

**BOARD OF NURSING**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor as required by Section 92-7(b), Hawaii Revised Statutes (“HRS”).

Date: Thursday, September 7, 2023

Time: 9:00 a.m.

In-Person Meeting Location: Queen Liliuokalani Conference Room, First Floor  
HRH King Kalakaua Building  
335 Merchant Street  
Honolulu, Hawaii 96813

Virtual: Virtual Videoconference Meeting – Zoom Webinar (use link below)  
<https://dcca-hawaii-gov.zoom.us/j/82220488494>  
Zoom Phone Number: (669) 900 6833  
Meeting ID: 822 2048 8494

Agenda: The agenda was posted on the State electronic calendar as required by HRS section 92-7(b).

Members Present: Carrie Oliveira, Chair  
Karen Boyer, RN, MS, FNP  
Luzviminda Miguel, DNP, MSN Ed., RN  
Sheri Shields-Hanson, MSN, RN  
Bradley Kuo, DNP, APRN, FNP-BC, CARN-AP  
Terrance Aratani, Public Member

Member Excused: Diana Jill Riggs, RN, MSN, Vice Chair  
Benjamin Ramos, RN

Staff Present: Chelsea Fukunaga, EO (“EO Fukunaga”)  
Lee Ann Teshima, Executive Officer (“EO Teshima”)  
Shari Wong, Deputy Attorney General (“DAG”)  
Marc Yoshimura, Secretary

Guests: Laura Reichhardt, Executive Director, Hawai‘i State Center for Nursing  
Sacha Thompson, Hawai‘i State Center for Nursing  
Linda Beechinor, Hawai‘i American Nurses Association  
Jeremy Creekmore, President, Hawai‘i Association of Professional Nurses  
Emily Krump  
Rhoberta Haley  
Pamela Smith

For purposes of this hybrid meeting, the Chair will take roll call of the Board members to establish quorum and for motions that require a vote of the Board members.

Virtual Meeting  
Instructions:

A short video regarding virtual meetings was played for attendees.

The Chair provided information on internet and phone access for today's virtual meeting and announced that today's meeting was being recorded and that the recording will be posted on the Board's web page.

Call to Order:

The Chair took roll call of the Board members.

In accordance with Act 220, SLH 2021, all Board members attending virtually confirmed that they were alone in their nonpublic location.

After taking roll, quorum was established, and the meeting was called to order at 9:10 a.m.

Chair's Report:

**Announcements**

The Chair had no announcements

**Approval of the August 3, 2023 Open Session Meeting Minutes**

The Chair asked If there were any corrections of discussion to the open session minutes of the August 3, 2023 meetings.

There being none, the Chair asked for a motion to approve the open session minutes of the August 3, 2023 meeting.

Upon a motion by Mr. Kuo, seconded by Mr. Aratani, it was voted on unanimously and carried to approve the open session minutes of the August 3, 2023 meeting.

Approval of the August 3, 2023 Executive Session minutes were deferred to the October 5, 2023 meeting.

Executive Officer's  
Report:

**Emergency Proclamation Relating to Wildfires:**

EO Fukunaga stated that the Sixth Proclamation Relating to Wildfires was issued by the Governor on August 9, 2023. The Emergency Proclamation suspends licensure under certain circumstances to allow nurses to practice in the State. More information can be found on the governor's website.

**Amendments to Hawaii Administrative Rules ("HAR") Chapter 89, Relating to Nurses**

EO Teshima announced that she has provided recommended amendments to Hawaii Administrative Rules ("HAR") Chapter 89 for the Board's review. EO Teshima stated that the proposed amendments will amend the current temporary permitting processes. Similar to S.B. 63, which did not pass out of the legislative session earlier this year, the

proposed amendments will require that nurses utilizing the temporary permit to be attached to a health care entity like a health care facility or state agency. To streamline the temporary permit process, EO Teshima noted that the amendments would not require a criminal background check or NPDB report. She added that the onus will be on the employers to conduct the criminal background check and that the required NURSYS report will disclose any disciplinary actions taken in another State. In addition, the amendments would allow for the permit to be valid for 6 months instead of 3 months; this should allow ample time for nurses to obtain permanent licensure should they choose to apply.

EO Teshima asked if there was any comments or questions. EO Teshima added that Dr. Kuo is working on the exclusionary formulary to get the language down.

Ms. Reichhardt asked where on the website will these rules be posted. EO Teshima stated it will be posted on the board's website. After the final draft is approved it will be posted on the board's website.

Mr. Kuo asked if there was anything that the facility needed to do for the application process. EO Teshima replied that it would most likely resemble the Emergency Rules process, requiring a representative from the facility to sign off on the form and provide contact information.

Upon a motion by the Chair, seconded by Ms. Shields-Hanson, it was voted on unanimously carried to approve the proposed amendments to the rules related to temporary permits.

