

Nursing Practice Advisory Committee (NPAC) Report

Summary of Request:

To review the Nursing Practice Advisory Committee's recommendations regarding the proposed revisions to rules 217.19, Incident-Based Nursing Peer Review and 217.20, Safe Harbor Peer Review for Nurses.

Historical Perspective:

As a result of the 80th Legislative session and the passage of SB 993 the Board charged NPAC, during the July 2007 meeting, with the revision of rules 217.19 and 217.20 relating to incident-based and safe harbor peer review.

NPAC met three times in September and drafted proposed revisions to these rules. The minutes of these meetings and member attendance are attached. During the September 12th meeting, the committee unanimously elected John Crossley, PhD, RN, CNAA as the new chairperson of NPAC. Dr. Crossley is the Chief Nursing Officer at Parkland Memorial Hospital in Dallas, Texas and represents the Texas Nurses Association.

Pros & Cons:

See agenda item 7.3 for pros and cons regarding NPAC's proposed revisions to rules 217.19, Incident-Based Nursing Peer Review and 217.20, Safe Harbor Peer Review for Nurses.

Recommendations:

No Board action on this agenda item; please see agenda item 7.3.

NURSING PRACTICE ADVISORY COMMITTEE

**TEXAS BOARD OF NURSING
AUSTIN, TEXAS**

MINUTES

Wednesday September 12, 2007
9:00am – 3:00pm
333 Guadalupe, Tower 3, Room 102
Austin, Texas

Members Present

Gie Archer, RN, MSN, WHNP
Pam Burke, BSN, RN
John Crossley, PhD, RN, CNA
Michel Dionne-Vahalik, RN, MSN
Kathryn Griffin (Proxy for Jay Norwood)
Rachel Hammon, BSN, RN
Sharon Johnson (Proxy for Elizabeth Sjoberg)
Laura Miller, MSN, RN
Cheryl Waters, BSN, RN
Stephanie Wood, JD, RN

Organization/Representation

Texas Association of Vocational Nurse Educators
Texas School Nurse Organization
Texas Nurses Association
Texas Department of Aging and Disability Services
Texas Department of State Health Services
Texas Association of Home Care
Texas Hospital Association
Texas Organization of Nurse Executives
TX Association of Homes and Services for the Aging
Texas Health and Human Services Commission

Board Member Liaisons

Virginia Campbell, BSN, RN CNOR, CPN

Texas Board of Nursing

Absent

Pamela Brahears, LVN
Thelma Davis, LVN
Jay Norwood, MSN, RN
Beverley Nutall, LVN
Elizabeth Sjoberg, RN, JD

Texas League for Vocational Nurses
Licensed Vocational Nurses Association of Texas
Texas Department of State Health Services
Texas Board of Nursing
Texas Hospital Association

Staff

Denise Benbow, RN, MSN
*Tony Diggs
Melinda Hester, RN, MS
*Dusty Johnston, JD
Carol Marshall, RN, MSN
Joy Sparks, JD
*Mary Beth Thomas, RN, MSN

TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Director of Enforcement
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – General Counsel
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Assistant General Counsel
TX Board of Nursing - Director of Nursing

Guests

Ruthie Benson
Mark Jeffers
Sandie Kienitz
Jim Willmann

Texas Department of Aging and Disability Services
Texas Department of Aging and Disability Services
TX Association of Homes and Services for the Aging
Texas Nurses Association

Recorded by Melinda Hester

Approval Date:

*Present for portions of the meeting

I. CALL TO ORDER

The meeting was called to order at 9:05am by staff Carol Marshall. Members and other attendees introduced themselves. A quorum was established. C. Marshall offered to facilitate the meeting in the morning, while the committee became acquainted. C. Marshall suggested that a committee chairperson be elected during the afternoon portion of the meeting.

Committee Agreed.

