

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

Jan 22-24, 2014

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, Anchorage, Alaska.

Wednesday, Jan 22nd, 2014

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
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
attended the meeting telephonically after adjudication items
- Julie Gillette, Public Member, Fairbanks
- Kevin Dougherty, Public Member, Eagle River

The LPN position is vacant.

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

- Nancy Sanders, PhD, RN, Executive Administrator
- Brian Howes, Senior Investigator
- Edward Riefle, Investigator II

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
- Lynn Hartz, RN, FNP, Anchorage, ANPA
- Laura Sarcone, CNM, APRN Alliance Co-Chair
- Jana Shockman, RN, AaNa President

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

Agenda Item 1D **Ethics Report**

None of the Board members had any ethics issues to report.

Agenda Item 2A **CONSENT AGENDA**

Note: the October 23-25, 2013 Board of Nursing minutes were approved electronically by the Board of Nursing members and were posted on the website in November 2013.

The following items were removed from the consent agenda for discussion: 2A1 Education Program Summaries & Licensing Summaries, and 2A2 Nurse Aide Quarterly Reports.

On a motion duly made by Denise Valentine, seconded by Kevin Dougherty, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, adopts the consent agenda.

Agenda Item 2B **INFORMATION EXCHANGE**

A short discussion was had about educational programs with small numbers. Dr. Sanders talked with the South Dakota executive about new programs and small number of participants in programs. NCSBN standards say there needs to be 21 participants to trend numbers.

Agenda Item 3 **ADJUDICATION**

On a motion duly made by Kevin Dougherty, seconded by Julie Gillette, and carried unanimously with 4 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 and AS 44.62.310 (d)(1) for the purpose of reviewing the Administrative Law Judge's decision.

The board entered into executive session at 9:31 am.

The board recessed for a break at 10:34 am.

The board reconvened from break at 10:43 am.

The board came out of executive session at 11:37 am.

On a motion duly made by Denise Valentine, seconded by Kevin Dougherty, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Practical Nurse application for Shawn Collins does hereby deny the application in accordance with AS 08.68.270(2) and 12 AAC 44.705.

On a motion duly made by Erin Evans, seconded by Julie Gillette, and carried unanimously with 4 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 # 2013-001775, Cheryl K. Miller, expired nurse aide certificate number NUA T 3559, 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 Erin Evans, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Judgment By Default hereby finds that based upon the Division of Corporations, Business and Professional Licensing's motion and memorandum filed in

support thereof, the Board finds that Theresa Mae Ruby (Ruby), Registered Nurse, lapsed license number NUR R 30860, case # 2012-000893, was properly served with the Accusation in this matter, that Ruby has not filed a notice of defense or requested a hearing, and that a factual basis exists for revocation of Ruby's Registered Nurse License.

IT IS HEREBY ORDERED that Ruby's Registered Nurse License # (lapsed) NUR R 30860 is permanently revoked, effective immediately.

On a motion duly made by Kevin Dougherty, seconded by Erin Evans, and carried unanimously with 4 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 # 2013-000383, Shannon M. Zizza, RN 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 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 with 4 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 # 2013-002010, Deserae D. Kraus, 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 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 Erin Evans, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the application for reinstatement of RN applicant Jerold Fromm, RN lapsed license # NUR R 21875 denies the application in accordance with AS 08.68.270(1) &(2).

On a motion duly made by Denise Valentine, seconded by Kevin Dougherty, and carried unanimously with 4 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 # 2013-002285, Diana Buenaflor, LPN license # NUR P 5795, 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, and seconded by Denise Valentine, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Nurse Aide Certificate # NUA A 10853, in the matter of Respondent Lorraine Kirkpatrick, Case No. 2013-000991, 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 duly made by Julie Gillette, seconded by Erin Evans, and carried unanimously with 4 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 # 2013-001281, Shirley Hawkins,

LPN license # NUR P 5165, 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 Julie Gillette, and carried unanimously with 4 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 # 2013-001262, Senito S. Moore-Robinson, CNA certificate # 9636, 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 Erin Evans, and carried unanimously with 4 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 # 2013-001259, Phoonsri Inhom, CNA certificate # 6471, 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 Kevin Dougherty, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Motion For Default & Revocation of Nurse Aid Certificate orders that Default is entered against Denisha I. Vickers, case # 2013-001273, Nurse Aide certificate number NUA A 9944.

