

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING

THE ATWOOD BUILDING
550 WEST 7th AVENUE, SUITE 102
ANCHORAGE, AK
BOARD OF NURSING
MEETING MINUTES

May 3 through May 5, 2017

By authority of AS 08.01.070(2) and in compliance with the professions of AS 44.62, Article 6, a meeting of the Board of Nursing was held in the Atwood Building, 1st Floor, Conference Room 102, in Anchorage, Alaska

Wednesday, May 3, 2017

CALL TO ORDER

Called the meeting to order at 9:00 am

ROLL CALL

Those present, constituting a quorum were:

- Sharyl Toscano, PhD, MS, BS, RN-CPN, Chair, Anchorage
- Wendy Thon, MSN, APRN, FNP-C, FAANP, Vice Chair, Eagle River
- Jennifer Stukekey, LPN, Secretary, Wasilla
- Julie Gillette, Public Member, Fairbanks
- Joseph Lefleur, MSN, EdD, RN

Staff present from the Division of Corporations, Business and Professional Licensing:

- Gail Bernth, APRN, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

Let the record reflect that we are missing individuals to fill two seats on the Alaska Board of Nursing; a RN and a public member.

The Board introduced itself. Five members were present.

Guests present at various times include:

- Laura Sarcone, representing APRN Alliance
- Beth Farnstrom, representing AaNA
- Roxanne Lefleur, RN
- Al Kennedy, Senior Investigator for the department
- Patricia Reynaga, representing Providence Hospital
- Kelly St. John, APRN
- Jessica Harrison, APRN
- Melanie Walker, APRN, CRNA
- Terra Colegrove
- April Erickson, CRNA
- David Kwiatdme, AKANNA President
- Kim Culross, Corrections, telephonically
- Randi Hall RN, telephonically
- Sara Chambers, Deputy Director, telephonically

Motion to accept the agenda

On a motion duly made by Julie Gillette, seconded by Wendy Thon APRN and carried with 5 ayes it was

RESOLVED to accept the Board of Nursing Agenda

Ethics Disclosures: Sharyl Toscano, Chair has 2 disclosures for NCSBN travel and lodging paid for by NCSBN

Agenda Item 1 Division Update- Sara Chambers

Revenue stable at the end of the 3rd quarter. Ms. Chambers explained the Schedule of Revenues and Expenditures with the BON. As we close out FY 17 and move to FY 18 the fees need to be looked at and decide whether to increase fees or have them remain the same. Online application development fees are disbursed evenly through all the state boards.

Agenda Item 2 Board Orientation with Investigations- Al Kennedy
Process: applications, yes answers, complaints

Mr. Kennedy reviewed the investigative process with the BON. Investigations is a complaint driven process guided by an investigation tree explaining step-by-step processes.

Agenda Item 3 Board Orientation with Investigations – Al Kennedy continued
Ex-Parte Communication, Letters of Advisement, ALI Process

Mr. Kennedy explained ex-parte communication with the BON and gave examples to the BON regarding situations a board member may come in contact with outside of BON meetings.

Mr. Kennedy reviewed letters of advisement with the BON and how the BON member participates in generating that letter. The Chair expressed concern that the Board of Nursing is not aware of the letters of advisement that are issued.

Let the record reflect that the Board of Nursing had a 15-minute break from 10:30 am to 10:47 a.m.

Let the record reflect that the Board of Nursing is back in session at 10:47 am

Agenda Item 4 Question: Acute Care Certification- Kelly St. John ACNP
Acute Care Certification says see BON and we say see certification Age
13, Age 16, Age 18

Ms. St. John is looking for clarification as to what age is an adult. It is not defined by the AK BON. She is looking for a board recommendation to define the age of "adult". Possibly develop and advisory opinion. What does the BON call a "young adult" in age? Tabled until public comment is heard and the Board may develop an Advisory Opinion in the future.

