

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

THE ATWOOD BUILDING
550 WEST 7TH AVENUE, SUITE 1270
ANCHORAGE, AK
BOARD OF NURSING
MEETING MINUTES

July 9-11, 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 Atwood Building, 12th Floor, Conference Room 1270, in Anchorage, Alaska.

Wednesday, July 9, 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, MS, 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
- Angela Birt, Acting Chief Investigator
- Colleen Nelson, Investigator III
- Jasmine Bautista, Investigator III
- JoAnna Williamson, Investigator III
- Jay Paff, Probation Monitor
- Harriet Milks, AAG, Department of Law (telephonically)

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 Alaska Medical Center
- Jana Shockman, RN, AaNA President

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

Agenda Item 1D Ethics Report

Nothing to report.

Agenda Item 2A CONSENT AGENDA

A motion was duly made by Jennie Grimwood, seconded by Erin Evans and passed unanimously to remove items from the consent agenda. All items were pulled from the consent agenda for discussion.

Agenda Item 2A1 Approval of Minutes, January 22-24, 2014

The Board reviewed minutes from the April 2014 meeting.

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, approves the April 2014 meeting minutes as presented.

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

The Board reviewed the NCLEX Quarterly report and noted the AVTEC Associate Degree Program and UAA Baccalaureate Program both fell below the 80% pass rate for 1st half of the year. The Board will continue to monitor these programs and their overall quarterly and yearly outcomes.

Tom Hendrix explained the admission criteria for the UAA program will become more stringent (3.0 GPA on pre-requisites) after the nearly 200

currently accepted are enrolled. There was discussion that the regulation should be reviewed for consideration of time that lapses between a nurse attending school and testing date to ensure continued competency. UAA is also beginning a “stand alone” pediatrics course to address concerns from NCLEX testing.

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. The Board will continue to monitor schools with low pass rates.

Agenda Item 3 ADJUDICATION

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, 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 9:28 am. The tape recorder was turned off, visitors left the room, and the door was closed.

The board came out of executive session at 12:18 pm.

The board recessed for lunch at 12:18 pm and reconvened from lunch at 1:00 pm.

Agenda Item 4 LICENSURE

Agenda Item 4A

Laura Sarcone, CNM, co-chair of the APRN Alliance, addressed the Board. She congratulated the Board on behalf of the Alliance on the signing of SB 166. The Alliance has reached a consensus on statutory language relative to the APRN definition language & APRN title protection. The Alliance is ready to move forward drafting bill language and requested the Board’s assistance. The Alliance is providing educational activities in regards to the APRN and the four specialties. It was decided that the BON would carry the bill forward.

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, accept the July 9, 2014 APRN Alliance Report to the Board of Nursing for the APRN definition and title protection language from the Alliance to be included in bill language for Alaska Statute in Section AS 08.68.850(1). Please see the attached Alliance minutes.

Agenda Item 4B

ACLS, PALS, etc., as Renewals for Continuing Competency

The Board reviewed motions from the previous meeting concerning the Memo from the American Nurses Credentialing Center (ANCC) on accreditation action that has occurred. It was noted that ANCC will award contact hours for content in “repeat” courses such as ACLS, PALS, NRP and other advanced courses. After discussion & input from Board members, contact hours will be allowed for renewals for RNs only and ANPs may only use initial ACLS class for CEUs.

Original Motions April, 2014:

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

RESOLVED that the Board of Nursing for the State of Alaska repeals the October 2010 Advisory Opinion titled “CE’s for ACLS, PALS, and Other Advanced Courses”.

On a motion duly made by Denise Valentine, seconded by Jennie Grimwood, and carried with 5 ayes, 1 nay, it was

RESOLVED that the Board of Nursing for the State of Alaska, will accept CE’s for renewals of ACLS, PALS, and other advanced courses for RN’s and ANP’s.

Motion July 9, 2014:

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

RESOLVED that the Board of Nursing for the State of Alaska, will accept CE’s for renewals of ACLS, PALS, and other advanced courses for RNs only beginning December 1, 2014.

