

STATE OF ALASKA  
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT  
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING  
FAIRBANKS MEMORIAL HOSPITAL  
1650 COWLES STREET  
FAIRBANKS, AK 99701

BOARD OF NURSING  
MEETING MINUTES

October 24-26, 2012

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 Fairbanks Memorial Hospital.

**Wednesday, Oct 24, 2012**

**Agenda Item 1      CALL TO ORDER**

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:00 a.m.

**Roll Call**

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Valentine, MS, RN, ANP, Vice Chair, Anchorage
- Erin Evans, MS, RN, Secretary
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Kevin Dougherty, Public Member, Anchorage
- Julie Gillette, Public Member, Wasilla

The LPN resigned for health reasons. The seat is vacant.

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

- Nancy Sanders, PhD, RN, Executive Administrator
- Jo Anna Williamson, Investigator III, via telephone
- Colleen Nelson, Investigator III, via telephone
- Jeffery B. Townsend, Investigator I, via telephone
- Jasmin Bautista, Investigator III, via telephone

**Agenda**

The agenda was adopted as amended.

## **Introductions**

Guests present in the room throughout the day offered self-introductions. Some of those introduced included:

- Pat Reynaga, RN, Providence Alaska Medical Center
- Debbie Thompson, RN, Executive Director, Alaska Nurses Association
- Kay Gouwens, JD, Cook Inlet Tribal Council

See visitor sign in sheet for additional guests present throughout the day.

## **Agenda Item 1D      Ethics Report**

- Denise Valentine reported attending the National Council State Boards of Nursing (NCSBN) NCLEX Conference in Boston, MA via NCSBN grant money.
- Nancy Sanders and Beth Farnstrom reported attending the NCSBN Annual Meeting in Dallas, Texas via NCSBN grant money.
- The remaining Board members had nothing to report.
- Ethics disclosure forms were submitted to Beth Farnstrom, Board of Nursing ethics chairperson, and deemed to be without any ethics violations.
- Beth Farnstrom will submit her ethics report to Deputy Commissioner Daniel Patrick O'Tierney, her ethics supervisor, through the Director's Office.

## **Agenda Item 2A      CONSENT AGENDA**

The Board reviewed the consent agenda.

**On a motion duly made by Denise Valentine, seconded by Erin Evans, and passed unanimously, it was**

**RESOLVED the Board of Nursing for the State of Alaska adopts the Consent Agenda as written.**

## **Agenda Item 2B      INFORMATION EXCHANGE**

Informational items were reviewed and discussed by the Board. Nancy Sanders reported a 72% LPN license renewal rate for the 2012-2014 renewal period. The RN license renewal period is ongoing through November 30<sup>th</sup>, and 1,705 RN's have renewed so far.

Currently there are no Long Term Care facilities available in Anchorage for CNA training due to citation of Prestige and relocation of Providence Extended Care.

At the NCSBN Annual Meeting Nancy Sanders was honored for 5 years of service with the AK State Board of Nursing. She was given a glass plaque.

**Agenda Item 3      ADJUDICATION**

**On a motion duly made by Kevin Dougherty, seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c)(2) for the purpose of reviewing cases and reports presented by the investigative team.**

The Board entered into executive session at 9:23 a.m. Guests left the room, the door was closed and the tape recorder was turned off.

The Board came out of executive session at 10:51 a.m.

The Board recessed for a break at 10:52 a.m.

The Board reconvened from break at 11:00 a.m.

**On a motion duly made by Denise Valentine, seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska enter into Executive Session in accordance with AS 44.62.310(d)(1) for the purpose of reviewing an Administrative Law Judge's decision.**

The Board entered into executive session at 11:01 a.m. Guests and staff left the room, the door was closed and the tape recorder was turned off. Administrative Law Judge Rebecca Pauli joined the Board telephonically.

The Board came out of executive session at 11:29 a.m.

