

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

Atwood Building  
550 West Seventh Ave. Room 1270  
Anchorage, AK

BOARD OF NURSING

Board of Nursing Minutes  
May 7, 8, 9, 2018

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 550 W. 7<sup>th</sup> Ave., Ste. 1500 Anchorage, AK 99501

**Monday May 7, 2018**

**CALL TO ORDER**

Called the meeting to order at 9:13

**Agenda Item 1**

**Roll Call**

Those present, constituting a quorum were:

- Chair: Jennifer Stuke LPN, Wasilla
- Secretary: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Public Member: Julie Gillette, Fairbanks
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: Starla Fox, RN, Dillingham
- RN Member: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Public Member: Linda Hutchings, Soldotna

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

- Gail Bernth MSN, APRN, Executive Administrator
- Lisa Maroney, Licensing Supervisor
- Madeleine Henderson, Licensing Examiner

Members of the Public in attendance:

- Beth Farnstrom, AaNA
- Deborah, RN
- Mary Mohlman

- Tammy Howell, RN
- Pamela Grogan, UAA
- Stephanie Wrightman-Birch, APNA
- Sara Smith, RN
- Pat Reynaga, Providence Hospital
- D.D. Freeman, RN
- Angelia Trujillo, AaNA
- Carrie Doyle, ACNSA
- Dennis Murray, ASHNHA
- Shelly Deering, RN
- Chris Logan, APRN Alliance

**Agenda Review**

**Agenda Modifications**

On a motion made by Starla Fox, seconded by Julie Gillette and carried with 7 ayes it was,  
**RESOLVED that the agenda be accepted with the following changes:**  
**Agenda item 7. Board approved Medication Administration course- removed**  
**Agenda item 15. Template for Annual School of Nursing Reports-removed**  
**Agenda item 19. Telemedicine regulation changed to Telehealth**

**Ethics Disclosures:**

Joe Lefleur received a call from Peacehealth on NLC and they had a conversation with Peacehealth in support of the NLC. Joe Lefleur has been named the chair for UAA AAS nursing programs.  
 Wendy Thon reported attending the-NCSBN Roundtable meeting April 11, in Rosemont, IL.  
 Jennifer Stukey reported attending the NCSBN Mid-year meeting March 7-9 in Chicago, IL

**Agenda Item 2: Scope of Practice-APRN Alliance**

Stephanie Wrightman Birch-APRN Alliance-submitted documents for the Boards review regarding the Scope of Practice for APRNs.  
 Wendy Thon expressed concerns regarding Clinical Nurse Specialist scope of practice roles are not clearly defined by their national professional association. .

12 AAC 44. 430 Defined scope of practice- Proposed: A professional APRN organization is a professional group whose members, as a group, practice in an advanced practice registered nurse roles and whose practice is a population for group defined in 12 AAC 44. 380 (b).Professional APRN organizations defines scope of practice, promote standards of practice conducts and promotes research, provides avenues for education and promotes continued professional development of APRN with the group.

On a motion made by Linda Hutchings and seconded by Sharyl Toscano, and denied with 7 nays  
**RESOLVED to not approve the definition of professional APRN organizations.**

APRN Alliance members will bring a definition for Clinical Nurse Specialist to the Board at next meeting

A discussion occurred about the population foci and the May 16, 2018 implementation date. The regulation requires a license and did not include certification. This would affect students or applicants not currently licensed but holding a current certification.

**Agenda Item 3: CEU Audit-new regulations-volunteer hours 12 AAC 44.620**

Angelia Trujillo RN Alaska Nurses Association requested:

- Consideration to change back to 30 hours requirement for uncompensated professional activities as a means to meet continuing competency requirements instead of the 60 hours.
- She also stated there was confusion about the board not accepting ACLS, PALS, and TNT certifications and requested a letter from the Board to hospitals regarding accepting the advanced certifications for RNs.
- Requested the board change the regulations and permit a nurse caring for a family member to count towards uncompensated professional activities.
- The board to define a continuing education credit as a 50-minute hour instead of 60. The board explained that the number of hours on the certificate is what is counted. Some CEU accreditation use a 50 minute model and this was meant to be inclusive. The accrediting body for the continuing education course determines the amount of contact hours. The intention from the Board was to help licensees gain additional CE hours.

