MISSION OF THE BOARD: The West Virginia Board of Examiners for Registered Professional Nurses is a legally constituted agency of state government established by the West Virginia legislature to promote and protect public health, safety and welfare through the regulation of the practice of registered professional nurses.

THE RN NEWSLETTER provides an update on the business of the Board. The R.N. Newsletter is mailed to persons expressing an interest in receiving it and all registered professional nurses in West Virginia who have a current, active, valid license to practice as such in this state. Everyone is encouraged to share the newsletter with their colleagues. Should someone comment that they did not receive the R.N. Newsletter, please refer them to this office for verification of their licensure status and address.

********** PUBLIC HEARING **********

This newsletter includes the Legislative Rule to be submitted to the Secretary of State for review and approval during the year 2000 Legislative Session. The main impetus for revising this rule is for the purposes of addressing educational qualifications for nursing faculty members.

A PUBLIC HEARING is scheduled for Monday, June 14, 1999 from 10:00 a.m. - 12:00 p.m. in a conference room at the Board office at 101 Dee Drive, Charleston, West Virginia. Written comments will be accepted up to 4:00 p.m. Monday, June 14, 1999.

BOARD MEETINGS AND SCHEDULE

Open Forum time for the public and licensees begins at 9:00 a.m. on the first day of a Board meeting when more than one day is scheduled. The meetings begin at 9:00 a.m. and are held in a conference room at the Board office at 101 Dee Drive, Charleston, West Virginia, unless otherwise noted. If no one attends the Open Forum the meeting will proceed according to the agenda. Potential attendees should contact the Board office at (304) 558-3596 prior to the scheduled meeting to determine if there have been any changes in the location or time of the session so adequate space may be provided.

Board meetings are:
June 14-16 1999
October 20-22 1999
December 3, 1999

BOARD OFFICE SCHEDULE

Open Monday through Friday
8:00 am - 4:00 pm. with the exception of holidays. The remaining holidays in 1999 are as follows:

May 31, 1999 - Memorial Day
June 21, 1999 - West Virginia Day
July 5, 1999 - Independence Day
September 6, 1999 - Labor Day
October 11, 1999 - Columbus Day
November 2, 1999 - Election Day
November 11, 1999 - Veteran’s Day
Nov. 25, 1999 - Thanksgiving Day
Dec. 24, 1999 - ½ day Christmas Eve
December 31, 1999 - ½ Day for New Year’s Eve

Board Members

Patsy Haslam, MPH, EdD., RN
President
P.O. Box 446 - Lot 169 Flat Top Lake
Ghent, WV 25843

Diana Boyle, MSN, RN-CS, FNP
Secretary
905 Farms Drive
Fairmont, WV 26554

Emily McDowell, MSN, EdD., RN
R.R. #4 Box 85
Fairmont, WV 26554

Joa n Probst, MSN, EdD., RN-CS
2 Ratcliffe Lane
Philippi, WV 26416

Barbara Stevens, MSN, RN
130 Brady Drive
Barboursville, WV 25504
CONTINUING EDUCATION PROVIDERS

A current listing of continuing education providers registered with the Board is available upon request. Please contact Doris Mickles at the Board office regarding requests.

Below are listed continuing education providers that are no longer active with the Board registry:

- WV96-0002-SHAWNEE HILLS
- WV96-0005-LAKESIDE-PHARMACOTHERAPY ASSOC.
- WV96-0022-BECKLEY HOSPITAL, INC.
- WV96-0024-COLLEGE OF WV
- WV96-0026-CAMERON HEALTH CARE
- WV96-0030-ASTHMA-ALLERGY CENTER
- WV96-0033-ST. JOSEPHS HOSPITAL
- WV96-0041-PHARMACIA & UPJOHN
- WV96-0043-SEMINARS, INC.
- WV96-0051-COMPREHENSIVE HEALTH
- WV96-0052-WISHING WELL, INC
- WV96-0053-BLUEFIELD REGIONAL MEDICAL CENTER
- WV96-0058-JANE ALDERMAN
- WV96-0066-WHEELING HOSPITAL
- WV96-0068-DURHAM REGIONAL MEDICAL EDUCATION CENTER
- WV96-0069- EYE & EAR CLINIC OF CHAS
- WV96-0072-SALEM TEIKYO UNIVERSITY
- WV96-0081-RN CONSULTANTS
- WV96-0084-VALLEY HOSPICE
- WV96-0086-OLSTEN KIMBERLY QUALITY CARE
- WV96-0088-PRESTIGIOUS EDUCATIONAL SERVICES
- WV96-0091-PHARMCICO VENTURES, INC.
- WV96-0093-COMMUNITY HEALTH FOUNDATION
- WV96-0095-STAFF DEVELOPMENT PARTNERS, INC.
- WV96-0096-RIVERSIDE NURSING & REHABILITATION CENTER
- WV96-0100-BRAXTON CO. MEMORIAL
- WV96-0108-S.T.A.T. ENTERPRISE
- WV96-0111-WEXFORD HEALTH SOURCES
- WV97-0121-DODDRIDGE COUNTY MEDICAL CENTER
- WV97-0125-LAUREL NURSING & REHAB.
- WV97-0130-ORION CONSULTING, INC.
- WV97-0132-BOLL MEDICAL, INC.
- SUNRISE ADULT DAY CARE
FINES FOR PRACTICING WITHOUT A VALID LICENSE

Fees for practicing without a valid license - implementation date August 1, 1996. In an effort to handle disciplinary cases related to practicing while the license is lapsed, the Board implemented the assessment of fines and administrative fees pursuant to WV Code §30-1-8 and §30-7-8.

The fines are as follows:

1. Date license becomes lapsed up to 30 days - at least $200.00 fee
2. One (1) month to two (2) months at least $300.00 fee
3. Two (2) months to four (4) months- at least $400.00 and a Letter of Admonishment
4. Five (5) months to twelve (12) months - at least $500.00 and a Public Reprimand
5. Greater than twelve (12) months at least $1,000.00 and Other Disciplinary Action

These fees are in the absence of any other violation of WV Code §30-7 et seq.; particularly, violations related to practice issues or falsification of application.

DISCIPLINARY ACTIONS AGAINST REGISTERED NURSES JULY, 1998 MARCH, 1999

REPRIMANDS

28845 Cheryl Vitale
Reprimand, September 21, 1998
31269 Mary Blizzard
Reprimand, October 14, 1998
38094 Susan T. Ferguson
Reprimand, March 4, 1999

PROBATION

56955 Thomas Elliott
Probation one year, July 10, 1998
56410 Catherine Kincaid
Probation one year, July 10, 1998
56360 Eldonna Washington
Probation one year, July 10, 1998
56091 Brenda Bowman
Probation one year, July 10, 1998
56569 Jennifer Saterfield
Probation 1 year, August 10, 1998
Carrie Jo Posker
Probation one year, August 10, 1998
43543 Donna Tucker
Probation 3 months, August 10, 1998
41018 Deborah Holley
Probation two years, September 2, 1998
52570 Robert Loges
Probation 3 years, October 14, 1998
34039 Robin Hinchman
Probation 33 months, Nov. 24, 1998
38015 Beverly Blevins
Probation 2 years, November 24, 1998
39552 Linda Snyder
Probation 3 years, November 24, 1998
28015 Renee Hamrick
Probation 3 years, November 24, 1998
51237 Michael Lincoln
Probation 3 years, November 24, 1998
34210 Teresa Owens
Probation 3 years & 6 months, Nov. 24, 1998
29200 Marilyn M. Hill
Probation until fully reinstated in North Carolina
56611 Bonnie Jean Pogorelks Smith; Oak Hill, WV
Probation 2 years, December 14, 1998
53870 Abbie Hott Cannon
Probation 6 months, December 14, 1998
48769 Nancy Summers
Probation 3 years, December 29, 1998
53726 April Kyer
Probation 2 years, December 29, 1998
41581 Larry Dotson
Probation 2 years, January 16, 1999

