

**Kansas State Board of Nursing  
Board Meeting Minutes  
September 13, 2023**

- Time:** 9:15 a.m. – 2:15 p.m.
- Board Present in Person:** Julianna Rieschick, RN, MSN, NEA-BC, President  
Rebecca Sander, MSN, RN, Vice-President  
Andrea Watson, RN, BSN, OCN, CCRP, Secretary  
Adri Gouldsmith, LPN  
Melissa Oropeza, DNP, APRN-BC, CGRN  
Lori Owen, LPN  
Michaela Hysten, MSN, BSN, RN  
Ruth Burkhart, DNP, MA, RN-BC, LPCC  
Geovannie Gone, Public Member  
Michelle Terry, Public Member  
Brenda Sharpe, Public Member
- Staff Present in Person:** Carol Moreland, MSN, RN, Executive Administrator  
Adrian Guerrero, Director of Operations  
Linda Davies, BSN, RN, Practice Specialist  
Janelle Martin, MHSA, RN, Nursing Education Compliance Officer  
RaeAnn Byrd, Licensing Supervisor  
Jill Simons, Executive Assistant
- Quorum:** A quorum was established.
- Call to order:** The Board meeting was called to order by Julianna Rieschick, RN, MSN, NEA-BC, Board President, at 9:15 a.m.
- Review onsite packet:** There was nothing for the onsite packet.
- Add/Revise Agenda:** There were no additions/revisions to the agenda.
- Announcement:** J. Rieschick recognized KSBN on being awarded the Regulatory Achievement Award from National Council of State Boards of Nursing (NCSBN).
- Minutes:** The minutes from the June 14, 2023, board meeting were reviewed. It was moved to approve the minutes from the June 14, 2023, board meeting as written.  
Motion #1 Sharpe/Oropeza Adopted UYVV.
- Consent Item Agenda:**
1. Written update on CE Broker
  2. Written update on Licensing Software

It was moved to approve Consent Agenda Items 1 and 2 as presented. Motion #2 Sander/Hysten Adopted UYVV.

Exec. Admin. Report: C. Moreland reported to the Board. (See Report). It was consensus of the Board to accept the report.

Staff Reports: A. Guerrero reported to the Board. (See Report). Adrian recognized Stacy Johnson as a new member to KSBN. It was consensus of the Board to accept the report.

R. Byrd reported to the Board. (See Report). It was consensus of the Board to accept the report.

J. Martin reported to the Board. (See Report). It was consensus of the Board to accept the report.

L. Davies reported to the Board. (See Report). It was consensus of the Board to accept the report.

**Committee Reports:**

President Rieschick to Vice-President Sander

Educ. Comm. Report: J. Rieschick, chairperson gave the Education Committee report. (See committee report) The Education Committee report was accepted by consensus of the Board.

It was moved to approve the Major Curriculum Change Request from Osawatomie State Hospital, LMHT program, to change from a three-level program to a two-level program. Motion #3 Rieschick/Watson Adopted UYVV.

It was moved to approve the Major Curriculum Change Request from Benedictine College, School of Nursing to

- Create a new course, NURS 4100, Nursing Care of Adults II
- Create a new clinical course, NURS 4110 Care of Adults II Clinical
- Eliminate NURS 4500 and replace with new course NURS 4800 Nursing Care of Adults III
- Eliminate NURS 4510 and create a new course NURS 4810, Nursing Care of Adults III Clinical
- Revise course NURS 4910, Capstone Clinical, and increase credit hours from two to three credit hours

Motion #4 Rieschick/Hysten Adopted UYVV.

It was moved to place Fort Scott Community College ADN program on conditional approval with a focus site visit to occur prior to admission of next admission period. Motion #5 Rieschick/Oropeza Adopted UYVV.

It was moved to approve/reapprove the PN Programs on Full Approval Status through December 2024. Motion #6 Rieschick/Burkhart Adopted UYVV.

It was moved to reapprove the ADN Programs on Full Approval Status through December 2024. Motion #7 Rieschick/Watson Adopted UYVV.

