

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING
ATWOOD BUILDING
550 W. 7TH AVE., SUITE 1270
ANCHORAGE, AK
BOARD OF NURSING
MEETING MINUTES

July 10- 12, 2013

By authority of AS 08.01.070(2) and in compliance with the provisions of AS 44.62, Article 6, a meeting of the Board of Nursing was held in the Atwood Building conference room 1270.

Wednesday, July 10th, 2013

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, Eagle River
- Hannah Espera, LPN, Anchorage
- Julie Gillette, Public Member, Wasilla

- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage attended the meeting telephonically.

- Kevin Dougherty, Public Member, Anchorage was absent.

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
- Colleen Nelson, Investigator III
- Jasmine Bautista, Investigator III
- Edward Riefle, Investigator II

Agenda

The agenda was adopted without revisions.

Introductions

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

- Pat Reynaga, RN, Providence Alaska Medical Center
- Patricia Senner, RN, ANP, Alaska Nurses Association
- Lynn Hartz, RN, FNP, Anchorage, ANPA

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

Agenda Item 1D

Ethics Report

Denise Valentine, Board Vice Chair, reported attending the APRN roundtable in Chicago IL, via an NCSBN grant. An Ethics Disclosure form was submitted to her ethics supervisor, Beth Farnstrom, and was deemed not to be an ethical violation. No other Board members had any other instances to reports.

Agenda Item 2A

CONSENT AGENDA

Note: the April 2013 Board of Nursing minutes were approved by the Board of Nursing members electronically and were posted on the website.

The Board reviewed items from the consent agenda, including pass rates for AVTEC and UAA nursing school programs. It was noted that Nancy Sanders, Board Executive Administrator, had, as a courtesy, a conversation with Barbara Berner, Director of the UAA School of Nursing regarding low quarterly pass rates.

Agenda Item 3

ADJUDICATION

On a motion duly made by Denise Valentine, seconded by Erin Evans, 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 9:32 am.

The board came out of executive session at 10:46 am.

The board recessed for a break at 10:46 am.

The board reconvened from break at 11:00 am.

Agenda Item 3F Impact of Discipline Consent Agreement

Mo Hillstrand, ANP, DNP addressed the Board. Dr. Hillstrand expressed concern about the probationary status of her license & how it has affected Tricare authorizations for her practice. The Board thanked Dr. Hillstrand for bringing this matter of concern to their attention.

Agenda Item 3 ADJUDICATION

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 Voluntary Surrender and Order in Case No. 2010-000686 for Kari J. Abitua, RN license NUR R 28840, adopted the Voluntary Surrender in this matter.

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

On a motion duly made by Denise Valentine, seconded by Hannah Espera, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska denies the reinstatement of RN license NUR R 30301, Gerald B. Ensley, Case # 2013-000854 based on Sec 08.68.270(1), 12 AAC 44.720(a), Sec 08.68.270(7), and 12 AAC 44.770(34) as well as having an incomplete application on file.

On a motion made by Julie Gillette, seconded by Hannah Espera, 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 # 2013-000460, Wendy Goyette, CNA applicant, 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 certificate 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 Denise Valentine, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Voluntary Surrender and Order in Case No. 2012-000380 for Belynda M. Gregg, NUA A 4948, adopted the Voluntary Surrender in this matter.

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

On a motion duly made by Julie Gillette, seconded by Erin Evans, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Voluntary Surrender and Order in Case No. 2013-000720 for Kathleen A. Markowitz, NUA A 6829, adopted the Voluntary Surrender in this matter.

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

On a motion made by Hannah Espera, 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 # 2013-000311, Jennifer Novobilski, RN License No. NUR R 24810, 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 Hannah Espera, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska denies the application for licensure for Rose Pyatt, Case # 2013-000361 based on Sec 08.68.334(1).

On a motion made by Erin Evans, 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 # 2013-000911, Katherine D. Slavik, RN lapsed License No. NUR R 31861, 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 made by Julie Gillette, 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 # 2013-000507, Duronda L. Twigg, RN lapsed License No. NUR R 16524, 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 made by Denise Valentine, 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 # 2013-001130, lapsed CNA certificate 12571, Kia M. Wilson, 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 certificate, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion made by Erin Evans, 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 # 2013-001189, CNA applicant Vera A. Workman, 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 certificate, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion made by Denise Valentine, 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 # 2013-000509, in the matter of Kimberly Norquist, formerly Kimberly McManus, nurse aide applicant (formerly CNA #4580, surrendered on February 22, 2012) adopts the Consent Agreement and Decision and Order in this matter, with an amended fine of \$500, effective immediately.

