

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC
DEVELOPMENT DIVISION OF CORPORATIONS, BUSINESS, AND
PROFESSIONAL LICENSING
Virtual Meeting
Alaska Board of Nursing Meeting Minutes
May 6, 7, 8, 2026

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 virtually.

Wednesday, May 6, 2026

CALL TO ORDER

Chair Danette Schloeder called the meeting to order at 0900.

Agenda Item 1: Roll Call

Those present constituting a quorum were Board members:

- Chair RN Member: Danette Schloeder, RN, Anchorage
- APRN Member: April Erickson, APRN, RN, Wasilla
- RN Member: Heather Crivello, RN, Kodiak
- RN Educator: Marianne Murray, RN
- Public Member: Michael Collins, Wasilla

Those Absent:

- Public Member: Cheryl "CJ" Payne, Wasilla

LPN Seat is vacant

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

- Patty Wolf, MSN, RNC-OB, Executive Administrator
- Kelly Olson, RN, Nurse Consultant, Board of Nursing
- Stephanie Davis, Regulations Specialist

Members of the Public in attendance via Zoom:

1. Abbey Gerlach
2. Amy Smith

3. Arminda Doggett
4. Carla Patterson
5. Christine Wilkinson
6. Colleen Bridge
7. Elizabeth Blair
8. Helen Turner
9. Kayla Sanderson
10. Lori Pathmann
11. Margaret Grasse
12. Martha Fisher
13. Molly Morgan
14. My McClaine
15. Patricia Brown
16. Stefanie Davis
17. Tammy Howell
18. Erin Collins
19. Christine Dietrich

Agenda Item 2. Ethics Disclosures:

Nothing to disclose

Agenda Item 3: Board Activities

- NCSBN Mid-Year Meeting in March
 - Danette Schloeder
 - Patty Wolf
 - Maryanne Murray
- Testified to legislature- Danette Schloeder
- Patty Wolf – AK Nursing Workforce Board
- Board staff- Presented licensure and application information to graduating nursing students at UAA and APU

Agenda Item 4. Consent Agenda Items:

- Review/Approve Meeting Agenda
- Letter from the NCSBN President
- Probation Report
- Investigative Report

On a motion made by Marianne Murray, seconded by April Erickson and carried with **no objections**, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agenda.

Agenda Item 5: AO 360 Regulation Plan Project one

Board begins review Project 1 regulation drafts document that Patty Wolf created

Presenter: Patty Wolf, MSN-NMEL, RNC-OB, Executive Administrator

- Guided the board through their draft document to confirm what is to remain on the plan and to fill in the required columns.
- Board Members provided any additional information for their assignments and commented on the other regulations

Break: 10:36

Back on record: 10:50am

Continued work on Regulations Project 1

Adjourn for Lunch: 12:02pm

Back on the record 1:17pm

Continued work on Regulations Project 1

Break: 2:06 –

Back on the record: 2:16pm

Lisa Maroney, Licensing Examiner 3 and Madeleine Henderson Licensing Examiner 2 joined the meeting to assist the board to understand the administrative parts of some of the regulations so that they could make an educated decision on the changes or additions. Their expertise was valuable in this part of the discussion.

Michael Collins left at 4:05pm. Quorum still established to complete the rest of the day.

Plan to complete rest of draft language over the next 2 days. Patty to take the suggestions discussed and pull them together to bring back to the board, specifically pertaining to 12 AAC 44. 835, .847, and .845.

Agenda Item 6: Review Agenda for Day 2, Chair final comments,

Adjourn at 4:20

Thursday May 7, 2026- Day 2

CALL TO ORDER

Chair Danette Schloeder called the meeting to order at

Agenda Item 7: Roll Call

Those present constituting a quorum were Board members:

- Chair RN Member: Danette Schloeder, RN, Anchorage
- APRN Member: April Erickson, APRN, RN, Wasilla
- Public Member: Michael Collins, Wasilla
- RN Member: Heather Crivello, RN, Kodiak
- RN Educator: Marianne Murray, RN

Those Absent:

- Public Member: Cheryl “CJ” Payne, Wasilla

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

- Patty Wolf, MSN, RNC-OB, Executive Administrator

Members of the Public in attendance in person or via Zoom:

- Christine
- Colleen Bridge
- Ammie Tremblay
- Amy Smith
- Christine Wlikinson
- Margaret Grasse
- Tersea Lyons
- Kayla Sanderson
- Patricia Brown
- Lori Pathmann
- Tammy Howell

- Mary Martin
- Penelope Emnacen-Jones

Agenda Item 8: Public Comment

- Colleen Bridge: Thanks, the board for their dedication and work on the regulations. It was engaging to watch you work.
- Ammie Tremblay: Thank-you for all your hard work. Happy Nurses week. Appreciates everyone and states this board is a shining example strong leadership.
- Mary Martin: CNA AMNC having issues with finding evaluators. Board staff will address her specific concern.
- Written public comments are posted in the board book

Public comment closed at 9:30am

Agenda Item 9: PDMP Report.

Presenter: Lisa Sherrell, PDMP Manager

- OD Insights Model has been launched (4/7/2026)
 - Still onboarding new facilities
- A lot of users got deactivated and were able to correct
 - Unsure what caused this issue but are working on it.
- Currently data share with 25 states
- Very close to sharing with the military data systems
- Next board meeting will present a DEMO to share with the board the functionality

Agenda Item 10: UAF LPN Program Update

- Last update was 6months ago
- Faculty – Audrey McDaniel has earned the Academic Practical/Vocational Nurse
 - Program assistant – Timothy Verreault
 - Assistant Professor – Laura Fowle
- Student Admissions
 - 17 students currently enrolled
 - 8 students will graduate in August 2026
 - 44 interested students who have started the enrollment process
- Curriculum Development
 - Nursing Care Across the Lifespan for the LPN, was very content-intensive and required a rework of how to present and deliver content to the students
 - Removed some content and created additional programs to absorb the content that was removed

- *See Curriculum Development Slide for more information in the board packet*

Agenda Item: Back to Regulatory Project Continued: Discussion and clarification of a few details as time allowed.
CNA training Program regulation project

Break: Start: 10:21am Return: 10:35am

Agenda Item 11: Board Training, presented by Sara Chambers

- What is the Executive Branch Ethics Act?
 - The Ethics Act requires
 - Misuse your official position
 - Accept improper gifts
 - Improperly use or disclose information
 - Improperly influence state grants, contacts, leases, or loans
 - Improperly represent others
 - Hold improper outside employment
 - Aid in a violation of the Ethics Act
- Strategic Plan:
 - Project management form to connect to the Strategic Plan to ensure the board continues to move forward to efficiently accomplish tasks
- Board Member Self-Evaluation
 - In-depth review

Agenda Item 12: Annual Report Review and approval

On a motion made by April Erickson, seconded by Marianne Murray and carried with 5 Ayes, it was **RESOLVED** that the Alaska Board of Nursing approves the Annual report as discussed for submission.

Roll Call:

Marianne Murray- Yes

April Erickson- Yes

Heather Crivello- Yes

Michael Collins- Yes

Danette Schloeder- Yes

Motion passes with 5 votes

Break for Lunch at: 11:51pm – 1:00pm

Return to regular Session: 1:00pm

Agenda Item 13: Division Updates

- Melissa Dumas: Financial update
 - Question from the board about fee evaluations. There will not be any changes for this renewal cycle. A 2-year turn around for fee changes is needed.

- Glenn Saviers:
 - Legislative update.
 - Nurse Compact Update
 - The feedback is that they have until 2027 to pass this through
 - Compacts that have passed
 - Physical therapy, Audiology and speech language
 - Pass this year
 - Occupational therapy social workers, medical, PA, physiology,
 - Total number of professionals in comparison that have compacts passed
 - 138 – in state
 - 800- speech language pathologist
 - 25,892 Registered nurses
 - 1,479 – Physical Therapist
 - \$272 million in Rural Health transformation funds

Agenda Item 14: Appoint a person to represent the board for legislative session.

I, Marianne Murray, move to appointment Michael Collins as Alternate to the Chair to represent the board for legislative session. Seconded by, Heather Crivello.

Roll Call:

Marianne Murray- Yes

April Erickson- Yes

Heather Crivello- Yes

Michael Collins- Yes

Danette Schloeder- Yes

Motion passes with 5 votes

Agenda Item 15: BON and Licensing Reports

See presentation in board book for data

- RN: Madeleine Henderson. Licensing Examiner 2
- Nurse Aide: Kelly Olson, RN
- Patty Wolf MSN-NMEL, RNC-OB

Agenda Item: Continue work with Regulations Project:

- Confirming final review of Nurse Aide training merger of regulations

Marianne Murray moves and Seconded by Heather Crivello, that the Alaska Board of Nursing initiates a regulation project regarding AO 360 priority 1 project by approving changes to the following regulations for public comment, unless substantive changes are made by the regulation's specialist or Department of Law: 12 AAC 44.290, 12 AAC 44.320, 12 AAC 44.305, 12 AAC 44.310, 12 AAC 44.312, 12 AAC 44.317, 12 AAC 44.800, 12 AAC 44.805, 12 AAC 44.810, 12 AAC 44.815, 12 AAC 44.820, 12 AAC 44.830, 12 AAC 44.835, 12 AAC 44.845, 12 AAC 44.847, 12 AAC 44.852, 12 AAC 44.858, and 12 AAC 44.860. The Draft language is appended to the minutes.