Agenda Item 4C

NATIONALLY ACCREDITED EDUCATION PROGRAMS

There was a discussion regarding how to process out-of-state nurses applicants who did not attend a national nursing accrediting body. The Board concluded it will continue to adhere to Alaska regulations and not accept out-of-state students from institutions that do not have national nursing accreditation. This applies to applicants who are licensing by exam who have not previously obtained a license in another state.

Agenda Item 2B **INFORMATION EXCHANGE**

The Board discussed informational items. The Former Chairperson, Beth Farnstrom, addressed the NCSBN Discipline Case Management Offering she attended June 4-6, 2014. Some highlighted topics were medical marijuana and regulatory Work. She met with Nancy Sanders to discuss alternative ways to complete the disciplinary data base. She and Nancy had a teleconference with representative from the Christian Science Church about their use of the word “nurse.”

The Board discussed items of interest from the Chair’s Report emphasizing the difference between the roles of acute care nurses and family practice nurses. Acute care is not part of the consensus model; educational needs are different.

Dr. Sanders shared information about the Nurse Licensure Compact (NLC), part of Senate Bill 251 introduced but not passed in 2010. The NLC is a national multi-state licensure compact currently in 24 states. She briefed the Board in the event State legislation is introduced that would affect State Statute. The NLC could impact state labor laws and licensure fees. The BON is funded using licensing fees.

Agenda Item 3 **ADJUDICATION (Continued)**

On a motion duly made by Erin Evans, 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 Voluntary Surrender of Amy Arnold Registered Nurse license # NUR R 34763, Case No. 2013-001241, by the parties 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 duly made by Beth Farnstrom, and seconded by Julie Gillette, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Registered Nurse # NUR R 34717, Arthur Baux, Case No. 2013-001903, by the parties 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 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 # 2013-001805, Deborah L. Beall, RN license # NUR R 27255 and ANP license #NUR U 969, 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 Beth Farnstrom, seconded by Tom Hendrix , and unanimously carried 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 # 2014-000594, Lori A. Brown, Certificate # NUA A 9436, 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 Tom Hendrix, 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 # 2014-000972, Christopher W. Collins, RN license # NUR R 36606, 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 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the Certified Nurse Aide application for Allison Dille-Hayes case number 2014-001290 does hereby deny the application in accordance with AS 08.68.334(2)&(5)(D) and 12 AAC 44.705(4).

On a motion duly made by Jennie Grimwood, 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 Consent Agreement and Proposed Decision and Order, Case # 2013-002400, Brian Erdrich, ANP authorization #NUR U 1229, adopted the Consent Agreement and Decision and Order in this matter.

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

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

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Michael A. Hamilton, License Practical Nurse # NUR P 6977, Case No. 2013-002191, by the parties 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 duly made by Erin Evans, and 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 Consent Agreement and Proposed Decision and Order, Case # 2014-001163, Marvin M. Jackson, Certified Nurse Aide #NUA A 13641, 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 violation of the Consent Agreement.

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, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-000983, Registered Nurse applicant, Patricia A. Lane, 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 Carrie Miller, seconded by Julie Gillette, and carried unanimously with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Thomas M. Moore, Registered Nurse # NUR R 35027, Case No. 2013-001216, by the parties 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 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 Lydia Quinn does hereby deny the application in accordance with AS 08.68.334(2) and 12 AAC 44.705(16).

On a motion duly made by Julie Gillette, 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 # 2013-001958, Darlene F. Riley, Certified Nurse Aide reinstatement applicant, lapsed Certified Nurse Aide Certificate # NUA A 10116, deny the Consent Agreement and Decision and Order and Application in this matter. Denial AS 08.68.334(1)(5)(B)&(D) and 12 AAC 44.870(a)&(b)(8).

On a motion duly made by Beth Farnstrom, 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 Consent Agreement and Proposed Decision and Order, Case # 2014-000482, Dana Ruottinen, Certified Nurse Aide certificate # NUA A 13348, 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 Erin Evans, 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 Consent Agreement and Proposed Decision and Order, Case # 2014-001204, Kimberly L. Slone, RN license # NUR R 31352, adopted the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Tom Hendrix, 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 Voluntary Surrender of Elizabeth A. Stark, Registered Nurse # NUR R 9367, Case No. 2011-000424 by the parties 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 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 Consent Agreement and Proposed Decision and Order, Case # 2013-002095, Deborah J. Till, RN License # NUR R 15140 and ANP authorization #NUR U 269, discussed the Consent Agreement and Decision and Order in this matter and determined no violation occurred.

