

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

THE CANCER TREATMENT CENTER
FAIRBANKS MEMORIAL HOSPITAL
1650 COWLES STREET
FAIRBANKS, AK
BOARD OF NURSING
MEETING MINUTES

October 22-24, 2014

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 Cancer Treatment Center Conference Room, in Fairbanks, Alaska.

Wednesday, October 22, 2014

Agenda Item 1 CALL TO ORDER

Denise Valentine, RN, ANP, Chairperson, called the meeting to order at 9:02 a.m.

Roll Call

Those present, constituting a quorum were:

- Denise Valentine, MSN, RN, ANP, Chairperson, Anchorage
- Erin Evans, MS, RN, Vice Chair, Anchorage
- Julie Gillette, Secretary, Public Member, Fairbanks
- Beth Farnstrom, BSN, RN, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Jennie Grimwood, Public Member, Cordova
- Carrie Miller, LPN, Juneau

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

- Nancy Sanders, PhD, RN, Executive Administrator
- Colleen Nelson, Investigator III
- Jasmine Bautista, Investigator III
- JoAnna Williamson, Investigator III
- Charles Ward, Investigator
- William Harlan, Investigator
- Bride Seifert, Administrative Law Judge

Agenda

The agenda was adopted as amended.

Introductions

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

- Lynn Hartz, FNP, Alaska Nurse Practitioners' Association
- Pat Reynaga, RN, Anchorage Providence Hospital
- Laura Sarcone, APRN Alliance
- Jana Shockman, RN, AaNA President

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

Agenda Item 1D Ethics Report

Dr. Nancy Sanders, Denise Valentine, and Erin Evans attended NCSBN Annual Meeting in August, 2014 and will be filing the appropriate reports.

Agenda Item 2A CONSENT AGENDA

Items 2A1 and 2A2 were pulled from the consent agenda for discussion. A motion was duly made by Beth Farnstrom, seconded by Erin Evans and carried unanimously with 6 ayes to accept the amendment.

Agenda Item 2A1 Approval of Minutes, September 11, 2014

The Board reviewed minutes from the special meeting held telephonically on September 11, 2014.

On a motion duly made by Beth Farnstrom, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska approves the September 2014 meeting minutes as amended.

Note the July minutes were previously approved electronically and posted on the Board of Nursing website.

Agenda Item 2A2 Licensing Examiners' Report & NCLEX Quarterly Report

The Board reviewed the NCLEX Quarterly report and noted the Board will continue to monitor these programs and their overall quarterly and yearly outcomes. The Board assigned Dr. Sanders to send a letter to the UAA Board of Regents regarding the School of Nursing notifying them that current requirements of the wait list is causing a decline in NCLEX pass rate. Three hundred students are affected.

Agenda Item 2A3 CNA Program Quarterly Reports

The Board reviewed & discussed the Nurse Aide Licensing Examiner's Quarterly Report & CNA Program Quarterly Report. This was informational and no action was taken.

Agenda Item 3 ADJUDICATION

On a motion duly made by Beth Farnstrom, seconded by Tom Hendrix, and carried unanimously with 6 ayes, 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 **9:33** am.

The board came out of executive session at **11:03** pm.

Agenda Item 3 ADJUDICATION (Continued)

On a motion duly made by Beth Farnstrom, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(d)(1) for the purpose of reviewing the Administrative Law Judge's Decision.

The board entered into executive session at **11:03** am.

The board came out of executive session at **11:08** am.

Agenda Item 3 ADJUDICATION

On a motion duly made by Beth Farnstrom, seconded by Erin Evans, and carried unanimously with 6 ayes, 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 **11:09** am.

The board came out of executive session at **12:21** pm.

The board recessed for lunch at 12:21 pm and reconvened from lunch at 1:15 pm.

Agenda Item 4 LICENSURE

Agenda Item 4A Laura Sarcone, CNM, co-chair of the APRN Alliance, addressed the Board. The draft statute change was discussed. Ms. Sarcone distributed a document explaining how the APRN title change will affect the current and proposed statutes. The APRN title is recognized by most insurance companies.

Other topics brought up by Ms. Sarcone included the use of nitrous oxide with the pediatric population and in obstetrics. She requested the subject of APRNs first assistant education be placed on the January BON agenda along with the use of nitrous oxide in obstetrics.