Roll Call:

Marianne Murray- Yes

April Erickson- Yes

Heather Crivello- Yes

Michael Collins- Yes

Danette Schloeder- Yes

Motion passes with 5 votes

Break: Start: 2:18pm

Return: 2:40pm

Agenda Item 16: Investigations Board Training- Moved to Friday

Agenda Item 17: Advisory opinion - Nitrous

Presented by: April Erickson

- Recommendation to Retire the Nitrous Advisory Opinion and update the opinion on registered nurses sedating patients
- April will continue working the revision to present to the board at the next meeting

Agenda Item 18: Develop BON Meeting Schedule

- August 4, 5, & 6
- November 4, 5, & 6
- February 3, 4, & 5, 2027

Agenda Item 19: Review/Assign Action item Assignments and due dates for Board Members

Chair final comments

Presenter: Danette Schloeder, DNP, RNC-OB, C-EFM, C-ONQS

- Phase/Project 1 completed – will be submitted through the regular regulation process. (Regulation Specialist, review to LAW, Then to Public comment, and then back to the board)
- Phase/Project 2: Patty will send draft out to board members
- Completed Board Regulations Project Questionnaire Check List

I, Michael Collins, move that the Alaska board of nursing adjourns at 3:27pm, Seconded by April Erickson. No objections.

Adjourn at 3:27 pm

Friday May 8, 2026

CALL TO ORDER

Chair Danette Schloeder called the meeting to order at 0902

Agenda Item 20: Roll Call

Those present constituting a quorum were Board members:

- Chair RN Member: Danette Schloeder, RN, Anchorage
- APRN Member: April Erickson, APRN, RN, Wasilla
- RN Member: Heather Crivello, RN, Kodiak
- RN Educator: Marianne Murray, RN

Those Absent:

- Public Member: Cheryl “CJ” Payne, Wasilla
- Public Member: Michael Collins, Wasilla

LPN Seat is vacant

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

- Patty Wolf, MSN, RNC-OB, Executive Administrator
- Jenny Summers Senior Investigator
- Kim Lilly, Senior Investigator
- Courtney Gleaton, investigator
- Ryan Bennett, investigator
- Karina Medina, Probation Monitor
- Tammy Howell, RN Anchorage
- Colleen Bridge, RN, Anchorage

Members of the Public in attendance:

- Christine Dietrich
- My McClaine
- Helen Turner
- Colleen Bridge
- Tammy Howell
- Christine Wilkinson

Agenda Item 21 Executive Session-

Danette Schloeder Moves to go into Executive Session with April Erickson recused, Second, Marianne Murry, - No objections. Entered Executive Session at 0908

Back in regular session at 0910 for reading of the orders.

Reading of the orders:

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello** and carried with 3 Ayes and 1 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agreement for, Move to accept the consent agreement for **Kara Ross**, License Number **148525**, pursuant to, AS 08.68.340 (a)(6)(c),

Roll Call:

Marianne Murray-Y

April Erickson-Recuse

Heather Crivello-Y

Danette Schloeder-Y

Move to Executive Session with Marianne Murray recused at ,0913 Danette Schloeder, Second by Heather Crivello, No objections

Back in regular session at 1005 for reading of the orders.

On a motion made by April Erickson, seconded by Heather Crivello and carried with 3 Ayes and 1 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agreement for Case **number 2025-000749**, pursuant to AS 08.68.270 (3).

Roll Call:

Marianne Murray- Recused

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, seconded by and carried with 3 Ayes and 1 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agreement for, **Rizza Atwood**, license number **171433**, pursuant to AS 08.68.270 (7), 12 AAC 44.770 (4), and 12 AAC 44.770 (5)

Roll Call:

Marianne Murray- Recused

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

Move to Executive Session with Danette Schloeder recused at ,0925 April Erickson, Second by, Heather Crivello. No objections

Back in regular session at 0929 for reading of the orders.

On a motion made by April Erickson, seconded by Heather Crivello and carried with 3 Ayes and 1 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agreement for, License Number, pursuant to **Eteva Tautu-Wulf**, LPN license Number **103066**, pursuant to AS 08.68.340 (c).

Roll Call:

Marianne Murray- Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Recused

Move to Executive Session with no recusal at ,0931 Danette Schloeder, Second by Heather Crivello, No objections

Back in regular session at 1005 for reading of the orders.

On a motion made by **Marianne Murray**, seconded by **Heather Crivello** and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the consent agreement for **John Hacker**, License number **NURR29088**, which takes effect immediately upon signature of this order in accordance with the approval of the Board.

Roll Call:

Marianne Murray- Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, Marianne Murray, seconded by Heather Crivello and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the amended Consent agreement for case number **2024-001019-Prb** and allow the probation time to continue to toll while residing outside of Alaska.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by Marianne Murray, seconded by Heather Crivello and carried with 0 Ayes and 4 Nays it was **RESOLVED** that the Alaska Board of Nursing NOT accept the request for early release from probation for case number **2023-001003-Prb**.

Roll Call:

Marianne Murray- N

April Erickson-N

Heather Crivello-N

Danette Schloeder-N

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello** and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the voluntary license surrender for **Brenda Monroe**, License No: **188844**, pursuant to AS 08.68.270 (1), AS 08.68.270 (7), 12 AAC 44.270 (3), and 12 AAC 44.770 (14).

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello** and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing approves the revocation for **Andreina Sierra**, License No. **122911**, pursuant to AS08.68.331(b)(2); 12 AAC 44.815; 12 AAC 44.825(a); and 12 AAC 08.900.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello** and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the Consent Agreement for **Jordis Clark**, License No: **NURR10347**, pursuant to AS 08.01.075, AS 08.68.270, and 12 AAC 44.720.

Roll Call:

Marianne Murray- Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by **Marianne Murray**, seconded by **Heather Crivello**, and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the Consent Agreement for **Peggy Daw**, License No: **NURR11565**, pursuant to AS 08.01.075, AS 08.68.270, and 12 AAC 44.720.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello**, and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the voluntary license surrender for **Kathy Mixon**, License No: **181454**.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello**, and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the Consent Agreement for **Keri Monahan**, License No: **212998**, pursuant to AS 08.01.075, AS 08.68.270, and 12 AAC 44.720.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

On a motion made by, **Marianne Murray**, seconded by **Heather Crivello**, and carried with 4 Ayes and 0 recusal, it was **RESOLVED** that the Alaska Board of Nursing accept the Consent Agreement for **Rory O’Hanrahan**, License No: **105267**, pursuant to AS 08.01.075, AS 08.68.270, and 12 AAC 44.720.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

Agenda Item 22: Disciplinary Matrix Update Discussion:

Draft updated and newly formatted disciplinary matrix presented to the board by Jennifer Summers, Senior Investigator. No questions or concerns about the new format.

On a motion made by **Marianne Murray**, seconded by **Heather Crivello** and carried with 4 Ayes, it was **RESOLVED** that the Alaska Board of Nursing adopt the changes and additions as presented to the Disciplinary Matrix.

Roll Call:

Marianne Murray-Y

April Erickson-Y

Heather Crivello-Y

Danette Schloeder-Y

Agenda Item 16: Investigations Board Training (moved from Thursday on the agenda). Public facing provided by Investigator Ryan Bennett. Power point is available in the board book.

Move to executive session at 1033 for training purposes Danette Schloeder, seconded by Heather Crivello. No objections.

Back into regular session at 1121.

Agenda Item 23: Discuss next Meetings agenda- Tentative for August

- Strategic plan review
- Site visit overview and development of documents

- Advisory opinion- follow up to this meeting
- Board training- officer roles
- Regulation Projects

Agenda Item 24 For the Good of the Order

- Any further topics to cover?
Special Announcement: Danette Schloeder has been awarded the Elaine Ellerbee Award through NCSBN. An honor only for a person who has served as a president (chair) of a board of nursing and has made significant contributions to NCSBN. Congratulations, Danette.
- Evaluation of the board meeting- Will be sent out to the board members

Motion to adjourn by Marianne Murray, Seconded by Heather Crivello. No objections.

Adjourned at 1127

Next meeting is August 4-6, 2026

Respectfully submitted.

Patty Wolf MSN, RNC-OB
Executive Administrator, Alaska Board of Nursing

Approved Minutes with a quorum vote via OnBoard.

Approved:

Danette M Schloeder
Danette Schloeder, DNP, RNC-OB, C-EFM, C-ONQS
Chair, Alaska Board of Nursing

Date: 5-27-26

Version 5/7/2026- Approved draft by the board.

12 AAC 44.290. APPLICATION FOR EXAMINATION. (a) An applicant for license by examination in this state shall

(1) submit a completed application, on a form provided by the department, for approval to take the licensing examination; the completed application must include

(A) for identification purposes, the personal identification information requested on the application form;

(B) an attestation that the applicant graduated from or is eligible to graduate from a nursing education program approved by the board;

(C) the applicant's licensing and examination history;

(D) information on the applicant's physical and mental health related to the grounds for license denial, suspension, or revocation in AS 08.68.270;

(E) information on any criminal convictions related to the grounds for license denial, suspension, or revocation in AS 08.68.270;

(F) the applicant's ~~notarized signature certifying attestation~~ that the information in the application is correct to the best of the applicant's knowledge;

(G) the applicant's fingerprint information described in 12 AAC 44.319(a).