SURRENDERS

49433 Tamula Brown
Surrender, December 3, 1998
49090 Linda Lawrence
Surrender, December 29, 1998

SUSPENSIONS

53482 Felicia Frankum
Suspended, September 2, 1998
36514 Melanie Moses
Suspended for 6 months, September 2, 1998
DISCIPLINARY ACTIONS RELATED TO LICENSED PRACTICAL NURSES

This information is being provided to registered professional nurses since the relationship between the LPN and RN is established in the legal definition of the practice of the Licensed Practical Nurse which states: The term “practical nursing” means the performance for compensation of selected nursing acts in the care of the ill, injured or infirm under the direction of a registered professional nurse or licensed physician or a licensed dentist, and not requiring the substantial specialized skill, judgement and knowledge required in professional nursing (Code of WV §30-7A-1).

DISCIPLINARY ACTIONS TAKEN BY LPN BOARD

The following are disciplinary actions involving licensees taken by the West Virginia State Board of Examiners for Licensed Practical Nurses for publication in the R.N. Newsletter.

MONETARY PENALTIES

05661 Jacqueline Pagliaro
Penalty of $1300, August 10, 1998

21620 Steven Willard
Penalty of $100, August 24, 1998

15745 Vicky Cunningham
Penalty of $100, August 26, 1998

09400 Nancy Magnone
Penalty of $100, August 26, 1998

12684 Dixie Spencer
Penalty of $400, September 8, 1998

19580 Karen Cottrill
Penalty of $300, September 17, 1998

21062 Carolyn Moore
Penalty of $300, October 7, 1998

18295 JoAnn Mullens
Penalty of $100, September 15, 1998

20026 Barbara Hill
Penalty of $100, October 15, 1998

19312 Joy Lowe
Penalty of $340 and 16.8 Contact Hours of CE, November 9, 1998

19249 Rae Albright
Penalty of $340 and 24 Contact Hours of CE, December 3, 1998

21035 Clestene Wood
Penalty of $400 and 24 Contact Hours of CE, December 14, 1998

20671 Tracie Staples
Penalty of $500, January 4, 1999

11543 Sharon Wilson
Penalty of $382 and 14.1 Contact Hours of CE, January 21, 1999

15441 Teresa Snider
Penalty of $190 and 9 Contact Hours of CE, January 21, 1999

18843 William Carr
Penalty of $130 and 3 Contact Hours of CE, February 2, 1999

16256 Gloria Curto
Penalty of $150 and 5 Contact Hours of CE, February 2, 1999

REPRIMANDS

03362 Ruth Williams
Reprimand, September 9, 1998

Exam App. Paula Matney
Reprimand, September 8, 1998

Exam App. Jean Cottle
Reprimand, November 17, 1998

21782 Mary Cyphers
Reprimand, December 2, 1998

PROBATIONS

Exam App. Kimberly Corley
Probation 1 year, August 10, 1998

20770 Donna Brady
Probation 1 year, August 20, 1998

22428 Stacia Ball
Probation 2 years, September 9, 1998

22186 Shadie Toquinto
Probation 3 years, September 18, 1998

22056 Ruby Reed
Probation 1 year, September 28, 1998

22406 Terri Baisden
Probation 2 years, October 16, 1998

Exam App. Rebecca Cantley
Probation 2 years, November 9, 1998

15905 Gladys Williams
Probation 1 year, November 19, 1998

18895 Kathleen Flanigan
Probation 2 years, December 10, 1998

22012 Christina Ward
Probation 1 year, December 14, 1998

11213 Patricia Menzel
Probation 6 months, January 15, 1999

22982 Christa Alvis
Probation 1 year, March 5, 1999
SUSPENSIONS

20904 Norma Fields
Suspension 1 year and Probation 4 years, January 4, 1999

13633 Lawrence Rood
Suspension 60 days then Probation 2 years, January 15, 1999

13082 Donna Hoffman
Suspension 60 days then Probation 1 year, January 15, 1999

18634 Angela Meinke
Suspension 30 days then Probation 1 year, January 15, 1999

20681 Kumar Lambert
Suspension 3 months then Probation 2 years, February 2, 1999

VOLUNTARY SURRENDERS

15354 Bradford Runnion
Surrender, August 25, 1998

18052 Eva Jean Agee
Surrender, September 30, 1998

22887 Chris Stalker
Surrender, November 10, 1998

16794 Debra Burkhart
Surrender, November 16, 1998

REINSTATEMENTS:

21845 Jennifer Walls-Napier
From 90 days Suspension to 2 years Probation, August 14, 1998

19469 Gloria Slack
From 1 year Probation to full status, August 19, 1998

19523 Teresa Ayala
From 1 year Probation to full status, November 14, 1998

16934 Rosalee Minney
From 1 year Probation to full status, November 16, 1998

16499 Tammy Williams
From 6 months Suspension to 2 years Probation, November 18, 1998

21956 Dana Quattro
From 6 months Probation to full status, October 13, 1998

05298 Cheryl Gibson
From 4 years Probation to full status, October 27, 1998

PUBLIC HEARING

A PUBLIC HEARING is scheduled for Monday, June 14, 1999 from 10:00 a.m. - 12:00 p.m. in a conference room at the Board office at 101 Dee Drive, Charleston, West Virginia. Written comments will be accepted up to 4:00 p.m. Monday, June 14, 1999.

TITLE 19

LEGISLATIVE RULES
WEST VIRGINIA BOARD OF EXAMINERS
FOR REGISTERED PROFESSIONAL NURSES

SERIES 1

POLICIES AND CRITERIA FOR THE EVALUATION AND ACCREDITATION OF COLLEGES, DEPARTMENTS OR SCHOOLS OF NURSING

§19-1-1. General.
1. Scope.-- This rule establishes the policies and criteria for the evaluation and accreditation of colleges, departments or schools of nursing.
2. Authority.-- West Virginia Code §30-7-4 and §30-7-5.
3. Filing Date.--
4. Effective Date.--

1. [The term] “Board” means the West Virginia board of examiners for registered professional nurses.
2. [The terms] “College,” “Department” or “School” mean a nursing education unit charged with responsibility to prepare its graduates for practice as registered professional nurses, qualified to meet licensing requirements in West Virginia. This nursing education unit may have multiple programs and may be structured in a university, college or hospital.
3. [An] “Accredited college, department or school of nursing” is [one] a college, department or school which [has] meets the requirements of West Virginia Code §30-7-4 et seq. This rule, and [such] any other applicable laws and rules, are applicable. For purposes of considering applications for licensure, the board may recognize nursing education programs accredited or approved by a comparable board or other recognized authority in another jurisdiction.
4. A “Provisionally accredited college, department or school of nursing” is a college, department or school which either has been temporarily approved but has not been in operation long enough to qualify for full accreditation, or one which fails to meet the requirements of the law and of the board, and has received notification of its deficiencies.
5. A Diploma program is a program which is usually, but not necessarily, conducted by a hospital and leads to a diploma in nursing.
6. A “Baccalaureate degree program in nursing” is a program conducted by a college or university that leads to a baccalaureate degree with a major in nursing.
7. [An] “Associate degree program in nursing” is a program conducted by a college or university that leads to an associate degree with a major in nursing.
8. “Requirements” are mandatory conditions which a college, department or school of nursing must meet in order to be accredited.
9. “Recommendations” are suggestions for the guidance of colleges, departments or schools of nursing in development of their programs.
10. A “Credit hour” is that credit assigned for one (1) hour of lecture per week, or two (2) to four (4) hours of lab per week, per semester.
11. “Graduation” signifies the candidate has satisfied all requirements of the college, department or school of nursing granting the diploma or degree.
12. “Recommendation for admission to the licensure examination for registered professional nurses” is a written statement required in order to take the license examination. The applicant must be recommended to the West Virginia board of examiners for registered professional nurses by a faculty member of the program. This recommendation is based on satisfactory completion of the program.
13. “Governing organization” is the university, college, or other organization of which the nursing education unit is an integral part.
14. A “Preceptor” is an experienced and competent registered professional nurse who serves as a role model and resource to students in the clinical setting in conjunction with a faculty member.

