



SOUTH DAKOTA BOARD OF NURSING

Unapproved Draft Minutes¹

4305 S Louise Avenue Suite 201
Sioux Falls, South Dakota 57106

September 19-20, 2019 9:00 AM CDT

Board Members		Board Staff Present	
Darlene Bergeleen, RN	Present	Gloria Damgaard, RN	Executive Director
Carla Borchardt, RN	Present	Abbey Bruner	Senior Secretary
Rebekah Craddock, Public Member	Present	Glenna Burg, RN	Nursing Education Specialist
Doneen Hollingsworth, Public Member	Excused 9/19-9/20	Erin Matthies	Licensure Operations Manager
Deborah Letcher, RN, Secretary	Present	Francie Miller, RN	Nursing Program Specialist
Nancy Nelson, RN, President	Present	Tessa Stob, RN	Nursing Program Specialist
Sharon Neuharth, LPN	Present	Jill Vanderbush	Licensure Specialist
Robin PetersonLund, RN, APRN	Present	Linda Young, RN	Nursing Program Specialist
Kristin Possehl, RN	Present	Shelly Munson	Board Attorney
Mary Schmidt, LPN, Vice President	Excused 9/20	Others Present	
Lois Tschetter, RN	Present	Catherine Williamson	Administrative Law Judge (ALJ)
		Terri Schildhauer	Registered Professional Court Reporter
Guests: September 19, 2019		Guests: September 20, 2019	
Jessica Cherenegar, University of Sioux Falls	Aaron Hart	Sandra Bunkers	
Kathy Magorian, Mount Marty College	Dana Darger		
Larry Dahlen, Mount Marty College	Brenna Schmaltz		
Joelle (Meade) Arguello	Michael Morford		
Emily Fode	Christine Francis		

1. Call to Order and Roll Call - President N Nelson called the meeting to order at 9:19 am on September 19, 2019.

2. Board of Nursing Minutes

Board Action: C Borchardt moved to approve the July 11-12, 2019 Board Meeting minutes, with one correction on page two, the number of states that have enacted the eNLC is 34 and the number of states that have implemented the eNLC is 31. Seconded by L Tschetter. The corrected minutes were approved in a unanimous voice vote.

3. Agenda Approval

Board Action: K Possehl moved to approve the September 19-20, 2019 agenda, seconded by C Borchardt. The agenda was approved in a unanimous voice vote.

4. Financial Reports

A) Fiscal Year 2019 Financial Report – provided for informational purposes.

B) 2019 Annual Report to the Department of Health – G Damgaard presented FY19 South Dakota Board of Nursing (SDBON) program missions, performance indicators, and program analysis to the Board and outlined the proposed FY21 budget projections.

C) Fiscal Year 2020 Financial Report - E Matthies detailed the SDBON FY 2020 financial report July through August. She responded to Board member questions.

Board Action: K Possehl moved to accept the FY19 SD BON annual report, FY21 budget proposal and FY20 financial report, seconded by S Neuharth. The agenda was approved in a unanimous voice vote.

5. Reports

A) Licensure and Operations Report - E Matthies presented the September 2019 South Dakota Board of Nursing’s licensure and operations report. As of September 2019, there were: 18,578 actively licensed RN’s, 2,668 licensed practical nurses (LPN), 37 certified nurse midwives (CNM), 1,191 CNPs, 65 clinical nurse specialists (CNS), 509 certified registered nurse anesthetists (CRNA), 10,391 registered certified nurse aides (CNA), 59 unlicensed dialysis technicians (UDT), 6,012 unlicensed medication aides (UMA), and 154 unlicensed diabetes aide’s (UDA). Additionally, the transfer of our older licensure documents from microfiche to file director is nearing completion.

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B) Center for Nursing Workforce (CNW) – L Young presented an informational document regarding actively licensed nurses in South Dakota. She also reported that nine nurses have enrolled in the EmBe Nurse Leadership program held in Aberdeen.