In accordance with AS 44.62.550 and 12 AAC 44.880, the Board will allow Ms. Vickers to apply for reinstatement of this certification after one year has elapsed following the effective date of this decision, if Ms. Vickers provides the Board with satisfactory documentation to verify her completion of the required continuing education indicated on her 2012-2014 renewal application. Satisfactory documentation must include the verification elements currently identified in 12 AAC 02.960(e).

Under this provision, any reinstatement of Ms. Vickers' nurse aide certificate shall be conditioned subject to:

- 1. Payment of a civil fine in the amount of \$500 for Ms. Vickers's repeated failure to respond to requests for documentation;**
- 2. Mandatory audit to monitor compliance with the continuing education requirements, where satisfactory documentation to verify Ms. Vickers' completion of the required continuing education activities must be received and approved by the Board or its designee prior to the processing of the renewal/reinstatement of her nurse aide certification. This requirement will remain until Ms. Vickers' nurse aide certification has been renewed or reinstated subject to this mandatory audit requirement for two certification periods.**

On a motion duly made by Denise Valentine, seconded by Julie Gillette, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Voluntary Surrender of Nurse Aide Certificate # NUA A 12240, Suzy Choi, Case No. 2013-001223, 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 duly made by Erin Evans, seconded by Kevin Dougherty, and carried unanimously with 4 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 # 2013-000998, Carol Casperson, Certified Nurse Aide Certificate # NUA A 5728, 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 Denise Valentine, and carried unanimously with 4 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 # 2013-000992, Gemberd Sabangan, Certified Nurse Aide Certificate # NUA A 11638, 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 with 4 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 # 2013-000990, Judie S. Manda, Certified Nurse Aide Certificate # NUA A 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 Erin Evans, seconded by Kevin Dougherty, and carried unanimously with 4 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 # 2013-002318, Aida Schindler, Licensed Practical Nurse License # NUR P 6362, 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 with 3 ayes and one nay, it was

RESOLVED that the Board of Nursing for the State of Alaska, in the matter of Rose Pyatt, Case #2013-000361, OAH # 13-1201-CNA adopts the decision of the Administrative Law Judge 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.

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

The board recessed for lunch at 12:05 pm.

The board reconvened from lunch at 1:02 pm.

Board member Tom Hendrix joined telephonically due to technical difficulties in the a.m.

Agenda Item 5A Cross Road Medical Center Update on RNs Taking X-RAYS

The board reviewed & discussed the Cross Road Medical Center’s Annual Update on RNs taking X-RAYS after being joined telephonically by Elizabeth Bengston, RN. The program is running smoothly and regular training and in-services are ongoing. There were no concerns noted at this time. When new people join the staff, they are receiving the training. It was noted that there is an annual January update requirement to the Board.

Agenda Item 5B Minimal & Moderate Procedural Sedation – Outcomes

The Board reviewed the Quality Outcomes Report for Procedural Sedation (Apr 2012 – Nov 2013) presented by Alaska Native Medical Center (ANMC) Department of Nursing. Laura Mullen, Surgical Services Director, represented ANMC and provided the Board with statistics and answered questions about the program. It was noted that the program has been successful and that patient satisfaction scores were high. Of note, there was a 74% decrease in the length of stay for patients. Another benefit was more involvement with anesthesia for patients with ASA scores of III & IV. The Board commended the Surgical Services Director for the quality work and positive outcomes. One learning need identified by Ms. Mullen was certification of nurses for the care of the bariatric patient. The Board had no concerns at this time.

Agenda Item 5C Surgery Center of Wasilla – Sedation Proposal

The Board reviewed a sedation policy submitted by Tina Schwager, RN, Director of the Surgery Center of Wasilla. The Board found some deficiencies in the proposal and requested more information and clarification before approval can be made. Nancy Sanders will send a letter outlining the information needed.

Agenda Item 3 ADJUDICATION (Continued)

On a motion duly made by Kevin Dougherty, seconded by Denise Valentine, and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Voluntary Surrender of RN License # NUR R 30098, Janet H. Brown, Case No. 2013-001812, 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 duly made by Denise Valentine, seconded by Erin Evans, 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 # 2013-001344, Ebou Jafuneh, RN 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 license without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

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

Agenda Item 5D Bassett Army Community Hospital – PICC Line Insertion

The Board reviewed an RN education program on Peripherally Inserted Central Catheter (PICC) insertion from Bassett Army Community Hospital. Aleisha Ross, RN, joined the Board telephonically. The Board found some deficiencies in the proposal and requested more information and clarification from Ms. Ross. It was determined that Nancy Sanders would send a letter outlining the corrections to be made, and the Board would revisit this topic once the revisions have been completed.