**ADJUDICATION**

**On a motion duly made by Denise Valentine, seconded by Tom Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000917, Kamea D. Hale, lapsed certificate # NUA A 9585 adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Tom Hendrix, seconded by Erin Evans and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000331, Kathleen A. Markowitz, certificate # NUA A 6829 adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Kevin Dougherty, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, in the matter of Gregory D. Morris, case # 2012-000584, deny his application for CNA certification by endorsement based on AS 08.68.334(1) and (5)(D).**

**On a motion duly made by Denise Valentine, seconded by Julie Gillette and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000381, Maria Rodriguez-Gallardo, certificate # NUA A 10338 adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Kevin Dougherty, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, in the matter of Joseph Stamps, Case # 2012-000440, deny his application for CNA certification by examination based on AS 08.68.334 (1) & (5)(D) and 12 AAC 44.705 (a)(19) & (b).**

**On a motion duly made by Thomas Hendrix, seconded by Julie Gillette and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000592, RN applicant Dianne Gail Cessna, adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Erin Evans, seconded by Kevin Dougherty, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000842, RN applicant Karen Lee Footit, adopted the Consent Agreement and Decision and Order in this matter.

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Denise Valentine, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-001020, Lori Hempel, license # NUR R 34207, adopted the Consent Agreement and Decision and Order in this matter.

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Julie Gillette, seconded by Kevin Dougherty, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000538, involving licensee Kyna, License # NUR R 15918 and authorization # NUR U 412, adopted the Consent Agreement and Decision and Order in this matter.

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or**

**without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Thomas Hendrix, seconded by Erin Evans, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-000980, Susan P. Nolte, license # NUR R 26064, adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Kevin Dougherty, seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the voluntary surrender of Registered Nurse License NUR R 18761, Jacqueline K. Olsen, Case #2010-001030 by the parties hereby adopts the voluntary surrender of her RN license in this matter.**

**On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the voluntary surrender of Registered Nurse License NUR R 26741, Robin Marie Pena, Case #2011-001057 by the parties hereby adopts the voluntary surrender of her RN license in this matter.**

**On a motion duly made by Denise Valentine, seconded by Kevin Dougherty, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2012-001102, Judy A. Putt, lapsed**

**LPN license # NUR P 6657, adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Julie Gillette, seconded by Denise Valentine, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001219, Allison D. Shane, license # NUR R 28909, adopted the Consent Agreement and Decision and Order in this matter.**

**This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.**

**On a motion duly made by Thomas Hendrix, seconded by Erin Evans and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the Surrender of license NUR R 32049, Case No. 2011-000238, Margaret Stewart, by the parties hereby adopts the Voluntary Surrender of license in this matter.**

**On a motion duly made by Kevin Dougherty, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, in the matter of Jay Rydberg, OAH # 12-0049-NUR, Board Case # 2012-000281, adopts the proposed decision as final under the authority of AS 44.64.060(e)(1).**

**Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with AS**

**44.62.560 and Alaska R. App. P. 602(a)(2) within 30 days after the date of this decision.**

Beth Farnstrom, Chairperson, signed the original documents.

**Agenda Item 2B      INFORMATION EXCHANGE**

- The Board exchanged information on NCSBN conferences attended by Denise Valentine, Beth Farnstrom, and Nancy Sanders.
- There was discussion about the changes in the travel policy. Sara Chambers has informed Nancy Sanders, Executive Administrator, of new interpretations of the travel policy that we have been using for over 10 years. It will prevent Dr. Sanders from attending future NCSBN offerings except the Midyear and Annual Meetings. This is quite unfortunate since Alaska is a member of NCSBN and attending these opportunities is a benefit of membership. There is ZERO cost to the state of Alaska for attending these offerings.
- Further discussion of the travel policy issue will be made with Director Habeger later in this meeting.

The Board recessed for lunch at 12:04 p.m.

The Board reconvened from lunch at 1:00 p.m.

**Agenda Item 5      PRACTICE**

**Agenda Item 5A      LPN Scope of Practice in Residential Detox Centers**

John Williams, RN from the Division of Behavioral Health, requested clarification regarding the scope of practice for LPNs working within a medically monitored residential detoxification facility. The following stakeholders from the detox centers and the Division of Behavioral Health were either present in the room or on the telephone:

Lisa Rosay	Dan Branch, AAG	JoAnn Bartley
Don Laux,	Merilee Fletcher	Anne Gibson
Jennifer Brown	Holly Barnes	Lisa Brown
Kristen English	Kimberli Poppe-Smart	Bill Finley
Terri Chicly	Kay Gouwens	Cathy Jibbens
Melissa Stone	Katie Schneider	

After discussion, the Board reiterated the regulation 12 AAC 44.990 Definitions which states that LPNs are only to perform focused assessments.