On a motion made by Denise Valentine, seconded by Hannah Espera, 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 # 2013-001139, in the matter of Brenda Faye Galvez, formerly Brenda Faye Melton, nurse aide applicant (formerly CNA #6486, revoked by default effective January 16, 2003) adopts the Consent Agreement and Decision and Order in this matter, effective immediately.

Let the record reflect that the Board Chair signed all the original documents.

The board recessed for lunch at 11:35 am.

The board reconvened from lunch at 1:00 pm.

Agenda Item 4A Proctor Reimbursement

The Board considered the matter of reimbursement for proctors who test applicants for nurse aide certification. The Board had budget questions regarding increasing proctor pay from \$35/hour to \$40/hour and decided to table the issue.

Agenda Item 4B CE Course Approval for Continued Competency

The Board reviewed a letter from the Montana Nurses Association regarding ANCC Accreditation requirement changes for continuing nursing education. Changes have been made in the areas of awarding contact hours for in-services and “repeat” courses such as BLS, ACLS, PALS, etc. The Board discussed the purpose of continuing education is to promote new knowledge and not just to renew/review courses such as ACLS, PALS, etc. The current regulations for continuing education in the State of Alaska will remain unchanged.

Agenda Item 5A Alaska Spine Center Proposal for Propofol Use

The Board considered a proposal by the AK Spine Center to allow RNs in their clinic to administer Propofol. Bruce Jayne, Administrator, Ida Primera, RN, Sara Tyler Chandler, and Sandra Harley, RN represented the clinic. The proposal was to allow RNs who are certified in sedation to give Propofol. The course offers 8 hours on Propofol. They would be checked off on a minimum of 10 cases. The Board noted that FDA warnings for Propofol maintain that Propofol should only be administered by people who are trained in the administration of general anesthesia. There is no quick reversal agent. The Board is concerned about patient

safety. One question is who assigns the ASA score. The Board referred the Alaska Spine Center to the Advisory Opinion on ‘Registered Nurse Administration of Sedating and Anesthetic Agents’ (Oct 2009) which does not endorse RNs giving Propofol. The Board denied RNs the ability to administer Propofol as proposed. It was suggested that CRNAs are able to safely administer Propofol

The Board recessed for break at 2:12 p.m.

The Board reconvened from break at 2:35 p.m.

Agenda Item 5B Ketamine – Low Dose Administration

The Board was joined by Dona Phillips, AaNA, Terry Hilton, RN and Jana Shockman, RN from Providence Adult Critical Care Unit and Pat Senner, ANP of the Alaska Nurses Association. Since the use of low dose Ketamine is being requested by an increasing number of hospital settings, it was suggested that the Board may need to initiate an advisory opinion to address the issue rather than having each institution come forward with expansion of practice requests. The Board is open to considering this and appointed a committee to present a plan at the October meeting. The committee will include Beth Farnstrom, BON Chair, Judy Dearborn, CRNA, members of the AK Nurses Association professional practice committee, Carrie Doyle, CNS, and various other interested parties. The topic will be tabled until the October BON meeting.

Agenda Item 3 ADJUDICATION

On a motion duly made by Denise Valentine, seconded by Hannah Espera, 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 3:02 pm.

The board came out of executive session at 3:11 pm.

On a motion made by Denise Valentine, seconded by Hannah Espera, 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 # 2013-001111, Alice M. Tobeluk-

Kiunya, CNA Applicant, 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 certificate, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

The Board Chair signed the original document.

Agenda Item 5F Life Coaching Discussion

Deborah Kiley, DNP, FNP talked to the Board about Life Coaching and how the practice of Life Coaching differs from the practice of Nursing. The Board used this information to answer a question from Cassandra Kincaid about the use of Life Coaching hours towards fulfilling required nursing clinical hours. The Board decided that since Life Coaching could be done by any person with Life Coaching training, those hours would not count as clinical nursing hours. Only hours that require the skills, training, and expertise of a professional nurse would count as clinical nursing hours.

Agenda Item 5G APRN Alliance

The Board received an update from Lynn Hartz, ANP, and Denise Valentine, ANP on the APRN Alliance in Alaska. This was an informational item related to the Alliance's work related to the APRN Consensus Model. The APRN Alliance is an advisory group; the Board will consider their input. The Board thanks the Alliance for their contributions.

Agenda Items 2B INFORMATION EXCHANGE

The Board discussed various items of interest including the APRN Conference call, the multistate compact to streamline authorization & regulation of distance education, and the Federation of State Medical Boards to explore the use of an interstate compact for physician licensure.

The board recessed at 4:37 pm to resume the meeting on July 11, 2013.