### **Report on the 2023 NCSBN Annual Meeting**

The Chair stated that both she and EO Fukunaga attended the 2023 NCSBN Annual Meeting.

The Chair shared the following topics she found most interesting:

- 1) The projected impacts that artificial intelligence and technology will have on nursing practice and regulation
- 2) Philip Dickson, COO and incumbent CEO for NCSBN, predicted that remote proctoring will be made available by 2025. The Chair noted that this may be helpful on the neighbor islands, where testing sites are limited.
- 3) The Chair commented that there was discussion about a spike in passing scores on the Next Generation NCLEX which contributed to worries about the validity of the exam. Further evaluation of the data found that the spike was due to a drop in pass rates during COVID. The latest spike in the pass rate is similar to the pass rates pre-COVID. The exam data is being monitored with beta testers to verify whether there are any issues with the exam or if there are any problems with the psychometric data.
- 4) A resolution was introduced during the Delegate Assembly to abolish the APRN Compact, citing the introduction and failure to pass the APRN Compact in seven States. Proponents of the resolution stated that the APRN Compact needs to be materially revamped in order to be successfully passed. The resolution did not

- pass and the APRN Compact will remain as currently written.
- 5) The impact that COVID has had on the workforce causing many nurses to burn out and leave or retire early. NCSBN is collecting workforce data to better understand the needs of the current and future workforce. The COVID pandemic exacerbated the need to figure out how to retain, support, provide quality nursing care for an unresolvable nursing shortage.
  - 6) NCSBN also conducted a study about virtual simulation versus live simulation in a clinical environment. The data from the study indicated that the learning outcome was not positive for individuals with a high concentration of virtual simulation in their curriculum. The Chair added that more research needs to be completed on what makes for an effective virtual simulated modality to teach clinical skills and to establish a set of guidelines for future curriculums to be built around.

EO Fukunaga shared the following topics she found most interesting:

- 1) 2023 Board of Directors Panel discussed concerns and insights raised by nursing regulators across the country
  - a. Operation Nightingale
    - i. Defer to individual States as to how the fraud cases would be handled
  - b. Importance of Nurse Regulators Engaging with Legislators
    - i. Ensure that nurse regulators have a seat at the table
    - ii. Educate legislators on nuanced issues
    - iii. Base positions on evidence-based research
  - c. Workforce Shortage
    - i. Data suggests that implementation of LPN programs in high schools did not materially expand nursing workforce
    - ii. Look for alternative ways to expand nursing workforce
  - d. Discipline
    - i. Goal of disciplinary actions is to rehabilitate nurse to emerge stronger and more insightful
    - ii. Discipline should not be punitive and should help nurse to evolve
- 2) Nurse Licensure Compact (NLC)
  - a. Recent amendments were adopted at the past NLC Meeting. Updated language can be found on the NLC's website

The Chair added that the keynote speaker was astronaut Scott Kelly.

### **“Veterinary Nurses”**

EO Fukunaga stated that the board received an inquiry from Sara Federschmidt a veterinarian, who inquired about the use of the term “vet nurse”. EO Fukunaga reported that Dr. Federschmidt, D.V.M. was provided with an excerpt from the Board’s December 5, 2019 meeting, in which the Board previously responded to a similar inquiry.

Dr. Federschmidt, D.V.M. responded in an email that she had additional information that the Board had not heard and would like to be considered to present to the Board.

EO Fukunaga asked if Dr. Federschmidt, D.V.M. was present or anyone that could speak to this matter. There was no response from the attendees.

Reports:

**Hawai'i State Center for Nursing – Laura Reichhardt, Executive Director**

Ms. Reichhardt reported on the following:

- Sacha Thompson is a new member of our Hawaii State Center for Nursing team and will be working in collaboration with the BON to address temporary permits.
- Working to expand our Nurse Residency Program to include transition to practice for specialty nursing roles.
  - This includes support from the Good Jobs grant and partnership with the UH Community Colleges and UH Maui College.
  - Specialty training for nurses, as well as residencies for LTC nurses.
  - Ajay Patel, a MS in Population Health Nursing student who is a graduate assistant that is joining our team.
- Healthcare Provider Barriers to Practice Law Review has been meeting since January 2023.
  - We have reviewed 167 statutes to date, of 528 total statutes identified.
  - Of the recommendations reviewed, the most frequent recommended changes (37%) were no change.
  - The next most frequent recommendation was to amend the statute's language to adopt "provider neutral language" (25.5%).
  - An interim report is in draft form, and we are inviting legislators to attend out next meeting, on Friday.
- The Nurse License Compact Working Group and Study (SCR112) continues to meet every other week since July.
  - The BON EOs and RICO staff have provided wildly informative and extremely helpful presentations that have considerably improved the working groups, and public's understanding of licensure, regulation, and disciplinary action.
  - Meetings are public and our website includes information reviewed in the meeting as well as YouTube videos of each meeting.
- SimHuddle Trans-Pacific conference on October 19-20<sup>th</sup> at the Alohilani Hotel.
  - Preconference actives starting October 18<sup>th</sup>.
  - Collaborative of simulation with experts and educators from Hawaii, California, and Australia.
  - Registration; Google search "CVENT"
  - In person only conference
  - The Hawai'i State Center for Nursing can financially assist outer island nurses that would like to attend this event.
- Deep Dive into Johns Hopkins EBP Tools
  - At the Hyatt Waikiki on November 03.
  - This will be supportive for nursing faculty, clinical educators, and clinicians alike.