C) External Meeting Reports – G Damgaard presented. The Nurse Licensure Compact Commissioners Meeting was held on August 20, 2019 in advance of the NCSBN Delegate Assembly. Governance education was provided to the commissioners followed by a business meeting. The 2019 NCSBN Delegate Assembly was held on August 21-23, 2019. Board President Nancy Nelson and staff member Francie Miller served as the delegates from South Dakota. Significant actions taken included: approval of the 2020-2022 strategic plan, new associate members including Puerto Rico and the Spanish General Council, and the revised PN NCLEX test plan.

D) Walter and Dorothy Graham Scholarship Trust Awards – G Burg presented a brief background on the Walter N. & Dorothy D. Graham Scholarship Trust. The Board of Nursing provides a committee member for scholarship review. The total amount of \$6,500 was awarded.

E) South Dakota Health Professional Assistance Program (HPAP) Service Committee Report - G Damgaard gave a verbal report on the July HPAP Service Committee meeting.

6. Open Forum – N Nelson, President, provided the opportunity for guests to address the Board. Kathy Magorian and Larry Dahlen from Mount Marty College (MMC) and Jessica Cherenegar from University of Sioux Falls (USF) introduced themselves to the Board. Kathy Magorian announced that Larry Dahlen as been named Interim Director of the MMC Nurse Anesthesia Program.

7. Environmental Scan

A) NCSBN Communications - provided for informational purposes.

B) Nursing Scholarship Thank You Notes - provided for informational purposes.

8. Unfinished Business

A) Strategic Plan - G Damgaard presented an update on FY 2020-2022 Board of Nursing operational plan and strategic Initiatives.

B) Military License Air Force Memorandum – G Damgaard presented a memo from the Vice Commander of the Air Force regarding restricted licensure in the military.

9. New Business

A) Out of State Travel Requirements – provided for informational purposes.

B) Mount Marty College Doctor of Nursing Practice (DNP) Proposal - Kathy Magorian presented MMC’s proposal for a new DNP program with a combined leadership and education focus. As a terminal degree, the options would include a BSN to DPN or a post-master’s certificate. It would be delivered in a hybrid format with courses provided both online and face-to-face. The final project would focus on the student’s area of interest, either leadership or education. Since the new program would not lead to licensure, the Board did not take action.

C) National American University (NAU) Online Administration Change - G Burg presented information regarding changes in NAU’s administration. Rhonda, Winegar, DNP, PhDc, RN, FNP-BC, CCRN, CPN was named Dean of Nursing effective June 1, 2019.

D) NAU Closure Plan - G Burg presented notification from NAU regarding voluntary closure of their generic BSN, RN to BSN, and MS programs.

Board Action: C Borchardt moved that the South Dakota Board of Nursing accept the National American University’s voluntary closure plan for generic BSN (Rapid City and Sioux Falls), RN to BSN and MS programs. Seconded by L Tschetter.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 10	Motion Carried

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E) Clinical Enrichment Programs (CEP)

I. Black Hills Surgical Hospital CEP Application – G Burg presented application to the Board for approval.

Board Action: R PetersonLund moved that the South Dakota Board of Nursing approve the CEP of the Black Hills Surgical Hospital in Rapid City, SD for 2020. Seconded by C Borchardt.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 10	Motion Carried

II. South Dakota Human Services Center CEP 2019 Report and Application

III. Avera Sacred Heart Hospital CEP 2019 Report and Application

G Burg presented to the Board the CEP reports and applications for reapproval from South Dakota Human Services Center, Yankton, SD and Avera Sacred Heart Hospital, Yankton, SD.

Board Action: C Borchardt moved that the South Dakota Board of Nursing accept the 2019 Clinical Enrichment Program reports and approve request for reapproval for 2020 for Avera Sacred Heart Hospital, Yankton, SD and South Dakota Human Services Center, Yankton, SD. Seconded by L Tschetter.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 10	Motion Carried

F) APRN Advisory Council – L Young presented the minutes from the APRN Advisory Council meeting held on Friday, August 16, 2019 and request for reappointment from four members of the committee who have expiring terms and who are eligible for reappointment for another 3-year term.