Thursday, July 11th, 2013

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, Eagle River
- Julie Gillette, Public Member, Wasilla
- Hannah Espera, LPN, Anchorage

- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage attended the meeting telephonically

- Kevin Dougherty, Public Member, was absent

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

- Nancy Sanders, PhD, RN, Executive Administrator

Introductions

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

- Pat Reynaga, RN, Providence Alaska Medical Center
- Lynn Hartz, RN, FNP, Anchorage, ANPA
- Patricia Senner, RN, ANP, Alaska Nurses Association

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

Public Testimony

The board entered into public testimony at 9:03 am.

Attendees in the room discussed the Division's new website & expressed frustration dealing with the need to navigate through the Division's website first instead of being connected to the Board of Nursing. It was also noted that the website is not compatible with hand-held electronic

devices. These concerns will be shared with Sara Chambers, Professional Licensing Operations Manager, later in the meeting.

The Board addressed a scope of practice question from James Poirier, Nurse Manager at St. Elias Specialty Hospital: Can RNs remove & rewrap dressings placed by lymphedema therapists? The Board determined that, yes, dressing changes are within the scope of practice for RNs. If dressings placed by lymphedema therapists require additional RN education and training, this can be handled at the discretion of the institution.

The Board addressed a practice question from Dawn Hughes and Jacqueline Hudson at Alaska Regional Hospital, Perioperative Services: Is there any concern with RNs assisting anesthesiologists who perform regional anesthetic blocks? Specifically, the Physician performs catheter placement & monitoring while the RN injects Lidocaine (or other similar med) under the direction & guidance of the anesthesia provider. The Board determined that RN's may assist Physicians with placement of regional anesthetic blocks, just as RNs assist with many procedures. The Physician is assuming placement of the medication as he or she is the one guiding the actual needle and determining catheter position - not the RN. The Board recommended the hospital write a unit policy explaining that the RN role during this procedure is only to assist the anesthesia provider, and not to determine where or how the medication is dispersed.

Public Testimony ended at 09:35 am.

Agenda Item 6A Bethel Nurse Aide Program Proposal

Representatives from Yukon-Kuskokwim Health Corporation (YKHC), Alaska State Hospital & Nursing Home Association (ASHNA), YUUT People's Learning Center, and KuC presented a Nurse Aide Program Proposal to the Board. The Board had copies of the proposal and asked questions based on their reading of the proposal. The program is a collaboration among several facilities/entities. A new long term care facility is going to open in Bethel in October and there is a need for CNAs. The offering will be for 8-10 students. A background check will be performed prior to in-patient clinical experiences.

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

RESOLVED that the Board of Nursing for the State of Alaska, grants initial approval of the Bethel Nurse Aide Program per 12 AAC 44.857. Patricia Moulton, RN, is the approved instructor for the program.

Agenda Item 6B2 Kodiak College Letter of Concern

The Board noted that Kodiak College had not responded within the 90 day time frame to a letter of concern regarding their low CNA program pass rates. The Board remains concerned about their pass rate being less than 80%, and their lack of response to the Board's inquiry. Kodiak College will receive a Letter of Warning per 12 AAC 44.858.

The Board also reviewed Regulation 12 AAC 44.862 pertaining to Withdrawal of Approval for CNA programs who do not achieve 80% cumulative annual pass rates. The Board will be updating the regulation to reflect an immediate withdrawal of approval when letters of concern and warning are not responded to within 90 days.

The Board recessed for break at 10:27 a.m.

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

Agenda Item 6B1 Job Corps Response to Letter of Concern

Corrinne Gaither from Alaska Job Corps joined the Board telephonically. The Board reviewed her letter in response to concern about the Job Corps CNA program low pass rate. The Board accepted the Job Corps action plan and noted their pass rate had increased to 100% since the letter of concern was written.

Agenda Item 6C Educational update from AVTEC

The Board reviewed an informational letter from AVTEC regarding their NLNAC accreditation status for the provisionally approved ADN program. It was noted that AVTEC is "in the process of discussing their options with the commissioner." The Board will await additional updates.

Agenda Item 6E Alaska Career College (ACC) Educational Update

The Board reviewed an informational letter from ACC. It is noted that the start of their Associate Degree Nursing Program is on indefinite hold. No further action was taken by the Board.

Agenda Item 6F1 Program Evaluation of UAS Ketchikan

The board reviewed the CNA program evaluation of UAS Ketchikan submitted by Dr. Nancy Sanders. Dr. Sanders recommended re-approval of the UAS-Ketchikan Program.