Only an RN can:

- conduct initial admission intake assessment or initial nursing assessment and determine appropriateness for admission,
- communicate to MD or other health care provider so that the patient is admitted based on the initial assessment data,
- administer the initial CIWA, COWS or AIMS, and
- create the nursing plans of care.

An LPN or an RN may

- provide on-going physical and mental assessment of the patient's condition (CIWA, COWS, or AIMS),
- continually assess for changes in the patient's condition,
- administer medications including making decisions regarding the administration of pain medications and detoxification medications per protocols approved by the health care provider,
- assist the RN with the plans of care,
- provide skills development, education, and training for the patient that has been identified in the plan of care,
- make a decision as to whether a patient needs a higher level of care (such as the ER), higher or lower amounts of medications or when to consult with the health care providers based on additional information learned for this particular work setting,

An LPN may

- work alone as a floor nurse and provide supervision to CNAs, CMAs and unlicensed personnel if an RN or health care provider is available on call and if the health care provider signs off on the patient's chart within 24 hours,
- be supervised by an RN, ANP, MD or PA,
- perform CIWA-Ar and COWS focused assessments, provided it is not the initial or admission assessment if the LPN has received appropriate training.

The Board stated that it is not within the scope of practice for LPNs to perform initial assessments on detox patients.

Representatives from the Ernie Turner Center in Anchorage reported they are in the process of re-opening and have hired additional RN's to cover the night shift. The Board answered

further clarifying questions and the discussion ended with the participants stating their questions and concerns had been addressed.

**Agenda Item 2B      INFORMATION EXCHANGE continued**

Kevin Dougherty, Public Member, was asked to represent the Board of Nursing on the Alaska Respond system. Dr. Sanders also will represent the Board.

**Agenda Item 3      ADJUDICATION**

**On a motion duly made by Thomas Hendrix, seconded by Kevin Dougherty, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the voluntary surrender signed by Heather Rust, Nurse Aide Certificate # NUA A 10748, in Case #2011-000275 hereby adopts the voluntary surrender of the Nurse Aide Certificate in this matter, effective immediately.**

**On a motion duly made by Julie Gillette, and seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, having examined the voluntary surrender signed by Joann Mary Storer, Registered Nurse license # NUR R 30053, in Case #2012-000537 hereby adopts the voluntary surrender of the Registered Nurse License in this matter, effective immediately.**

Beth Farnstrom, Chairperson, signed the original documents.

The Board recessed for break at 2:52 p.m.

The Board reconvened from break at 3:16 p.m.

**Agenda Item 5      PRACTICE ISSUES**

**Agenda Item 5B      Letter of Concern from AaNA Labor Council Chair**

The Board read a letter of concern from Donna Phillips regarding scope of practice for RN's in the operating room. The question was about the MD directly supervising the RN in positioning surgical

apparatus. The Board discussed the letter and no decision was made.

**Agenda Item 5D**      **RNs and LPNs and Suprapubic Catheters**

Jananna Gilder, RN, OPC Manager from Norton Sound Health Corporation, Nome, presented this topic to the Board via audio conference. After Board member discussion, the following motion was made:

**On a motion duly made by Erin Evans, seconded by Kevin Dougherty, and carried with 4 yeas, and 1 nay by Denise Valentine, it was**

**RESOLVED that the Board of Nursing for the State of Alaska finds that it is within the RN and LPN scope of practice to change suprapubic catheters with a healthcare provider's order after receiving additional training from a licensed healthcare provider.**

**Agenda Item 5B**      **RN's Removing Chest Tubes**

The Board addressed a question from Gena Edmiston, CNO, Fairbanks Memorial Hospital.

**On a motion duly made by Erin Evans, and seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska finds that it is within the scope of practice for RN's who have appropriate training to remove chest tubes with an order from a healthcare provider.**

**Agenda Item 5C**      **Administering ACLS Drugs in Remote Locations**

The Board considered a letter from Teresa Frazier, FNP who works independently in Togiak. No motion was made, but it is the Board's position that an FNP can administer drugs that are part of the Advanced Cardiac Life Support (ACLS) current protocols if the FNP is currently certified in ACLS. The same would hold true for Pediatric Advanced Life Support (PALS) or Advanced Trauma Life Support (ATLS) medications.