Agenda Item 5 Scope of Practice- CRNA Jessica Harrison and Melanie Walker
CRNA Botox Expanded Scope
RN Botox Expanded Scope- RN Randi Hall

Asking if CRNA's can administer Botox? Is it within scope of practice? Botox is used for pain management or migraines per the presenters report. Discussion occurred regarding the prescribing and administering of Botox is not within the traditional role of a nurse anesthetist. BON recommends a seeking a legal opinion on the CRNA topic of administering Botox in a non-pain management setting. BON recommends filling out an Expanded Scope of practice filed by the CRNA's seeking to add this practice to the CRNA scope of practice.

Randi Hall RN is asking: Can an RN administer Botox and filers under a physician? As of today, it is not allowed. Randi Hall RN feedback: fill out an expanded scope of practice clearly defining the role in Botox administration.

No final decisions were made.

Agenda Item 6 Cordova Community Center is requesting RN's to do x-rays in an
emergency and when an x-ray technician is not available – Kevin Byrd

Mr. Byrd, an x-Ray technician, is proposing RN's have the ability to do chest and extremity x-rays in Cordova, AK.

BON requests that Mr. Byrd review the programs that are already approved by the Alaska Board of Nursing and re-submit his request to the Board Nursing.

Table the decision until after Mr. Byrd submits limited scope specific packet. The packet needs to include a policy and procedure specific to RNs taking x-rays, a checklist of what

the RN needs to demonstrate, and letters of support from RNs.

Let the record reflect that the Alaska Board of Nursing recessed for lunch at 12:06 pm and returned at 1:06 pm.

Let the record reflect that it is 1:06 pm and the Alaska Board of Nursing is in session. All five members were present, executive administrator and licensing personnel.

Agenda Item 7 NCSBN Mid-Year Report- Sharyl Toscano, Chair
Meeting Highlight
Next Gen NCLEX
NCSBN Expanded Membership

Sharyl Toscano, Chair and Gail Bernth, EA attended the NCSBN midyear meeting. CEU's are available for NCSBN 101. Free access to substance abuse courses through NCSBN. The BON has to vote for NCSBN expanded membership. The AK BON has two votes for this topic. Additional guidelines for simulation guidelines for model rules will be coming from NCSBN. The Board will possibly need to readdress this later.

Next Generation NCLEX, emphasizing critical thinking, some animation throughout the tests. The new NCLEX has a possible roll out date of 2020 or 2021.

NCSBN mid-term meeting focused on the opioid epidemic. Experts emphasize the importance of drug testing.

Agenda Item 8 Final Regulation Review in proper format

Temporary permit regulations:

- requirement for employment verification remove "on a form provided by the department"
- Add (E)
- Repeal "reference letter" request verification of employment
- Temporary permits issued pending NCLEX results are unable to be repealed because of statute.

APRN Regulations

- Delete 7 & 8 under 12.AAC 44.380 to comply with APRN Consensus Model

Adding regulations regarding SB 74

12AAC44.620(c) need to define family and include same sex or opposite sex domestic partners

12 AAC 44.770(9) need to define family and include same sex or opposite sex domestic partners

12 AAC 44.770 (37) leave as is

12 AAC 44.770 (38) leave to public comment

12 AAC 44.770 (9)(c) include under CNA regulations

12AAC44.996(i) leave as is and add any unlicensed assisted personnel
12AAC44.870(30)

On a motion duly made by Julie Gillette and seconded by Jennifer Stukey, and carried with 4 ayes it was

RESOLVED that the Board of Nursing State of Alaska to accept the proposed regulations as written with the following amendments to 12AAC44.320(b)(1), 12AAC44.380(b), 12AAC44.620(c), 12AAC44.770(9)(c), 12AAC44.870(30), 12AAC44.966(i)

Agenda Item 9 2018 Regulation project- telemedicine and opioids

The Board decided to leave the current advisory opinion related to telemedicine and opioids in place and revisit a possible regulation project in the future.

Agenda Item 10 Retired Nurse license application and checklist

On a motion duly made by Wendy Thon, MSN, APRN and seconded by Joe Lefleur, EdD, RN and carried with 4 ayes, Sharyl Toscano, Chair, abstained it was

RESOLVED to accept the retired nurse application and checklist.