~~(H) a complete certified official transcript of the applicant's nursing education, submitted directly to the board from the school of nursing.~~

(2) pay the application fee, the fingerprint processing fee, and the license fee specified in 12 AAC 02.280;

(3) provide to the board, if the applicant is

(A) a graduate of a foreign pre-licensure education program that is not taught in English

(i) verification that the applicant has passed an English proficiency examination that includes components on reading, speaking, writing, and listening;

(ii) an evaluation of the applicant's nursing education by a board approved agency ~~the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service~~, including a full education, course-by-course report that indicates the applicant's nursing education was taught in English; or

(iii) an official ~~International Commission on Healthcare Professions (ICHP)~~ certificate that verifies that the applicant has successfully completed the VisaScreen: ~~Visa Credential Assessment Service~~;

(B) a practical nurse applicant who is a United States military servicemember on active duty or reserve status, or discharged by means other than a dishonorable discharge not more than five years from the date of application, who has completed a nursing education program provided by the United States military that is equivalent to an accredited practical nurse education program under AS 08.68.170

(i) a complete certified transcript of the applicant's military education, submitted directly to the board from the appropriate military service branch;

(ii) verification of employment on a form provided by the board that the applicant has, within the last five years, worked in the United States military in a nursing role for which the applicant received training equivalent to an accredited practical nurse education program; and

~~(iii) an attestation that the applicant is familiar with the licensed practical nurse scope of practice set out under 12 AAC 44.136; 137~~

(4) repealed 4/27/83;

(5) provide a nursing program verification form; the nursing program verification form must be completed by an official of the school of nursing attended and submitted directly to the department from the school of nursing; and

(6) provide, at the written request of the board, additional information that is necessary to demonstrate that the applicant has met the licensing requirements of AS 08.68 and this chapter.

(b) The application, fees, and all supporting documents required under (a) of this section must be on file with the department before the applicant will be approved to take the licensing examination.

(c) An applicant who is approved to take the licensing examination is eligible for examination for one year after the date the department sends a notice of approval to take the NCLEX to the testing company. An applicant who does not take the examination within that year shall reapply for approval under (a) of this section and submit the application fee and fingerprint processing fee.

(d) Repealed 5/7/2010.

(e) Repealed 5/7/2010.

Authority: AS 08.68.100 AS 08.68.190 AS 08.68.280
AS 08.68.170 AS 08.68.270

Editor's note: ~~Information regarding the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service TruMerit described in 12 AAC 44.290(a)(3)(A)(ii) and the International Commission on Healthcare Professions (ICHP) certificate described in 12 AAC 44.290(a)(3)(A)(iii) is available at CGFNS International, 3600 Market Street, Suite 400, Philadelphia, Pennsylvania 19104-2651; Telephone: (215) 222-8454; website at www.cgfns.org. The licensed practical nurse scope of practice advisory opinions referenced in 12 AAC 44.290(a)(3)(B)(iii) are available at https://www.commerce.alaska.gov/web/portals/5/pub/NUR_AdOp_Scope.pdf~~

12 AAC 44.305. LICENSE BY ENDORSEMENT. (a) An applicant for nursing license by endorsement shall submit

- (1) a completed application on a form provided by the department; the completed application must include
 - (A) the personal identification information requested on the form;
 - (B) the name and location of the nursing education program attended by the applicant;
 - (C) information on the applicant's physical and mental health related to the grounds for license denial, suspension, or revocation in AS 08.68.270;
 - (D) information on any criminal convictions related to the grounds for license denial, suspension, or revocation in AS 08.68.270;
 - ~~(E) attestation of 320 hours of nursing related employment in the five years immediately before the date of application;~~
 - (F) the applicant's ~~notarized~~ signature certifying that the information in the application is correct to the best of the applicant's knowledge;
 - (G) the applicant's fingerprint information described in 12 AAC 44.319(a); and
 - (H) if the applicant is a graduate of a foreign pre-licensure education program not taught in English
 - (i) verification that the applicant has passed an English proficiency examination that includes components on reading, speaking, writing, and listening; or
 - (ii) an evaluation of the applicant's nursing education by a board approved agency ~~the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service~~, including a full education, course-by-course report that indicates the applicant's nursing education was taught in English; or
 - (iii) an official ~~International Commission on Healthcare Professions (ICHP)~~ certificate that verifies that the applicant has successfully completed the VisaScreen: ~~Visa Credential Assessment Service~~;
 - ~~(2) the application fee, fingerprint processing fee, and the license fee specified in 12 AAC 02.280; Repeal~~
 - (3) verification that the applicant holds a current license, that is in good standing and unencumbered, to practice in another jurisdiction where licensing requirements meet the requirements set out in (b) of this section; and
 - ~~(4) a reference letter from the applicant's past employer verifying that the applicant has been employed in a nursing capacity for at least 320 hours within the last five years before application; if the applicant has not worked within the preceding five years, the applicant must submit proof of meeting the continuing competency requirements of the board or complete a course of study approved by the board. Repeal~~
- (b) In order to qualify for licensure by endorsement, an applicant must secure verification by an official of the licensing jurisdiction in which the applicant was licensed by examination, ~~on a form provided by the department, or~~ through the National Council of State Boards of Nursing online verification system, or that the license was obtained by meeting the following qualifications:

- (1) successful completion of a recognized nursing education program, the United States Army Practical Nurse Program, or Air Force Basic Medical Technician Corpsman Program (BMTCP) 4N051 (5 Skill Level); and
- (2) passing one of the following examinations:
 - (A) the ~~National Council Licensing Examination~~ NCLEX given after October 30, 1988 with a "pass";
 - (B) the ~~National Council Licensing Examination~~ NCLEX given after June 30, 1982 but before October 30, 1988, with a standard score of 1,600 for a registered nurse candidate or a standard score of 350 for a practical nurse candidate;
 - (C) the State Board Test Pool examination given before July 1, 1982, with a score of 350 on each section for registered nurses and 350 on the examination for licensed practical nurses; or
 - ~~(D) an examination constructed by another licensing jurisdiction given before 1953, with a minimum score of 75 percent. Repeal~~

Authority: AS 08.68.100 AS 08.68.200 AS 08.68.270
AS 08.68.170

12 AAC 44.310. LICENSURE BY ENDORSEMENT FOR GRADUATES OF FOREIGN SCHOOLS OF NURSING. (a) Applicants shall submit all required documents accompanied by certified English translations if the original documents are not in English.

(b) Unless otherwise provided by this section, nurses who have received nursing education outside the United States shall write the ~~National Council Licensing Examination~~ **NCLEX**.

(c) An applicant who has successfully passed the ~~National Council Licensing Examination~~ **NCLEX** in another jurisdiction, is licensed in that jurisdiction, and has met the licensure requirements of AS 08.68 and 12 AAC 44.305 will be licensed by endorsement. If the applicant did not obtain licensure in that jurisdiction, the applicant will be licensed by examination.

(d) The board will, in its discretion, issue a license by endorsement under AS 08.68.200, to an applicant who was licensed in Canada as a result of passing ~~the national Canadian examination~~ **a Canadian exam that was available at the time of their education if before 1992.**

(1) ~~before August 1980, with a score of at least 350 on each of the five parts of the examination; or~~ **Repeal**

(2) ~~after July 1980 but before July 1992, with a score of at least 400.~~ **Repeal**

Authority: AS 08.68.100 AS 08.68.200 AS 08.68.210
AS 08.68.190

- **Entire reg below can be repealed. There are other pathways for this in centralized regs, SCRA, etc.**

~~**REPEAL 12 AAC 44.312. TEMPORARY MILITARY COURTESY LICENSE OR CERTIFICATION TO PRACTICE AS A CERTIFIED NURSE AIDE, LICENSED PRACTICAL NURSE, REGISTERED NURSE, OR ADVANCED PRACTICE REGISTERED NURSE.**~~ (a) ~~The board will issue a temporary military courtesy license or certification to an active duty military member or spouse of an active duty military member of the armed forces of the United States who meets the requirements of AS 08.01.063 and this section not later than 30 days after the board receives a completed application.~~

~~(b) An applicant for a temporary military courtesy license or certification under this section~~

~~(1) must submit a completed application on a form provided by the department;~~

~~(2) must submit the fingerprint information described in 12 AAC 44.319(a);~~

~~(3) must submit a copy of~~

~~(A) the applicant's current active duty military orders showing assignment to a duty station in this state; or~~

~~(B) if the applicant is the spouse of an active duty military member, the applicant's spouse's current active duty military orders showing assignment to a duty station in this state;~~

~~(4) must submit documentation showing the applicant is currently licensed or certified in another licensing or certifying jurisdiction and the applicant's license or certification in the other jurisdiction is not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements;~~

~~(5) may not have been convicted of a crime that affects the applicant's ability to practice nursing or practice as a certified nurse aide competently and safely, as determined by the board; and~~

~~(6) must pay~~

~~(A) the temporary license application fee and fee for a temporary license set out under 12 AAC 02.105; and~~

~~(B) the fingerprint processing fee specified in 12 AAC 02.280 for nurses and advanced practice registered nurses or 12 AAC 02.282 for certified nurse aides.~~

~~(e) A temporary military courtesy license or certification issued to an active duty military member or spouse of an active duty military member under this section will be issued for a period of 180 days and may be renewed for one additional 180-day period, at the discretion of the board.~~