Committee Agreed

II. DISCUSSION AND REVISION OF RULE 217.19, INCIDENT-BASED NURSING PEER REVIEW

C. Marshall offered a draft of rule 217.19 to use as a starting point for the committee’s discussion.

Committee Agreed.

C. Marshall suggested that changes be inserted to the draft document during the discussion, utilizing computer/projector equipment, thus allowing for an immediate visualization of the committee’s revisions.

Committee Agreed.

Jim Willmann suggested that the committee carefully consider each rule and allow enough time to address mandated changes to the safe harbor laws.

Pam Burke motioned to accept the good and bad faith definitions as presented by J. Willmann. Rachel Hammon second.

Motion approved unanimously.

The committee discussed and completed the first revisions to the draft of rule 217.19 and requested board staff to insert the last edits and make copies for committee to review during tomorrow’s meeting.

III. ELECTION OF CHAIRPERSON

P. Burke motioned to elect John Crossley as chairperson for NPAC. Laura Miller second.

Motion approved unanimously.

IV. DISCUSSION AND REVISION OF RULE 217.20, SAFE HARBOR PEER REVIEW FOR NURSES

C. Marshall offered a draft of rule 217.20 to use as a starting point for the committee's discussion. The committee discussed and completed the first revisions to the draft of rule 217.20 and requested board staff to insert the last edits and make copies for committee to review during tomorrow's meeting.

V. FUTURE MEETING DATES

The next meeting will be held Thursday September 13, 2007 from 9:00am to 3:00pm.

VI. ADJOURNMENT

The meeting was adjourned at 2:55pm.

Committee Agreed.

NURSING PRACTICE ADVISORY COMMITTEE

**TEXAS BOARD OF NURSING
AUSTIN, TEXAS**

MINUTES

Thursday September 13, 2007
9:00am – 3:00pm
333 Guadalupe, Tower 1, Room 1250-A
Austin, Texas

Members Present

Gie Archer, RN, MSN, WHNP
Pam Burke, BSN, RN
John Crossley, PhD, RN, CNA
Judy Devore, RN, PhD (proxy for Stephanie Wood)
Kathryn Griffin (Proxy for Jay Norwood)
Rachel Hammon, BSN, RN
Laura Miller, MSN, RN
Elizabeth Sjoberg, RN, JD
Cheryl Waters, BSN, RN

Organization/Representation

Texas Association of Vocational Nurse Educators
Texas School Nurse Organization
Texas Nurses Association
Texas Health & Human Services Commission
Texas Department of State Health Services
Texas Association of Home Care
Texas Organization of Nurse Executives
Texas Hospital Association
TX Association of Homes and Services for the Aging

Board Member Liaisons

Virginia Campbell, BSN, RN CNOR, CPN

Texas Board of Nursing

Absent

Pamela Brahears, LVN
Thelma Davis, LVN
Michel Dionne-Vahalik, RN, MSN
Jay Norwood, MSN, RN
Beverley Nutall, LVN
Stephanie Wood, RN, JD

Texas League for Vocational Nurses
Licensed Vocational Nurses Association of Texas
Texas Department of Aging and Disability Services
Texas Department of State Health Services
Texas Board of Nursing
Texas Health & Human Services Commission

Staff

Denise Benbow, RN, MSN
Melinda Hester, RN, MS
*Dusty Johnston, JD
Carol Marshall, RN, MSN
Joy Sparks, JD
*Mary Beth Thomas, RN, MSN

TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – General Counsel
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Assistant General Counsel
TX Board of Nursing - Director of Nursing

Guests

Marcia Bowen
Mark Jeffers
Jim Willmann

Texas Department of Aging and Disability Services
Texas Department of Aging and Disability Services
Texas Nurses Association

Recorded by Melinda Hester
Approval Date:

*Present for portions of the meeting

I. CALL TO ORDER

The meeting was called to order at 9:03am by John Crossley, NPAC chairperson. Members and other attendees introduced themselves. A quorum was established.