The Board Chair signed the original documents.

The board recessed for break at 2:36 pm and reconvened at 3:00 pm.

Agenda Item 5 PRACTICE

Agenda Item 5A Proposal from South Peninsula Hospital r/t Procedural Sedation

Linda Stearns, RN, Staff Educator, joined the Board telephonically. Ms. Stearns addressed the proposal for Procedural Sedation Education.

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, approves the Procedural Sedation Education program at South Peninsula Hospital.

The Board noted they would like to be kept informed on the outcomes of the program and directed to provide an update to the Board after one year.

Agenda Item 5B Nurses Practicing on Pain Medications While in Chronic Pain

The Alaska Board of Nursing has not adopted an Advisory Opinion specific to this issue. As a general rule, if the person is impaired, the person should not be working. Facilities may make their own policies and supervisors may make a determination based on an evaluation of the person whether or not that person is fit for duty. Beth Farnstrom introduced an Advisory Opinion from Idaho on this subject and suggested we do something similar. The Board will discuss this further at the October meeting.

Agenda Item 5C Revisit Barrier Crimes (7 AAC 10.905) Use in Investigatory Decisions

The Board was joined by the investigators Jasmine Bautista, JoAnna Williamson, and Colleen Nelson. The Barrier Crime Matrix from the Background Check Unit, Division of Health and Social Services matrix is used as a guideline by reviewing the time that has elapsed since the crime. The DHSS matrix was discussed and weighed with the Board's regulations and authority. The Board is not bound by DHSS Regulations.

Agenda Item 3 ADJUDICATION (Continued)

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 3:37 pm. The tape recorder was turned off, the telephone was placed on mute, guests left the room and the door was closed.

The board came out of executive session at 4:37 pm.

Agenda Item 3 ADJUDICATION (Continued)

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, having examined the Consent Agreement and Proposed Decision and Order, Case # 2014-000961, Carol T. Valdez, lapsed RN License # NUR R 11822, adopted the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Tom Hendrix, seconded by 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 # 2013-000851, Virginia E. Werthwein, RN License # NUR R 11749, 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 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 # 2013-002293, in the matter of Velma Adams, LPN License # NUR P 6307, adopted the Consent Agreement and Decision and Order in this matter.

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

On a motion duly made by Beth Farnstrom, and 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 Voluntary Surrender of Practical Nurse License, in the matter of Marie Bowman, Practical Nurse license # NUR P 5845, Case No. 2013-001282 hereby adopts the Surrender in its entirety, effective immediately.

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 Beth Farnstrom, 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 # 2013-002294, in the matter of Bernadette De Santis, LPN License # NUR P 5596, hereby 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.

On a motion duly made by Jennie Grimwood, seconded by Carrie Miller, and carried with 5 ayes, 1 nay it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2013-001888, in the matter of Timothy Haugan, RN License # NUR R 30239, 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.

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 # 2013-001285, Daniel Willard, LPN license # NUR P 5269, 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.

On a motion duly made by Carrie Miller, 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 # 2014-001258, Dorianne Williams, ANP authorization # NUR U 1259, 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.

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

RESOLVED at its meeting of July 9, 2014, the Alaska State Board of Nursing approved the following revision modifying the original Consent Agreement Case #s 2012-000477 and 2012-000365 dated April 2, 2012, in the matter of Viva Esquibel to remove the restriction that the Respondent not be allowed to practice in a location where she has access to any scheduled I, II, III, IV, or V controlled drugs as stated in

Section U. All other provisions of the consent agreement remain as written. This order shall become effective immediately upon approval by the Board.

The Board Chair signed the original documents.

The board recessed at 4:46 pm to resume the meeting on July 10, 2014.