Agenda Item 11 Refresher Courses

Table item until tomorrow for research by Joe Lefleur, EdD, Nurse Educator member. Looked at ID and WY who are issuing temporary permits for clinical hours after the didactic is completed. Consider finding an online program that the board sees fit and have a consent agreement to complete clinical hours. It may be extremely difficult to fine employers to allow them to work in their facility.

Currently the board of nursing has a requirement for clinical hours in acceptable refresher courses.

Public testimony members provided guidance in the community as to how in person clinical hours may operate in the state.

On a motion duly made by Joe Lefleur and seconded by Wendy Thon and carried with 4 ayes it was

RESOLVED that the Alaska Board of Nursing approve the following RN refresher courses to be added to the list of approved programs: North Dakota, PHES, and University of Delaware

Let the record reflect that the Alaska State Board of Nursing took a break at 2:45 pm and returned at 3:00 pm.

Let the record reflect that the Alaska State Board of Nursing was back in session at 3:00 pm, five members are present along with the Executive Administrator and Licensing personnel.

Agenda Item 12 HB 90 and SB 79

HB 90 letter of opposition to be written by Julie Gillette and Sharyl Toscano and be placed onto BON letterhead.

On a motion duly made by Julie Gillette, seconded by Sharyl Toscano, and carried with 4 ayes it was

RESOLVED that the Board of Nursing for Alaska opposes House Bill 90 “an act relating to occupational licensing fees”

SB 79 Sharyl Toscano, Chair was concerned with added fees to CNA’s, LPN’s, and RN’s. Upon doing research on the current SB 79 the language was edited in SB 79 to remove fees from CNA’s, LPN’s and RN’s. BON will continue to monitor legislation.

Agenda Item 13 Census Survey Request

Gail Bernth, EA is inquiring about the census bureau survey that would like to obtain information from NCSBN. Ms. Bernth is bringing it to the Board of Nursing to approve or deny releasing the information.

Board Consensus approved Gail Bernth to release information to the census bureau.

Agenda Item 14 Write Annual report- Sharyl Toscano, Chair

Accomplishments were drafted to include:

- Advisory Opinions were revised obsolete opinions were deleted.
- Regulation language replaced ANP with APRN. Nursing Regulations were revised and updated.
- The Alaska Governor signed SB 53 at the AK BON meeting.
- LPN scope of practice was updated.
- Conscious sedation advisory opinion was updated to reflect the removal of Ketamine and Propofol.
- Reviewed opioid prescribing regulations.
- Still actively participating in CORE and reviewed the 3 CORE reports from NCBSN

The Board met in person 4 times and 1 teleconference during FY 2017.

Concerns:

Disappointed the Board is not traveling to the licensed professionals, this pushes additional costs onto the licensee. Juneau is important for the BON to meet while the legislature is in session and we prefer to go to Fairbanks in the fall.

Education: Annual reports from the nursing schools are lengthy. Sharyl Toscano, Chair would like to develop a template for the nursing schools to complete reports.

Recommendations:

- Develop telemedicine regulations based on current advisory
- Chair is trying to improve communication between the BON and practicing nurses, reaching out, attending events, making herself available to the public for comments or questions
- Logic Model reviewed and update the goals, objectives, and time frames
- Regulation Project: Move current telehealth advisory opinions into regulations, looking at non-disciplinary options for non-completion of CEU's.
- Guiding Principles reviewed and will remain the same except the fiscal year is to be current.

Gail Bernth, EA will make the changes in the document template, add the budget material and would like a review prior to sending in the report. The Board Chair Toscano will review the report prior to it being submitted.

A Motion duly made by Joe Lefleur, EdD, RN, and seconded by Wendy Thon, MSN, APRN and carried with 4 ayes it was

RESOLVED to recess until Thursday May 4, 2017 at 9:00 am

Let the record reflect that the time is 4:00 pm and the Alaska Board of Nursing is in recess until 9:00 a.m. May 4, 2017

Thursday, May 4, 2017

CALL TO ORDER

Called the meeting to order at 9:05 am

ROLL CALL

Those present, constituting a quorum were:

- Sharyl Toscano, PhD, MS, RN-CPN, Chair, Anchorage
- Wendy Thon, MSN, APRN, FNP-C, FAANP, Vice Chair, Eagle River
- Julie Gillette, Public Member, Fairbanks
- Joe Lefleur, MSN, EdD, RN Educator member

Excused Absence: Jennifer Stuke LPN, Secretary

Staff present from the Division of Corporations, Business and Professional Licensing:

- Gail Bernth, ANP, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

The Board introduced itself. Four members were present, 2 positions are vacant.

