
Sue Roe PhD, RN
Judith Sellers RN, DNSc, FNP

GUESTS PRESENT

Nancy Bonnell, Anti-Trust Unit Chief Office
of the Attorney General
Karen Brown, Pima County Comm College
Regina Cottrell, SEVEN Healthcare Academy
Pam Fuller, University of Phoenix
Emelia Lewis, Pima County Comm College

1. CALL TO ORDER/OPENING REMARKS/INTRODUCTIONS

Education Advisory Committee called to order by Karen Hardy at 9:00 a.m.

2. APPROVAL OF MINUTES – JUNE 9, 2005

Pipe moved and Roat seconded to approve June 9, 2005 minutes as corrected. Motion carried unanimously.

3. EDUCATION/INFORMATION SESSION

A. Committee Roles and Quality Improvement

Committee members agreed to keep this item as an ongoing discussion and requested Randolph gather information on revolving/alternating membership from other education committees, committee expectations, goals, measurement of work, and self-evaluations.

B. Committee Evaluations

Committee members agreed to keep this item as an ongoing discussion and requested Randolph develop an evaluation that would measure effectiveness as a Committee and how the Committee's work is facilitated.

C. Information from Assistant Attorney Generals

i. ITV

Assistant Attorney General Daniel Christl informed the Committee that the Education Advisory Committee may conduct meetings using ITV. Should the Committee choose to do so the same protections and safeguards for regular meetings must be in place for meetings broadcast to remote locations. Christl noted the following:

- Everything must appear on the agenda.
- There must be a location for the public
- Handouts must be accessible to persons at the remote site. Advanced planning must take place to ensure all documents are shared (via facsimile or electronically transmitted) with those attendees at the remote site.
- Agenda items must be tabled if all participants do not have access to distributed material.
- Executive sessions may be conducted providing there is security dedication.
- Remote site locations may be announced as a courtesy on the Agenda for the public, noting the remote locations are for Committee members' participation.
- A remote site for the public may be set up providing the core requirements of open meeting laws are maintained.

ii. Anti-trust laws

Assistant Attorney General Dan Christl informed the Committee that a complaint had been lodged against the Committee suggesting that there may be a potential for anti-trust law violation particularly in the area of restraint of trade. Christl introduced Nancy Bonnell, anti-Trust Unit Chief of the Attorney General's office who provided definition of terms used in anti-trust law, an overview of federal and state anti-trust laws, and how those laws are typically violated on various levels.

While Bonnell and Christl noted that the Education Advisory Committee did not violate any anti-trust laws, the assistant attorney generals did make the following recommendations:

- Refrain from price discussions.
- Keep public members on the Committee.
- Alternate Committee members on a regular basis.
- Be cognizant of the way things are stated in Committee.
- Continue requesting Letters of Intent. Require Letters of Intent will all new entrants. All applicants must be treated equally
- Committee members should not dialogue about matters discussed in Committee in a social setting, or send correspondence regarding matters discussed in Committee. All matter must be addressed in an open forum.

D. Revised Policy on Submission of Material to Education Committee

Randolph addressed the Committee stating that in response to a Committee request for information to be submitted according to a worksheet format, she revised the policy. Instructions were included to provide applicants with a clear understanding of the rule requirements.

Motion: Recommend that the Board approve.

Moved: Dr. Pipe

Seconded: Ms. Lucius

Discussion: Pages 4, 5, and 6 reflect the 2005/06 schedule.

Vote: Motion carried.

E. Clinical Demand/Capacity

Randolph distributed a draft clinical availability form to be used as part of the application for provisional approval for the Committee's review and recommendation that the Board approve its use for all new programs. Each applicant would then be providing the same type of factual information on clinical availability. The form was approved to include the following changes: title to read *Application for Provisional Approval* with the subheading of *Clinical Availability*, elimination of the information on other schools in the facility, and elimination of staffing information.

Motion: Recommend Board approval for use both in provisional approval and for program change when there is an increase in the number of students or moving to a new geographical location.

Moved: Ms. Macdonald

Seconded: Ms. Roat

Discussion: None

Vote: Motion carried.

In response to a Committee request Randolph contacted other states regarding clinical demand/capacity and distributed a synopsis of Arkansas, California, New Mexico, and Nevada. Randolph reported that all states contacted are equally concerned with the issue of clinical demand/capacity.