**BREAK**

Let the record reflect that the BON is in recess at 10:25

Let the record reflect that the BON is in session at 10:36

**Agenda Item 4: Northwest Airlift Expanded Scope**

Shelly Deering, RN presented-the proposal for Northwest Airlift requesting an expanded scope of practice to include intubation and sedation. They are based in Juneau and have been providing service in Alaska for 30 years. The nurses obtain intense training through Harborview Medical Center and to go to Washington yearly for live training and simulation labs. Established protocols are used. In many smaller communities the nurses are the advanced providers, there are no flight paramedics.

On a motion made by Sharyl Toscano and seconded by Linda Hutchings, carried with 7 ayes,  
**RESOLVED that the Board of Nursing approved the Northwest Airlift request to expand their scope of practice as described by their policies and procedures.**

Joe Lefleur would like to have the board be advised of any changes to their policy and procedures.

**Agenda Item 5: Charter College RN to BSN program**

On a motion made by Joe Lefleur and seconded by Julie Gillette and carried with 6 ayes, 1 nay,  
**RESOLVED to approve and send a letter of support for Charter College's RN to BSN program**

**Agenda Item 6: CNA Online Program Pilot Review – Petersburg**

Angela Menish, RN is providing an update on a CNA Online pilot program. The board reviewed the documentation provided. Video and connectivity issues were commented on by the students. Joan Green, RN Nurse Consultant reviewed the program. Of the 5 students in the pilot class, 1 student did not pass the skills portion.

On a motion made by Linda Hutchings and seconded by Joe Lefleur and carried with 7 ayes,  
**RESOLVED that the Board of Nursing approve the online course to supplement the didactic portion of the CNA course with no more than 40 hours of online course work.**

**Agenda Item 7: Board Approved Medication Administration Course**

By consensus the Board removed this item from the agenda.

Let the record reflect that the BON is in recess at 11:58

Let the record reflect that the BON is in session at 1:00

**Agenda Item 8: Public Testimony**

Carrie Doyle-President of the CNS association, provided testimony regarding the CNS role and scope of practice. The scope of practice definition is available to members and for sale. It is not posted for free. Competency standards are available and refer minimum competency standards.

Elizabeth Blair RN testified about the increase in volunteer hour requirement

Beth Farnstrom, AaNA reported that the Alaska Nurses Association is receiving call about the increase in volunteer hours and the cost of retired license status. Happy Nurses Week.

Pat Reynaga, RN expressed appreciation for meeting in Juneau. She was told that public was able to view the documents before the meeting but she was unable to see. She is not in favor of mandatory surveys.

Sara Smith, RN retired nurse stated there is confusion over the regulation requirement of volunteer hours. She stated many nurses are unaware of the new changes in regulations.

Debra Freeman, RN retired nurse state it is difficult to meet the new requirements for volunteer hours and the time frame for their implementation. The regulation change became effective too close to the upcoming renewal.

Tammy Howell, RN works as a volunteer nurse. She states that there are a number of nurses with the perception that the board is trying to get rid of them and they feel rejected. The nurses believe that the Board doesn't care. There is also a feeling that there was not enough time to complete the new

requirement of 60 volunteer hours. Nurses unable to complete this requirement will have no other option but to retire.

Dr. Pamela Grogan, RN says there needs to be an impact analysis on licensure and location. Changes in advanced practice will affect those who practice in Alaska specifically in the acute care setting. She requests a clarification on ratio of faculty to number of students in a clinical setting.

**Agenda Item 9: Licensing Reports NCLEX Results-Quarter 3**

Reports were reviewed by the board and accepted.

**Agenda Item 10: Division Update FY 2018 3rd quarter Fee Analysis**

The Board reviewed the 3<sup>rd</sup> quarter expense revenue report with Melissa Dumas. Also discussed were increases. The CRNAs are now part of APRN so under as AAC 02.280 the CRNA are no longer separate. The Board of Nursing has not increased fees for 11 years.

On a motion made by Linda Hutchings and seconded by Wendy Thon, carried with 7 ayes

**RESOLVED that the Board of Nursing approves the fee analysis with the proposed changes:**

<b>Temporary Permit Fee:</b>	<b>\$100</b>
<b>Prescriptive Authority Fee:</b>	<b>\$100</b>
<b>Retired Nurse Status Fee</b>	<b>\$100</b>
<b>CNA Initial Application</b>	<b>\$100</b>
<b>CNA Exam Fee</b>	<b>\$55</b>

BREAK

Let the record reflect that the BON is in recess at 3:00

Let the record reflect that the BON is in session at 3:15

**Agenda Item 11: Executive Administrator Update**

Renewal is time when a workforce survey is requested by the Board of Nursing. The traditional UAA Workforce survey and the NCSBN survey were discussed. It was determined that the survey needs to be optional at the time of renewal and to use the NCSBN survey link on our website.