The purposes of accreditation include:
1. Protection of the public through evaluation of pre-service professional nursing education programs in terms of the criteria set forth in this rule;
2. Improvement in the quality of nursing service through the improvement of professional nursing education;
3. Guidance of prospective students
in the selection of approved professional nursing education programs; and
3.4. Assurance of eligibility to take the state licensing examination and to apply for state licensure to graduates of state
accredited nursing programs.

4.1. The application fee for legal accreditation of a professional nursing education program is fifty dollars ($50.00).
4.2. A university, college, or hospital desiring to be accredited by the board for the preparation of practitioners of registered professional nursing shall complete and submit to the board a comprehensive needs assessment establishing the need for a new undergraduate professional nursing program. The needs assessment shall provide support to show that clinical resources are available and adequate for providing clinical instruction to students; faculty resources are available; and clear documentation of the need for graduates prepared at the proposed level.

§9-1-5. Accreditation of education unit.
5.1. Visits and surveys.
The board, through its executive secretary and staff or other qualified persons, shall periodically survey all nursing education programs accredited by the board, including all satellite sites of any program.
5.2. Maintenance of accreditation standards.
The nursing education unit shall maintain accreditation standards as set forth in this rule.
5.3. Accreditation of an existing program when ownership and control are changed. When a governing organization contemplates a change of ownership and control of a program, it shall send [a ninety (90)-day] notice of the intended change to the board at the time any new faculty member is hired by the university, college, or hospital to teach in any accredited nursing program.
5.4. Provisional accreditation for failure to meet standards. At the board's discretion, it may grant provisional accreditation to a nursing education program during the time in which it takes corrective action in order to meet the accreditation standards as set forth in this rule.

§19-1-7. Closing of a program.
7.1. The governing organization shall advise the board in writing of the intent to close a nursing education program, and it shall submit a plan for safeguarding the quality of instruction and practice during the closing period as well as provide for the transfer of students and custody of records. At the board's discretion, it may grant provisional accreditation to a nursing education program during the time in which it takes corrective action in order to meet the accreditation standards as set forth in this rule.
7.2. The board shall [accreditation of a program will be] automatically withdraw[n] accreditation of the program on the day the last student completes curriculum requirements of the program that is closing.

§19-1-8. Reports.
8.1. The nursing education unit shall submit an annual report to the board by September 15 of each year for each nursing program accredited by the board. Data included in this annual report shall be determined by the board, and shall include, but not be limited to, statistical data, faculty data, faculty qualifications information, plans for the next academic year, student enrollment data, faculty workload data and a brief evaluation statement.
8.2. The nursing education unit shall submit a self-study or program evaluation report to the board one month prior to a scheduled on-site visit to the nursing education program. The board shall determine the format and guidelines for the submission of this report.
8.3. The nursing education unit shall notify the board on forms provided by the board at the time any new faculty member is hired by the university, college, or hospital to teach in any accredited nursing program.

9.1. The mission of the nursing education unit shall be clearly stated, periodically reviewed by the governing organization, and consistent with those of the governing organization.
9.2. Implementation through an adequate program.
The nursing education unit shall accomplish its stated goals.

§19-1-10. Organization and administrative control of the nursing education unit.
10.1. The nursing education unit in the governing organization.
10.1.1. Organization of the nursing education unit.
The organization pattern of the nursing education unit shall be comparable to that of other like education units in the governing organization. A chart showing the structure of the nursing education unit shall make a chart showing the structure of the nursing education unit, its relationship to administration, and with other education units available to the board upon request.
10.1.2. Budget of the nursing education unit.
The budget of the nursing education unit shall be part of the budget of the governing organization. The administrator of the nursing education unit is responsible for the preparation, presentation and administration of the budget for the nursing education unit. The budget shall
be [is] adequate to achieve the mission of the nursing education unit.

a. Financial support for faculty, equipment, supplies and services shall be [is] adequate to achieve the outcomes of all nursing programs within the nursing education unit.
b. Secretarial and other support services shall be [are] sufficient to accomplish the goals and expected outcomes of all nursing programs within the nursing education unit.