Agenda Item 4B Draft Statute Change

The Board reviewed the draft bill along with Laura Sarcone, CNM. Changes were proposed to some passages. It was proposed the word “authorized” be changed to “licensed” in reference to APRNs and that APRNs be “licensed to practice with prescriptive authority.”

The Board discussed refining the parameters of the LPN Board position to provide broader opportunity for LPNs to serve.

Agenda Item 4C Legality of Yukon nurses escorting American patients by ambulance

There was a discussion on whether or not a Canadian nurse escorting an American patient over the International border has the

ability to act in a medical capacity in the United States between the border and the transfer to an American emergency vehicle or medical facility. The Board considered adding wording as an exemption in AS 08.68.800(a)(6) to allow a nurse licensed by another state or Canada, whose employment requires the nurse to accompany and care for a patient in transit for health care.

The board recessed for break at 2:30 pm.

The board reconvened from break at 2:45 pm.

Agenda Item 5 PRACTICE

Agenda Item 5A Decision Tree

Various decision trees from other states were discussed and compared with Alaska's current processes. The goal is to adopt a process that clarifies what tasks RNs and LPNs are authorized to perform and encourage them to approach the Board when they want to perform a task beyond their normal scopes of practice.

Beth Farnstrom and Dr. Nancy Sanders will put together an Advisory Opinion on this topic for the January 2015 Board Meeting.

Agenda Item 5B RN PICC Insertion – Ketchikan General Hospital

The Alaska Board of Nursing reviewed the Education Program proposal that was submitted. Deficiencies were identified. The Board requested that Ketchikan Hospital provide more information and present a full program at a future Board of Nursing meeting.

Agenda Item 3 ADJUDICATION (Continued)

On a motion duly made by Beth Farnstrom, seconded by Julie Gillette, and carried unanimously with 6 ayes, 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 3:35 pm.

The board came out of executive session at 4:22 pm

Agenda Item 3

ADJUDICATION (Continued)

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Shawna Bailey-Smith, does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.705(a)(14).

On a motion duly made by Erin Evans, seconded by Beth Farnstrom, and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-000600, Florian R. Carino, Certificate # NUA A 5865, 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 Carrie Miller, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application by examination for Sandra A. Corpuz, does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.705(a)(17) .

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Emma Louison, case number 2013-001127 does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.870(27).

On a motion duly made by Julie Gillette, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Karen M. Myers, does hereby deny the application in accordance with AS 08.68.334(2), 12 AAC 44.705(a)(4) and 12 AAC 44.870(27).

On a motion duly made by Julie Gillette, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Roberta Sampson, case number 2014-001370 does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.705(a)(4).

On a motion duly made by Jennie Grimwood, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-000815, Doris L. Scott, Certificate # NUA A 615, 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 certification, 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 Beth Farnstrom, seconded by Carrie Miller, and carried with unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Surrender of Certificate in Case #2013-001572, Vera Workman, Certificate# NUA A 13872, have adopted the Surrender of Certificate in this matter.

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

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, the motion failed with 2 ayes and 4 nays,

The Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Qian Zhang, case number 2014-001368 does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.705(a)(14).

NOTE: This motion failed therefore Qian Zhang nurse aide applicant was not denied.

On a motion duly made by Erin Evans, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-000278, Nancy J. Arrington, Registered Nurse License # NUR R 11430, adopts the Consent Agreement and Decision and Order in this matter.

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

The Division may enforce the Consent Agreement by immediately suspending 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, and seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-001846, Roderick Ellington, License # NUR P 5343, 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 Jennie Grimwood, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-001688, David L. Farahjood, Surrendered License # NUR R 34814, 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 Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Surrender of License, Michelle L. Hamby, Case # 2014-001009, by the parties hereby adopts the surrender of Registered Nurse license NUR R 35120 in this matter.

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Registered Nurse application for Rhett C. Jackson, lapsed license #NUR R 19447, does hereby deny the application in accordance with AS 08.68.270(1).

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Registered Nurse license by endorsement application for Tameka D. Mitchell, does hereby deny the

application in accordance with AS 08.68.270(2)(7) and 12 AAC 44.705(a)(4).

On a motion duly made by Julie Gillette, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Decision of the Administrative Law Judge, in OAH # 14-0214-NUR and case # 2011-000446, Jerold Fromm, hereby upholds the decision of the Administrative Law Judge and adopts this 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.