Agenda Modifications: Item 12 & 13 were covered yesterday and removed from today's agenda. Item 12 added to update refresher course list and Item 13 to work on the annual report.

Motion to move into Executive session

On a motion duly made by Wendy Thon, seconded by Julie Gillette, and carried with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing applications and discussing matters that tend to prejudice the reputation and character of any person. The applicant has requested the discussion not be held in public. Board staff members are to remain during session.

Let the record reflect that the Alaska State Board of Nursing entered into Executive Session at 9:05 a.m. The door was locked and only board of nursing members and board staff members are present in the room.

Jennifer Stukey LPN, Secretary joined the Board of Nursing Meeting at 10:00 a.m.

Let the record reflect that the Board of Nursing moved out of executive session at 1:03 pm.
Let the record reflect that the Board of Nursing recessed for lunch from 1:03 pm -2:00 pm
Let the record reflect that the Board of Nursing returned from lunch at 2 p.m. with all 5 members present and board staff.

Application review of Amber Leatham CNA 117401

On a motion duly made by Julie Gillette , seconded by Joe Lefleur, and carried with 4 ayes, the Alaska Board of Nursing

RESOLVED to accept Amber Leatham certified nurse assistant [117401] upon entering an agreement with the Department of CED, Division of professional

licensing with the following terms: 5 year consent agreement with 20 months stayed, continue with AA program, random urine drug screens 2 times per month at Ms. Leatham's cost, substance abuse counseling, self-evaluation and employer quarterly reports.

Statute AS 08.68.334 (2) and regulations: 12AAC44.870(8)

Application review of Lydia Quinn NUAA 10105

On a motion duly made by [Julie Gillette], seconded by [Jennifer Stukey], and carried with 4 ayes the Alaska Board of Nursing

RESOLVED to deny the license application reinstatement of Lydia Quinn NUAA 10105.

Statute AS 08.68.334(2) and 12AAC44.705(a)(16)

Application review of John Schultz, RN 120826

On a motion duly made by Julie Gillette, seconded by Joe Lefleur, and carried with 4 ayes

RESOLVED to accept the RN license by examination application of John Schultz, NURR 120826. Upon passing the NCLEX exam he is to enter into a consent agreement with the Department of CED, Division of professional licensing with the following terms: standard 5 year consent agreement with 1 year stayed.

Statute AS 08.68.100(5), AS 08.68.270(3), and 12 AAC 44.740

Application review of Whitney Miller, NURU 1474- Adding population focus

On a motion duly made by Julie Gillette, seconded by Joe Lefleur carried with 4 ayes it is

RESOLVED that the Board of Nursing to accept the license application of Whitney Miller NURU 1474 for adding FNP to her credentials.

On a motion duly made by Jennifer Stukey and seconded by Wendy Thon and carried with 4 ayes, it was

RESOLVED that the Board of Nursing in the matter of R.B. that absent of proof of state residence or presence the Board of Nursing recommends that the information in NURSYS be removed.

On a motion duly made by Julie Gillette and seconded by Wendy Thon and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Non-Disciplinary Settlement Agreement and Proposed Decision and Order, OAH No. 17-0084-NUR (agency Reference No 2016-000776) regarding Brittany Wall, license NURR38647, adopts the Non-Disciplinary Settlement Agreement and Decision and Order in this matter.

This Non-Disciplinary Settlement Agreement takes effect immediately upon signature of this order in accordance with the approval of the Board of Nursing. The Division may enforce the non-Disciplinary Settlement Agreement without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Non-Disciplinary Settlement Agreement

On a motion duly made by Julie Gillette and seconded by Wendy Thon and carried unanimously with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order under Case # 2016-001376, in the matter of LORENZA LEAVITT, certified nurse's aide certificate 11653, adopts this Consent Agreement, Decision and Order in this matter.