The clinical hours survey was updated and distributed for Committee review. Randolph requested Committee members submit any changes as a report will be submitted to the newsletter regarding same.

4. APPLICATIONS FOR PROPOSAL APPROVAL

There were no applications for proposal approval submitted for review at this meeting.

5. APPLICATIONS FOR PROVISIONAL APPROVAL

There were no applications for provisional approval submitted for review at this meeting.

6. APPLICATIONS FOR PROGRAM CHANGE

A. Baptist Health Systems

Randolph addressed the Committee stating the Baptist Health Systems program is now nationally accredited by the American Board of Health Educations Schools. The application for program change is consistent with the Committee recommendation for curriculum changes.

Motion: Recommend Board approve.

Moved: Ms. Lucius

Seconded: Ms. Ellis

Vote: Motion carried.

B. Central Arizona College

Note: Education Committee Member Paula Calcaterra recused herself from this portion of the agenda.

Central Arizona College Representative Present: Ms. Paula Calcaterra, Director of Nursing.

In her statement to the Committee, Ms. Calcaterra stated that Central Arizona College is proposing a nursing program change to increase in enrollment. Faculty has been added, and clinical placements have been secured. Nursing programs within the fifty-mile radius have been notified. A cohort of thirty will proceed in January 2006 should the program receive Board approval.

Motion: Move to approve.

Moved: Ms. Macdonald

Seconded: Ms. Mayhew

Discussion: None.

Vote: Motion carried.

7. APPLICATIONS FOR OUT-OF-STATE PROGRAM TO CONDUCT CLINICAL IN ARIZONA

There were no applications for out-of-state programs to conduct clinical in Arizona submitted for review at this meeting.

8. ADVANCED PRACTICE NURSING PROGRAM APPLICATION

There were no Advanced Practice Nursing Program applications submitted for review at this meeting.

9. Application for Refresher Course Renewal

A. Mohave Community College RN and PN Renewal

Randolph addressed the Committee stating that Linda Riesdorff submitted the RN and PN renewal application for a refresher course on behalf of Mohave Community College. Ms. Riesdorff was unable to attend the Committee meeting in person or telephonically. The Mohave Community College refresher course has been long standing, and some revisions have been made. Randolph stated that she found it compliant with the rules.

Motion: Recommendation that the Board approve.

Moved: Ms. Macdonald

Seconded: Ms. Roat

Discussion: None.

Vote: Motion carried.

B. SEVEN Healthcare Academy

SEVEN Healthcare Academy Representative Present: Ms. Regina Cottrell

Ms. Randolph addressed the Committee stating that Ms. Cottrell operates an approved nursing assistant training program at SEVEN Healthcare Academy and is seeking to offer an RN/LPN refresher course. Ms. Cottrell has worked closely with Randolph, submitting the application for courtesy review. Ms. Cottrell made revisions based Randolph's review which was forwarded to the Committee as part of Ms. Cottrell's addendum.

Committee members requested clarification on the credentials and qualification of instructors, the RN/LPN combined portion of the course, method of delivery for didactic instruction.

Motion: Accept the application for the SEVEN Healthcare Academy the PN and RN refresher courses.

Moved: Ms. Mayhew

Seconded: Ms. Hardy

Discussion: RNs will have nine hours difference in didactic and 176 hours of clinical. Students will be assisted in setting up preceptorship while they are in the program. Students pending examination may sit for didactic instruction but may not provide patient care during the course without a license.

Vote: Motion carried

C. CNE Net RN and PN Refresher Course [Continued]

CNE Net Representative Present Telephonically: Marna Held, Secretary, Continuing Education Department

Randolph addressed the Committee stating that the CNE Net RN and PN Refresher Course renewal application had been presented to the Committee at the June and April Committee meetings. A courtesy copy of the materials submitted by GateWay Community College Refresher Course Program was shared with CNE Net as a model. In response, CNE Net sent a letter analyzing the GateWay program and why CNE Net believes its program met or exceeded GateWay's. Randolph noted that the GateWay program was approved at the March Board meeting at which time different rules were in effect. The rules being applied to CNE Net became effective as of March 7, 2005. Randolph stated that while it was the third time CNE Net had come before the Committee, issues regarding providing instruction, pharmacology and physiological needs of clients remained.