~~(d) While practicing under a temporary military courtesy license or certification issued under this section, the holder of the temporary military courtesy license or certification must comply with the standards of practice set out in AS 08.68 and this chapter.~~

~~(e) The board may refuse to issue a temporary military courtesy license or certification for the same reasons that it may deny, suspend, or revoke a license under AS 08.68.270.~~

~~**Authority:** AS 08.01.062 AS 08.68.100 AS 08.68.275
AS 08.01.063 AS 08.68.270~~

12 AAC 44.317. REINSTATEMENT OF A LAPSED OR RETIRED STATUS LICENSE. (a) The board will reinstate a license to practice as a registered or practical nurse, that has lapsed or been on a retired status for more than 60 days but less than two ~~one~~ years, if the applicant

- (1) submits a completed reinstatement application, on a form provided by the department, that includes
 - (A) the applicant's name, address, social security number, and date of birth;
 - ~~(B) the applicant's international nursing license history; Repeal~~
 - (C) information on the applicant's physical and mental health related to the grounds for license denial, suspension, or revocation in AS 08.68.270;
 - (D) information regarding criminal convictions related to the grounds for license denial, suspension, or revocation in AS 08.68.270; and
 - (E) ~~information regarding the method used to satisfy the continuing competency requirements in 12 AAC 44.600—12 AAC 44.660; and REPEAL~~

- (F) the applicant's ~~notarized signature certifying~~ attestation that the information in the application is correct to the best of the applicant's knowledge;

- (2) pays the biennial license renewal fee established in 12 AAC 02.280;
- (3) pays the penalty fee established in 12 AAC 02.280, ~~if the license has lapsed more than 60 days~~, unless the applicant seeking reinstatement holds a retired status license;
- (4) submits documentation of continuing competency activities in accordance with 12 AAC 44.600 – 12 AAC 44.660; completed within the two years immediately preceding the date of the application ~~the applicant must have completed those activities within the immediate two years before applying~~ for reinstatement; and
- (5) submits either

- (A) verification of licensure in good standing and unencumbered for each jurisdiction where the applicant held a license to practice nursing during the time period in which the applicant's license was lapsed in this state; a verification of licensure submitted under this paragraph must be either

- (i) [(A)] obtained through the National Council of State Boards of Nursing online license verification system;

- (ii) [(B)] received directly from the licensing authority in the other jurisdiction; or

- ~~(iii) [(C)] obtained from an electronic data base maintained by the licensing authority in another jurisdiction that indicates that the electronic data base is a primary source of verification of licensure in that jurisdiction.~~

- (B) certification that the applicant did not hold an active license in any other

jurisdiction during the time period in which the applicant's license was lapsed in the state.

(b) The board or executive administrator will reinstate a license to practice as a registered or practical nurse that has been lapsed or on a retired status at least ~~one~~ two years, ~~but less than five years~~, if the applicant

- (1) submits a completed application for reinstatement, on a form provided by the department, that includes
 - (A) the applicant's name, address, social security number, and date of birth;
 - ~~(B) the applicant's international nursing license history;~~
 - (C) information on the applicant's physical and mental health related to the grounds for license denial, suspension, or revocation in AS 08.68.270;
 - (D) information regarding criminal convictions related to the grounds for license denial, suspension, or revocation in AS 08.68.270;
 - (E) the applicant's ~~notarized signature certifying~~ attestation that the information in the application is correct to the best of the applicant's knowledge; and
 - (F) the applicant's fingerprint information described in 12 AAC 44.319(a);
- (2) pays the biennial license renewal fee, the fingerprint processing fee, and penalty fee established in 12 AAC 02.280;
- (3) submits documentation of continuing competency activities in accordance with 12 AAC 44.600 – 12 AAC 44.660; ~~the applicant must have completed those activities within the immediate two years before applying for reinstatement;~~ immediately preceding the date of application for reinstatement

(4) submits verification of licensure in good standing and unencumbered for each jurisdiction where the applicant held a license to practice nursing during the time period in which the applicant's license was lapsed in this state; a verification of licensure submitted under this paragraph must be either

(A) obtained through the National Council of State Boards of Nursing online license verification system;

(B) received directly from the licensing authority in the other jurisdiction; or

(C) obtained from an electronic data base maintained by the licensing authority in another jurisdiction that indicates that the electronic data base is a primary source of verification of licensure in that jurisdiction; and

(5) submits a reference letter, or verification on a form provided by the department, from the applicant's past employer verifying that the applicant has been employed in a nursing capacity for at least 320 hours within the last five years before application; if the applicant has not worked within the preceding five years, the applicant must submit proof of completion of a course of study approved by the board; the course of study must include classroom instruction and a minimum of 100 supervised clinical hours with at least 60 percent of the hours in direct patient care.

(e) The board or executive administrator will reinstate a license to practice as a registered or practical nurse that has been lapsed less than 60 days or on a retired status five years or more, if the applicant meets the renewal requirements of AS 08.68.251 and 12 AAC 44.315. (b) of this section.

Authority: AS 08.01.100 AS 08.68.251 AS 08.68.276
AS 08.68.100

12 AAC 44.320. TEMPORARY PERMITS. (a) Repealed 7/28/95.

(b) The board may issue a temporary nonrenewable permit to an applicant for license by endorsement who submits

(1) a completed application as required in 12 AAC 44.305(a)(1)(A) – (G);

(2) the application fee, the fingerprint processing fee, the license by endorsement fee, and the temporary permit fee specified in 12 AAC 02.280;

(3) verification of a current license issued by another licensing jurisdiction to practice as a registered nurse or a practical nurse; the license must be in good standing and unencumbered; and

(4) the applicant's fingerprint information described in 12 AAC 44.319(a).

(c) Repealed 7/28/95.

(d) A temporary nonrenewable permit issued under (b) of this section is valid for six months from the date of issuance or until a permanent license is issued or denied, whichever occurs first.

(e) The board may issue a temporary nonrenewable permit to an applicant by examination who

(1) applies for licensure by examination on a form provided by the department in accordance with 12 AAC 44.290;

(2) has not

(A) failed the NCLEX examination; and

(B) failed to appear and take the NCLEX examination for which the applicant was registered;

(3) pays the application fee, the fingerprint processing fee, the license by examination fee, and the temporary permit fee specified in 12 AAC 02.280;

(4) submits a certified or notarized nursing program verification form directly from the school of nursing attended verifying successful completion of the nursing program; provide a nursing program verification form; the nursing program verification form must be completed by an official of the school of nursing attended and submitted directly to the department from the school of nursing;

(5) submits the applicant's fingerprint information described in 12 AAC 44.319(a); and

(6) submits an evaluation of the applicant's nursing education by an agency the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report if the applicant is a practical nurse applicant or registered nurse applicant who graduated from a school of nursing not taught in English outside of the United States or Canada, except Quebec, Canada.

(f) The temporary nonrenewable permit issued under (e) of this section is valid for six months or until the results of the NCLEX are made available to the board and notification of the results is received by the temporary permit holder whichever occurs first.

(g) The board may issue a temporary nonrenewable permit to an applicant for reinstatement who

(1) submits a completed application for reinstatement on a form provided by the department that includes the information required under 12 AAC 44.317(a)(1)(A) - (F);

(2) pays the biennial license renewal fee, the penalty fee, and the temporary permit fee established under 12 AAC 02.280;

(3) submits verification of licensure, in good standing and unencumbered, for each jurisdiction where the applicant held a license to practice nursing during the time period in which the applicant's license was lapsed in this state; verification of licensure must be submitted in accordance with 12 AAC 44.317(a)(5); and

(4) if an applicant's license has been lapsed for a period of over one year, submits a fingerprint card in accordance with 12 AAC 44.319(a).

(h) A temporary nonrenewable permit issued under (g) of this section is valid for six months from the date of issuance or until a permanent license is issued or denied, whichever occurs first. Only one temporary nonrenewable permit may be issued during each period a license is on a lapsed or retired status.