Thursday, July 10, 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, MS, 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
- JoAnna Williamson, Investigator III
- Jay Paff, Probation Monitor

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
- Lisa Lang, RN, ANMC
- Deb Kiley, FNP
- Laura Sarcone, CNM, APRN Alliance Co-Chair

- Lynn Hartz, FNP, Alaska Nurse Practitioners Association
- Pat Reynaga, RN, Providence Alaska Medical Center
- Dennis Murray, ASHNA (telephonically)

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. Pat Reynaga is a member of American Ambulatory Care Association, member of the American Telemedicine Association, and a previous Chair of the Telehealth Legislative Committee and spoke about her experience in the field of telehealth. She offered her assistance and expertise to the Board.

Beth Farnstrom spoke about disaster preparedness citing an example of what the Board would do if the State computer went down when nurses were trying to renew their licenses. We may need a policy in place to address this issue.

LPN Scope of Practice and Nurse First Assist were discussed during this time. Please see Agenda Item 5F for details.

Public testimony ended at 9:42 am.

Agenda Item 5D

Telehealth/Telemedicine Preliminary Discussion

Cindy Roleff, who works for the Alaska Tribal Health Consortium, spoke on this topic. She manages a group that set up telemedicine in Alaska. She is a member of the NW Regional Telehealth Board of Directors.

Providers are connecting to patients by video. Information is encrypted and safe. Some clinics have cases go directly to providers and some use a nurse. Sometimes providers need someone at the patient side of telemedicine to take vitals. There is an EICU program which provides continual remote observation to patients requiring it.

Credentialing is required at some health centers in addition to qualifications.

The AMA submitted a position statement in support of telemedicine. The American Telemedicine Association (ATA)

submitted a fact sheet about this growing field. Nurses who practice across state lines **must be licensed to practice in Alaska.**

The board recessed for a break at 10:13 am.

The board reconvened from break at 10:26 am.

Agenda Item 5E Nurses Administering Nitrous Oxide – Questions from L&D and Pediatrics

The October 2011 BON Advisory Opinion states only CRNAs can administer Nitrous Oxide and not RNs. A hospital is interested in using it in L&D. The nurse would provide education and the patient would self administer. ANMC has a pilot program using Nitrous Oxide in pediatrics but nurses are not administering it. Nitrous Oxide is effective in dentistry and widely used in Europe.

The Board discussed the use of Nitrous Oxide and will keep the current Advisory Opinion but readdress this issue if there is an interest in nurses administering it.

Agenda Item 5F Scope of Practice Issues

There was an inquiry about the administration of paralytics by RNs in the emergency room and ICU setting, specifically the drug Vecuronium. Jana Shockman, ANA President and an ICU nurse, was asked to join the table. She said paralytics should be a last resort and administered by a competent individual as an IV push if necessary. It can be administered during rapid sequence intubation.

Can Nurse Practitioners assist surgeons in the operating room? Nurses need to take the First Assist class for specific training to do this task. This item will be added to the October BON agenda for further discussion.

The BON will develop an Advisory Opinion defining when an LPN can draw blood and start IVs and present it at the October 2014 meeting. The LPN scope of practice is called into question regarding blood draws and IV starts. Most LPN programs do not offer these skills so it is out of the scope of practice.

Agenda Item 3 ADJUDICATION (Continued)

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, 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 10:52 am. The tape recorder was turned off, the telephone was placed on mute, guests left the room and the door was closed.

The board came out of executive session at 11:33 am.

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, having examined the Consent Agreement and Proposed Decision and Order, Case # 2013-001274, in the matter of Jodi Ulricksen-Duffield, Certified Nurse Aide Number # NUA A 12505, hereby 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.

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 Voluntary Suspension of RN License # NUR R 24736, Case # 2012-000368, Jessica B. Stevenson, by the parties hereby adopts the Suspension of Registered Nurse license NUR R 24736 in this matter.

The Board Chair signed the original documents.

The Board recessed for lunch at 11:35 am

The Board reconvened from lunch at 1:02 pm

Agenda Item 6 EDUCATION (continued)

Agenda Item 6A Charter College Update

Janet Dar King-Callis, Interim Director of Nursing and Janice Floyd, MSN, RN, the new Director of Nursing, briefed the Board. The school just admitted their second cohort of students and has 54 students currently

enrolled. Cohort 1 has taken their first nursing courses. They will graduate in May 2015. The accreditation candidacy application is in progress, and then they will begin work on their accreditation self-study. Charter College has MOAs established with JBER and Alaska Regional Hospital for clinical experiences. The school will be revisiting the use of simulation for some training situations.