Board Action: L Tschetter moved that the South Dakota Board of Nursing reappoint the following persons to the APRN Advisory Committee: Terry Engelmann, CNM; Deborah Hickman, CNP; Jim Barnett, CRNA; and Lynn White, CNS. Seconded by C Borchardt.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 10	Motion Carried

G) FBI Technology Audit for Criminal Background Checks – E Matthies reported that there were no findings by the FBI during the Technology Audit.

H) Executive Session – The Board moved to enter executive session, pursuant to SDCL §1-25-2 (1)(3) for the purpose of personnel and consulting with legal counsel. The Board moved to exit executive session.

I) Election of Officers – N Nelson, President; M Schmidt, Vice President; D Letcher, Secretary.

Board Action: S Neuharth moved that the South Dakota Board of Nursing re-elect N Nelson as President. Seconded by L Tschetter. Motion approved in a unanimous voice vote.

Board Action: K Possehl moved that the South Dakota Board of Nursing re-elect M Schmidt as Vice President. Seconded by R PetersonLund. Motion approved in a unanimous voice vote.

Board Action: L Tschetter moved that the South Dakota Board of Nursing re-elect D Letcher as Secretary. Seconded by K Possehl. Motion approved in a unanimous voice vote.

J) 2020 Board of Nursing Meeting Dates – The Board members selected the following dates: February 13-14; April 16-17; June 11-12; September 24-25; November 19-20.

K) Advance Practice Registered Nurse (APRN) Compact Discussion

G Damgaard led the discussion, currently three states have joined the APRN Compact but cannot enact the Compact until ten states join. An NCSBN committee provided recommendations at the NCSBN Annual Meeting to change the Compact so that more states might be able to join. The committee recommended decreasing from required ten states

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to seven, amending the uniform core licensure requirements to include criminal background checks, adopting the same elements in the current RN/LPN NLC, including alternative to discipline programs, adding felony language to require conviction relating to patient safety, and allowing option for a single state license. The amendments were put forward but the committee removed request for adoption due to many questions raised by Delegate Assembly. The committee will review and bring back to next Annual Meeting. G Damgaard responded to Board questions.

10. Compliance (the acronym “HPAP”: as used below represents “Health Professionals Assistance Program”).

A) Formal Hearings

1) Aaron Hart, SD RN R051283, Formal Hearing – with ALJ C Williamson presiding. Licensee served with notice. Licensee was present via phone. S Munson represented the Board. Two (2) witnesses provided testimony.

Board Action: K Possehl moved that the South Dakota Board of Nursing, in the matter of Aaron Hart, SD RN R051283, suspend his SD license for conduct in violation of SDCL 36-9-49. Seconded by M Schmidt.

D Bergeleen	Recuse	D Letcher	Yes	K Possehl	Yes
C Borchardt	Recuse	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 8	Motion Carried

2) Edwin Stewart, SD LPN P007650, Formal Hearing – with ALJ C Williamson presiding. Licensee served with notice. Licensee was not present. Three (3) witnesses provided testimony via phone.

Board Action: D Letcher moved that the South Dakota Board of Nursing suspend the license of Edwin Stewart, SD LPN P007650, for conduct in violation of SDCL 36-9-49 (10) Seconded by K Possehl.

D Bergeleen	Recuse	D Letcher	Yes	K Possehl	Yes
C Borchardt	Recuse	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 8	Motion Carried

B) Compliance Committee Recommendations Licensed – F Miller submitted the recommendations from the compliance committee as identified in the following table.