**Agenda Item 5E**      **RN's and Standing Orders**

The Board addressed the following question from an out of state inquiry: "Does your state scope of practice allow RN's, functioning in the emergency department under normal, non disaster operations, to place patients on standing orders or order protocols?"

The answer is that our state scope of practice does not address this particular issue.

The Board Recessed for the day at 4:32 p.m.

The Board will reconvene on Thursday, Oct 25<sup>th</sup> at 9:00 a.m.

**Thursday, Oct 25, 2012**

**Agenda Item 1**      **CALL TO ORDER**

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:00 a.m.

**Roll Call**

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Valentine, MS, RN, ANP, Vice Chair, Anchorage
- Erin Evans, MS, RN, Secretary
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Kevin Dougherty, Public Member, Anchorage
- Julie Gillette, Public Member, Wasilla

The LPN resigned for health reasons. The seat is vacant.

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

- Nancy Sanders, PhD, RN, Executive Administrator

**Agenda**

The agenda was adopted as amended.

**Introductions**

Guests present in the room throughout the day offered self-introductions. Some of those introduced included:

- Pat Reynaga, RN, Providence Alaska Medical Center
- Debbie Thompson, RN, Executive Director, Alaska Nurses Association
- Lynn Hartz, FNP, AK Nurse Practitioner Association
- Lora Randby, UAA Nursing Student
- John Germann, UAA Nursing Student

### **Public Testimony**

Public testimony began at 9:03 a.m. and ended at 9:35 a.m.

Debbie Thompson, Executive Director of the Alaska Nursing Association addressed the Board regarding the vacant LPN position. She spoke with Jason Hooley from Boards and Commissions. She also discussed the formation of the Nurse Action Coalition which will examine the Institute of Medicine 2010 report. Specifically, the following will be the focus of the Coalition:

- nurses working to the full extent of their education,
- nurses should be “at the table” when health care decisions are made, and
- increasing nursing leadership in general.

Julie McNulty and Debbie Thompson are co-leaders. Daryl Royce from AARP is supporting the effort.

### **Agenda Item 5 PRACTICE continued**

#### **Agenda Item 5F Nurse Managed SQ Insulin Protocol**

Cynthia Nickerson and Bethany Rogers from Bartlett Regional Hospital presented an RN managed Insulin protocol. The Board asked for more details on the proposed protocol and advised them to complete the Education Program Approval Checklist. Specifically, the following items need to be addressed:

- Draft or actual nursing policy that would allow these actions,
- Outline of the course
- Plan to determine competencies
- Plan for ongoing competency check offs, and
- Letters of support

The Board recessed for a break at 10:08 a.m.

The Board reconvened from break at 10:45 a.m.

**Agenda Item 6A**      **EDUCATION**

**Agenda Item 6A**      **Juneau School District Medication Administration Course**

Brad Hoyt, EdD, from the Juneau School District presented the School District's Medication Administration Course. Specific feedback was given on the Medication Administration course. The Board is requesting revisions to the course and would like to review it again at a later date.

The Board recessed for lunch at 12:04 p.m.

The Board reconvened from lunch at 1:00 p.m.

**Agenda Item 3**      **ADJUDICATION continued**

**On a motion duly made by Erin Evans, seconded by Kevin Dougherty, and carried unanimously, it was**

**RESOLVED that in accordance with a superior court order the Board of Nursing for the State of Alaska, grants Nurse Aid applicant Susan Taylor a CNA certificate conditioned on her agreement to pay a \$500 fine within 120 days of this order, and acceptance of a public reprimand that states "It is hereby ordered that a public reprimand be issued against Nurse Aide applicant Susan Taylor." Her acceptance would not be an admission of any wrongdoing.**

The Board, on further discussion of this matter, is concerned about the competency of Susan Taylor, given that she has not practiced as a CNA during the 2 ½ years her case was in court.

**Agenda Item 6**      **EDUCATION continued**

**Agenda Item 6B**      **School Health Manual – Medication Administration Course for Unlicensed Staff**

Mary Bell, RN, State of Alaska School Nurse Consultant, addressed the Board.