Agenda Item 2B INFORMATION EXCHANGE

The Board discussed informational items. It was noted by nurses in the gallery that the minutes from the last meeting were posted exceptionally fast to the website. They appreciated the quick turn-a-round.

The Board reviewed the Executive Administrator's report as well as the Board Chair's report. Denise Valentine provided an update on the APRN Knowledge Network Call.

Fees for 2014 CNA, LPN, RN and ANP renewals were approved and forwarded to the Operations Manager and Director at the October 2013 Board meeting. The Board expressed disappointment in the handling of required regulation changes resulting in a delay in approval of the new fees. The delay cost the Board of Nursing additional expenses and will delay the beginning of CNA renewals.

Board Member Tom Hendrix has left the meeting.

The board recessed for a break at 3:00 pm.

The board reconvened from break at 3:19 pm.

Agenda Item 6A Norton Sound/UAF Nurse Aide Training Program

The Board reviewed a Nurse Aide Training Program submitted by University of Alaska (UAF) Northwest Campus/Norton Sound Health Corporation. Cathy Winfree, RN addressed the Board telephonically.

On a motion duly made by Kevin Dougherty, seconded by Denise Valentine, and carried unanimously with 4 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, granted provisional approval of the UAF/Norton Sound Health Corporation CNA training program. Cathy Winfree, Diana Lingle, and Cindy Schmitt are approved as instructors.

Agenda Item 5X Colorectal Cancer Screening

Brenda Cook, Director of Nursing, and Paul Ferland, RN from the Alaska Native Medical Center addressed the Board about the Colorectal Cancer Screening standards. In September of 2013, ANMC introduced new screening guidelines beginning at a younger age of 40. This was based on the risk Alaska Natives have for colorectal cancer.

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

RESOLVED that the Board of Nursing for the State of Alaska, continues to approve the Alaska Native Medical Center Colorectal Screening Program with the new standards of screening high risk patients at the age of 40, as noted in the revised guidelines.

The board recessed at 4:01 pm to resume the meeting on Jan 23rd, 2014.

Thursday, Jan 23rd, 2014

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, Fairbanks
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Kevin Dougherty, Public Member, Eagle River

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
- Laura Sarcone, CNM, Co-Chair, APRN Alliance
- Jana Shockman, RN, President, AaNA
- Barbara Berner, Director, UAA School of Nursing
- 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 9:02 am; no one from the public addressed the Board at that time. The Board used the time to discuss the issue of Retired Nurse Status. The Board is in favor of Retired Nurse Status and reviewed the wording on the draft document presented

by the Board Chair. The Board will move forward in pursuing statute change for Retired Nurse Status.

Public testimony ended at 9:33 am.

Agenda Item 3

ADJUDICATION (Continued)

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, 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 9:45 am.

On a motion duly made by Denise Valentine, seconded by Julie Gillette, 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 # 2013-001810, Kaila J. Hayes, RN 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 license without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

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

Agenda Item 5F APRN Alliance

Lynn Hartz & Laura Sarcone addressed the Board to provide an update on the APRN alliance. Their next meeting is scheduled for Feb 18th in Juneau in conjunction with the 'Nurse Fly-In'.

Agenda Item 5G IV Drug Administration of Low Dose Ketamine

The Board reviewed the proposal for ‘IV Drug Administration of Low Dose Ketamine for the Treatment of the Post-Operative, Opioid Tolerant Patient by a Registered Nurse’. The Board continues to have questions about the dosing of this medication and requested more information from Pat Senner & Jana Shockman, from AaNA who have spearheaded this project. No decisions were made at this time.

The board recessed for a break at 10:35 am.

The board reconvened from break at 10:45 am.

Agenda Item 7A Fiscal Issues

The Board met telephonically with Sarah Chambers, Operations Manager, Don Habeger, Director, and Martha Hewlett, Administrative Officer. Budget reports were reviewed and the Board insists on an explanation of why the indirect costs to the Board of Nursing have gone up over \$500,000 since FY09 and direct costs have only increased around \$80,000?

The Board addressed several concerns related to travel. Specifically, Board members continue to be in a position of charging hundreds of dollars to their personal credit cards to cover Board meeting expenses. The Board expressed frustration since the same topics were addressed in previous Board meetings with no resolution. These financial hardships are beginning to impact Board members being able to financially afford to participate on a board. The Board suggestions have been shared over the years with no action. The Board members feel like our concerns fall on “deaf ears”.