This Consent Agreement, Decision, and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Wendy Thon and seconded by Julie Gillette and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement, proposed Decision and Order under Case #2011-001046, TINAI D. LEIATAUA, Certified Nurse's Aide certificate 11625, adopts this Consent Agreement and Decision and Order in this matter with the following amendment to stay the \$500 fine.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Joe Lefleur and seconded by Wendy Thon and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and proposed Decision and Order, in Case # 2016-001064, regarding DANIEL R. WILLARD, Alaska Nursing License #NURP 5269, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2017-000355, ALYSON RAMSTAD, applicant for Registered Nurse license 119300, adopts the Consent Agreement, Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order under Case # 2015-001401, in the matter of PAUL SCHMAUSS, Registered Nurse license 5111, adopts this Consent Agreement, Decision and Order in this matter.

This Consent Agreement, Decision, and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Joe Lefleur and seconded by Wendy Thon and carried unanimously with 4 ayes, Julie Gillette abstained it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, in Case # 2017-000116, regarding Kimberly A. Schrack, Alaska Registered Nurse license NURR32946, adopts this Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, in Case #2016-001134, regarding VIRGINIA WERTHWEIN, Alaska Nursing License number NUR 11749, adopts this Consent Agreement, Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Julie Gillette and seconded by Wendy Thon and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, in Case #2016-000914, regarding KATIE R. HALSEY, Alaska Nursing License #NURU 1495 adopts the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Board of nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, in Case # 2016-001442, regarding ZAN M. WHITMAN, Alaska Registered Nurse license number 102760, and Advanced Nurse Practitioner authorization number 102761, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Jennifer Stukey and seconded by Julie Gillette and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the license surrender, Case #2016-001341, David Eshbaugh, License #NURP5688, adopt the license surrender in this matter.

This license surrender takes effect immediately upon signature of this Order in accordance with the approval of the Board.

On a motion duly made by Julie Gillette and seconded by Wendy Thon and carried unanimously with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing having examined the Voluntary Surrender of Practical Nurse License, in the matter of Robert A Injaychock, Practical Nurse License No. NURP 7082, Case number 2017-000235 hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Julie Gillette and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, under Case # [2017-000050, regarding MELIA L. LINDEKE, Alaska Nursing License #NURR34255, adopts this Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending the Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Julie Gillette and seconded by Wendy Thon, and carried with 4 ayes, it was

RESOLVED to allow Zingre Perry to toll the duration of probation while attending school in Texas.

Public Testimony

Guests present include:

- Laura Sarcone CNM for APRN Alliance
- Beth Farnstrom RN for AaNA
- Terra Colegrove RN,
- Marcus Murchison RN
- Tonia Murchison
- Pat Reynaga RN for Providence Hospital
- Dennis Murray, ASHNA
- Derrick Ervin
- Nancy Edtl RN, School nurse

Ms. Sarcone CNM expressed her personal opinion that the board should consider the advisory opinion that was discussed about defining a pediatric age of 18. She felt that using under age 18 to define pediatrics may have unintended consequences.

Ms. Colegrove RN expressing her opinion regarding HB 90, saying thank you for the letter written in opposition to the legislature.

Mr. Marcus Murchison RN expressing interest in developing a practical nurse program in the state. Asking the board to consider minimum general requirements 1 year experience for the Bachelor program. Proposing himself to have the ability to teach a practical nurse program with a bachelor degree and additional experience. Referring to 12AAC 44.060 (d) requires master degree to teach.

Ms. Farnstrom RN expressing concern about the \$165 fee for a retired nurse license. She thanked the board for opposing HB 90. She requested speaking louder for phone participants.

Ms. Reynaga explained how Providence Hospital provides onsite in person clinicals for people seeking refresher courses.

Dennis Murray ASHNA further explained refresher courses and how they are applied in the state for in person clinics.

Let the record reflect that it is 3:00 pm and public testimony has concluded.
Let the record reflect that the board of nursing was on break until 3:15 pm.