Authority: AS 08.68.100 AS 08.68.200 AS 08.68.210
AS 08.68.170

12 AAC 44.800. CERTIFICATION BY EXAMINATION. (a) An applicant is eligible for certification as a nurse aide by examination if the applicant

(1) meets one of the following requirements:

(A) successful completion, not earlier than two years immediately before the date of application, of a certified nurse aide training program approved under 12 AAC 44.835, or equivalent in content to the requirements of 12 AAC 44.835(c);

(B) possession of an unencumbered nursing license, either current or lapsed, issued by a state or territory of the United States, or by a province or territory of Canada;

(C) successful completion, ~~not earlier than two years immediately before the date of the completed application,~~ of one year or more of nursing education that includes both clinical and classroom instruction in nursing fundamentals from a nursing school approved by a state or territory of the United States or by a province or territory of Canada, and that is equivalent in content to the requirements of 12 AAC 44.835(c);

(D) ~~successful completion, not earlier than five years immediately before the date of the completed application, of a United States military corpsman or medic training program equivalent in content to the requirements of 12 AAC 44.835(c) and service in the United States military forces as a corpsman or medic not earlier than five years immediately before the date of the completed application;~~

~~a United States military servicemember on active duty or reserve status, or discharged by means other than a dishonorable discharge not more than five years from the date of application, who has completed a United States military corpsman or medic training program equivalent in content to the requirements of 12 AAC 44.835(c)~~

(i) a complete certified transcript of the applicant's military education, submitted directly to the board from the appropriate military service branch;

(ii) verification of employment on a form provided by the board that the applicant has, within the last five years, worked in the United States military in a nursing role for which the applicant received training equivalent to an accredited practical nurse education program; and

(E) successful completion of one year or more of a nursing ~~training~~ education program in a foreign country other than Canada; an applicant must submit all required documents accompanied by certified English translations if the original documents are not in English; and

(2) applies under (1)(A), (B), (C), or (E) of this subsection is a graduate of a foreign prelicensure education program not taught in English ~~or if the applicant's native language is not English,~~ and submits,

(A) verification that the applicant has passed an English proficiency examination that includes components on reading, speaking, writing, and listening;

(B) an evaluation of the applicant's nursing education by the Commission on Graduates of Foreign Nursing Schools - Credentials Evaluation Service, including a full education, course by course report that indicates the applicant's nursing education was taught in English; or

(C) an official International Commission on Healthcare Professions (ICHP) certificate that verifies that the applicant has successfully completed the VisaScreen: Visa Credential Assessment Service;

(b) ~~An applicant who meets the requirements of (a) of this section must also successfully complete the certified nurse aide competency evaluation described in 12 AAC 44.850. The board will deny permission to take the competency evaluation to an applicant who has committed an act or omission that would constitute grounds for denial~~

~~of certification under 12 AAC 44.818, if the board determines that the gravity of that act or omission supports a denial of permission to take the competency evaluation.~~

Authority: AS 08.68.100 AS 08.68.331 AS 08.68.334

Editor's note: A list of nursing schools that have been approved by a state or territory of the United States may be obtained by contacting the Commission on Collegiate Nursing Education (CCNE), 655 K Street, NW, Suite 750, Washington, DC 20001; telephone (202) 887-6791; website at www.aacnursing.org/CCNE, Accreditation Commission for Education in Nursing (ACEN), ~~3343- 3390~~ Peachtree Road NE, Suite ~~850~~ 1400, Atlanta, GA 30326; telephone (404) 975-5000; website at www.acenursing.org, or the National League of Nursing, 61 Broadway, 33rd Floor, New York, NY 10006.

~~Information regarding the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service described in 12 AAC 44.800(a)(2)(B) and the International Commission on Healthcare Professions (ICHP) certificate described in 12 AAC 44.800(a)(2)(C) is available at CGFNS International, 3600 Market Street, Suite 400, Philadelphia, Pennsylvania 19104 2651; Telephone: (215) 222 8454; website at www.egfns.org.~~

12 AAC 44.805. CERTIFICATION BY ENDORSEMENT. An applicant is eligible for certification as a nurse aide by endorsement if the applicant meets the following requirements:

- (1) successful completion of a certified nurse aide training program that meets minimum federal requirements of 42 C.F.R. 483.152;
- (2) possession of an unencumbered nurse aide certification or registration that is issued by a state or territory of the United States, or by a province or territory of Canada, and that is current on the date of the completed application;
- (3) successful completion of a competency evaluation; and
- (4) if the applicant is a graduate of a foreign pre-licensure education program not taught in English, submission of

~~(A) verification that the applicant has passed an English proficiency examination that includes components on reading, speaking, writing, and listening;~~

~~(B) an evaluation of the applicant's nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, including a full education, course by course report that indicates the applicant's nursing education was taught in English; or~~

~~(C) an official International Commission on Healthcare Professions (ICHP) certificate that verifies that the applicant has successfully completed the VisaScreen: Visa Credential Assessment Service.~~

Authority: AS 08.68.100 AS 08.68.331

~~**Editor's note:** Information regarding the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service described in 12 AAC 44.805(4)(B) and the International Commission on Healthcare Professions (ICHP) certificate described in 12 AAC 44.805(4)(C) is available at CGFNS International, 3600 Market Street, Suite 400, Philadelphia, Pennsylvania 19104 2651; Telephone: (215) 222 8454; website at www.egfns.org.~~

12 AAC 44.810. APPLICATION FOR CERTIFICATION. (a) An applicant for certification as a nurse aide shall submit

(1) a completed application, on a form provided by the department, that verifies that the applicant meets the requirements of 12 AAC 44.800(a) or 12 AAC 44.805; the application must include

(A) the applicant's signature that certifies that the information in the application is correct to the best of the applicant's knowledge;

(B) the applicant's personal identification information requested on the form;

(C) an attestation that the applicant has completed or is eligible to complete a state approved nurse aide training program;

(D) information related to the grounds for license denial, suspension, or revocation set out in AS 08.68.270;

(2) the applicable fees established in 12 AAC 02.282;

(3) the applicant's fingerprint information required by 12 AAC 44.812;

(4) an additional application fee and fingerprint processing fee, if the submitted application has remained dormant for over one year from the original date of application;

(5) the nurse aide program **verification form**, completed by an official of the program attended; the form must be submitted directly to the department from the nurse aide training program; and

(6) at the written request of the board, additional information that is necessary to demonstrate that the applicant has met the licensing requirements of AS 08.68 and this chapter.

(b) An application for certification under 12 AAC 44.800 is also the application to take the competency evaluation required under 12 AAC 44.800(b).

~~(c) If an applicant applies for certification by endorsement under 12 AAC 44.805, the applicant shall provide certificate verification on a form provided by the department. The certificate verification must be completed by an official of the certifying jurisdiction in which the applicant was certified by examination and from the jurisdiction in which the applicant is currently certified. The jurisdiction that certified the applicant by examination must verify that the applicant obtained certification by successfully completing a nurse aide program verification form, completed by an official of the program attended, which must be submitted directly to the department by the nurse aide training program. If the training program is permanently closed or otherwise unable to provide the verification, the applicant shall first contact and request training verification from the jurisdiction in which the applicant was initially certified. If both the training program and the jurisdiction of initial certification are unable to provide verification of the applicant's training, the applicant may submit any available supporting documentation directly to the department. In such cases, the department retains discretion to evaluate the sufficiency and authenticity of the documentation submitted; however, the requirement for verification is not waived.~~

(1) a state-approved nurse aide training program that meets the requirements set out under 42 C.F.R. 483.152; and

(2) a nurse aide competency evaluation that meets the requirements set out under 42 C.F.R. 483.154.

Authority: AS 08.68.100 AS 08.68.331

12 AAC 44.815. ISSUANCE AND RENEWAL OF CERTIFICATION. (a) An initial nurse aide certification is valid for the remainder of the current biennial certification period. A nurse aide certification must be renewed biennially on or before a date set by the department. A renewal reminder will be ~~mailed sent~~ to each currently certified nurse aide at least 60 days before the renewal date. A certification that is not renewed lapses.

(b) To renew a nurse aide certification, a certified nurse aide must submit

(1) a completed application for renewal on a form provided by the department;

(2) the certification renewal fee established in 12 AAC 02.282; and

(3) attestation that the applicant has met the continuing education requirements of 12 AAC 44.825 and the requirements of (c) or (d) of this section; documentation showing completion of continuing education and verification of employment will be required if the certified nurse aide is selected for audit.

(c) A nurse aide certification will be renewed if the applicant was employed in a state or territory of the United States, or in a province or territory of Canada, **performing CNA duties for monetary compensation for 160 hours or more during the concluding certification period.** ~~In accordance with 42 483.156 (c) (2)~~

(d) An applicant who was employed as a certified nurse aide for monetary compensation **for less than 160 hours** during the concluding certification period may not obtain the required experience after the applicant's nurse aide certificate has lapsed and must successfully complete a competency evaluation under 12 AAC 44.850 **before** the certification will be renewed.

(e) A certified nurse aide who is issued an initial nurse aide certification less than 12 months before the next renewal period is not required to satisfy the requirements of (c) and (d) of this section.

(f) A nurse aide certification that has been lapsed for 12 months or less may be renewed under this section.

(g) An applicant who was not employed as a certified nurse aide for monetary compensation during the concluding certification period and whose certified nurse aide training program was successfully completed more than two years

ago, must complete another certified nurse aide training program approved under 12 AAC 44.835, or equivalent in content to the requirements of 12 AAC 44.835(c).

Authority: AS 08.01.100 AS 08.68.331 AS 08.68.336
AS 08.68.100

12 AAC 44.820. LAPSED CERTIFICATION. (a) The board will reinstate a nurse aide certification that has lapsed ~~for one day but~~ less than ~~two~~ five years, if the applicant submits

(1) a completed reinstatement application on a form provided by the department;
(2) the certification renewal fee and the fingerprint processing fee established in 12 AAC 02.282;
(3) verification of successful completion of 24 hours of continuing education **within the two years immediately preceding the date of application** ~~all continuing education requirements in 12 AAC 44.825 that would have been required to maintain a current certification for the entire period the certification was lapsed; continuing education contact hours used for reinstatement under this subsection may not be used to satisfy the continuing education requirements for the next biennial certification period;~~

(4) (A) verification that the applicant was employed in ~~another state or territory of~~ the United States, or in a province or territory of Canada, performing CNA duties for monetary compensation as required under 12 AAC 44.815(c) ~~for the total number of hours that would have been required to maintain a current certification for the entire period the certification was lapsed; and with at least 160 hours having been completed during the two years immediately preceding the date of application;~~ **In accordance with 42 483.156 (c) (2)**

OR

(B) attestation that the applicant was not actively employed as a CNA

during the time period the certification was lapsed; and

(5) the applicant's fingerprint information described in 12 AAC 44.812(a).