II. DISCUSSION AND REVIEW OF PROPOSED DRAFT TO RULE 217.19, INCIDENT-BASED NURSING PEER REVIEW

The committee discussed and completed the second revisions to the draft of rule 217.19 and requested board staff to insert the last edits and make copies for committee to review during the next meeting.

III. DISCUSSION AND REVISION OF THE PROPOSED DRAFT TO RULE 217.20, SAFE HARBOR PEER REVIEW FOR NURSES

The committee discussed and completed the second revisions to the draft of rule 217.20 and requested board staff to insert the last edits and make copies for committee to review during the next meeting.

V. FUTURE MEETING DATES

The next meeting will be held Monday September 17, 2007 from 9:00am to 3:00pm.

VI. ADJOURNMENT

The meeting was adjourned at 3:15pm.

NURSING PRACTICE ADVISORY COMMITTEE

**TEXAS BOARD OF NURSING
AUSTIN, TEXAS**

MINUTES

Thursday September 17, 2007
9:00am – 3:00pm
333 Guadalupe, Tower 2, Room 225
Austin, Texas

Members Present

Pam Burke, BSN, RN
John Crossley, PhD, RN, CNAA
Kathryn Griffin (Proxy for Jay Norwood)
Rachel Hammon, BSN, RN
Laura Miller, MSN, RN
Elizabeth Sjoberg, RN, JD
Vickie Ragsdale, MSN, RN
(Proxy for Cheryl Waters)

Organization/Representation

Texas School Nurse Organization
Texas Nurses Association
Texas Department of State Health Services
Texas Association of Home Care
Texas Organization of Nurse Executives
Texas Hospital Association
TX Assoc. of Homes and Services for the Aging

Absent

Gie Archer, RN, MSN, WHNP
Pamela Brahears, LVN
Virginia Campbell, BSN, RN CNOR, CPN
Thelma Davis, LVN
Michel Dionne-Vahalik, RN, MSN
Jay Norwood, MSN, RN
Beverley Nutall, LVN
Cheryl Waters, BSN, RN
Stephanie Wood, RN, JD

Texas Association of Vocational Nurse Educators
Texas League for Vocational Nurses
Texas Board of Nursing
Licensed Vocational Nurses Association of Texas
Texas Department of Aging and Disability Services
Texas Department of State Health Services
Texas Board of Nursing
TX Association of Homes and Services for the Aging
Texas Health & Human Services Commission

Staff

Denise Benbow, RN, MSN
Melinda Hester, RN, MS
*Dusty Johnston, JD
Carol Marshall, RN, MSN
Joy Sparks, JD

TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – General Counsel
TX Board of Nursing – Nursing Practice Consultant
TX Board of Nursing – Assistant General Counsel

Guests

Marcia Bowen
Jim Willmann

Texas Department of Aging and Disability Services
Texas Nurses Association

Recorded by Melinda Hester
Approval Date:

*Present for portions of the meeting

I. CALL TO ORDER

The meeting was called to order at 9:13am by John Crossley, NPAC chairperson. Members and other attendees introduced themselves. A quorum was established.

II. DISCUSSION AND REVIEW OF PROPOSED DRAFT TO RULE 217.19, INCIDENT-BASED NURSING PEER REVIEW

The committee discussed and completed the third revisions to the draft of rule 217.19 and requested board staff to insert the last edits and e-mail committee the final proposed draft for review prior to the October Board meeting.

III. DISCUSSION AND REVISION OF THE PROPOSED DRAFT TO RULE 217.20, SAFE HARBOR PEER REVIEW FOR NURSES

The committee discussed and completed the third revisions to the draft of rule 217.20 and requested board staff to insert the last edits and e-mail committee the final proposed draft for review prior to the October Board meeting.

V. FUTURE MEETING DATES

To be determined.

VI. ADJOURNMENT

The meeting was adjourned at 3:20pm.