Board members expressed the lack of transparency due to Director Habeger contacting NCSBN in regards to 3rd party payment to attend NCSBN offerings. A letter was sent to NCSBN without the knowledge of the Board Chair or Executive Administrator.

Ms. Chambers informed the Board members that they would no longer be allowed to ride with Dr. Nancy Sanders in her state rental car during Board trips. Also, Board members would not be allowed reimbursement for rental cars or taxi cab travel to restaurants for dinner. The Board expressed that they have always operated with integrity in relation to travel expenses & that having such restrictions placed on volunteers to the state was insulting and less than professional treatment.

The Board expressed that these concerns have been brought up many times with the Director & the Operations Manager over the course of months & years, but without resolution or even follow-up. The Board remains frustrated by these unresolved issues and asked for specific names of people and their titles so that the Board members could contact them directly.

Other issues discussed included obtaining a raise for the executive administrator and concerns about the website being difficult to navigate.

The board recessed for lunch at 12:11 pm.

The board reconvened from lunch at 1:00 pm.

Agenda Item 6B UAA School of Nursing – Annual Report

Barbara Berner, EdD, RN, Director, and Maureen O'Malley, PhD, RN, Associate Director, addressed the Board for the UAA School of Nursing annual report. Dr. Berner noted that the RN to BS program is growing from a previous cohort of 9 to a current applicant pool of 18 prospective students. She also announced that all nursing faculty would now operate under one labor union (United Academics) which will prove beneficial to all their programs as they seek to streamline their curriculum. Dr. Berner mentioned that the DNP program continues to move forward, and that the School of Nursing is up for re-accreditation in 3 years. NCLEX pass rates for the Associate & Baccalaureate programs are above the required 80% for the year. She noted there are currently several faculty vacancies and that low salaries contribute to the problem.

On a motion duly made by Denise Valentine, seconded by Thomas Hendrix, and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, accepts the 2013 Annual Report and on-going approval of the UAA School of Nursing.

Agenda Item 6C AVTEC LPN & AAS Program – Annual Report

Alexis Klapproth, AVTEC Director of Nursing, and Fred Esposito, Director, presented the AVTEC Annual Report. Richard Harrell, Deputy Director, joined the group telephonically. They noted that the LPN program is progressing successfully & that NCLEX pass rate for the year is 91%.

The Associate of Applied Science (AAS) program has graduated its 2nd cohort and problems have been identified. Specifically, of the 19

graduates, 8 have taken the NCLEX and 3 have passed. Officially, the annual first time NCLEX pass rate is reported at 25%. The Board expressed concern about the low pass rate, and the low numbers of graduates who had taken the NCLEX in the months following their graduation. Director Klapproth verbalized her ideas for addressing these problems. The Board asked for a detailed written update of their plan to correct these deficiencies to be presented at the April 2014 meeting.

The Board addressed the ongoing issue of accreditation. As noted from the Oct 2013 minutes:

Even though AVTEC is institutionally accredited by the Council on Occupational Education (COE), AVTEC is not yet eligible for accreditation through Accrediting Commission for Education in Nursing (ACEN), as Alaska Regulations mandate. AVTEC must first seek accreditation through Northwest Commission of Colleges and Universities (NWCCU), which will take approximately 2 years. After that, AVTEC will be eligible to pursue ACEN accreditation, but that may not happen in accordance with the deadline specified by regulation.

The Board reiterated that per 12 AAC 44.040, full accreditation must be obtained 2 years after the graduation of the program's first class, with a possible 2 year extension, if approved by the Board. The first RN class graduated in March 2013; therefore, full accreditation would be required by March 2015. It is noted that the Board will not change this regulation. Mr. Harrell stated he would inform the Board if it got to a point where he felt AVTEC would be unable to comply with the regulation.

The board recessed for a break at 2:50 pm.

The board reconvened from break at 3:03 pm.

Agenda Item 6D Charter College – Annual Report

Renee Kalarchik, Director of Nursing & Janet Dar King, Faculty member of Charter College presented the Annual Report. The first cohort has started and will graduate in May 2015. The simulation lab is up and running and at this point, the plan is to use the simulation lab only for skill lab hours, and not for clinical hours. Clinical sites are ready to go. Charter is utilizing ATI Testing as an adjunct to prepare students for the NCLEX, and enhance critical thinking & study skills. An outside consultant has been hired to assist with obtaining accreditation and they are on schedule for meeting the deadline as outlined in regulation. Charter College is also planning a RN to BS program. The Board had no concerns at this time.