It was moved to reapprove the BSN Programs on Full Approval Status through December 2024. Motion #8 Rieschick/Sharpe Adopted UYVV.

It was moved to approve/reapprove the two ADN Programs (Donnelly College and Seward County Community College) on Conditional Approval Status through December 2024. Motion #9 Rieschick/Oropeza Adopted UYVV.

It was moved to change the Refresher requirements for Kansas to be:

- RN didactic 120 clinical 120 (96 acute/24 choice)
- PN 120/90 skilled or acute by choice

Motion #10 Rieschick/Burkhart Adopted UYVV.

It was moved to approve K.S.A. 65-1119 as written.

Motion #11 Rieschick/Oropeza Adopted UYVV.

It was moved to approve K.S.A. 65-1133 as written.

Motion #12 Rieschick/Oropeza Adopted UYVV.

It was moved to approve the Petition for Permission to Test/Retest Summary from May 16, 2023, through August 21, 2023, which includes:

Emma Gerber  
Guadalupe Espino

Charles Kimeto  
Karina Vazquez

Motion #13 Rieschick/Hysten Adopted UYVV.

Vice-President Sander to President Rieschick

Investigative Report: R. Sander, chairperson gave the Investigative Committee report. (See committee report) The Investigative Committee report was accepted by consensus of the Board.

CNE/IV Therapy Report: A. Watson, chairperson gave the CNE/IV Therapy Committee report. (See committee report) The CNE/IV Therapy Committee report was accepted by consensus of the Board.

It was moved to approve the Long-Term Provider 5 Year Renewal application for ARJ Infusion Services, LT0285-0913.  
Motion #14 Watson/Owen Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application for Girard Medical Center, LT0254-1274.  
Motion #15 Watson/Hysten Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application for Great Plains Health Alliance, LT0019-0149.  
Motion #16 Watson/Burkhart Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application for Labette Health, LT0034-1127.  
Motion #17 Watson/Hysten Adopted UYVV.

It was moved to deny the initial Long-Term Provider application from Osawatomie State Hospital, LT0111-1105.  
Motion #18 Watson/Owen Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application from University of Kansas St Francis, LT0061-0138.  
Motion #19 Watson/Oropeza Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application from William Newton Memorial Hospital, LT0091-1138.  
Motion #20 Watson/Burkhart Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application for Hutchinson Regional Medical Center, LT0025-1127.  
Motion #21 Watson/Terry Adopted UYVV.

It was moved to approve the Long-Term Provider 5 Year Renewal Application after submission of the resume of JoAnn Blevins from Shawnee Mission Public Schools, LT0069-0149.  
Motion #22 Watson/Burkhart Adopted UYVV.

It was moved to approve the K.S.A. 65-1119 as written.

Motion #23 Watson/Owen Adopted UYVV.

Practice Report: M. Oropeza, chairperson gave the Practice Committee report. (See Committee Report) The Practice Committee report was accepted by consensus of the Board.

APRN Committee: M. Oropeza, chairperson announced gave the APRN Committee report. (See Committee Report) The APRN Committee report was accepted by consensus of the Board.

It was moved to approve K.S.A. 65-1153, K.S.A. 65-1154 and K.S.A. 65-1163 as written. Motion #24 Oropeza/Burkhart Adopted UYVV.

Finance Report: J. Rieschick, chairperson gave the Finance Committee report. (See Committee Report) The Finance Committee Report was accepted by consensus of the Board.

**Unfinished Business:**

NCSBN Annual Meeting: C. Moreland gave a report on the NCSBN Annual Meeting.

Executive Session: Pursuant to K.S.A. 75-4319(b)(12), It was moved that the Board recess into executive session for 30 minutes and reconvene at 11:35 a.m. The meeting will be reconvened by Zoom and in Room 509, Landon Office Building, 900 SW Jackson, Topeka, Kansas 66612, as stated in the notice of the meeting that was sent to individuals who requested the notice and as published on the Board’s website at: <https://ksbn.kansas.gov/>.