(b) An applicant for reinstatement of a nurse aide certification under this section who has successfully completed a competency evaluation under 12 AAC 44.850 within the 24 months immediately preceding application for reinstatement is not required to meet the requirements of (a)(3) and (4) of this section.

~~(c) The board will reinstate a nurse aide certification that has been lapsed for at least two years, but less than five years, if the applicant submits~~

~~(1) a completed reinstatement application on a form provided by the department;
(2) the certification renewal fee and the fingerprint processing fee established in 12 AAC 02.282;
(3) verification of successful completion of all continuing education requirements in 12 AAC 44.825 that would have been required to maintain a current certification for the entire period the certification was lapsed, with at least 24 hours having been completed within the two years immediately preceding the date of application; continuing education contact hours used for reinstatement under this subsection may not be used to satisfy the continuing education requirements for the next biennial certification period;~~

~~(4) verification that the applicant was employed in another state or territory of the United States, or in a province or territory of Canada, performing CNA duties for monetary compensation as required under 12 AAC 44.815(c) for the total number of hours that would have been required to maintain a current certification for the entire period the certification was lapsed, with at least 160 hours having been completed during the two years immediately preceding the date of application;~~

~~(5) successful completion of a competency evaluation under 12 AAC 44.850 within the 24 months immediately preceding application for reinstatement; and~~

~~(6) the applicant's fingerprint information described in 12 AAC 44.812(a).~~

(d) The board will not reinstate a nurse aide certification that has been lapsed for five years or more. The former holder of a nurse aide certification that has been lapsed for five years or more must reapply for a new initial certification under this chapter.

(e) The board will reinstate a nurse aide certification that has been lapsed for less than 60 days if the applicant meets the standard renewal requirements described in 12 AAC 44.815.

Authority: AS 08.01.100 AS 08.68.100 AS 08.68.331

12 AAC 44.830. APPLICATION FOR TRAINING PROGRAM APPROVAL. (a) An applicant seeking to establish a certified nursing aide training program must submit, at least 90 days before the date training is expected to begin,

- (1) a completed application on a form provided by the department;
- (2) any fee established in 12 AAC 02.282;
- (3) a copy of the curriculum and other instructional materials; and
- (4) a description of the classroom and clinical facilities.

(b) The application must include

- (1) a summary of the rationale, philosophy, and purpose of the program;
- (2) qualifications of the faculty;
- (3) an outline of the program, including the program's title, objectives, content, and teaching methodology, and the number of classroom and clinical instruction hours;
- (4) a copy of the nurse aide skills checklist to be used to measure student clinical skills as required in 12 AAC 44.852;xxx
- (5) program location;
- (6) the name and resume of each classroom instructor;
- (7) a schedule of classroom and clinical instruction hours that includes supervised skill and clinical training hours; and
- (8) a copy of the final examination.

(c) Within 90 days after receipt of the application the board will advise the applicant whether additional information is needed to complete the application. Once an application is complete, if the program meets the requirements of 12 AAC 44.835 - 12 AAC 44.847 and 12 AAC 44.852, the board will provisionally approve the program at their next scheduled board meeting. A program that has received provisional approval is authorized to conduct training until the board's final decision on the application for approval.

(d) A registered nurse that is either a member of the board or board staff will conduct an on-site review of the training facilities and personnel of a provisionally approved program during the first training offered by that program. After the on-site review the board will notify the program provider whether the board has determined that

- (1) deficiencies in the provisionally approved program exist because of noncompliance with 12 AAC 44.835 - 12 AAC 44.847 and 12 AAC 44.852; and
- (2) a follow-up on-site visit is necessary to ensure that the program provider corrects those deficiencies.

(e) If the board determines deficiencies to exist under (d)(1) of this section, the program provider shall correct those deficiencies and notify the board when the deficiencies have been corrected. After any follow-up on-site review that the board requires under (d)(2) of this section, if the board determines that those deficiencies have not been corrected, the board will deny approval of the program.

(f) A program provider whose application has been denied may request a hearing under AS 44.62.330 – 44.62.630 (Administrative Procedure Act) to appeal the denial of training program approval.

Authority: AS 08.68.100 AS 08.68.331

12 AAC 44.835. TRAINING PROGRAM STANDARDS. (a) A certified nurse aide training program must be conducted in a manner to assure that clients receive safe and competent care, and must train a certified nurse aide to

- (1) form a relationship, communicate, and interact competently with the client;
- (2) demonstrate sensitivity to the emotional, social, and mental health needs of a client through skillful and directed interactions;

~~(3) assist a client in attaining and maintaining independence;~~
~~(4) exhibit behavior that supports and promotes the rights of a client; and~~
~~(5) demonstrate the skills of observing, caregiving, and reporting needed to document the health, physical condition, and well-being of a client.~~

(b) To be approved by the board, a certified nurse aide training program must provide the following:

- ~~(1) curriculum that meets the requirements of 12 AAC 44.845 and 12 AAC 44.847;~~
- ~~(2) instructors who meet the requirements of 12 AAC 44.840;~~
- ~~(3) classroom and clinical facilities that meet the requirements of (f) of this section;~~
- ~~(4) maintenance of records showing the disposition of complaints received against the program.~~

(c) In addition to the requirements of (b) of this section, a certified nurse aide training program must consist of at least 140 hours of training that

- ~~(1) includes a minimum of 60 hours of didactic instruction that meets the requirements of 12 AAC 44.845;~~
- ~~(2) includes a minimum of 80 hours of supervised skills and clinical training that meets the requirements of 12 AAC 44.847 and provides an opportunity for students to gain the competencies required in 12 AAC 44.847, as follows:~~

~~(A) 48 hours must be in~~

- ~~(i) a long-term care facility;~~
- ~~(ii) an assisted living home licensed in this state that has a registered nurse or practical nurse on staff 24 hours a day; or~~
- ~~(iii) an acute care facility;~~

~~(B) at least 32 hours must be in learning and practicing the skills under the direct supervision of an approved instructor under 12 AAC 44.840; Before having any direct contact with a client, a student must complete a minimum of 16 hours of specific skill training per 42 CFR 483.152 (b) and~~

~~(3) documents each student's demonstration of skills by completion of the nurse aide skills checklist required under 12 AAC 44.852.~~

(d) During supervised skill and clinical training, a ratio of 10 students to one instructor may not be exceeded when the student is providing skills demonstration on an individual or clinical care to a client. ~~Before having any direct contact with a client, a student must complete a minimum of 16 hours of classroom training and 16 hours of specific skill training that includes~~

- ~~(1) communication and interpersonal skills;~~
- ~~(2) infection control, including standard precautions;~~
- ~~(3) safety and emergency procedures;~~
- ~~(4) respecting and promoting the rights of the client;~~
- ~~(5) observation, reporting, and documentation of patient status and the care or service furnished;~~
- ~~(6) reading and recording temperature, pulse, and respiration;~~
- ~~(7) basic elements of body functioning and changes in body function that must be reported to a nurse aide's supervisor; and~~

~~(8) appropriate and safe techniques in personal hygiene and grooming that includes~~

- ~~(A) bed bath;~~
- ~~(B) sponge, tub, or shower bath;~~
- ~~(C) skin care;~~
- ~~(D) oral hygiene;~~
- ~~(E) toileting and elimination;~~
- ~~(F) safe transfer techniques and ambulation; and~~
- ~~(G) positioning.~~

~~(e) The training required under this section is in addition to a nursing facility's initial employee orientation requirements.~~

~~(f) Classroom and clinical facilities must provide space, comfort, safety, and equipment sufficient for conducting a professional certified nurse aide training program. When evaluating the sufficiency of classroom and clinical facilities, the board will consider whether~~

- ~~(1) the facilities appear to be clean and in good repair;~~
- ~~(2) a comfortable temperature is maintained;~~
- ~~(3) the lighting is bright enough to allow performance of classroom work, including reading and writing, and whether increased lighting is available as needed for specific clinical instruction;~~
- ~~(4) students have ready access to toilets and lavatories;~~
- ~~(5) space is sufficient to allow each student to be seated and take written notes during lectures, and to provide students with an unobstructed view during demonstrations of clinical skill tasks;~~
- ~~(6) the acoustics allow students to hear the instructor; and~~

~~(7) an aspect of the facilities likely could interfere with the effective presentation of a certified nurse aide training program; and~~

~~(8) the clinical facility provides access to a sufficient number of clients to allow the student to provide care for more than one client at a time, and for the student to gain the competencies required in 12 AAC 44.847.~~

(g) Except as provided in (h) of this section, the board will not approve a certified nurse aide training program offered in or by a nursing facility that the state survey and certification agency or the Centers for Medicare and Medicaid Services, United States Department of Health and Human Services, has determined to be ineligible under federal Medicare or Medicaid regulations to offer a nurse aide training and competency evaluation program within the 24 months preceding the board's review of the nursing facility's program.

(h) The board will approve a certified nurse aide training program to be conducted in a nursing facility described under (g) of this section if a program provider other than that nursing facility offers the training program, and if the state survey and certification agency has

- (1) determined that a similar program is not offered within a reasonable distance of the facility;
- (2) determined that an environment exists that is adequate for the operation of the program in the facility; and
- (3) provided notice of its determinations to the office of long term care ombudsman established under AS 44.25.300.