Let the record reflect at 3:15 pm -the Alaska Board of Nursing was back in session.

Agenda Item 15 LPN in school setting- Nancy Edtl in person and Laurie Schneider from Fairbanks on the phone.

Ms. Edtl presented the School Health Nursing Advisory Committee (SHNAC) proposal to the regarding the role of LPN's in the school setting. She reported on the plan the school nurses developed for use of the LPN in the school setting. RN supervisors assist with day to day tasks, list of what LPN/RN does in their respective roles and skill sets in the school setting, defined assessments in the school setting, defined health topics LPNs can teach, RNs to teach more in depth classes. Reviewed training and supervision related to student records. RN's will be providing supervision to LPN's in schools. Emphasized communication to be verbal at most times. LPN would be referred to as the assistant school nurse.

On a motion duly made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing adopts the School Health Nursing Advisory Committee (SHNAC) Proposal regarding the role of LPN's in the school setting with the correction that monthly supervision needs to include chart reviews and that LPN's can perform TB skin tests.

Let the record reflect that the time is 4:29 pm and the Alaska Board of Nursing recessed until 9:00 am May 5, 2017.

Friday, May 5, 2017

CALL TO ORDER

Let the record reflect that the board of nursing meeting was called to order at: 9:00 am

ROLL CALL

Those present, constituting a quorum were:

- Sharyl Toscano, PhD, MS, RN-CPN, Chair, Anchorage
- Wendy Thon, MSN, APRN, FNP-C, FAANP, Vice Chair, Eagle River
- Jennifer Stukey, LPN, Secretary, Wasilla
- Julie Gillette, Public Member, Fairbanks
- Joe Lefleur, MSN, Ed, RN Educator member

Staff present from the Division of Corporations, Business and Professional Licensing:

- Gail Bernth, APRN, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

The Board introduced itself. All members were present. (2 vacant seats)

Guests present in the room:

- Laura Sarcone, CNM for APRN Alliance
- Pat Reynaga, RN Providence
- Beth Farnstrom, RN AaNA
- Dennis Murray, ASHNA telephonically

On a motion duly made by Julie Gillette, seconded by Wendy Thon and carried with 4 ayes it was

RESOLVED to accept the Board of Nursing Agenda for Friday May 5, 2017.

Letter to the legislature regarding SB 90 was read into the record by Julie Gillette and revised by the Board of Nursing. The letter will be sent out today by board members.

Board of Nursing is in Public Testimony Session.

Beth Farnstrom RN gave some history on fines and added expenses related to fines. Beth Farnstrom RN provided public testimony on behalf of the AK Nurses Association regarding nurses and personal time and advised the board not to infringe on personal time. Beth Farnstrom RN feels adding single sentinel events to the discipline matrix is not within the board of nursing jurisdiction.

Laura Sarcone "feels any nurse that forgets to renew her license is derelict of her duties, licensing is emphasized all throughout school and training."

Pat Reynaga RN provides public testimony regarding employer actions and lapsed nurses' licenses.

Agenda Item 16 Drug Testing- Al Kennedy

Mr. Kennedy explained the drug testing process and how investigation complies with Alaska statutes. Mr. Kennedy reviewed single sentinel events and would like clarification from the board on what it means to the Board of Nursing. Mr. Kennedy reports that the board can still

take action under unprofessional conduct if a sentinel event involves controlled substances. If it is a violation of a state or federal law and the nurse does not have to be at work. Mr. Kennedy's opinion is that looking at just a substance abuse assessment is like tunnel vision and recommends looking at the bigger picture.

Mr. Kennedy is working on language for the nurse who signs a Consent Agreement that after it is signed, the nurse cannot request to revisit the issue in the future.

Julie Gillette, through the Chair, inquired about the legality of the marijuana law and Mr. Kennedy reported that the federal government has said they will not override state law. As employers or the board of nursing we can still require no use of marijuana. Mr. Kennedy emphasized that public safety comes first.

Julie Gillette asked Mr. Kennedy if we should be considering the "Sober Link" information. Mr. Kennedy said it may be a more cost effective mechanism and will lessen time for the nurse in providing urine drug screens.