**Hawai'i American Nurses Association – Linda Beechinor**

Ms. Beechinor reported on the following:

- Hawaii ANA 4<sup>th</sup> Annual Conference on October 28<sup>th</sup> at the Hawaii Country Club to be live streamed.

- Up to 6 CEU available.
- Keynote speaker is Dr. Kennedy the ANA President.
- VIP Reception with nursing leaders and legislative leaders to get together to meet and greet the ANA president.
- ANA advocacy board, meeting group regarding the NLC.
  - Refocus through the nursing shortage and away from the NLC as a remedy.
  - Emphasize working conditions, retaining the nurses we have, working on banning mandatory overtime, and problems of long-term care for nurses.

EO Teshima wanted to thank Laura Reichhardt and Linda Beechinor for working so smoothly with the board and the fantastic job they are doing.

### **Hawai'i Association of Professional Nurses – Jeremy Creekmore, President**

Mr. Creekmore reported on the following:

- Continuing networking through farm dinners
  - Bringing together APRNs around the State through various social experiences and Pau Hana's
- Planning a small get together at the end of the year during the NP week.
- Trying to plan a small conference next year with a local organization, more to follow.
- Preparing for the next legislative session
  - Likely will be the continuing opposition on the compact licensure.

### Executive Session:

At 9:46 a.m., upon a motion by the Chair, seconded by Mr. Kuo, it was voted on and unanimously carried to move into executive session in accordance with HRS §92-4 and §92-5(a)(1) and (4) "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and to "To consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities." The Board will vote on the applications after coming out of executive session.

At 10:38 a.m., upon a motion by the Chair, seconded by Mr. Kuo, it was voted on and unanimously carried to move out of executive session.

### Applications:

#### **Ratification Lists**

Upon a motion by the Chair, seconded by Ms. Boyer, it was voted on and unanimously carried to approve the following ratification lists:

LPNs, license numbers 20746-20780;  
RNs, license numbers 113648-114371; and  
APRNs and APRNs with prescriptive authority

#### **Applications**

The Chair called for a motion regarding the applications.

Licensed Practical Nurses

Upon a motion by Mr. Kuo, seconded by Mr. Aratani, it was voted on and unanimously carried to approve the following applications:

**Wanita Curry  
Coco Mackey  
Mukeyah Nichols  
Lucy Ombogo**

Registered Nurses

Upon a motion by Mr. Kuo, seconded by Ms. Shields-Hanson, it was voted on and unanimously carried to approve the following applications:

**Amy Banda  
Nicole Canessa  
Jordan Hintze  
Shawn Kowaleski  
Amy Laktash  
Nicole Legere  
Aimee Osborn  
Brandy Reynolds  
Brianna Thompson  
Christine Vasquez**

Upon a motion by Ms. Shields-Hanson, seconded by Mr. Kuo, it was voted on and unanimously carried to defer the following application subject to the receipt of additional information:

**Mary James**

Advanced Practice Registered Nurse

Upon a motion by Mr. Kuo, seconded by Mr. Aratani, it was voted on and unanimously carried to approve the following applications:

**Amy Laktash  
Nicole Legere  
Brandy Reynolds**

Upon a motion by Ms. Shields-Hanson, seconded by Mr. Kuo, it was voted on and unanimously carried to defer the following application subject to the receipt of additional information:

**Mary James**

Delegation

Upon a motion by the Chair, seconded by Mr. Kuo, it was voted on and unanimously carried to delegate to the EO to continue processing an application in which a nurse has a previous conviction of property damage that was the result of a hit-and-run, occurred five years or more prior to the date of application, and there were no injuries.

Next Meeting:           Date:           Thursday, October 5, 2023  
                                  Time:           9:00 a.m.  
                                  In-Person:     Queen Liliuokalani Conference Room  
  King Kalakaua Building, 1st Floor 335 Merchant Street  
  Honolulu, Hawaii 96813  
                                  Virtual:       Zoom Webinar

Adjournment:           With no further business to discuss, the Chair adjourned the meeting at 10:45 a.m.

Taken by:

Reviewed by:

/s/ Marc Yoshimura

/s/ Chelsea Fukunaga

Marc Yoshimura  
Secretary

Chelsea Fukunaga  
Executive Officer

[ X ] Minutes approved as is.

[ ] Minutes approved with changes; see minutes of \_\_\_\_\_