(i) The board will maintain a current list of approved training programs. Those training programs approved by the board as of October 9, 1998 are determined to be in compliance with the requirements of 42 C.F.R. 483.152 and 42 C.F.R. 483.154. The board will review these programs as provided in 12 AAC 44.857.

~~(j) During classroom instruction, the ratio of students to the instructor may not exceed 20 students for each instructor.~~

(k) Notwithstanding (c) of this section, during a public health emergency declared by the governor or commissioner of health and social services, or when the board has determined an urgent situation exists as defined in (l) of this section, a certified nurse aide training program will allow at least 75 hours of training that includes a minimum of 59 hours of clinical training that meets the requirements of 42 C.F.R. 483.152.

(l) In this section, "urgent situation" means a health crisis requiring increased availability of certified nurse aides.

Authority: AS 08.68.100 AS 08.68.331

Editor's note: A list of the certified nurse aide training programs that the board has approved as of October 9, 1998 may be obtained from the Board of Nursing, Department of Commerce, Community, and Economic Development, 550 W. 7th Avenue, Suite 1500, Anchorage, AK 99501.

~~**12 AAC 44.847. CLINICAL TRAINING CURRICULUM.** The 80 hours of supervised skills and clinical training required in 12 AAC 44.835(c)(2) must provide an opportunity for a student to gain the following competencies:~~

~~(1) perform according to a nurse aide's role and responsibility by~~

~~(A) using ethical and legal concepts in relationships and communication with others, including other health care providers and the client;~~

~~(B) maintaining confidentiality of client information;~~

~~(C) identifying the lines of authority and reporting problems to the appropriate person;~~

~~(D) identifying the range and limitation of certified nurse aide functions;~~

~~(E) accepting responsibility for one's actions;~~

~~(F) demonstrating promptness and dependability;~~

~~(G) seeking assistance when unsure about appropriate action;~~

~~(H) participating as a member of the health care team, including providing input to licensed nursing staff in the development and updating of client care plans; and~~

~~(I) using the concept of client's rights and responsibilities in client relationships, including the rights described in 7 AAC 12.890;~~

~~(2) demonstrate an understanding of the basic nursing skills of~~

~~(A) monitoring body functions;~~

~~(B) taking and recording vital signs;~~

~~(C) non-invasive physical specimen collection and testing, including recognizing and reporting deviations from normal limits;~~

~~(D) measuring and recording height and weight;~~

~~(E) recognizing abnormal signs and symptoms of common diseases and conditions, including the following:~~

- ~~(i) shortness of breath;~~
- ~~(ii) rapid respiration;~~
- ~~(iii) fever, chills, or coughs;~~
- ~~(iv) pain in the chest or abdomen;~~
- ~~(v) nausea and vomiting;~~
- ~~(vi) blue color to the lips;~~
- ~~(vii) drowsiness;~~
- ~~(viii) excessive thirst or sweating;~~
- ~~(ix) pus, blood, or sediment in urine;~~
- ~~(x) urinating difficulties, urinating in frequent small amounts, pain or burning during urination, or urine with dark color or strong odor;~~

~~(F) transfers, positioning, and turning of clients;~~

~~(3) demonstrate an understanding of basic personal care skills by assisting clients with~~

~~(A) bathing;~~

~~(B) oral hygiene;~~

~~(C) grooming;~~

~~(D) dressing;~~

~~(E) toileting;~~

~~(F) eating and hydration;~~

~~(G) proper feeding techniques; and~~

~~(H) skin care;~~

~~(4) demonstrate knowledge of safety concepts by~~

~~(A) using the principles of medical asepsis and isolation techniques;~~

~~(B) showing proficiency in basic life support;~~

~~(C) providing adequate ventilation, warmth, light, and therapeutic environment;~~

~~(D) using appropriate measures to relieve pain and promote rest and sleep;~~

~~(E) maintaining equipment and keeping client space clean and orderly;~~

~~(F) identifying and using accident prevention measures;~~

~~(G) applying principles of body mechanics in transferring and ambulation of a client;~~

~~(H) demonstrating the proper application and release of restraints and other protective devices;~~

~~(I) demonstrating the proper care of the client in protective devices;~~

~~(J) demonstrating knowledge of fire and disaster procedures; and~~

~~(K) applying principles of health and sanitation in the service of food to a client;~~

~~(5) demonstrate appropriate communication skills by~~

~~(A) listening and responding to a client's verbal and nonverbal communications;~~

~~(B) recognizing that the certified nurse aide's own behavior influences a client's behavior;~~

~~(C) seeking assistance in understanding a client's behavior;~~

~~(D) giving appropriate positive and negative reinforcement;~~

~~(E) making adjustments for the physical or mental limitations of a client;~~

~~(F) using terminology accepted in the employing facility to record and report observations and pertinent information;~~

~~(G) recording and reporting observations, activities, and communications accurately;~~

~~(6) demonstrate knowledge of hygiene and restorative nursing care by~~

~~(A) providing appropriate personal hygiene services to the client;~~

~~(B) using measures that promote good skin care, including the use of anti-pressure procedures and devices;~~

~~(C) carrying out preventive maintenance and rehabilitative measures such as therapeutic ambulation, exercise, range of motion, and bed and chair positioning in daily care;~~

~~(D) recognizing and promoting opportunities for self care, according to the client's ability;~~

~~(E) helping to provide adequate nutrition, including fluid intake and progressive self feeding by the client;~~

~~(F) identifying and monitoring special dietary needs;~~

~~(G) following correct procedures to aid adequate elimination from the bladder and bowel, including measuring output;~~

~~(H) demonstrating an understanding of the concepts of bladder and bowel retraining; and~~

~~(I) making adjustments for physical or mental limitations;~~

~~(7) demonstrate knowledge of growth and development concepts by~~

~~(A) identifying basic human needs;~~

~~(B) helping to provide for a client's spiritual needs;~~

~~(C) recognizing the client's family as an influence on behavior and care;~~

- (D) identifying developmental tasks associated with aging;
- (E) identifying cultural factors that may influence behavior;
- (F) describing the body responses, including sexuality, in the normal life cycle;
- (G) describing the body responses to loss, dying, and death; and
- (H) demonstrating knowledge of post mortem care; and
- (8) demonstrate behavior that maintains the rights of the client by
 - (A) providing privacy and maintenance of confidentiality;
 - (B) promoting the client's right to make personal choices to accommodate individual needs;
 - (C) helping the client to resolve grievances;
 - (D) helping the client get to, and participate in, family and other group activities;
 - (E) helping to care for and maintain the security of a client's personal possessions;
 - (F) providing care that protects the client from abuse, mistreatment, or neglect;
 - (G) reporting any instances of abuse, mistreatment, or neglect to the appropriate authorities;
 - (H) maintaining the client's environment and providing the level of care that will minimize the need for physical and chemical restraints;
 - (I) acting as an advocate if a client's rights appear to have been violated by reporting to the appropriate supervisory staff.

~~Authority: AS 08.68.100 AS 08.68.331~~

~~12 AAC 44.845. CLASSROOM CURRICULUM. The 60 hours of classroom instruction required in 12 AAC 44.835(c)(1) must include the following topics:~~

- ~~(1) the role of a certified nurse aide, including~~
 - ~~(A) ethical standards;~~
 - ~~(B) legal issues;~~
 - ~~(C) the certified nurse aide as a member of the health care team; and~~
 - ~~(D) the client's rights and responsibilities; and~~
 - (E) training on person centered care:**
- ~~(2) basic nursing skills, including~~
 - ~~(A) monitoring body functions;~~
 - ~~(B) taking and recording vital signs;~~
 - ~~(C) measuring and recording a client's height and weight;~~
 - ~~(D) caring for the client's environment;~~
 - ~~(E) non-invasive collection and testing of physical specimens;~~
 - ~~(F) measuring and recording fluid and food intake and output;~~
 - ~~(G) caring for a client if the client's death is imminent; and~~
 - ~~(H) postmortem care;~~
- ~~(3) personal care skills, including~~
 - ~~(A) bathing;~~
 - ~~(B) oral hygiene;~~
 - ~~(C) grooming;~~
 - ~~(D) dressing;~~
 - ~~(E) toileting;~~
 - ~~(F) assisting with eating and hydrating;~~
 - ~~(G) proper feeding techniques; and~~
 - ~~(H) skin care;~~
- ~~(4) safety concepts related to nursing, including~~
 - ~~(A) medical aseptic technique, including isolation;~~
 - ~~(B) basic life support;~~
 - ~~(C) environment;~~
 - ~~(D) body mechanics;~~
 - ~~(E) transfer and ambulation;~~
 - ~~(F) restraints and other protective devices;~~
 - ~~(G) fire and disaster;~~
 - ~~(H) food service; and~~