The justification is consultation with KSBN Executive Administrator, Carol Moreland, KSBN Legal Counsel, Charles Macheers, Director of Operations, Adrian Guerrero, KSBN Continuity of Operations Planning (COOP) Manager, Michelle Brown and the KISO Non-Cabinet Agency Information Security Officer, Nathaniel Kunst for the annual review of the KSBN COOP Plan and its submission to the Kansas Division of Emergency Management per Executive Order 23-03 as well as an annual review of the KSBN Information Security Program. Motion #25 Sander/Burkhart Adopted UYVV.

Open Session: 11:35 a.m.

It was moved to agree with the direction the board is going with the Kansas State Board of Nursing Information Security Program and Continuity of Operations Plan. Motion #26 Gouldsmith/Oropeza Adopted UYVV.

Lunch Break: 11:40 a.m.

Open Session: 12:20 p.m.

**Unfinished Business Cont'd:**

Apprenticeship Update: Jaron Caffery, Kansas Hospital Association gave an update on the Healthcare Apprenticeship Program across the State of Kansas. J. Caffery introduced Mindy Olberding, Community HealthCare System and Krista Eylar, Holton Community Hospital who provided comments on how apprenticeships would work in their facilities.

**New Business:**

Kansas Workforce Center: Amy Garcia, University of Kansas reported on the Kansas Nursing Leadership and Workforce Center.

**Unfinished Business Cont'd:**

K.A.R. 60-2-103: C. Moreland discussed the public comments regarding the proposed regulation revisions changes to K.A.R. 60-2-103.

The public hearing was held on July 24, 2023. We received two comments by mail in favor.

It was moved that the Board adopt K.A.R. 60-2-103, and that a vote be taken by roll call vote. A copy is attached hereto. Motion #27 Owen/Oropeza Roll Call Vote (11 Yea) (0 Nay) Adopted UYVV.

Board Retreat Report: The Board Retreat Report was tabled until December 2023.

**New Business:**

Bd Member Job Description: C. Moreland discussed Board Member Job Descriptions. This was brought up during the Board Retreat that a Board Member Job Description that could be used for present Board Members and that could also be shared with the Appointment Secretary in the Governor's Office for when there are vacancies to help explain the time commitment that is required to serve on the Board of Nursing.

Election of Officers: It was the consensus of the Board that if you are not re-elected you will continue in your position until today's meeting is adjourned, and new officers elected at today's meeting will assume their roles as of the December 2023 board meeting.

**President:** Adri Gouldsmith nominated Julianna Rieschick for president. Nominations cease. It was moved to elect Julianna Rieschick as President. Motion #28 Gouldsmith/Oropeza Adopted UYVV Rieschick abstained.

**Vice President:** Adri Gouldsmith nominated Andrea Watson for vice president. Rebecca Sander nominated Ruth Burkhart for vice president. Nominations cease. It was moved to elect Andrea Watson as Vice President. Motion #29 Gouldsmith/Sharpe Adopted UYVV Watson abstained.

**Secretary:** Adri Gouldsmith nominated Michaela Hysten for secretary. Nominations cease. It was moved to elect Michaela Hysten as Secretary. Motion #30 Gouldsmith/Burkhart Adopted UYVV Hysten abstained.

Annual Delegation Motions: It was moved that, pursuant to K.S.A. 77-527 of the Kansas Administrative Procedure Act, the Board designate and delegate to the President its authority as agency head to review, decide, and issue any orders concerning petitions for review, petitions for reconsideration, and motions for stay filed with the Board and taking any other action related thereto until further action by the Board. Motion #31 Sander/Watson Adopted UYVV. Rieschick abstained.

It was moved that, should the President be unable to serve as agency head, the Board designate the Vice President to serve as an alternate agency head and, in such circumstances, the Board delegate the Vice President its authority pursuant to K.S.A. 77-527 of the Kansas Administrative Procedure Act to review, decide, and issue any orders concerning petitions for review, petitions for reconsideration, and motions for stay filed with the Board and taking any other action related thereto until further action by the Board. Motion #32 Sander/Sharpe Adopted UYVV. Watson abstained.