On a motion made by Erin Evans, seconded by Denise Valentine, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska re-approves the CNA program at UAS Ketchikan and Melissa Withers, RN, is approved as an instructor.

Agenda Item 6G ACEN – Name Change from NLNAC

The Board reviewed an informational item from Accreditation Commission for Education in Nursing (ACEN) noting their name change from National League for Nursing Accrediting Commission (NLNAC). When statute changes are proposed, the NLN needs to be changed to the national nursing accrediting bodies.

The board recessed for lunch at 11:25 am.

The board reconvened from lunch at 1:00 pm.

Agenda Item 6D Charter College Educational Update

Renee Kusner Kalarchik and Jennifer Lemert, RN, ANP, addressed the Board to provide an update on Charter College's Associate in Applied Science Registered Nursing Program. The Nursing Laboratory classroom has not been completed resulting in a delay in their anticipated start date. There will be 30 weeks of prerequisites. The College would like the Board's support in starting general education classes prior to completion of the nursing lab. The Board agreed to provide this support in the form of a letter. The revised start date for the program is to be late August or early September. Clinical sites are still being arranged. So far Alaska Native Medical Center and Alaska Regional Hospital have signed MOUs. They are working on arrangements with Elmendorf Air Force Base Hospital and St. Elias. The Board needs to arrange a site visit, but would like to visit after the nursing lab it is completed. Charter College has been approved for candidacy with ACEN (formerly NLNAC). There will be a mini-assessment on 12/1/2013. A full assessment will be 11/1/2014.

Charter College is also beginning work on an RN to BSN program and is working with ACICS (Accreditation Council for Independent Schools and Colleges) for approval.

Agenda Item 5 PRACTICE

The Board reviewed proposed regulation changes.

On a motion made by Julie Gillette, seconded by Hannah Espera and passed 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 44.840(b), (“general supervisor” is amended to read “Director of Nursing”), and 44.840(c). 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.

The board recessed for a break at 2:39 pm.

The board reconvened from break at 2:56 pm.

Agenda Item 8 GOVERNANCE

The Board determined the dates for the April 2014 meeting to be April 2nd, 3rd, and 4th in Juneau, Alaska.

The Board discussed House Bill 187 and heard opinions and concerns from the nurses in the room. This was informational only.

The board recessed at 4:21 pm to resume the meeting on July 12th, 2013.

Friday, July 12th, 2013

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, Eagle River
- Julie Gillette, Public Member, Wasilla
- Hannah Espera, LPN, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage attended the meeting telephonically
- Kevin Dougherty, Public Member, Anchorage was absent

Public Testimony

The board entered into public testimony at 9:04 am.

Pat Senner addressed the Board regarding HB 187. She provided information she obtained after legal counsel for the AK Nurses Association reviewed the bill. There is an expressed concern over funding of the nurse investigators. She also provided general comments on the proposed regulation changes.

Lynn Hartz addressed the board to say that she is in favor of awarding continuing education credit for BLS, PALS, ACLS, etc...

The Board read a letter from Barbara Evans, RN, asking the Board not to endorse the use of expired medications. A discussion followed, and both sides of the issue were heard. No decision was made at this time.

Public Testimony ended at 09:42 am.

Agenda Item 5

PRACTICE

The Board reviewed proposed regulation changes.

On a motion made by Julie Gillette, seconded by Denise Valentine, and passed unanimously, it was

**RESOLVED that the Board of Nursing for the State of Alaska under the authority of AS 08.68.100(1), adopts regulation changes, to 12 AAC 44.:
305(a)(1)(H),
305 (a)(1)(H)(i),
315(a),**

380(a),
400(a)(6)(E),
400(a)(6)(E)(i),
440,
450(f),
610(a)(1)
610(a)(2),
705(a),
770(17),
770(18),
785(a),
785(c),
800(a)(2),
800(a)(2)(A),
805(4),
805(4)(A),
830(b)(7),
858 (new section
966(c)
966(f)
966 new subsection(g),

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.

Public comment was reviewed prior to the adoption of these regulations.

The Board recessed for a break at 10:38 am.

The Board reconvened from break at 10:52 am.