**On a motion duly made by Thomas Hendrix, seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska accepts the 'State of Alaska Medication**

**Administration: Guide for Training Unlicensed School Staff”, as presented to the Board. This medication administration course will be part of the State of Alaska School Health Manual.**

**Agenda Item 7      GOVERNANCE**

**Agenda Item 7B      Discussion with Director Don Habeger**

- The Board discussed items of interest with Director Habeger.
- Concern was expressed over the newly announced interpretation of travel policies and how this may hinder educational opportunities for Board members.
- The Board requested that for FY14 a full-time RN be hired to complete timely audits of CNA programs.
- The Board is concerned about difficulty in filling the LPN position and the financial hardship this person may incur.
- The Board requests to use an AK Government credit card for hotel room expenses so Board members are not “carrying” the expense on their personal credit card until reimbursement. This policy would save the State money by the hotel rooms being tax exempt.
- The Board expressed concerns about the continuation of lack of useful budget reports.

The Board recessed for break at 2:49 p.m.

The Board reconvened from break at 3:05 p.m.

**Agenda Item 6      EDUCATION continued**

**Agenda Item 6C      Diabetes Management Training Guide**

Mary Bell, RN, State of Alaska School Nurse Consultant, addressed the Board. Others present on the telephone for this topic included Krista Grilliot, Michelle Cassano, and Gail Stoltz.

**On a motion duly made by Erin Evans, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska approves the “Diabetes Management: Guide for Training Unlicensed School Staff”, as presented to the board.**

The Board recessed for break at 2:49 p.m.

The Board reconvened from break at 3:05 p.m.

**Agenda Item 5      PRACTICE**

**Delegation of Specialized Nursing Duties**

The Board discussed regulation 12 AAC 44.960 (7) pertaining to “adding fluid to established gastrostomy tube feedings and changing established tube feeding bags.” The Board offered the following clarification: “established” means a well healed stoma when the term involves routine feedings. Furthermore, routine feedings through a well healed stoma is a delegable task which can be delegated in a school setting based on the delegation regulations.

**Agenda Item 3      ADJUDICATION**

The Board discussed the increasing numbers of falsified applications and the extensive workload involved in their processing with Quinten Warren, Chief Investigator and JoAnna Williamson, Investigator III. The investigators would like the Board to consider sanctions to discourage falsified applications as addressed in 12 AAC 08.68.334 Grounds for denial, suspension, or revocation of certification for RNs and LPNs and AS 08.68.334 for CNAs.

The Board adjourned for the day at 4:45 p.m.

The Board will reconvene on Friday, Oct 26<sup>th</sup> at 9:00 a.m.

**Friday, Oct 26, 2012**

**Agenda Item 1      CALL TO ORDER**

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:00 a.m.

**Roll Call**

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Valentine, MS, RN, ANP, Vice Chair, Anchorage
- Erin Evans, MS, RN, Secretary
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Kevin Dougherty, Public Member, Anchorage

- Julie Gillette, Public Member, Wasilla
- The LPN resigned for health reasons. The seat is vacant.

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

- Nancy Sanders, PhD, RN, Executive Administrator

### **Agenda**

The agenda was adopted as amended.

### **Introductions**

Guests present in the room throughout the day offered self-introductions. Some of those introduced included:

- Pat Reynaga, RN, Providence Alaska Medical Center

Guests on the telephone included:

- Jennifer Bryner, Petersburg Hospital and Chair of the Workforce Committee of AK State Hospital and Nursing Home (ASHNHA)
- Dennis Murray from ASHNHA
- Jan Abbott from Southcentral AHEC
- Gene Edmiston, Fairbanks Memorial Hospital and ASHNHA's Workforce Committee

### **Public Testimony**

Public testimony began at 9:04 a.m. and ended at 9:35 a.m.

- Pat Reynaga informed the Board about the opening of the new tower at Providence Alaska Medical Center.
- Karen Perdue CEO of ASHNHA discussed how the organization is supporting nursing and nursing leadership by the CNO/DON Committee and the Workforce Coalition. She discussed their specialty nurse training program for peri-operative nurses which is being offered for a second time.
- Kevin Buckland, citizen of Alaska, expressed concern over disciplinary action against his sister's CNA application.

**Agenda Item 5G**

### **PRACTICE continued**

### **Proposed Regulatory Changes**

**On a motion duly made by Denise Valentine, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska separates out regulation 12 AAC 44.840(b) and (c) for further regulatory work.