It was moved that the Board designate and delegate to the Chair of the Investigative Committee the Board's authority to:

(1) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, of the Kansas Nurse Practice Act regarding matters that have been recommended for emergency proceedings by staff or counsel; and

(2) Act as Presiding Officer pursuant to K.S.A. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to conduct emergency proceedings and issue an order as required by K.S.A. 77-536 on all matters that are being or have

been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder, unless the Chair of the Investigative Committee determines the emergency proceeding should be conducted and decided by the Investigative Committee. Motion #33 Sander/Burkhart Adopted UYVV.

Subject to motion number 33 regarding delegation to the Chair of the Investigative Committee, I move that if the Chair of the Investigative Committee is not available to act as described in motion number 33, the Vice Chair of the Investigative Committee is so designated and delegated to act as described in motion number 33.

Motion #34 Sander/Oropeza Adopted UYVV.

It was moved that the Board designate and delegate to the Chair of the Investigative Committee the Board's authority to:

(1) Issue to an applicant meeting the qualifications and requirements of the Kansas Nurse Practice Act and the Nurse Licensure Compact Act any license, certificate of qualification or authorization to practice nursing;

(2) Conduct hearings, enter into settlements, and issue decisions regarding the assessment of fines pursuant to K.S.A. 74-1110 and amendments thereto, involving an allegation that a person who submitted an initial, renewal, endorsement, or reinstatement application for any license, certificate of qualification or authorization to practice nursing has violated or not complied with the Kansas Nurse Practice Act or regulations adopted thereunder;

(3) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, regarding applications that are being investigated or have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations promulgated thereunder by the Board; and

(4) Act as Presiding Officer pursuant to K.S.A. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to review, decide and issue any orders on matters involving all applications whether initial, renewal, endorsement, or reinstatement for any license, certificate of qualification or authorization to practice nursing that have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; such delegation includes, but is not limited to:

- sending warning or reprimand letters;
- entering into settlement agreements;



- conducting KAPA proceedings and hearings;
- issuing prehearing orders;
- issuing initial orders denying or imposing limitations on any license, certificate, or authorization to practice nursing under the Kansas Nurse Practice Act; and
- taking any other action related thereto

unless the President determines the matter should be sent to the Office of Administrative Hearings for further proceedings or considered and decided by the Investigative Committee.

Motion # 35 Sander/Hysten Adopted UYVV.

Subject to motion number 35 regarding delegation to the Chair of the Investigation Committee, it was move that if the Chair is not available, the Vice Chair of the Investigative Committee is so designated and delegated to act as described in motion number 35.

Motion #36 Sander/Terry Adopted UYVV.

Subject to motion number 36 regarding delegation of Applications and motion number 36 regarding delegation of emergency proceedings, it was moved that the Board designate and delegate to the Investigative Committee its authority to

:

(1) Conduct hearings, enter into settlements, and issue decisions regarding the assessment of fines pursuant to K.S.A. 74-1110 and amendments thereto, involving an allegation that a person who was granted a license, certificate of qualification or authorization to practice nursing has violated or not complied with the Kansas Nurse Practice Act and or regulations adopted thereunder;

(2) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, of the Kansas Nurse Practice Act regarding persons who were granted a license, certificate of qualification or authorization to practice nursing and are being investigated or have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; and

(3) Act as Presiding Officer pursuant to K.S.A. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to review, decide and issue any orders on all matters that have been investigated for any alleged violation of or compliance with the Kansas Nurse Practice Act or regulations adopted thereunder; such delegation includes, but is not limited to:

- sending warning or reprimand letters;
- entering into settlement agreements;

- conducting reviews, proceedings and hearings;
  - issuing prehearing orders;
  - issuing initial orders that censure, revoke, limit, or suspend any license, certificate, or authorization to practice nursing under the Kansas Nurse Practice Act; and
  - taking any other action related thereto unless the Investigative Committee determines that the matter should be sent to the Office of Administrative Hearings for conducting further proceedings and issuing an initial order or considered and decided by the Board.
- Motion #37 Sander/Oropeza Adopted UYVV.