Agenda Item 7 ORGANIZATION

The Board met with Sarah Chambers, Professional Licensing Operations Manager and Director Don Habeger to discuss various issues of concern and interest. The Board reiterated their need to fill the Nurse Consultant/Program Manager position and also asked about the feasibility of raising the hourly wage for CNA testing proctors. The Board is aware of reallocation of office cubicles. The Board states that the Nursing Executive **requires** a private closed door office due to the confidential day- to-day dealings of the licensees. The Board again requested the State to pay for hotels when the Board is not meeting in their hometown. The

Board is experiencing hardships by carrying the State for expenses to attend Board meetings and now NCSBN offerings. For an example, all Board members had over \$1000 in expenses on our personal credit cards for the meeting in Juneau. While reimbursement from the state has improved, the Board members credit card bills are due before reimbursement and this creates an increase in interest payments for some Board members. In addition, this type of reimbursement will prevent Board members from attending NCSBN events due to debt on personal credit cards. The Board only has one way to learn regulation work and national trends and that is by attending NCSBN offerings. The new interpretation of the travel policy and 3rd party reimbursement greatly affects the productivity of this Board. The Board requested an amendment to the current policy which would permit Board members to utilize our NCSBN membership which entitles Board members to attend educational offerings, contribute to national trends in regulations, and advance the State of Alaska Board of Nursing regulations. This new travel policy interpretation is costing licensees travel costs that we have never had before and so many hours of unproductive state time approving travel arrangements to attend professional offerings.

Agenda Item 7C Director's Report

Director Habeger discussed HB 187 with the Board and answered various questions about the bill. Director Habeger mentioned that if the proposed bill became law he envisions savings on administrative services and a decrease in duplicative fees. Investigative services would still be in the Division's budget. However, personnel costs would be paid by a legislative allocation. The Director requested the Board to put forth a resolution of support for the bill. The Board declined to offer that at this meeting, but committed to continued discussions about the bill. Director Habeger informed the Board of an Division wide FY14 travel budget increase from \$400,000 to approximately \$730,000. The Board will prioritize upcoming travel expenses and submit them to the Division in the Annual Report.

The board recessed for lunch at 12:36 pm.

The board reconvened from lunch at 1:19 pm.

Agenda Item 3 ADJUDICATION

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, 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 1:19 pm.

The board came out of executive session at 1:39 pm.

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 voluntary surrender and Order in Case No. 2013-001256 in the matter of Kay F. Bush, Practical Nurse License #NUR P 3504, hereby adopts the Voluntary Surrender in this matter.

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

On a motion made by Denise Valentine, seconded by Hannah Espera, 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 # 2013-000088, Hanna J. Henderson, Registered Nurse license number NUR R 33559, 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 made by Denise Valentine, seconded by Hannah Espera, 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 # 2013-001028, Rose M. Williams, Registered Nurse license number NUR R 16961, and Advanced

Nurse Practitioner Authorization #820, 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 and authorization without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

The Board Chair signed the original documents.

Agenda Item 5J Proposed Statute Changes

The Board discussed proposed statute changes. For AS 08.68.010, the following revision was proposed: "One member shall be a Licensed Practical Nurse, one member shall be a Registered Nurse engaged in Nursing Education at an academic institution at the Associate, Baccalaureate, or Graduate degree level, three members shall be registered nurses at large, one of which will be an Advanced Practice Registered Nurse, and two members shall be persons who have no direct financial interest in the health care industry."

An additional Statute for Retired Nurse Status will be pursued: Retired Nurse status allows nurses at the end of their nursing career to retire their nursing license, instead of merely letting it lapse. If an RN, LPN, or ANP authorization is in good standing (or was in good standing when it lapsed), it is eligible for Retired Nurse status. Retired Nurse status does not need to be renewed. The license will remain in retired status unless the license holder decides to return to nursing practice. This is an honorary title and it prohibits the title holder from practicing nursing, even in a volunteer capacity. Retired Nurse status allows the holder to use the term "Retired" after their signature.

Agenda Item 5I Proposed Regulation Changes

The Board discussed 12 AAC 44.965 for the purpose of clarifying definitions. The Board defined residential supported living services as: services that are provided to recipients with physical disabilities, or older adults. Services that assist, in a residential setting, a recipient with the activities of daily living; and are designed for a recipient who can no longer live alone and who does not need 24 hour care provided by a nursing facility, but who would be placed in a nursing facility for lack of alternate placements.

Home and community-based services provider is defined as: child and adult day services provided in a protective setting, other than a nursing facility; respite care services that provide alternative caregivers, regardless of whether the services are provided in the recipient's home or at another location.

The Board will continue to revise this regulation & these definitions. No motion was made.

Agenda Item 8 GOVERNANCE

The Board filled out their Board Meeting Evaluations and reviewed the Assignment Reminder List.

The board adjourned at 3:12 pm until October 23rd, 2013 in Anchorage, Alaska.

Respectfully submitted,

Nancy Sanders, PhD, RN
Executive Administrator
Alaska Board of Nursing

Approved:

Beth Farnstrom, RN Chair
Alaska Board of Nursing

Date: _____