**On a motion duly made by Denise Valentine, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska adopts regulation changes, under the authority of AS 08.68.100, to 12 AAC 44.835 (c)(2), 44.840(a)(2), and 44.840 (d). In considering public comments, the BON and the Dept of Commerce, Community and Economic Development has paid special attention to the cost to private persons of the regulatory action being taken.

The Board recessed for break at 10:50 a.m.

The Board reconvened from break at 11:10 a.m.

**On a motion duly made by Denise Valentine, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED** that the Board of Nursing for the State of Alaska re-adopts regulation changes, under the authority of AS 08.68.100, regulation 12 AAC 44.020(b), 44.030(b)&(f), 12 AAC 44.040(a)(c-n), 44.305(a)(1)(H)(i)(ii)(iii)(iv), 44.317(a)(5),(b)(4), 320(b)(3), 44.321(b-g), 44.400(a)(6)(E), 44.440(f) 44.445(a)(1)(D) repealed, 44.445(a)(2) repealed, Article 5, 44.500(a)(4)(B & C), (a)(4)(b), 44.510 repealed and readopted, 44.525 repealed and readopted, 44.530(a)(d-f), 44.540, 44.545, 44.640(2), 44.800(a), 44.805(2), 44.815(a)(c), 44.820(a)(4) & (c)(4), 44.895(18) repealed, 44.930, 44.965(d), 44.990 (32) & (33). In considering public comments, the Board of Nursing and the Department of Commerce, Community and Economic Development has paid special attention to the cost to private persons of the regulatory action being taken.

**Agenda Item 3**

**ADJUDICATION**

**On a motion duly made by Thomas Hendrix, seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c)(2) for the purpose of reviewing cases and reports presented by the investigative team.**

The Board went into executive session at 11:23 a.m.

The Board came out of executive session at 12:10 p.m.

**On a motion duly made by Denise Valentine, and seconded by Julie Gillette, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska having examined the proposed Consent Agreement, Decision and Order, under Case # 2011-000639, in the matter of George Paul, NUR P 5962, adopts the Consent Agreement, Decision and Order in this matter.**

The Board recessed for lunch at 12:11 p.m.

The Board reconvened from lunch at 12:56 p.m.

**Agenda Item 7A      GOVERNANCE**

**Budget Report and Review**

The Board reviewed the budget report and continued to express concern about inadequate budget reports. The Board is asking for a specific accounting of the Indirect Expenses. The Board of Nursing continues to have more licensees, but the revenue does not seem to be reflected in the budget report. Concern was expressed over the million dollar deficit noted from last quarter. Specific details are unavailable as to where that spending occurred. Misty Frawly was not available to discuss the inadequate budget report.

**Agenda Item 8      ORGANIZATION**

The Board discussed organizational items including the task list and the meeting evaluation. Beth Farnstrom will send out the task list to Board members.

Future Board dates will be:

- January 16-18, 2013 Anchorage
- April 3-5, 2013 Juneau
- July 10-12, 2013 Anchorage
- October 23-25, 2013 Fairbanks
- January 22-24, 2014 Anchorage

**Agenda Item 3**

**ADJUDICATION**

**On a motion duly made by Erin Evans, seconded by Thomas Hendrix, and carried unanimously, it was**

**RESOLVED that the Board of Nursing for the State of Alaska, under authority 08.01.075(a)(8) establishes the following civil fines against licensees who do not meet continuing competency regulations per Article 6 or 12 AAC 44.825: A fine of \$2,500 for ANPs and CRNAs, \$2,000 for RNs, \$1,500 for LPNs, and \$500 for CNAs. This goes into effect beginning with the 2012 renewal audit cycle.**

The Board discussed RNs whose licenses will lapse due to not completing their CEU audit requirements from the 2010 renewal cycle. The Board decided that after 2 notifications from the Board office and requests from the paralegal of the Division it was the licensee's choice not to comply in a timely manner. These RNs will not be able to practice until their audit from 2010-2012 have been completed.

The Board of Nursing for the State of Alaska adjourned at 2:20 p.m. until January 16-18, 2013 in Anchorage, Alaska.

Respectfully submitted:

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Nancy Sanders, Executive Administrator  
Board of Nursing

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Beth Farnstrom, Chair  
Board of Nursing

\_\_\_\_\_ Date