On a motion duly made by Jennie Grimwood, seconded by Carrie Miller, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001637, in the matter of Valerie Beacom, Registered Nurse license # NUR R 6222, adopts this Consent Agreement, Decision and Order in this matter.

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

On a motion duly made by Tom Hendrix, and seconded by Julie Gillette, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Nurse Practitioner's Authorization, in the matter of Sandra Cook, Nurse Practitioner authorization # NUR U 612, Case Number 2014-000773, hereby adopts the Voluntary Surrender in its entirety, effective immediately.

On a motion duly made by Beth Farnstrom, and seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, in the matter of Brenda Cummings, Registered Nurse

License # NUR R 25337, Case Number 2014-001587, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Erin Evans, seconded by Beth Farnstrom, and unanimously carried with 5 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001596, in the matter of Wilda Dagondon, Registered Nurse's License #NUR R 29386, adopts this Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, seconded by Jennie Grimwood, and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, in the matter of Shirley Dickens, Registered Nurse License #NUR R 4084, Case Number 2014-001599, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Beth Farnstrom, seconded by Erin Evans, and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001514, in the matter of Tessa Filipenko, Registered Nurse's License #NUR R 20127, adopts this Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Erin Evans, seconded by Beth Farnstrom, and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001515, in the matter of Maike Henning, Registered Nurse's License #NUR R 28457, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take

immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Carrie Miller, seconded by Julie Gillette, and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Nurse Practitioner's Authorization, in the matter of Patricia Hoffstatter, Advanced Nurse Practitioner Authorization #NUR U 728, Case Number 2014-001528, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Tom Hendrix, and seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001232, in the matter of Jennifer Hurlbutt, with a Advance Nurse Practitioner Authorization #NUR U 1202, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, and seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2013-001894, in the matter of Stacy Iten, with a Registered Nurse's License #NUR R 32423, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Jennie Grimwood, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001534, in the matter of Shauna Norton, Advanced Nurse Practitioner Authorization #NUR U 1215, adopts the Consent Agreement, Decision and

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

On a motion duly made by Julie Gillette, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001502, in the matter of Ted Paprocki, Registered Nurse's License #NUR R 24826, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001537, in the matter of Marta Poore, Advance Nurse Practitioner Authorization #NUR U 82, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Tom Hendrix, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, in the matter of Sharon Rogers, Registered Nurse License #NUR R 10821, Case Number 2014-001256, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Beth Farnstrom, and seconded by Julie Gillette, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001459, in the matter of Nancy Schupp, with a Advanced Nurse Authorization #NUR U 7, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take

immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Carrie Miller, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, in the matter of Barbara Shake, Registered Nurse License #NUR R 1375, Case Number 2014-001535, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Tom Hendrix, seconded by Carrie Miller, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2013-002299, in the matter of Tamara Simms, License Practical Nurse #NUR P 5952, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001618, in the matter of Melody Smith, Registered Nurse License #NUR R 25363, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Erin Evans, and seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, in the matter of Marianne Stillner, Registered Nurse License #NUR R 5049, Case Number 2014-001617, hereby adopts the surrender in its entirety, effective immediately.

On a motion duly made by Tom Hendrix, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001569, in the matter of Barbara Thorn, Registered Nurse License #NUR R 32107, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Jennie Grimwood, seconded by Julie Gillette, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001575, in the matter of Cherie Wagahoft, Advance Nurse Practitioner Authorization #NUR U 1290, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Julie Gillette, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001541, in the matter of Joanne Wallis, Advance Nurse Practitioner Authorization #NUR U 389, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, seconded by Tom Hendrix, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001562, in the matter of Connie Watkins, Advanced Nurse Practitioner Authorization #NUR U 432, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and

Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Beth Farnstrom, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing, having examined the proposed Consent Agreement, Decision and Order, under Case Number 2014-001567, in the matter of Stanley Whittaker, Advanced Nurse Practitioner Authorization #NUR U 587, adopts the Consent Agreement, Decision and Order in this matter. The Consent Agreement, Decision and Order take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

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

Let the record reflect there were no Ex-Parte communications during the discussion of these orders.

The board recessed at 4:56 pm to resume the meeting on October 23, 2014.

Thursday, October 23, 2014

Agenda Item 1 CALL TO ORDER

Denise Valentine, RN, ANP, Chairperson, called the meeting to order at 9:01 a.m.