On a motion made by Julie Gillette, seconded by Starla Fox, and carried with 7 ayes,

**RESOLVED that the Alaska Board of Nursing adopt the NCSBN work force renewal survey at the time of renewal.**

The Conscious Sedation Advisory Opinion reviewed to clarify the last sentence regarding the board to approve conscious sedation courses offered by employers.

On a motion made by Starla Fox, seconded by Joe Lefleur, and carried with 6 ayes, 1 nay

**RESOLVED to no longer require employers to submit conscious sedation educational programs.**

The Board of Nursing reviewed the new regulations going into effect May 16, 2018 to discuss intent and interpretation with the licensing staff.

Nurse License Compact was discussed and the potential cost to licensees. The board reviewed data from the Department of Labor non-resident workforce survey, NCSBN compact requirements, and a fiscal analysis with data from NCSBN and the state. A license fee increase of \$46 to \$83 is anticipated. The fee increase is due to a projected loss of nurses endorsing into the state because of a compact license, a fee to join the compact, one-time expense of training staff, notification and mailing cost for a statute change and regulations project, and attorney fees through the process. The state is able to accept a grant from NCSBN to assist with the start-up cost. The grant may not be used for attorney fees. The board's concerns are that there are no border states with Alaska so other states would benefit more than our nurses, it is difficult to travel, and local nurses would be paying the bill for investigations. At this time the board is not interested in joining the APRN compact. The advantage may be that nurses will come to the state and stay because they are paid well and it is a good tax situation.

The board desire to consider the information and discuss at a future time. No action was taken.

**Returning to Agenda Item 2: Scope of Practice-APRN Alliance**

The board discussed the need to define professional APRN organization and repeal and replace 12 AAC 44:430 scope of practice regulation so it applies CRNAs, CNMs and CNSs.

On a motion made by Sharyl Toscano, second by Julie Gillette, and carried with 7 ayes it was

**RESOLVED to repeal 12.AAC44.430 as currently written and is amend it to read**

**“A Professional APRN organization is a professional group whose members, as a group, practice in an advanced practice registered nurse role and whose practice is with a population foci group defined in 12 AAC 44.380(b). Professional APRN organizations define scopes of practice, promotes standards of practice, conducts and promotes research, provides avenues for education and promotes continued professional development of APRNs within the group”**

**Agenda Item 12: Regulations Project FY 2019**

The Board of Nursing would like to accept ACEN as an accrediting body. The NLNAC is no longer accrediting LPN program.

Under the current retired nurse license regulation, a nurse under investigation may retire her license and the investigation process halts. The board would like to close that opportunity to prevent a nurse with a problem from going to another state.

Statute 08.68.100 goes into effect July 1, 2018. The board recognizes the need to adopt regulations to meet the new statute and require training in pain management, opioid use and addiction. The board would like to require the applicant at the time applying for an initial license and at renewal of the license to submit documentation of the CE requirement and confirm registration with the PDMP.

The board is considering a regulation requiring new nursing schools to pay a fee for the board surveys to be completed prior to board approval. The cost of the review and the survey can be extensive depending on the location of the program.

The board discussed regulation 12 AAC 44.440 Preceptors and whether the out-of-state- student should be required to have an AK RN license. The current regulation does not require an RN license. On a motion made by Linda Hutchings, seconded by Sharyl Toscano, and passed with 7 ayes it was **RESOLVED to continue with the current regulation not requiring an RN license for a preceptorship permit. It is believed they fall under statute 08.68.800(4).**

Let the record reflect that it is 4:27 p.m. and the Board of Nursing is in recess until 9:00 am May 8, 2018.

**Tuesday, May 8**

**CALL TO ORDER**

Called the meeting to order at 9:00.

**ROLL CALL**

Those present, constituting a quorum were:

- Chair: Jennifer Stuke LPN, Wasilla
- Secretary: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Public Member: Julie Gillette, Fairbanks
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: Starla Fox, RN, Dillingham
- RN Member: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Public Member: Linda Hutchings, Soldotna

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

- Gail Bernth MSN, APRN, Executive Administrator
- Lisa Maroney, Licensing Supervisor
- Danielle Curry, Licensing Examiner

Members of the Public in attendance:

- Beth Farnstrom, AaNA
- Pat Renaga, RN Providence
- Dr Willow Monterrosa, Anchorage Pediatric Group
- Dennis Murray ASHNHA
- Carrie Doyle, CNS, APRN Alliance
- Pamela Grogan, RN UAA
- Lymus Capehart US DOL
- Jackie Garcia, SOA, Department of Labor
- Kathy Scoggin, DON CPH, rep ASHNHA

## Agenda

Resolved by consensus that the agenda be accepted with no changes:

Sharyl Toscano announced that she is a candidate for NCSBN Board of Director.