Compliance Committee Consent Agenda September 19-20, 2019 Licensed
Letter of Concern: D.H. / M.V.
Letter of Concern with Remediation: N.B. / M.S.
Settlement Offer – Agreed Upon Disposition for Mandated HPAP, Stayed Suspension, and Waiver of Hearing: Megan Honeychurch – R039614 / Brenda Christensen – R032456 / Kristen Schulz – R032862
Settlement Offer – Letter of Reprimand: Jill Greenfield – R034152 / Cynthia Klein – R014194
Settlement Offer – Letter of reprimand on Privilege to Practice: Ronald Tomaszewski – NC PN084883
Grant Single-state License when all licensure requirements are met: Toni Carlson – LPN NCLEX Applicant
Accept Voluntary Surrender: Suzanne Lyman – R027317 & CR000507 / Donovan Bentz – P012138 / Alina Vogh – R051058 / Megan Honeychurch – R039614
Accept Voluntary Surrender of Privilege to Practice: Alexander Brown – NC RN306163

Board Action: K Possehl moved that the South Dakota Board of Nursing accept the recommendations of the Licensed Compliance Consent Agenda as presented. Seconded by L Tschetter.

D Bergeleen	Recuse	D Letcher	Yes	K Possehl	Yes
C Borchardt	Recuse	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 8	Motion Carried

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C) Compliance Committee Recommendations Unlicensed Assistive Personnel – T Stob submitted the recommendations from the compliance committee as identified in the following table.

Compliance Committee Consent Agenda September 19-20, 2019	
Unlicensed Assistive Personnel	
May Register When All Registration Requirements are Met: T.T. / D.H. / R.B. /J.L.	
Grant Renewal of Registration: T. M.	

Board Action: K Possehl moved that the South Dakota Board of Nursing accept the recommendations of the Compliance Review Committee as presented and outlined in the Unlicensed Assistive Personnel Compliance Review Committee Recommendations document. Seconded by S Neuharth.

D Bergeleen	Recuse	D Letcher	Yes	K Possehl	Yes
C Borchardt	Recuse	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 8	Motion Carried

D) Additional Compliance for Board Review

1) Jeanne Sarnat, SD RN Endorsement Applicant, S Munson presented background. No action as North Dakota suspended her license.

2) Amy Lehman, SD LPN P011995, F Miller presented background.

Board Action: C Borchardt moved that the South Dakota Board of Nursing, in the matter of Amy Lehman, SD LPN license P011995, Close Probation. Seconded by D Bergeleen.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Absent	Total 9	Motion Carried

3) Unlicensed Voluntary Surrender Rachel Herum SD UMA M004554, T Stob presented background.

Board Action: C Borchardt moved that the South Dakota Board of Nursing accept the Voluntary Surrender of Rachel Herum SD UMA M004554. Seconded by K Possehl.

D Bergeleen	Yes	D Letcher	Yes	K Possehl	Yes
C Borchardt	Yes	N Nelson	Yes	M Schmidt	Yes
R Craddock	Yes	S Neuharth	Yes	L Tschetter	Yes
D Hollingsworth	Absent	R PetersonLund	Yes	Total 10	Motion Carried

11. Board Member Development – S Bunkers presented an informational powerpoint to the Board titled Thoughts on Nursing Leadership – A Humanbecoming Perspective On Leading – Following.

12. Upcoming Events

- NCSBN Public Policy Conference, October 2-4, 2019; Atlanta, GA
- South Dakota Nurses Association Annual Conference, October 6-7, 2019; Aberdeen, SD
- Lake Area Tech Site Visit, October 8-9, 2019; Watertown, SD
- FBI Identity Services Audit, September 24, 2019
- Citizens Advocacy Center, December 10-11, 2019; Washington DC

13. Staff and Board Member Activities

- G Damgaard - NCSBN Board of Directors Meeting, July 15-17, 2019; Chicago, IL
- L Young - NCSBN Model Acts and Rules Committee, July 29-30, 2019; Chicago, IL
- G Damgaard - NCSBN Finance Committee Meeting, July 31, 2019; Chicago, IL
- SD Board of Nursing APRN Advisory Committee Meeting, August 16, 2019
- G Damgaard - NLCA Annual Meeting, August 20, 2019; Chicago, IL
- G Damgaard, L Young, F Miller, N Nelson & D Letcher 2019 NCSBN - Annual Meeting, August 21-23, 2019; Chicago, IL
- F Miller & E Matthies – FBI Technology Audit, September 12, 2019

Meeting Adjourned at: 12:16 pm, Friday, September 20, 2019

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