

BEFORE THE MINNESOTA

BOARD OF NURSING

In the Matter of
Rasmussen University-Moorhead
Associate Degree Nursing Program

STIPULATION AND CONSENT FOR CORRECTION ORDER

The Rasmussen University-Moorhead (“University”) Associate Degree Nursing Program (“Program”) and the Minnesota Board of Nursing (“Board”) Review Panel (“Review Panel”) agree the above-referenced matter may be resolved without trial of any issue or fact as follows:

I.

JURISDICTION

1. The Minnesota Board of Nursing is authorized pursuant to Minnesota Statutes section 148.251 to approve nursing programs, survey approved programs to determine compliance with Board Rules, and continue or revoke approval based on the determination of compliance or non-compliance.

2. The Program is currently approved by the Board and is subject to the jurisdiction of the Board with respect to the matters referred to in this Stipulation and Consent for Correction Order.

II.

CONFERENCE

3. On April 22, 2025, Mark Alvarez, Program Director; Alexandra Torres, Regional Dean; and Karen Guty, Associate Vice President of Nursing Instruction and Operations, appeared on behalf of the Program at a conference held with a Review Panel to discuss allegations contained in a Notice of Conference dated March 3, 2025. The Review Panel was composed of Jessica Mieke, Lynette How, and Summer Hagy, Board members; Deb Schuhmacher, Director of Education; and JaCinda Downs, Nursing Education Specialist. Erin Farmer, Assistant Attorney General, represented the Review Panel. Henry Helgen III, Esq., represented the Program.

III.
FACTS

4. The parties agree this Stipulation and Consent for Correction Order is based upon the following facts:

a. On January 6, 2025, the Board reviewed the results of the 2024 National Council of Licensure Examination for Registered Nurses (“NCLEX-RN”) for the Program. The Program’s NCLEX-RN annual results showed a first-time success rate of 73.33% for 2024, 43.59% for 2022, and 55.06% for 2023. The Board directed that a survey be conducted due to a first-time success rate of 75% or less for three consecutive years, pursuant to Minnesota Rule 6301.2360, subpart 4.

b. On February 18, 2025, Board staff surveyed the Program and determined the requirements of Minnesota Rule 6301.2340, subpart 3.A(16) were not met. According to Minnesota Rule 6301.2340, subpart 3.A(16), the nursing program must maintain a minimum standard on the practical or professional licensure examination of greater than 75% for candidates from the program who, during any January 1 through December 31 period, wrote the licensing examination for the first time.

c. By letter dated March 25, 2025, the Program responded to the above allegations. The Program acknowledged that its NCLEX-RN first-time success rates were 75% or less for three consecutive calendar years. The Program also admitted to having knowledge of its non-compliance with Minnesota Rule 6301.2340, subpart 3.A(16), upon the Board’s publication of the NCLEX-RN results for the calendar year 2024, which took place prior to and was the cause of the February 18, 2025, survey.

IV.
LAWS

5. The Program recognizes that the information available to the Board as set forth above demonstrates that the Program did not comply with Minnesota Rule 6301.2340, subpart 3.A(16), and allows the Board to take the action described in Section V below.

V.

BOARD ACTION

6. The parties agree the Board may take the following action: The Board hereby issues a **CORRECTION ORDER** to the Program for its failure to comply with Minnesota Rule 6301.2340, subpart 3.A(16). Continuing approval of the Program is hereby contingent upon the Program meeting the following conditions:

a. For ongoing approval, the Program must achieve an annual success rate of greater than 75% for candidates from the Program who write the NCLEX-RN for the first time in the calendar year 2025 as reported in January 2026, and if that is not achieved, must be achieved at the end of the second quarter of 2026 as described below.

1) If the success rate for candidates from the Program who write the NCLEX-RN for the first time rebounds to an annual success rate of greater than 75% at the end of the calendar year 2025, conditional approval of the Program will be removed and full approval restored.

2) If the success rate for candidates from the Program who write the NCLEX-RN for the first time remains at or below an annual success rate of 75% at the end of the calendar year 2025 as reported in January 2026, the Program must achieve a success rate of greater than 75% for the combined first and second quarter 2026 NCLEX-RN results as reported in July 2026.

3) If the Program does not achieve an annual success rate of greater than 75% at the end of calendar year 2025 as reported in January 2026, but then achieves a success rate of greater than 75% for the combined first and second quarter 2026 NCLEX-RN results as reported in July 2026, conditional approval of the Program will be removed and full approval restored.