Agenda Item 17 Discipline Matrix Review

Fines for violations of not reporting crimes were discussed. Lisa Maroney provided history of licensing and grace periods relating to lapsed licenses.

Reviewed 5 year Consent Agreement regarding substance abuse or addiction versus a single sentinel event.

The Board looked at different matrixes for feedback and ideas to improve the Alaska Board of Nursing Discipline matrix. Under consideration is North Carolina's "non-reportable events" to the AK BON Discipline Matrix. The board looked at "At Risk" behavior guidelines. Joe Lefleur and Wendy Thon offered to work on developing additional guidelines for the AK BON Discipline Matrix.

Let the record reflect the Board took a break from 10:00 am to 10:16 am

Agenda Item 18 APRN Alliance Update

Tracey Weiss is here to give a report on the APRN Alliance. The Alliance is currently working on obtaining 501C3 non-profit status. They are focusing on monitoring the regulations as they come out. A legislative fly in done in March to advocate and bring awareness to APRN issues with the legislators. The APRN Alliance meets monthly or every other month. Ms. Weiss would like to discuss scope of practice issues with the BON. Ms. Weiss reported that there are some lingering concerns about how the scope of practice regulations are being interpreted by Alaskan APRNs. Chair Toscano shared the LACE document with Ms. Weiss. The Alliance suggests to have more detail in the regulations regarding scope of practice. National

Professional Standards recognized by the BON may be too general. APRN Alliance would like to maintain consistency with consensus models.

Agenda Item 19 UAA Nursing Education Initiatives Discussion- Marianne Murray

As of July 1, 2017, Ms. Murray will be the new Director of Nursing at the University of Alaska. Ms. Murray reviewed the UAA high priority initiatives, streamlining nursing education and increase the diversity of the nursing population. A grant was written to hire an academic advisor to assist with pre-nursing student coordination. She provided outcomes and progress on clinical sites and simulation. UAA- School of Nursing would like to increase the number of faculty to increase the number of students and improve collaboration with healthcare partners.

**Agenda Item 20 Licensing reports- Lisa Maroney
NCLEX results**

RN active license 12, 120

LPN active license 771

APRN active license 950

CRNA active license 167

Nursing programs pass rate of NCLEX is above 90% in the state.

Request to Chair Toscano, by Julie Gillette, to make an agenda change to ask Sandi Fredrickson to present early.

Let the record reflect the Alaska Board of Nursing recessed for lunch 11:35 am to 1:00 pm

Let the record reflect that the Alaska Board of Nursing reconvened at 1:01 pm

All board members present (2 vacant positions)

Guests Present:

- Merrienne Murray UAA
- Pat Reynaga Providence Hospital
- Beth Farnstrom AK Nurses Association
- Laura Sarcone APRN Alliance
- Tracey Weiss APRN Alliance

**Agenda Item 21 CNA Statistical reports- Sandi Fredrickson
CNA Training site visit reports
Nurse Consultant report**

Exam results are done by FY. Pass rates are improving throughout the state.

- Alaska Job Corp hired a new RN to teach CNA courses. Recommended to continue approval

- Chugiak-ER Senior Center has an unannounced site visit and it is recommended to continue with approval
- ASD/KCC Anchorage: Recommend 2-year approval. Pass rate 83%
- Kodiak Community College: Recommend 2-year approval.
- UAF Northwest Campus, Nome: Recommend a 2-year approval. Pass rate 100%
- PWSCC, Cordova: Recommend 2-year approval. Pass rate 100%
- Bethel: Recommend 2-year approval. 91% pass rate
- UAS Juneau: Recommend 2-year approval. 100% pass rate
- UAS Ketchikan: Recommend 2-year approval. Pass rate 83%. We will continue to closely monitor.
- UAS Sitka: Recommend 2-year approval. Pass rate 93%
- Petersburg Medical Center: Recommend 2-year approval. Pass rate: 100%. The high school in Petersburg has received a grant for a CNA program to be offered to seniors. The students are doing well.
- Wrangell Medical Center: Recommend 2 year approval. 60% pass rate we will continue to monitor closely. A letter of concern was sent regarding their pass rate in 2016.
- Providence Extended Care received a waiver to remain as a clinical training site from HSS. A site visit was made and it is recommended for PECC to continue as a clinical training site.