- ~~(1) infection control, including standard precautions;~~
- ~~(5) communication skills, including~~
 - ~~(A) psychosocial needs of clients;~~
 - ~~(B) verbal and nonverbal communications;~~
 - ~~(C) knowledge of communication modifications for clients with limited abilities;~~
 - ~~(D) medical and nursing terminology; and~~
 - ~~(E) recording and reporting;~~
- ~~(6) hygiene and restorative nursing care, including~~
 - ~~(A) personal hygiene;~~
 - ~~(B) activities of daily living;~~
 - ~~(C) adequate nutrition and fluid intake;~~
 - ~~(D) excretory system;~~
 - ~~(E) bladder and bowel retraining; and~~
 - ~~(F) preventive maintenance and rehabilitative measures;~~
- ~~(7) human growth and development, including~~
 - ~~(A) basic needs;~~
 - ~~(B) developmental needs;~~
 - ~~(C) care of the cognitively impaired, including~~
 - ~~(i) techniques for addressing the unique needs and behaviors of an individual with dementia such as Alzheimer's or another neurodegenerative disease;~~
 - ~~(ii) communicating with a cognitively impaired individual;~~
 - ~~(iii) understanding the behavior of a cognitively impaired individual;~~
 - ~~(iv) appropriate responses to the behavior of a cognitively impaired individual; and~~
 - ~~(v) methods for reducing the effects of a cognitive impairment; and~~
 - (vi) knowledge of the signs and symptoms of Alzheimer's or cognitive impairment.**
 - ~~(D) mental health and social service needs;~~
 - ~~(E) cultural factors;~~
 - ~~(F) sexuality;~~
 - ~~(G) process of aging; and~~
 - ~~(H) death and dying.~~

~~Authority: AS 08.68.100 AS 08.68.331~~

Authority: AS 08.68.100 AS 08.68.331

NEW REGULATION:

Number TBD 12 AAC 44. XXX. **NURSE AIDE CURRICULUM.**

- (a) A nurse aide competency evaluation program must consist of at least 140 hours of instruction, including a minimum of 60 hours of classroom instruction and a minimum of 80 hours of supervised skills and clinical training.
- (b) A training program shall maintain a comprehensive skills checklist for each student, documenting the date and satisfactory performance of each competency.
- (c) A student must successfully complete at least 16 hours of classroom (didactic) instruction before providing any direct care to a client. This initial instruction must include communication, infection control, safety, and client rights as detailed in subsections (d)(1), (d)(2), (d)(4), and (d)(5).
- (d) The curriculum must include the following instructional areas:
 - (1) Communication and Interpersonal Skills:

- (A) verbal and nonverbal communication, including listening and responding;
- (B) making adjustments for physical, mental, or cognitive limitations;
- (C) recognizing that the aide's behavior influences client behavior;
- (D) medical and nursing terminology;
- (E) accurate recording and reporting of observations and activities; and
- (F) identifying lines of authority and reporting to appropriate supervisory **staff**.
- **(G) concepts of technology assisted care and delegation**

(2) Safety and Emergency Procedures:

- (A) medical asepsis, isolation techniques, and standard precautions;
- (B) proficiency in basic life support and emergency measures like the Heimlich maneuver;
- (C) identification and use of accident prevention measures;
- (D) fire and disaster procedures;
- (E) principles of body mechanics in transferring and ambulating clients;
- (F) proper application, release, and care of individual's in restraints or protective devices; and
- (G) health and sanitation in food service.

(3) Basic Nursing and Personal Care Skills:

- **(A) monitoring body functions, vital signs, height, and weight;**
- **(B) non-invasive physical specimen collection and testing;**
- **(C) assisting with activities of daily living (ADLs), including bathing, grooming, dressing, and toileting;**
- **(D) assisting with eating and hydration, including proper feeding techniques;**
- (E) maintaining a clean, orderly, and therapeutic environment, including proper ventilation and light;
- **(F) recognizing abnormal changes in body functioning and the importance of reporting such changes to a supervisor;**
- **(G) skin care, transfers, positioning, turning, and other anti-pressure procedures; and**
- **(H) use of non-pharmacological measures to relieve pain and promote rest or sleep.**

(4) Mental Health and Social Service Needs:

- (A) identifying basic human needs and developmental tasks associated with aging;
- (B) modifying one's own behavior in response to individual behavior;
- (C) identifying methods to allow the individual to make personal choices, providing and reinforcing other behavior which permits the individual to experience dignity and self-esteem;
- (D) recognizing the individual's family as an influence on behavior and a source of emotional support; and
- (E) providing for spiritual needs and identifying cultural factors.

(5) Care of Cognitively Impaired:

- (A) techniques for addressing unique needs and behaviors of individuals with dementia (Alzheimer's and related neurodegenerative diseases);
- (B) communicating with cognitively impaired individual;
- (C) understanding the behavior of cognitively impaired individual;
- (D) appropriate responses to the behavior of cognitively impaired individual; and
- (E) methods for reducing the effects of cognitive impairment. **and**
- **(F) knowledge of the signs and symptoms of Alzheimer's or cognitive impairment.**

(5) Respecting Client Rights and Restorative Services:

- (A) training in **person-centered care** and promoting individual independence;
- (B) providing privacy and maintaining confidentiality of client information;
- (C) helping clients resolve grievances and participate in group activities;
- (D) maintaining the security of a client's personal possessions;
- (E) protecting clients from abuse, mistreatment, or neglect, and reporting such instances to authorities;
- (F) restorative measures, including therapeutic ambulation, range of motion, and bowel and bladder retraining; and
- (G) caring for the dying client and providing post-mortem care.

Authority: AS 08.68.100, AS 08.68.331

~~12 AAC 44.852. NURSE AIDE SKILLS CHECKLIST. (a) A certified nurse aide training program must maintain a nurse aide skills checklist that records the performance of each student. The nurse aide skills checklist must include~~

- ~~(1) each of the skills listed in 12 AAC 44.845 and 12 AAC 44.847;~~
- ~~(2) the date each skill was practiced or demonstrated;~~
- ~~(3) the student's satisfactory or unsatisfactory performance of a skill each time it was practiced or demonstrated;~~

~~and~~

- ~~(4) the name and signature of the instructor who supervised the student's performance of a skill.~~

~~(b) After a student has completed a certified nurse aide training program, the program provider shall provide a copy of the nurse aide skills checklist to the student. REPEAL~~

12 AAC 44.858. TRAINING PROGRAM PASS RATE. (a) An approved certified nurse aide training program must achieve at least an 80 percent cumulative annual pass rate.

(b) If an approved certified nurse aide training program fails to achieve at least an 80 percent cumulative annual pass rate, the board will issue a letter of concern by certified mail, with return receipt requested, to the program. Within 90 days after receipt of a letter of concern from the board, the approved certified nurse aide training program must submit to the board a report that

- (1) analyzes the factors that are believed to be contributing to the low pass rate; and
- (2) sets out the program's plan to achieve at least an 80 percent cumulative annual pass rate.

(c) The board will reevaluate the program one year after a letter of concern has been issued to an approved certified nurse aide training program.

(d) If an approved certified nurse aide training program reevaluated by the board under (c) of this section has failed to achieve at least an 80 percent cumulative annual pass rate, the board will issue a letter of warning to the program. Within 90 days after receipt of a letter of warning from the board, the approved certified nurse aide training program must submit to the board a report that

- (1) analyzes the reasons the program's original plan to improve the low pass rate was unsuccessful; and
- (2) sets out the program's additional plan to achieve at least an 80 percent cumulative annual pass rate.

(e) The board will reevaluate the program one year after a letter of warning has been issued to an approved certified nurse aide training program.

(f) If an approved certified nurse aide training program reevaluated by the board under (e) of this section has failed to achieve at least an 80 percent cumulative annual pass rate, the board will place the certified nurse aide training program on conditional approval. The certified nurse aide training program will continue on conditional approval until

(1) the certified nurse aide training program has achieved at least an 80 percent cumulative annual pass rate during two consecutive years; or

(2) approval of the certified nurse aide training program is withdrawn under 12 AAC 44.862.

~~(g) For purposes of this section, a certified nurse aide training program achieves at least an 80 percent cumulative annual pass rate if the year end data shows that at least 80 percent of the graduates of the approved nurse aide training program, taking the National Nurse Aide Assessment Program competency evaluation for the first time, successfully passed that competency evaluation. Repeal~~

(h) If the training program does not respond to the letter of concern within 90 days, as required under (b) of this section, the board will withdraw approval for the nurse aide program as set out in 12 AAC 44.862.

Authority: AS 08.68.100 AS 08.68.331

12 AAC 44.860. DISCONTINUATION OF A TRAINING PROGRAM. ~~(a) The program provider of a certified nurse aide training program that discontinues operation shall~~

~~(1) notify the board in writing of the date the program provider intends to cease operation; and~~

~~(2) submit to the board a written list of the names and dates of graduation of students who graduated from that training program within the last two years, and those who are expected to graduate before the program ceases operation.~~

~~(b) Students who have started a training program from which approval has been withdrawn may complete the course and receive any credits earned.~~

Repeal

Authority: AS 08.68.100 AS 08.68.331

12 AAC 44.885. IDENTIFICATION OF NURSE AIDES. ~~(a) An individual with certification as a nurse aide under AS 08.68.331—AS 08.68.336 and 12 AAC 44.800—12 AAC 44.895, when working as certified nurse aide, shall conspicuously display on the individual's uniform or clothing a name tag or identification badge identifying the individual as a certified nurse aide.~~

~~(b) An individual training to be a certified nurse aide, when working as a student, shall conspicuously display on the individual's uniform or clothing a nameplate that identifies that individual as a nurse aide trainee. REPEAL~~

Authority: AS 08.68.100 AS 08.68.331