Roll Call

Those present, constituting a quorum were:

- Denise Valentine, MSN, RN, ANP, Chairperson, Anchorage
- Erin Evans, MS, RN, Vice Chair, Anchorage
- Julie Gillette, Secretary, Public Member, Fairbanks
- Beth Farnstrom, BSN, RN, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Jennie Grimwood, Public Member, Cordova
- Carrie Miller, LPN, Juneau

Staff present 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:

- Jana Shockman, RN, Alaska Nurses Association, President
- Laura Sarcone, CNM, APRN Alliance Co-Chair
- Lynn Hartz, FNP, Alaska Nurse Practitioners Association
- Pat Reynaga, RN, Providence Alaska Medical Center

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

Public Testimony

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

The Board discussed informational exchange items to include the Executive Administrator's report and the Chair's report.

Pat Reynaga shared information on Ebola treatment facilities. She emphasized nurses should be educated before they care for these patients.

Public testimony ended at 9:38 am.

Agenda Item 2B

INFORMATION EXCHANGE

Executive Administrator's Report –Dr. Sanders discussed the strategic plan.

Chair's Report – Denise Valentine shared highlights from the August NCSBN meeting in Chicago, IL. She also briefed the Board on the APRN Alliance meetings and the Alaska Nurse Action Coalition (ANAC) Steering Committee. The National Nurse Compact was discussed and the pros and cons of joining were presented. Telemedicine is one of the driving forces.

Informational – CCNE has been renewed as a national nurse education program accrediting agency.

Ebola treatment areas were discussed. There are currently four facilities in the nation that can handle Ebola patients.

Agenda Item 3 ADJUDICATION (Continued)

Proposed Disciplinary Actions were discussed and minor adjustments were necessary.

On a motion duly made by Beth Farnstrom, seconded by Tom Hendrix, and carried with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska on the Disciplinary Sanctions adopted January 2013 change verbiage to “Non-reported disciplinary action anywhere (non-patient care related)” and “Non-reported disciplinary action anywhere (patient care related/substance abuse and/or diversion.)”

Agenda Item 5 PRACTICE (continued)

Agenda Item 5E Telephone Triage

Pat Reynaga presented telephone triage and telehealth practice. Telehealth has its own certification and operates with about 300 nurses in the country. There was a discussion on whether or not a nurse needs to be licensed where the patient is located or where the nurse practicing is located. Each state has a different opinion on the licensing requirement. Competencies are being worked on by two national groups. States have commerce requirements on Telemedicine.

Ms. Reynaga will bring to the Board definitions regarding ambulatory nursing for telehealth versus telemedicine.

The Board discussed developing an advisory opinion on this matter. The Board believes the minimum qualification of the telehealth provider is registered nurse.

The board recessed for break at 10:26 am.

The board reconvened from break at 10:54 pm.

Agenda Item 5D**PRACTICE – PROPOSED REGULATION CHANGES**

The Board discussed needed regulation changes to include the proposed creation of a Retired Nurse section because of the statute change.

The board recessed for lunch at 12:02 pm.

The board reconvened from lunch at 1:00 pm.

Agenda Item 6**EDUCATION****Agenda Item 6A****Charter College Update**

Janice Floyd, MSN, RN, Director of Nursing at Charter College, briefed the Board. The curriculum will experience many changes soon that will need to be reviewed by the Board again per ACEN. Their status with ACEN is deferred until they can readdress areas of concern. The plan is to resubmit candidacy and the curriculum changes will be completed by November so it can be reviewed at the January BON Meeting. Faculty will be increased by 5-6 members per ACEN requirements and the ACEN required 3 years of budget submissions. There are 2 cohorts currently in the program, one graduating in April and one starting in November. The first cohort will not be considered to have graduated from an accredited program until the process is completed. Students were notified about the situation.

The Board will consider a special meeting in December to address the curriculum changes of Charter College.

Agenda Item 6B**AVTEC AS Program – Detailed Plan**

Presented by Ben Eveland, AVTEC Director, Dick Harrell, Deputy Director, and Alexis Klapproth, AVTEC Director of Nursing. Mr. Eveland sent an update to Dr. Sanders on September 11, 2014. ACEN accreditation and NCLEX pass rate were addressed. Research yielded the possibility of accreditation by ACCSC, an accrediting body that is approved by ACEN and meets the vocational school's needs. Ms. Klapproth is working on the paperwork to put them in candidacy with the ACEN. Mr. Harrell is making improvements on the program to improve NCLEX testing results. Students will not receive diplomas until they complete the ATI course which prepares them for the NCLEX licensing examination. The Board will continue to monitor the program and an update will be provided at the January 2015 meeting.