The state of Alaska is in compliance with the federal government requirement for sites visits.

On a motion duly made by [Julie Gillette] and seconded by [Joe Lefleur] and carried unanimously with [4] ayes, it was

RESOLVED that the Alaska Board of Nursing, move to approve the following CNA programs for two years: Chugiak Eagle river Senior Center, King Career Center, Anchorage School District, Kodiak Community College and Providence Kodiak Island Medical Center, Norton Sound Health Corporation/UAF Northwest Campus and Qu yana Care Center, Providence Extended Care Center (PECC), UAF Kuskokwim Campus and Yuut-Elitnaurviat Center Bethel, UAS Juneau, UAS Ketchikan Campus, UAS Sitka Campus, Petersburg Medical Center, Wrangell Medical Center and PWSCC-Cordova Medical Center.

Let the record reflect that the Alaska Board of Nursing recessed 15 minutes 2:00 pm to 2:15 pm

Let the record reflect that the Alaska Board of Nursing reconvened at 2:15 pm

**Agenda Item 22 NCSBN Correspondence- Sharyl Toscano. Chair
Board of Director report
CORE FY 2016 Aggregate report**

CORE Aggregate is a NCSBN driven group to collect data about regulatory excellence. Data may be difficult to obtain as it comes from different departments. CORE is re-evaluating some of the questions and definitions to mainstream answers across the country. Alaska nurses scored higher than the national average on differentiating roles between the board of nursing and professional associations. Alaska BON is an umbrella board. Umbrella board definitions are different across the states. Board Chair Sharyl Toscano reports that in the future we need to look at how to share reports with other associations. Wendy Thon commented on the CORE report and thought it was interesting between the nurses rating their selves at a higher percent of preparedness versus the employer-rating nurse's preparedness.

HB 159

Julie Gillette briefed the BON on HB 159, the opioid prescribing bill. APRN's will need 2 hours of CEU in pain management and opioid addiction if they hold a DEA registration number. BON will need to do regulation changes if HB 159 passes. APRN Alliance represented by Laura Sarcone, CMN reported that the APRN Alliance is opposed to the continuing education piece of the bill. If it passes, the continuing education requirement will take effect July 2019 and the PDMP data base takes effect immediately.

Board Business Meeting Planning- Sharyl Toscano, Chair

Agenda for August meeting

Meeting evaluation

Task List

August Agenda Items:

NCSBN David Benton CEO will be attending.

Review URL and application "yes" answer questions

Focus on telehealth changes to regs

Discipline Matrix from Joe Lefleur and Wendy Thon

Meeting Evaluations and board member self-evaluations were completed by the Alaska Board of Nursing Members

On a motion duly made by Julie Gillette, seconded by Wendy Thon APRN, and carried with 4 ayes, it was

RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(d)(1), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion. Board staff members were not to remain during session.

The Board of Nursing entered executive session at 2:36 p.m. Let the record reflect that the Board of Nursing moved out of executive session at 2:54 pm The Executive Administrator evaluation was completed.

Let the record reflect that the Board Chair signed the original documents.
Let the record reflect there were no Ex-Parte communications during the discussion of these orders.

On a motion duly made by [Joe Lefleur] and seconded by [Julie Gillette] and carried with [4] ayes it was

RESOLVED that the Alaska Board of Nursing Adjourn until August 2, 3, 4, 2017 in Anchorage.

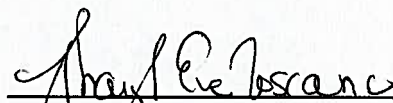
Meeting adjourned at 2:55 pm.

Respectfully submitted,



Gail Bernth, ANP
Executive Administrator
Alaska Board of Nursing

Approved:



Sharyl Toscano, PhD, MS, RN-CPN, Chair
Alaska Board of Nursing

Date: May 16, 2017