It was moved that, should a Board member serving on the Investigative Committee be unable to serve as a presiding officer in a matter pending before the Investigative Committee, the Vice President is designated and delegated as an alternate presiding officer of the Investigative Committee in that pending matter.

Motion #38 Sander/Hysten Adopted UYVV. Watson abstained.

It was moved that the Board designate and delegate to the Chair of the Investigative Committee the Board's authority to:

(1) Conduct hearings, enter into settlements, and issue decisions regarding the assessment of fines pursuant to K.S.A. 74-1110 and amendments thereto, involving an allegation that a licensee has violated or not complied with the Kansas Nurse Practice Act, or regulations adopted thereunder, for failing to submit to a mental or physical examination or an alcohol or drug screen, or any combination of these, when so ordered by the board pursuant to K.S.A. 65-4924, or failing to complete the requirements of the impaired provider program of the board, or for failing to meet the requirements of the Nurse Licensure Compact.

(2) Make a reasonable grounds determination pursuant to K.S.A. 65-1120(b), and amendments thereto, regarding licensees that are being investigated or have been investigated for failing to submit to a mental or physical examination or an alcohol or drug screen, or any combination of these, when so ordered by the board pursuant to K.S.A. 65-4924, or failing to complete the requirements of the impaired provider program of the board, or for failing to meet the requirements of the Nurse Licensure Compact; and

(3) Act as Presiding Officer pursuant to K.S.A. 77-514(g) and 77-551(a) and (c) and amendments thereto, of the Kansas Administrative Procedures Act, to review, decide and issue any orders on matters involving all licensees that have been investigated for any alleged violation of or noncompliance with the Kansas Nurse Practice Act or

regulations adopted thereunder; regarding the failure to submit to a mental or physical examination or an alcohol or drug screen, or any combination of these, when so ordered by the board pursuant to K.S.A. 65-4924, or failing to complete the requirements of the impaired provider program of the board, or for failing to meet the requirements of the Nurse Licensure Compact. such delegation includes, but is not limited to:

- sending warning or reprimand letters;
- entering into settlement agreements;
- conducting KAPA proceedings and hearings;
- issuing prehearing orders;
- issuing initial orders denying or imposing limitations on any license, certificate, or authorization to practice nursing under the Kansas Nurse Practice Act; and
- taking any other action related thereto

unless the President determines the matter should be sent to the Office of Administrative Hearings for further proceedings or considered and decided by the Investigative Committee.

(4) Make referrals, cause evaluations, or grant requests for restrictions pursuant to K.S.A. 65-4924.

Motion#39 Sander/Oropeza Adopted UYVV.

KSBN Articles:

C. Moreland discussed the KSBN Articles that were looked at in June 2023 and bring back any changes to the September 2023 meeting. The consensus of the Board is to have each Committee look at the Articles for their Committees and bring back any changes to the December 2023 Board meeting.

Review Mission Statement:

The mission of the Kansas State Board of Nursing was reviewed by the Board.

It was moved to make no changes to the Kansas State Board of Nursing mission statement. Current mission statement reads “The mission of the Kansas State Board of Nursing is to assure the citizens of Kansas safe and competent practice by nurses and mental health technicians is to assure the citizens of Kansas safe and competent practice by nurses and mental health technicians. Motion #40 Oropeza/Burkhart Adopted UYVV.

Agenda for December 2023 Board:

- 1) September 13, 2023, Board minutes
- 2) KSBN Articles
- 3) Board Retreat Report

- 4) Workforce Update – Amy Garcia
- 5) RFP for Impaired Provider
- 6) Licensing Software Update
- 7) Board Member Job Description

Adjourn: The Board meeting was adjourned at 2:15 p.m.

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Andrea Watson, Board Vice President

\_\_\_\_\_  
Date

\_\_\_\_\_  
Michaela Hysten, Secretary

\_\_\_\_\_  
Date

\_\_\_\_\_  
Carol Moreland, Executive Administrator

\_\_\_\_\_  
Date