10.1.3. Administration of the nursing education unit. The nursing education unit shall be administered by a nurse who (a) holds graduate degree with a major in nursing, (b) has five (5) years professional nursing experience, two (2) years of which are [shall be] teaching in a professional nursing program, and (c) holds a license as a registered professional nursing in the state of West Virginia. In addition, qualifications are comparable to those qualifications required of other faculty in the governing organization. The administrator of the nursing education unit is shall be responsible for the following:

a. Providing leadership for faculty and Staff;
b. Developing and maintaining relationships with local, state, regional, and national agencies involved in professional nursing or nursing education;
c. Establishing and maintaining liaison with the central administration and other departments of the governing organization;
d. Preparing and administering the budget;
e. Facilitating faculty development and conducting performance reviews;
f. Recommending faculty for appointment, promotion, tenure and retention; and
g. Notifying [ies] the board of any major change[s] in the nursing education program or its administration.

10.1.4. Agreements with an agency or agencies for clinical practice experiences. There shall be a written agreement between the governing organization and the agency or agencies which provide clinical education experiences for students.

§19-l-12. Students in the nursing education unit.

12.1. The nursing education unit shall base the selection and admission of students on established criteria, and shall determine student enrollment by the clinical and teaching facilities available and by the numbers of nursing faculty.

12.1.1. Requirements for admission.

A high school diploma or general education development (G.E.D.) certificate is required for admission to any nursing education program.

12.1.2. Transfer or readmission of students.

The nursing faculty members shall establish policies for students requesting readmission or admission by transfer from another university, college, or hospital’s nursing education program.

12.2. Student policies.

Policies concerning students shall be [are] clearly stated in the student handbook and/or catalog of the governing organization.

12.3. Liability insurance for students.

Students shall be covered by liability insurance for clinical practice.

12.4. Students shall adhere to the standards for professional conduct as stated in the board’s rule. Standards for Professional Nursing Practice, 19CSR10.
13.1. The curriculum of each nursing education program within the nursing education unit shall be based on the philosophy/mission and goals/outcomes of the nursing education unit.

13.1.1. The curriculum shall incorporate[s] the concepts of nursing process and the standards for nursing practice as defined in the board’s rule, Standards for Professional Nursing.

Clinical assignments shall be [ae] designed to meet the objectives of each nursing course.

13.1.2. Curricula for programs offering the diploma, the associate degree or baccalaureate degree in nursing shall include theory and practice in nursing, encompassing the attainment and maintenance of physical and mental health and the prevention of illness for individuals and groups throughout the life process.

13.2. The nursing courses shall be supported by courses which meet the requirements of the governing organization, including biological, physical and behavioral science courses.

13.3. Major changes in the nursing curriculum or the nursing education pattern. The nursing education unit shall send eight (8) copies of proposed major changes in the curriculum or nursing education pattern of courses currently approved by the board to the board office one month prior to a scheduled board meeting. The nursing education unit shall not effect these changes unless and until it receives board approval. Examples of major changes include but are not limited to:

13.3.1. The total number of credit hours;
13.3.2. The re-distribution of credit hours;
13.3.3. An additional instructional site for the program;
13.3.4. A comprehensive change in philosophy/mission and goals/outcomes;
13.3.5. The addition of new faculty; and
13.3.6. Changes in required cognate (general education) courses.

14.1. The nursing education unit shall provide adequate teaching facilities to accomplish the goals/outcomes of the nursing education program[s]. These shall [will] include well-equipped classrooms, conference rooms, libraries, laboratories and offices for faculty members.

14.2. Comprehensive and current library resources, computer facilities, laboratory and other learning resources shall be available and accessible. The nursing faculty shall have input into the development and provision of learning resources.

14.3. The resources, facilities and services of the governing organization shall be available to and used by the nursing education unit.

14.4. The agencies[ hospitals or other health care facilities] and services utilized for clinical learning experiences shall be adequate in number and kind to meet program goals/outcomes. Preceptors shall [must] have a baccalaureate degree with a major in nursing.

15.1. The nursing education unit shall have an ongoing systematic evaluation of all program components which is used for development, maintenance and revision of the program.

15.2. The evaluation plan shall include measurable outcomes, e.g., licensure examination passage rate, employment patterns, graduation rates and attrition.