### **Agenda Item 14: Public Testimony**

Carrie Doyle, CNS from APRN Alliance-expressed concerns that the Alliance felt the proposed definition of Professional APRN organization had missed a few words. The board recognize advanced and specialized acts of nursing practice as those described in the scope of practice statement for APRN certified by national certification bodies recognized by the board. The alliance proposed language: An Advanced Practice Registered Nurse performs advanced and specialized acts of nursing practice and procedures set out by national professional-APRN organization and certification bodies recognized by the board.

Competency is the minimum standards that the certifications body established

Karen Scoggins, ASHNHA talked about an NLC survey on the use of travelers. She thanked the board for continuing to look at this issue. She requested that Jim Puente to come to the August meeting to discuss the topic and continue discussion. ASHNAA will support in any way possible

Pat Reynaga , RN expressed concern about the Dept. of Law questioning the need for a nursing regulation defining the official record. The EA explained that this is addressed in other State statutes. A number of retired nurses are asking for consideration in the short timeline for obtaining volunteer hours. She stated that although SB 90 was withdrawn but doesn't mean it won't impact financially in the future so please consider that.

Pamela Grogin, RN ask board to consider the DNP of nursing practice. Regulations were written when the DNP was not recognized by the Board and all DNPs would like the same consideration as the APRN.

Beth Farnstrom, AaNA stated nurse license compact has lots of information to consider.

- For Florida nurses that have not taken the NCLEX would they be able to under our current regulations?
- Would be increase in RN license fee as we are already looking at a big increase.
- The legislature has to give up some of their rights/control under the compact. Would the legislature be willing?
- Is the Board of Nursing willing to give up their rights/control and accept the rules from the NLC?

She thanks the board for a public book available online prior to the board meeting.

Ms. Farnstrom asks: Why is there is not leeway when it comes to reprimanding people for working one day as opposed to working without a license for a longer period of time.?

She questions the ability for nurses living in remote areas to have options to acquire the new volunteer hours required.

Dr. Willow Monterrosa, Anchorage Pediatric Group expressed concern with the adoption of the advisory opinion related to telehealth and providing telephonic advice with patients out of state. The current BON opinion does not help with the flow for helping established patients. She believes the patient provider is able to give better advice from out of state than an unknown provider in another state. She



would like to be able to assist her patient that are traveling out of state. She does not see anything positive in the current position of the board.

**Agenda Item 15:        Template for Annual School of Nursing Report**  
Removed from agenda by consensus

**Return to Agenda Item 12**

Preceptor regulations 12 AAC 44.460 were discussed to determine if an Alaska license should be required. A question was raised if requiring an AK license in order to do a preceptorship would be in conflict with the AS. 08. 68.800(3)

On a motion made by Sharyl Toscano seconded by Joe Lefleur and carried by 7 ayes,  
**RESOLVED the Alaska Board of Nursing increase the fee for the APRN preceptorship to \$100.00.**

**Agenda Item 16:        NCSBN Mid-year Report Meeting highlights**

Jennifer Stukey, Chair. The conference provided education about how to talk with legislators, grants available from NCSBN for the eNLC. She felt there was pressure to join the eNLC. Discussion about the enhanced compact, cost and problems with discipline, background checks, and loss of sovereignty occurs. It is noted that the west coast has not joined the NLC due to strong unions.

Julie gave historical knowledge of the Boards position when it NLC first proposed, the Board was not in favor. Education and discipline is an issue. A suggestion was made to invite Jim Puente to actually be present at a board meeting and not via phone.

- The new NCLEX exam is projected date for 2020.

Wendy Thon, Secretary attended the APRN roundtable. The conference centered on minimizing errors in documentation and medication prescribing.

**BREAK**

Let the record reflect that the BON is in recess at 10:36.

Let the record reflect that the BON is in session at 11:00

**Agenda Item 17:        LPN Apprenticeship Program**

Jackie Garcia and Lymus Capehart presented a proposal for an LPN Apprenticeship program. It would include over 2000 hours of work experience and didactic education.