4) If the Program does not achieve an annual success rate of greater than 75% at the end of calendar year 2025 as reported in January 2026, and the combined first and second quarter success rate for candidates from the Program who write the NCLEX-RN for the first time remains at or below 75% by the time of the reporting of end of second quarter 2026 NCLEX-RN results in July 2026, the Board will follow the procedure outlined in Minnesota Rule 6301.2360, subpart 10.C, for uncorrected deficiencies.

b. While this Stipulation and Consent for Correction Order is in effect, the Program must provide quarterly reports to the Board due by June 30, 2025, September 30, 2025, and December 31, 2025. If the program does not achieve an annual success rate greater than 75% at the end of calendar year 2025, the Program must provide additional quarterly reports to the Board due by March 31, 2026, and June 30, 2026. Each report shall include detailed information, or documentation, addressing the following:

1) Weekly discussions involving program leadership and faculty to include:

a. Review of student performance data and identify all students throughout the program (no names used) demonstrating risk indicators for NCLEX-RN passage;

b. Development, implementation, and documentation of specific actions or interventions designed to address each student's deficiencies;

c. Documentation of student response to actions or interventions;

d. Tracking each at-risk student's progression, updating the intervention plan as necessary based on student responses;

e. Formal meeting minutes that reflect discussion outcomes and specific actions taken and follow up needed.

2) Maintain and submit unofficial tracking of NCLEX-RN results based on students' self-disclosure (no names used), to include:

- a. Date of NCLEX test;
- b. NCLEX outcome (pass/fail);
- c. Interventions or preparatory resources offered by the Program prior to the exam;
- d. Nature and frequency of communication with the student regarding NCLEX preparation;
- e. Usage of data to evaluate the effectiveness of current NCLEX preparation strategies.

VI.

OTHER INFORMATION

7. By consenting to this Stipulation and Consent for Correction Order, the Program waives the contested case hearing before an Administrative Law Judge of the Office of Administrative Hearings related solely to the issuance of this Stipulation and Consent for Correction Order, and all other procedures to which the Program may be entitled under the Minnesota and United States constitutions, statutes, or rules. However, the Program makes no such waiver as it pertains to any other matter regardless of whether the matter arises from the same facts or circumstances.

8. The Program waives any claims against the Board, the Minnesota Attorney General, the State of Minnesota, and their agents, employees, and representatives related to the investigation of the conduct herein or the negotiation or execution of this Stipulation and Consent for Correction Order to the Board.

9. This Stipulation and Consent for Correction Order, the files, records, and proceedings associated with this matter shall constitute the entire record and may be reviewed by the Board in its consideration of this matter.

10. Representatives of the Program have read, understand, and agree to this Stipulation and Consent for Correction Order and have voluntarily signed it.

11. This Stipulation and Consent for Correction Order shall not limit the Board's authority to proceed against the Program by initiating a contested case hearing or by other appropriate means on the basis of any act, conduct, or admission not directly related to the specific facts and circumstances set forth herein.

VII.

NOTICE PURSUANT TO THE MINNESOTA GOVERNMENT DATA PRACTICES ACT

12. Under the Minnesota Government Data Practices Act, Minnesota Statutes chapter 13, information given to the Board following a compliance survey of a nursing education program is classified as public. This information will be used by the Board in evaluating the allegations of lack of compliance with one or more rules made against the program. This Stipulation and Consent for Correction Order, and any subsequent Board action in this matter, are also classified as public data.

13. This Stipulation and Consent for Correction Order contains the entire agreement of the parties, there being no other agreement of any kind, verbal or otherwise, which varies this stipulation.

CONSENT:

RASMUSSEN UNIVERSITY-MOORHEAD
ASSOCIATE DEGREE NURSING PROGRAM



MARK ALVAREZ
Representative of the Program

Dated: May 29 , 2025

BOARD OF NURSING
REVIEW PANEL



JESSICA MIEHE
Presiding Board Member

Dated: June 5 , 2025

ORDER

Upon consideration of this Stipulation, the Board issues the Program a **CORRECTION**
ORDER and adopts all of the terms described above on this 5th day of
June, 2025.

MINNESOTA BOARD OF NURSING



CAREN GAYTKO
Executive Director