



OHIO BOARD OF NURSING

MINUTES OF MEETING

BOARD RETREAT – APRIL 15, 2021

The April Retreat was held virtually on April 15, 2021, in accordance with the Open Meetings Acts, as amended by HB 404. The Retreat was live streamed on YouTube and the YouTube link was posted on the Board website prior to the meeting.

On Thursday, April 15, at 8:30 a.m., President Lauralee Krabill called the meeting to order and welcomed guests who joined the meeting live on YouTube.

BOARD MEMBERS

Lauralee Krabill, RN, President

Joanna Ridgeway, LPN, Vice President

Patricia Sharpnack, RN, Supervising Member for Disciplinary Matters

Sandra Beidelschies, RN

Matthew Carle, Consumer Member

Erin Keels, RN, APRN-CNP

Deborah Knueve, LPN

Daniel Lehmann, RN, LPN

Sandra Ranck, RN (Present after 8:46 a.m.)

Unless noted in these minutes as exhibits, all written reports submitted to the Board are maintained in the Board office according to the Board record retention schedule.

COMPLIANCE PROGRAM

Disciplinary Approaches – Compliance Protocols

Lisa Ferguson-Ramos reviewed the proposed revisions for the Compliance Protocols. Holly Fischer provided an overview of HB 263, effective April 12, 2021, and the related protocol changes based on the bill. HB 263 applies to licensure applicants if the Board proposes to deny licensure solely based on a criminal offense and issues a Notice of Opportunity for a Hearing.

Non-Disciplinary Approaches

Lisa Ferguson-Ramos reviewed the Alternative Program (AP) and Practice Intervention and Improvement Program (PIIP) for the Board's audit. For AP, she stated staff is proposing that rather than requiring six months of documented sobriety before returning to work, the protocol be changed to up to four months of documented sobriety as approved by the Supervising Member for Disciplinary Matters. This would be based on the Supervising Member's determination that

the participant is safe to practice. The Board agreed by general consensus to this change.

Daniel Lehmann asked about the participation rate in PIIP. L. Ferguson-Ramos and Patricia Shapnack stated PIIP is appropriate for nurses with a pattern of practice issues or more egregious types of practice breakdown; it is not being used for minor errors which can generally be addressed with an Advisory Letter and continuing education. In 2020 the Board issued 711 Advisory Letters. Erin Keels noted that many hospitals address nurse practice issues through their own programs, so she views PIIP as a supplemental or supportive program available if there is no employer program.

NCSBN Research Studies

L. Ferguson-Ramos reviewed three NCSBN Research Studies. Erin Keels asked about the Adverse Event Pathway and reporting complaints to the Board. The Board's Patient Safety Initiative was discussed as it addresses reporting and includes FAQs.

COMPACT DISCUSSION

Director Houchen presented Compact materials for discussion including SB 3; the Model Compact and enabling legislative language; investigative, disciplinary, and public protection concerns; discussion points; and the fiscal analysis.

The Board noted that because a compact is essentially a contract, the language agreed upon by the party states must be uniform. However, states may add "enabling language" to specify certain provisions unique to their state. The Board reviewed examples of enabling language from other states.

The Board agreed by general consensus to seek revisions to the SB 3 enabling language similar to the language adopted by Arizona, Texas, and other states to address Ohio Open Meetings Act issues and to ensure that practitioners in Ohio comply with the Ohio scope and standards of safe practice. Other considerations would be to designate the Executive Director as the Compact administrator. Lastly, the Board agreed that revisions may be needed to existing Chapter 4723, ORC, to cross-reference or address Compact legislation.

Board members discussed the disciplinary considerations and discussion points. They also noted the fiscal analysis that was provided. Board staff will update the discussion points.

Daniel Lehmann voiced numerous concerns regarding the impact of the Compact in Ohio and that while the Compact is designed for ease of mobility, he noted concerns regarding public protection. Sandra Ranck stated that she has talked with individual nurses who are in favor of the Compact which will benefit their travel or work in several states and reduce their licensure costs.

T. Dilling reported on a recent meeting with the Ohio Organization of Nurse Leaders (OONL) and the Ohio Hospital Association (OHA) which was attended by Board members Lauralee Krabill and Patricia Sharpnack, and Director Houchen. At this meeting OONL and OHA acknowledged the concerns the Board raised about public protection but voiced their support of the Compact for mobility of nurses in regard to staffing and telehealth. The employers attending the meeting stated their intent to focus more on mandatory reporting and screening employees. Director Houchen noted that about 47% of nursing employers are hospitals and 53% are non-hospital employers.

LEGISLATIVE DISCUSSION

Ohio Legislation

Tom Dilling presented the legislative report and summarized the status of the legislation highlighted in the written report. He also highlighted possible legislative initiatives necessary to clarify existing law or that Board staff or interested parties have brought to the Board's attention.

NCSBN Model Act and Rules

The Board discussed the proposed revisions to the NCSBN Model Act and Rules as presented at the NCSBN Midyear Meeting. The proposed changes will be considered by the Delegate Assembly at the Annual Meeting for adoption.

ADMINISTRATIVE RULES

Holly Fischer noted this year, as part of the five-year review, the Board will be discussing Chapter 4723-5 Nursing Education Program; Chapter 4723-7 Examination and Licensure; Chapter 4723-13 Delegation of Nursing Tasks; and Chapter 4723-27 Medication Administration by Certified Medication Aides. In addition, the Board will consider new rules for Consult Agreements; and CE documentation rules related to licensure applications. She also provided the timeline for the rulemaking process this year.

ADVISORY GROUP/COMMITTEE REPORTS

Lisa Emrich reviewed the work of the Advisory Groups as summarized in a memorandum provided to the Board members.

STRATEGIC PLAN

Director Houchen reviewed the proposed changes to the Strategic Plan and answered questions. She noted that the final Strategic Plan will be presented at the May Board meeting for consideration and approval. Sandra Ranck thanked the staff for their work and accomplishments.

CONTINUING EDUCATION – CATEGORY A

Tom Dilling and Anita Dipasquale presented information about the administrative rules effective February 1, 2021; Consult Agreements; CRNA scope of practice; HB 263; and APRN Practice Questions.

Action: It was moved by Lauralee Krabill, seconded by Joanna Ridgeway, that the Board ratify the adoption of the List of Potentially Disqualifying Offenses, posted on the Board's website, effective April 12, 2021. Motion adopted by a majority vote of the Board members present.

BOARD GOVERNANCE

NEGP – New Funding Cycle

L. Emrich reviewed the upcoming 2021-2023 funding cycle for the Nurse Education Grant Program (NEGP) and asked for Board member volunteers to review the proposals. Sandra Beidelschies, Daniel Lehmann, Erin Keels, Lauralee Krabill, and Sandra Ranck volunteered. L. Emrich noted that the Board will approve programs for funding at the September Board meeting.

CHW Follow-Up Discussion

T. Dilling contacted stakeholders about their interest in the Board convening an Advisory Group on Community Health Workers. He stated he received favorable comments about an Advisory Group but noted that certain activities discussed would be more appropriate for a state association to address rather than a regulatory Board. He will hold additional discussions and provide information at the May Board meeting.

Retreat 2022

It is anticipated the 2022 Retreat will be held in-person, but the site is unknown at this time. It may be held off-site, depending on the hotel and meeting room arrangements, or at the Board office.

EVALUATION OF RETREAT AND ADJOURNMENT

The meeting adjourned on Wednesday, April 15, 2021 at 2:45 p.m.

Lauralee Krabill, MBA, RN
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