LPN program proposed is accredited with ACEN with Francis Tuttle in OK; employer based training programs; an apprenticeship in AK. The students are registered with the AK Department of Labor and they assist with wages and other issues. Students would be required to take the NCLEX. It is the responsibility of the employer to vet the employee/apprentice.

Historically, when this proposal was presented to the Board in 2001 the program was to partner with the University but the University declined. Then the proposal was to have AVTEC deliver the classroom portion but they declined because they were opening an LPN program independently. This LPN program no longer exists.

On a motion made by Linda Hutchings, seconded by Julie Gillette and carried by 4 ayes with 2 nays, 1 abstention it was

**RESOLVED to accept the Francis Tuttle Practical Nursing program and registered LPN apprenticeship program presented by the U.S. Department of Labor and the State of Alaska Department of Labor.**

Let the record reflect that the BON is in recess at 12:08

Let the record reflect that the BON is in session at 1:00

**Agenda Items 18: Civil fines for a lapsed license**

Wendy Thon and Joe Lefleur collaborated on matrix for civil fines related to lapsed licenses and not meeting continuing competency requirements.

The Board discussed if leniency on the volunteer hour requirement could occur. The requirement became effective May 16, 2018. At this time the date or the regulation cannot be ignored as it is the law. Sanctions are the only way leniency can be provided and the board does not want to say it is OK to falsify your renewal application and say you have the hours when you do not. The hours must be completed within the renewal cycle.

Discussion occurred that the civil fines need to be high enough to help deter people from non-compliance. The board felt that a per hour fine was fairer than a flat fine.

Proposed CEU civil fines: Effective for the 12/1/16-11/30/18 renewal cycle

- CNA \$20.00/ hr. of missing continuing education
- LPN \$50.00/hr.
- RN \$65.00/hr.
- APRN \$80.00/hr.

On a motion made by Wendy Thon, seconded by Julie Gillette and carried by 6 ayes and 1 nay it was

**RESOLVED to accept the Civil Fines for missing CEUs as:**

- **CNA \$20/hr of missing continuing education**
- **LPN \$50/hr**
- **RN \$65/hr**
- **APRN \$80/hr**

**To take effect Dec 1, 2018.**

On a motion made by Wendy Thon, seconded by Julie Gillette and carried by 6 ayes and 1 nay it was

**RESOLVED to accept the flat civil fine rate for lapsed licenses as:**

- **RN \$1950**
- **APRN \$2400 not certified at the time of renewal – RNs \$1950 and APRNs \$2400**

**Agenda Item 19: Telehealth Regulations**

On a motion made by Julie Gillette, seconded by Wendy Thon and carried with 7 ayes it was **RESOLVED to accept the proposed telehealth regulation 12 AAC 44.925 as amended.**

**Agenda Item 20: CNA Program Report  
Statistical Reports  
CNA Training Site Visit Reports**

Joan Green RN Nurse Consultant for the CNA program presented her report. It is summarized in the board book. Three on-site visits have occurred since the February meeting, 3 new proctors have been hired, and proctor training will occur in Anchorage to provide consistency in the testing procedures.

Pearson Vue has implemented new skills for testing that begin start on July 1, 2018. All proctors must receive training on the new skills before they can proctor after July 1<sup>st</sup>.

Let the record reflect that the BON is in recess at 3:05

Let the record reflect that the BON is in session at 3:25

On a Motion made by Wendy Thon, seconded by Starla Fox and carried by 7 ayes, it was **RESOLVED to amend 12 AAC 44.430 to read an advanced practice registered nurse performs advanced and specialized acts of nursing practice and procedures set out by national professional APRN organizations and certification bodies recognized by the board.**

On Motion made by Wendy Thon, seconded by Linda Hutchings and carried by 7 ayes, it was **RESOLVED to bring back the apprenticeship program motion for discussion.**

Board members discussed concerns regarding the apprenticeship program related to oversight of the clinical sites, qualifications of the mentors, and the approval process of the board under the current statutes and regulations. The EA is to obtain additional information regarding the student and employer requirements and standard with this program.

On a motion made by Linda Hutchings, seconded by Sharyl Toscano carried by 4 ayes and 3 nays **RESOLVED to rescind the previous approval for the Tuttle LPN apprenticeship program.**

**Agenda Item 21 Writing the Annual Report**

This item is tabled until 5/9/18 by consensus.

**Agenda Item 22: Board Correspondence**

- Alaska Pacific University plans to start an Associate Degree nursing program and also an RN to BSN program.