Ms. Held offered that the CNE Net RN and PN Refresher course was accepted by the North Dakota Board of Nursing and had been approved through the American Nurses Credentialing Center. Ms. Held maintained that any changes to the course would have to be submitted to the North Dakota Board of Nursing and to the American Nurses Credentialing Center for approval, and that to change even a small part of the course would be very difficult.

The Committee members provided, individually, input regarding the items that remained deficient in the CNE Net refresher course which were physiological needs and pharmacology.

Motion: The Committee recommend that the Board deny CNE Net renewal of approval.

Moved: Ms. Macdonald

Seconded: Ms. Lucius

Discussion: Ms. Held expressed concern that nurses needing a refresher course would have no option if the CNE Net refresher course is denied. Randolph noted that there are several distance learning programs in the state. Ms. Held offered that some of the Boards of Nursing have been using the CNE Net course as a remedial course for students who have not passed the NCLEX, and that no other Board of Nursing in the United States has questioned the course or the ability of the students after they complete the course. Randolph noted that if CNE Net is denied by the Board a date after which persons will no longer be allowed to enroll in the course must be established. The Committee agreed to November 1, 2005. Nurses already enrolled in the course would be allowed to complete the course and the course would be accepted.

Vote: Motion carried unanimously.

D. Pima Community College CTD RN Refresher Renewal

Pima Community College Representatives Present: Karen Brown, RN Refresher Course Coordinator; Emelia Lewis, Program Coordinator, CTD Nursing

Randolph addressed the Committee stating that Pima Community College CTD submitted an application for refresher course renewal after the final date for submission for courtesy review. Randolph reviewed the material and notified Pima of her concerns prior to the

Committee meeting so that they would have the opportunity to prepare a response. Those areas needing to be addressed included the following: evaluation plan, skills list, clarification on orientation for credit, take home exam. All areas of concern were adequately addressed by Pima.

Motion: Recommend that the Board approve Pima Community College CTD RN Refresher

Moved: Dr. Pipe

Seconded: Ms. Lucius

Discussion: None.

Vote: Motion carried.

10. DRAFT CLINICAL NURSE SPECIALIST PORTFOLIO PROJECT GUIDELINES

Randolph addressed the Committee stating the Clinical Nurse Specialist Portfolio Project Guidelines have been developed with a group of clinical nurse specialist educators. The portfolio project would allow demonstration of core competencies that a clinical nurse specialist would obtain in a clinical nurse specialist program. Projects will be graded and evaluated by a committee composed of a practicing clinical nurse specialist, a clinical nurse specialist educator and the Board Executive Director, a member of the Board staff, or a designee from the Board staff.

Persons using the CNS title that do not have a master's degree will not be eligible for the portfolio project. An applicant for CNS licensure must be nationally certified. For those persons with master's degrees working as certified nurse specialists, the portfolio opportunity allows them to bypass the educational program requirement and expires after one year after the effective date of the proposed rule. Article 5 also contains an alternative to national certification that will expire one year after the effective date of the rule.

Motion: Recommend that the Board adopt the portfolio guidelines.

Moved: Ms. Roat

Seconded: Dr. Pipe

Discussion: After the one year period, no one will be able to use the title of Certified Nurse Specialist unless they have national certification, and have completed an appropriate program.

Vote: Motion carried.

11. NCLEX

A. NCLEX Individual Results

Randolph addressed the Board stating that NCLEX failure results will be provided to programs but due to the necessity to redact date-of-birth and Social Security numbers from reports from passing candidates, the results of students who pass will no longer be mailed to the programs. Programs may ascertain which candidates pass by checking licensure verification on the web-site or requesting that Randolph run a report from the NCLEX.

B. Report from NAU

Randolph informed the Committee that NCLEX quarterly first-time pass rates for Northern Arizona University were at 71.43%. In response to a Board directive requesting Northern Arizona University submit a report identifying the factors that contributed to low pass rate and provide a plan for increasing pass rates for future graduates Northern Arizona University provided a report. Of note low scores on the Health Education Systems, Inc. (HESI) exam appeared to be predictive of NCLEX failure.