Agenda Item 6C Chugiak Senior Center CNA Program

The Chugiak-Eagle River Healthcare Education Center has submitted an application for a Nurse Aide Training Program. The application has met the Board of Nursing's requirements. Clinical experiences will be accomplished at the Chugiak Senior Center.

On a motion duly made by Tom Hendrix, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, approve the Chugiak-Eagle River Healthcare Education Center program, as amended.

Agenda Item 6D NCSBN National Simulation Study Guideline

Beth Farnstrom briefed the Board on the research study. The results of the multi-site study has found up to 50% clinical simulation is able to replace clinical sites for nursing students without impacting their NCLEX pass rate. The Board of Nursing will research the quality of simulation programs used and consider establishing parameters for simulation use by nursing programs in the future.

The board recessed for break at 2:26 pm.

The board reconvened from break at 2:47 pm.

Agenda Item 7 ORGANIZATION

Agenda Item 7a Succession Plan

The Board discussed having a plan in place in the event a replacement Executive Officer is needed using an NCSBN Executive Officer Succession Planning Toolkit.

The board recessed at 4:06 pm to resume the meeting on Friday, October 24, 2014.

Friday, October 24, 2014

Agenda Item 1 CALL TO ORDER

Denise Valentine, RN, ANP, Chairperson, called the meeting to order at 9:00 a.m.

Roll Call

Those present, constituting a quorum were:

- Denise Valentine, MSN, RN, ANP, Chairperson, Anchorage
- Erin Evans, MS, RN, Vice Chair, Anchorage
- Julie Gillette, Secretary, Public Member, Fairbanks
- Beth Farnstrom, BSN, RN, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Jennie Grimwood, Public Member, Cordova
- Carrie Miller, LPN, Juneau

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

- Nancy Sanders, PhD, RN, Executive Administrator
- Sara Chambers, Director
- Martha Hewlett, Administrative Officer
- Colleen Kautz, Operations Manager

Agenda

The agenda was adopted as amended.

Introductions

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

- Jana Shockman, RN, Alaska Nurses Association, President
- Laura Sarcone, CNM, APRN Alliance Co-Chair
- Lynn Hartz, FNP, Alaska Nurse Practitioners Association
- Pat Reynaga, RN, Providence Alaska Medical Center
- Jenna Edmiston, RN, Chief Nurse Officer Fairbanks Memorial Hospital

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

Public Testimony

The board entered into public testimony at 9:05 am.

Jenna Edmiston discussed concerns about Ebola virus and prevention measures such as video conferencing and quarantines. Nurses are being

trained on personal protective equipment (PPE) sufficient to care for Ebola patients.

Pat Reynaga offered Providence Hospital for our January Board of Nursing meeting.

Reviewed Toolkit #12 of Agenda item 7A

Jana Shockman discussed the whistleblower section of the previously submitted statute change which will allow a nurse to refuse an assignment and it not be considered abandonment.

Public testimony ended at 9:35 am.

Agenda Item 7C1 PRACTICE – (Continued)

The Board discussed requirements for the Executive Administrator position specifically addressing education and experience minimums.

On a motion duly made by Julie Gillette, seconded by Beth Farnstrom, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, require applicants for the Board of Nursing Executive Administrator position have a minimum of 5 years of professional registered nurse experience that may include public health, health care, health care delivery systems, or an administrative, consultative, or teaching capacity and to hold a minimum of a Master's Degree in Nursing.

The board recessed for a break at 10:03 am.

The board reconvened from break at 10:15 am.

Agenda Item 3 ADJUDICATION (Continued)

On a motion duly made by Tom Hendrix, seconded by Erin Evans, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, when monitoring probation, the investigator assigned to monitor substance abuse during probation is authorized to use their experience and judgment within the following parameters: 1) All routine testing for substance abuse detection must be a random test. Currently, this includes blood, breath, hair tests, and urinalysis (UA). The

probation monitor is always authorized to initiate additional tests. 2) If the initial substance abuse violation or any subsequent substance abuse violation(s) involves alcohol, then all testing must have the ability to detect alcohol and must occur at least 24 times per year for the duration of the probationary period. 3) If there is never any alcohol involvement in any substance abuse incident or testing result then: a. Until rehabilitation counseling has been successfully completed, all testing must have the ability to detect alcohol at least 24 times a year. b. After successful completion of rehabilitation counseling and at the discretion of the probationary monitor, routine testing may be changed to hair/blood and must occur at least 12 times a year with an additional 4-8 UA tests at the discretion of the probation monitor. The testing facility must be approved by the Board's investigative team.