- House Bill 268 did not pass and Rep. Les Gara submitted a letter asking the board to consider a regulation program regarding opioid education requirements for patients and providers.
- There is a request for rural CNA students to take the exam 1 day after their program ends. The division proposed a 3-day turnaround as a response.

Let the record reflect at 4:12pm the Board of Nursing is in recess until 9:00 am May 9, 2018.

**Friday May 8, 2018**

**CALL TO ORDER**

Called the meeting to order at 9:00.

**ROLL CALL**

Those present, constituting a quorum were:

- Chair: Jennifer Stukey LPN, Wasilla
- Secretary: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Public Member: Julie Gillette, Fairbanks
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: Starla Fox, RN, Dillingham
- RN Member: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Public Member: Linda Hutchings, Soldotna

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

- Gail Bernth MSN, APRN, Executive Administrator
- Lisa Maroney, Licensing Supervisor
- Robert Auth, AAG

**Agenda Review**

No changes were made to the agenda.

**Executive session**

On a motion duly made by Julie Gillette, seconded by Joe Lefleur and carried with 7 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 discussing cases, reports by the investigative team, sunset audit. Board staff is to remain during the session.**

Let the record reflect that the Board of Nursing moved into executive session at 9:02 a.m. The door is locked, only board members and board staff are present.

On a motion duly made by Wendy Thon and seconded by Julie Gillett and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Certified Nurse Aide certification renewal NUAA7334 for Isatou Nije approve the renewal and refer to investigations.

On a motion duly made by Wendy Thon, seconded by Starla Fox and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Registered Nurse reinstatement application # NURR36668 for Lynn Northrop deny the application for reinstatement under 12 AAC 44. 317 b (4) submits verification of licensure in in good standing and unencumbered for each jurisdiction where the applicant held a license to practice nursing during the time period in which the applicants was lapsed in this state and 12 AAC 44. 990 (31) (B) unencumbered means with reference to a license, certification or registration (B) for which the holder of the license, certification, or registration is not presently under investigation by the issuing authority for disciplinary violations.

On a motion made by Wendy Thon, seconded by Starla Fox and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Registered Nurse application # 129892, grants the ability to take the NCLEX and upon successful completion be granted an unencumbered RN license.

On a motion duly made by Wendy Thon, Sharyl Toscano carried with 7 ayes it was **RESOLVED** the Board of Nursing for the State of Alaska releases Mary M Hillstrand license number NURR 7951 from the current probation for excessive probationary time period of 15 years, seven years of 100% compliance of the consent agreement, and greater than 7 years of sustained recovery.

On a motion duly made by Starla Fox, seconded by Wendy Thon and carried with 6 ayes, 1abstain it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-001242, Tanya L Mayville, Certified Nurse Aide Applicant No. 127350, adopts the Consent Agreement and Decision and Order in this matter.

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

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

Let the record reflect that the Board of Nursing moved out of executive session for lunch at 11:36

Let the record reflect that the board is back in executive session 12:38

Let the record reflect the board came out of executive session at 4:07 p.m.

On a motion made by Julie Gillette, seconded by Joe Lefleur and carried with 7 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 discussing cases, reports by the investigative team, sunset audit. Board staff is to remain during the session.

On a motion duly made by Sharyl Toscano, seconded by Julie Gillette and carried with 7 ayes, **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000286, Lisa Benton, Registered Nursing license No. NURR38834 and Advanced Practice Authorization # NURU1542, adopts the Consent Agreement and Decision and Order in this matter.

The Consent Agreement, Decision and Order take immediate effect upon signature of the 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 violation of the Consent Agreement.

On a motion duly made by Sharyl Toscano, seconded by Wendy Thon and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-001296, Trisha Bousley, Certificate # NUAA8564, adopts the Consent Agreement and Decision and Order in this matter.

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

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

On a motion duly made by Sharyl Toscano, seconded by Julie Gillette with 2 ayes, 5 nays, **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000543, Florence Burton, Registered Nursing license No. NURR23470, adopts the Consent Agreement and Decision and Order in this matter.

**This consent agreement was not approved by the Board of Nursing.**

On a motion duly made by Linda Hutchings, seconded by Starla Fox and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-001226, Eunique Reese, Temporary Certification No. 125126, adopts the Consent Agreement and Decision and Order in this matter.

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

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

On a motion duly made by Linda Hutchings, seconded by Julie Gillette and carried with ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000226, Jessica Swaner, Registered Nursing license No. 129468, adopts the Consent Agreement and Decision and Order in this matter.