The Committee noted that in 2002 the nursing education programs were required to draft plans for improving and doing so resulted in a statewide increase of up to almost 90%. The Committee saw the need for NAU to look at strategies to improve rather than the program looking at predictors for low NCLEX pass rates. The Committee also saw the need for focused intervention on the curricular level.

Motion: Recommend to the Board that NAU formulate a plan to improve NCLEX pass rates citing the work that was done previously in the state to improve statewide pass rates.

Moved: Dr. Pipe

Seconded: Ms. Lucius

Discussion: None.

Vote: Motion carried.

C. Exam Committee Report

Randolph informed the Committee that she will no longer serve on the Exam Committee at NCSBN. Of note, the Exam Committee will be reviewing the RN test plan which will be renewed every 3 years. The Exam Committee and the National Council is considering a Spanish assisted NCLEX exam. Several states have tried to pass legislation requiring Boards of Nursing to offer an exam in Spanish. A Spanish-assisted exam would allow a candidate to toggle between English and Spanish for each test item. Responses would have to be recorded on the English version of the question. Randolph noted that while Arizona requires English proficiency, the NCLEX exam remains an exam of nursing and nursing content.

12. ANNUAL REPORTS

A. 2004 Annual Report

Randolph addressed the Committee stating that the 2004 Annual Report was challenging in that the submission of data online presented many obstacles. The data retrieved was unable to be merged with existing programs. Material had to be entered manually.

B. 2005 Annual Report

Randolph informed the Committee that the 2005 Annual Report would not be submitted online, but rather in a manual format. The Committee suggested changes to the 2005 data collection form.

Randolph will edit the existing draft and e-mail it to Committee member for review.

13. GRAND CANYON UNIVERSITY INFORMATION

Randolph addressed the Committee stating that Grand Canyon University provided information relative to their working with a new investor which does not affect education. The packet was for information only.

14. UPDATES

A. Board Actions

Randolph addressed the Committee and shared the July 20 – 21, 2005 Board results which included the following:

- Apollo College granted provisional approval
- Long Technical College granted proposal approval
- Pima Community College CTD offered a Consent Agreement for Probation
- Northern Arizona University approved for a Clinical Nurse Specialist Program
- Mohave Community College approved for program change
- MCCDNP approved for program change

B. Certified Medication Technician Pilot Study

Randolph informed the Committee that the protocols for the certified medication technician pilot study went before the July 2005 Board. In response to a Board directive Randolph information from other states that indicated other states do allow narcotics to be passed. There is no information on increased abuse of narcotics by certified medication technicians.

A meeting will be held on September 20, 2005 for long term care facilities that may be interested in becoming a pilot facility to provide information about the project. Participant facilities would have to pay for part of the research, provide an instructor, pay for instructor training, and pay for CNAs who are certified to take state practical and written exams.

Research will cost a minimum of \$90,000.00. A draft proposal to recruit a researcher has been received via e-mail.

C. Rules

Randolph addressed the Committee stating that the final rulemaking was approved at the July 2005 Board meeting. Article 5 will go before the Governor's Regulatory Review Council (GRRC) in September. Areas in advanced practice, unprofessional conduct rules, unprofessional conduct rules specific to prescribing for nurse practitioners, rules in defining boundaries and dual relationships, and clinical nurse specialists were addressed. The Board voted to file the final rulemaking on Article 8 which will be heard at GRRC in October.

15. DEBRIEFING ON TODAY'S MEETING

Committee members expressed appreciation for the education portion of the meeting, particularly the presentation by the assistant attorney generals. Members felt that the Committee meeting would have been better served if more of the members were in attendance.

16. CALL TO THE PUBLIC

None.

17. FUTURE MEETING TOPICS/DATES

- Excelsior College will be a future topic.
- A site visit has been conducted at Maricopa Skills Center. The site-visit report will be included in the next packet.
- There has been no word from Long Technical College. Kitty Rogers is no longer acting as Director of nursing for Long Technical College. Ms. Rogers is now director of nursing at Pima Medical Institute

Next Meeting: September 28, 2005 at 9:30 a.m.

18. ADJOURNMENT

There being no further business, Ms. Macdonald moved and Ms. Lucius seconded to adjourn the meeting at 3:06 p.m.

MINUTES SUBMITTED/APPROVED BY:

_____Signature

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