Agenda Item 2B **INFORMATION EXCHANGE**

The Board considered a letter from Senator Anna Fairclough on the topic of Suicide Prevention. The letter asked for ideas pertaining to training & educating Alaskans on suicide. The Board brainstormed ideas & the Chair will respond to the letter accordingly.

Agenda Item 3 **ADJUDICATION (Continued)**

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, 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 3:37 pm.

The Board came out of executive session at 3:45 pm.

On a motion duly made by Julie Gillette, seconded by Erin Evans, 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 # 2013-000988, Halina S. Zurek, Nurse Aide Certificate # NUA A 2756, 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.

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

The board recessed at 3:46 pm to resume the meeting on Jan 24th, 2014.

Friday, Jan 24th, 2014

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, Fairbanks
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Kevin Dougherty, Public Member, Eagle River

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
- Laura Sarcone, CNM, APRN Alliance
- Jana Shockman, RN, President, AaNA
- Lynn Hartz, RN, FNP, Anchorage, ANPA
- Patricia Senner, RN, ANP, AaNA

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

Public Testimony

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

Laura Sarcone of the APRN alliance offered public comments regarding the proposed statute changes.

Pat Senner addressed the Board. She stated that AaNA produced a document with proposed changes they would like to see added to statute. The Board stated they would review the document when they got to that topic on the agenda.

Public testimony ended at 9:51 am.

Agenda Item 3 ADJUDICATION (Continued)

On a motion duly made by Kevin Dougherty, seconded by Denise Valentine, 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 9:52 am.

The Board came out of executive session at 9:58 am.

On a motion duly made by Denise Valentine, and seconded by Thomas Hendrix, and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Registered Nurse License # NUR R 17772, Laura J. Ownby, Case No. 2010-000383, adopts the Voluntary Surrender in this matter.

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

The board recessed for a break at 9:59 am.

The board reconvened from break at 10:15 am.

Agenda Item 5G IV Drug Administration of Low Dose Ketamine (Continued)

The Board again reviewed the proposal for 'IV Drug Administration of Low Dose Ketamine for the Treatment of the Post-Operative, Opioid Tolerant Patient by a Registered Nurse'.

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

RESOLVED that the Board of Nursing for the State of Alaska, adopts the advisory opinion for IV Drug Administration of Low Dose Ketamine for the Treatment of the Post-Operative, Opioid Tolerant Patient by a Registered Nurse.

The Board noted that Central Peninsula Hospital in Soldotna has a policy (which is currently under review but being implemented) entitled “Ketamine for Pain Control”. The Board noted that this policy is now inconsistent with the Advisory Opinion just passed. A letter will be sent to the hospital advising them of this change.

Agenda Item 5

PRACTICE

The Board reviewed the draft for the proposed statute changes & discussed amendments and corrections.

On a motion made by Denise Valentine, seconded by Julie Gillette, and passed unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska approves the following amended proposed statute changes to be submitted for bill drafting:

Section 1. AS 08.68.010

Sec 2. AS 08.68.100(a)

Sec 3. 111(a)

Sec 4. 111(b)

Sec 5. 170 as amended

Sec 6. 190

Sec 7. 200

Sec 8. 210 as amended

Sec 9. 230(b)

Sec 10. 251

Sec 11. 265

Sec 12. 270

Sec 13. 277 (new section as amended)

Sec 14. 278 as amended

Sec 15. 279 as amended

Sec 16. 279

Sec 18. 180, 230(c), and 240 are repealed

New section: Retired Nurse Status

Agenda Item 7C Succession Plan

The Board discussed a succession plan for the Executive Administrator position. Dr. Sanders suggestion of having the new executive shadow the outgoing executive for 2 months would be beneficial. NCSBN is to have a succession kit available in August. This topic will be on the October agenda.

Agenda Item 8 GOVERNANCE

The Board discussed a few issues pertaining to Board business. It was noted that during adjudication, the Board prefers to have the investigator who worked on a case be present when the Board is reviewing that case.

The Chair discussed the next meeting in Juneau and stated she would try to schedule meetings with key people in our “Chain of Command” to bring forth our travel & budget concerns.

The Board filled out their Board Meeting Evaluations.

The board adjourned at 12:44 pm until April 2nd, 2014 in Juneau, Alaska.

Respectfully submitted,

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

Approved:

Beth Farnstrom, BSN, RN, Chair
Alaska Board of Nursing

Date: _____