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

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

On a motion duly made by Starla Fox, seconded by Joe Lefleur and with 0 ayes, 7 nays, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000563, Amanda Dean, Registered Nursing license No. NURR38136, adopts the Consent Agreement and Decision and Order in this matter.

**This consent agreement was not approved by the Board of Nursing.**

On a motion duly made by Starla Fox, seconded by Wendy Thon and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000481, in the matter of Kathi Gunn, NURU416, adopts the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Starla Fox, seconded by Wendy Thon, and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000577, in the matter of Courtney L. Rawls, NURU1338, adopts the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Julie Gillette, seconded by Linda Hutchings and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000520, in the matter of Traci A

**Phillips Registered Nurse license No. NURR17797, adopts the Consent Agreement and Decision and Order in this matter.**

**The Consent Agreement, Decision and Order take immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing**

On a motion duly made by Julie Gillette, seconded by Wendy Thon and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000150, in the matter of Sajne Johnson Practical Nurse license No. NURP6017, adopts the Consent Agreement and Decision and Order in this matter.

**The Consent Agreement, Decision and Order take immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing**

On a motion duly made by Julie Gillette and seconded by Linda Hutchings and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000150, in the matter of Robert Malvin, Registered Nurse license No. NURR22533, adopts the Consent Agreement and Decision and Order in this matter.

**The Consent Agreement, Decision and Order take immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing**

On a motion duly made by Joe Lefleur, seconded by Wendy Thon and carried with 6 ayes, 1 nay, it was **RESOLVED** that the Board of Nursing for the State of Alaska, has considered the request from Catherine Haese, License # NURR29623, to modify probation requirements of her Consent Agreement adopted on January 19, 2017. The Board hereby modifies the following terms of the Consent Agreement to permit Ms. Haese to satisfy the probation requirements of Alcohol Tests (enumerated with the Proposed Decision and Order, Paragraph 'Q') of her Consent Agreement to include the option of breathalyzers in addition to urine and blood tests. Other terms, conditions and reporting requirements of the Consent Agreement remain unchanged.

**The Board of Nursing for the State of Alaska, having examined this Order, regarding Case No. 2017-000074, pertaining to Catherine Haese, agrees to modify the existing Consent Agreement, effective immediately upon signature of the Order in accordance with the approval of the Board of Nursing.**

On a motion duly made by Joe Lefleur and seconded by Julie Gillette and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, The Alaska Board of Nursing having examined the Voluntary Surrender of the Advanced Practitioner Authorization in the matter of Janet Kirsch, Authorization No. NURU1159, Case No. 2017-000592, hereby adopts the surrender in its entirety effective immediately.

On a motion duly made by Joe Lefleur and seconded by Starla Fox and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, The Alaska Board of Nursing having examined the Voluntary Surrender of Registered Nurse license in the matter of



**Heather M. Hotaling, Registered Nurse License No. NURR30962, Case No. 2017-000714, hereby adopts the surrender in its entirety effective immediately**

On a motion duly made by Joe Lefleur and seconded by Wendy Thon and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the License Surrender, Registered Nurse license # NURR21209 issued to Suzanne Caudle, related to activities in Case No. 2017-001249 adopts the License Surrender in this matter.

**The license Surrender take effect immediately upon signature of the Order in accordance with the approval of the Board of Nursing**

On a motion duly made by Joe Lefleur, seconded by Linda Hutchings and carried with 7 ayes, it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the License Surrender, Registered Nurse license #121492 issued to Wendi Gonzales, related to activities in Case No. 2017-000693, adopts the License Surrender in this matter.

**The license Surrender take effect immediately upon signature of the Order in accordance with the approval of the Board of Nursing**

On a motion duly made by Sharyl Toscano, seconded by Linda Hutchings and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having Examined the License Surrender, Registered Nurse License # NURR19432, issued to Doris Main, related to activities in Case No. 2017-001028, adopts 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 of Nursing**

On a motion duly made by Sharyl Toscano, seconded by Wendy Thon and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Surrender of License under Case No. 2017-000837, in the matter of Lona Geffe, Certified Nurse Aide, Certificate No. 13527, adopts the Surrender of License in this matter.

