

## **eNLC Commission Meeting Minutes**

Final draft 8/28/17

*August 3, 2017*

*10:00 am—11:30 am*

Minutes prepared by Jim Puente, staff  
Minutes reviewed by Sue Tedford, Chair

### **NLCA MEMBERS PRESENT (24)**

J. Baker, FL  
K. Christianson for S. Evans, ID  
J. Cleghorn, GA  
T. Collett, MT, designee  
G. Damgaard, SD  
J. Douglas, VA  
K. Esquibel, ME  
J. George, NC  
K. Glazier, OK  
P. Johnson, MS  
C. LaBonde, WY  
L. Lund, TN  
D. Mangler, DE, designee  
M. Mayhew, WV PN  
D. Nies, NH  
A. Oertwich, NE  
S. Painter, WV RN  
S. Pfenning, ND  
J. Reyes for K. Weinberg, IA  
J. Ridenour, AZ  
L. Scheidt, MO  
P. Schenk, KY  
S. Tedford, AR  
K. Thomas, TN

### **eNLC COMMISSION MEMBERS ABSENT (3)**

J. Busjahn, UT  
K. Jackson-McCoy, MD  
C. Moody, SC

### **Other (1)**

Rick Masters, eNLC Legal Counsel

### **NCSBN STAFF PRESENT (7)**

Lysette Cooksey, Coordinator, State Advocacy and Legislative Affairs  
Laura Jarosz, Associate, Nursing Regulation  
Nicole Livanos, Associate, State Advocacy and Legislative Affairs  
Jim Puente, Director, NLC  
Nur Rajwany, Chief Officer, IT  
Nancy Spector, Director, Regulatory Innovations  
Elliot Vice, Director, Government Affairs

**1. Declaring Quorum Present / Call to Order**

Interim Chair S. Tedford called the meeting to order at 2:03 pm and declared a quorum present.

**2. Adoption of Consent Agenda**

- a) Identification of Compact Administrators
- b) Draft August 15, 2017 Meeting Agenda

J. Cleghorn made a motion to adopt the consent agenda as presented and P. Schenk seconded. The motion carried.

**3. Draft Commission By-Laws**

- Members reviewed the proposed Commission Bylaws and engaged in discussion with legal counsel R. Masters for clarification.
- Masters confirmed that the name of the Commission agency must mirror the name as it appears in the statute.
- Members decided that a designee may represent a commissioner at a meeting and that the designee is able to vote on behalf of the party state.
- It is the intention of the commission to have an initial election of its Executive Committee as described in attachment F and as permitted by the respective provisions of the Bylaws.
- R. Masters confirmed that issues related to compliance of a party state need not be mentioned in Bylaws as guidance is provided in statute and rules.
- Members decided to remove Article IV of the Bylaws related to Conflict of Interest and on the advice of legal counsel, will implement a policy on Conflict of Interest where it is more appropriate to include the level of detail that was being proposed in this article.
- J. Cleghorn made a motion to adopt the proposed bylaws and to provide legal counsel and staff the authority to make editorial changes and an amendment to include an initial election process and J. Ridenour seconded. The motion carried.

**4. Executive Committee and Elections**

- a) Executive Committee Duties and Time Commitment  
D. Mangler made a motion to approve the document "Executive Committee Duties and Time Commitment" and A. Oertwich seconded. The motion carried.
- b) Nomination and Election Process for Executive Committee  
E. Lund made a motion to approve the process outlined for the initial nominations and elections of the Executive Committee and as an amendment to the proposed Bylaws and J. Douglas seconded. The motion carried.

**5. Emergency Rules to Consider:**

- a) Set Implementation Date in Rule
- b) Rule of Rules
- c) Status of Licenses Issued During the 6-month Transition Period
- d) Grandfathering in the Four NLC States Delayed in Moving Forward

e) Eligibility of Reinstated Licenses for Grandfathering; States that have a Period that is Open to Renew a License Late

- R. Masters commented that NLC Article VIII (k) indicates that a rule meets the threshold of being an emergency only if the rule is needed due to an imminent threat to public health.
- A “rule on rules” does not meet the threshold for emergency.
- Masters reported that it is possible that only the rule related to the implementation date will qualify as an emergency.
- C. LaBonde made a motion to place the emergency rules on the agenda of the August 15, 2017 Commission meeting and J. Douglas seconded. The motion carried.
- Members directed R. Masters to draft emergency rules for review by the Commission at the August 15, 2017 meeting.

**6. Open Discussion/Other Business**

There was no other discussion.

**7. Adjourn**

The meeting adjourned at 12:00 pm central.

DRAFT