Agenda Item 7 ORGANIZATION (Continued)

Agenda Item 7D Meeting Dates 2015-2016

Future Meeting Dates 2015-2016 were discussed and agreed upon.

Agenda Item 7B Budget -Revenue & Expenses Report & Review

The Board met telephonically with Sara Chambers, Director, Martha Hewlett, Administrative Officer, and Colleen Kautz, Operations Manager.

The Board reviewed the latest Revenue and Expenditure report. The Board rearranged the October schedule to adapt to the release of the FY 2015 State budget, however, the reports were not available for this meeting. The Board expressed appreciation of Martha Hewlett's ability to provide a FY 2014 budget report for this Board meeting.

The Chair had a few items of business to discuss with Director Chambers.

- 1) The travel expenses for FY 2013-2014 increased substantially. Contractual Services and Supplies expenses also experienced large increases. Ms. Chambers believes some expenses may have been billed in the 4th quarter that actually occurred in 3rd quarter. In 2012, indirect expenditures were processed through the Board like direct expenditures. Now costs for indirect are averaged and estimated to forecast expenditures. Expenses were allocated directly to programs resulting in decreased spending. The Fiscal Year 2014 \$12,000 cost for postage was questioned. It covered renewal expenses and board books.

- 2) Director Chambers was again asked about the CNA Program and if there is enough money allocated to us from the federal government to cover the cost of running the program? Currently, it is not known how much is allocated from the federal government for this position because money is given to the Department of Health and Social Services for the broader program. At this point we are not in compliance with federal regulations and statutes because there is no one available to fill the currently vacant position due to no interest from qualified personnel in or out of the state. The money, \$120,000, is being used to pay proctors to test the applicants when it should be dedicated to travel and position expenses of the CNA evaluator. It does not truly cover all the costs associated with the program.
- 3) The Chair discussed the minimum requirements for the Executive Administrator position and Ms. Chambers was appreciative of the Board's input.
- 4) The Board would like to move forward with the Statute change bill. The Board requested Dr. Sanders have the ability to move forward with this bill. Currently, as a State employee, she cannot. The Board queried if there is there a way to authorize Dr. Sanders to speak on behalf of the Board of Nursing before the legislature since members work full time outside the Board. Ms. Chambers suggested Dr. Sanders could work with a Board member and the Chair could authorize that member to speak before the legislature to discuss concerns. The Chair emphasized the Board is not asking for Dr. Sanders personal input, it is asking that she can work on behalf of the Board in the presence of the legislature. Ms. Chambers stated Dr. Sanders can be available to the legislature for questions. Last April she was not allowed to participate in the Bill process. The Board would like something from the Division in writing to allow Dr. Sanders to act in this capacity to prevent future confusion.
- 5) There are still issues with the travel policy. Board member Erin Evans recently traveled to an NCSBN conference via the NCSBN resource fund. The State of Alaska was fully reimbursed for her travel expenses, however the amount the State paid to Ms. Evans was \$388 less than what they received from NCSBN. Ms. Evans has been encouraged to speak to Commissioner Bell to resolve this issue.

The board recessed for lunch at 11:45 pm.

The board reconvened from lunch at 1:00 pm.

Agenda Item 5C Advisory Opinions

Beth Farnstrom presented the Board with an Advisory Opinion from the Idaho Board of Nursing on Position on Safety to Practice. The Board adopted a similar AO.

On a motion duly made by Beth Farnstrom, seconded by Jennie Grimwood, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, adopt an Advisory Opinion regarding the Position on Safety to Practice effective October 24, 2014.

Agenda Item 8 GOVERNANCE

The Board discussed a few other issues pertaining to Board business.

The Board filled out their Board Meeting Evaluations and assignment reminder list.

The board adjourned at 1:44 pm until January 28, 2015 in Anchorage, Alaska.

Respectfully submitted,

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

Approved:

Denise Valentine, RN, ANP, Chair
Alaska Board of Nursing

Date: _____