**The Surrender of License takes immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing.**

On a motion duly made by Joe LeFluer and seconded by Wendy Thon and carried with 7 ayes it was **RESOLVED** that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order in Case No. 2017-000504, in the matter of Judith L. Snow-Rosander Registered Nurse license No. NURR3713, adopts the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Sharyl Toscano and seconded by Julie Gillette and carried with 7 ayes, it was **HEREBY ORDERED** that Default is entered against Breanna E. Mack (Mack) and that Mack's registered nurse license No. NURR33266 is revoked.

In accordance with AS 44.62.550 and 12 AAC. 44.785, the Board will allow Mack to apply for reinstatement of the license after one year has elapsed following the effective date of the Decision.

Under this provision, any reinstatement of Mack's registered nurse license shall be conditioned subject to:

- 1) Payment of the civil fine in the amount of \$2,000 for Mack's repeated failure to respond to requests for documentation;
- 2) Mandatory audits to monitor compliance with the continuing education requirements, where satisfactory documentation to verify Mack's completion of the required continuing education activities must be received and approved by the Board or its designee prior to processing of the renewal/reinstatement of her registered nurse license. This requirement will remain until Mack's registered nursing license has been renewed/reinstated subject to this mandatory audit requirement for two license periods.

On a motion duly made by Sharyl Toscano and seconded by Linda Hutchings and carried with 7 ayes, it was

**IT IS HEREBY ORDERED** that Default is entered against Gloria B. Pucay (Pucay) and that her registered nurse license No. NURR11452 is revoked.

In accordance with AS 44.62.550 and 12 AAC. 44.785, the Board will allow Pucay to apply for reinstatement of the license after one year has elapsed following the effective date of the Decision.

Under this provision, any reinstatement of Pucay's registered nurse license shall be conditioned subject to:

- 1) Payment of the civil fine in the amount of \$2,000 for Pucay's repeated failure to respond to requests for documentation;
- 2) Mandatory audits to monitor compliance with the continuing education requirements, where satisfactory documentation to verify Pucay's completion of the required continuing education activities must be received and approved by the Board or its designee prior to processing of the renewal/reinstatement of her registered nurse license. This requirement will remain until Pucay's registered nursing license has been renewed/reinstated subject to this mandatory audit requirement for two license periods.

After listening to public testimony and consulting with the department, the board returned to discuss possible regulation changes to 12 AAC 44.380 12, AAC 44.620(a)(1) and 12 AAC 44.430.

On a motion made by Linda Hutchings and seconded by Starla Fox 7 ayes it was

**RESOLVED** repeal 12 AAC 44.380 (c) dated May 16, 2018 and replace it with (c) An APRN certified or licensed in the following population foci as of Jan 1, 2024 may continue to apply for licensure and to practice as long as that certification is maintained.

On a motion made by Linda Hutchings, seconded by Starla Fox, and carried with 7 ayes it was

**RESOLVED to repeal 12 AAC 44.620(a)(1) to read as: The board will accept professional activities toward fulfillment of the continuing competency requirements set out in 12 AAC 44.600 if the applicant documents**

**(1) For RN licensure, completion of at least 60 hours of participation in uncompensated professional activities for renewal of a license, during the two years before the licensing period for which the applicant seeks renewal, effective December 1, 2018.**

**(A) For LPN licensure, completion of at least 60 hours of participation in uncompensated professional activities for renewal of a license, during the two years before the licensing period for which the applicant seeks renewal, effective October 1, 2018.**

The intent of this regulation is to change the effective date of the 60 hours of volunteer hours to after the current renewal cycle and require it for the 2020 renewal.

On a motion made by Linda Hutchings, seconded by Joe Lefleur and carried with 7 ayes it was **RESOLVE to rescind the previous motion for regulation 12 AAC 44.430 as currently written and accept the wording as:**

**“An advanced practice registered nurse performs advanced and specialized acts of nursing practice and procedures set out by national professional APRN organizations and certification bodies recognized by the board.’**

**Professional APRN organizations define scopes of practice, promotes standards of practice, conducts and promotes research, provides avenues for education and promotes continued professional development of APRNs within the group”**

The meeting adjourned at 5:15 p.m. until August 2018 in Anchorage.

Respectfully submitted,

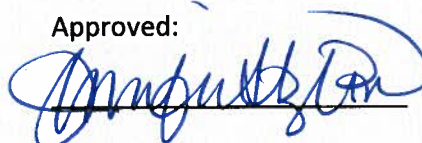


Gail Bernth  
Executive Administrator  
Alaska Board of Nursing

Date: \_\_\_\_\_

7/24/18

Approved:



Jennifer Stukey, Chair  
Alaska Board of Nursing