Agenda Item 6B

AVTEC AAS Program – Detailed Plan

Presented by Ben Eveland, AVTEC Director, Dick Harrell, Deputy Director, and Alexis Klapproth, AVTEC Director of Nursing. AVTEC is now fully staffed. There have been three cohorts of AAS graduates and the fourth is in session. Pass rates are still being monitored.

The accreditation process is still in jeopardy. The 2-year timeline started in March 2013. The approval is going to take 5-7 years. AVTEC is a COE accredited school. A Nursing Program accrediting body has to be CHEA affiliated and ACEN is the new agency. The school cannot meet the time constraints of becoming ACEN accredited.

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

RESOLVED that the Board of Nursing for the State of Alaska allow AVTEC AAS Nursing Program to continue to admit nursing students under provisional approval through September 2014, with a graduation date of March 2015. At that time, provisional approval will be terminated. AVTEC was unable to meet the requirements of 12 AAC 44.040(m). AVTEC may reapply for provisional approval of an AAS program in the future.

Agenda Item 6D

Responses to Letters of Concern

The Board reviewed & discussed responses to letters of concern from the following CNA Programs: Alaska Job Corps Center Nurse Aide Program, Kodiak Nurse Aide Training Program, and Bethel Nurse Aide Program.

Becky Oviatt from Alaska Job Corps joined the Board telephonically. The Board will follow up with another letter of concern to the Alaska Job Corps Center due to concerns with two of their strategies to improve their pass rates in their plans of action.

The Board accepted plans for improved outcomes from the Kodiak Nurse Aide Program and no further action was taken.

Barbara Jacobson, Chief Nurse Executive, Yukon Kuskokwim Health Corporation, was present to address the concerns with the Bethel Nurse Aide Program and presented methods to improve the pass rate.

The Board will evaluate regulations concerning the time lapse between graduation dates and testing dates and set a standard time period that must occur for testing.

The board recessed for a break at 2:52 pm.

The board reconvened from break at 3:05 pm.

Agenda Item 6C UAA Doctor of Nursing Practice Proposal

Dr. Lisa Jackson, RN, MSN, DNP, APRN, FNP, NP-C, Lead Faculty DNP Program and Dr. Barbara Berner, EDd, APRN, FNP-BC, FAANP, presented a Doctor of Nursing Practice (DNP) Program for the UAA School of Nursing.

Cathy Sullivan presented on behalf of the University for the UAA BS Program pass rate. Pass rates have declined over the past year. Students have long waits for program acceptance and classroom openings. The school is adjusting the curriculum, raising the standard, and using Kaplan testing.

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

RESOLVED that the Board of Nursing for the State of Alaska submit a letter supporting the University of Alaska Anchorage Doctor of Nursing Practice Program.

Agenda Item 6E CNA Program Evaluations

The Board was joined by Cathy Winfree, RN, CNA Program Evaluator and Instructor. The CNA Programs at the Anchorage School District Service High School and King Career Center were reviewed. She recommended approving both programs. Ms. Winfree also reviewed the program at Petersburg Medical Center and recommended approval.

An annual meeting of instructors from all the CNA programs has been successful and will continue. Cathy discussed the policy that sites that do not receive a visit should be self reporting and as to date they have not been. She recommended having an updated reporting sheet for the

December meeting. The instructor teleconferencing has been very successful. Ms. Winfree is no longer on contract as the CNA Program Evaluator and qualifications for her replacement were discussed.

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 approve the Certified Nurse Aide Training Programs at Petersburg Medical Center, Instructors Angela Menish and Nichole Mattingly, Service High School, Instructors Emelyn Hudson and Panna Jurussi and King Career Center Instructors Laura Murray, Dawn Jeffers, and Emelyn Hudson.

The board recessed at 4:18 pm to resume the meeting on Friday, July 11, 2014.

Friday, July 11, 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, MS, RN, ANP, Chairperson, Anchorage
- Erin Evans, MS, RN, Vice Chair, Anchorage
- Julie Gillette, Secretary, Public Member, Fairbanks
- Beth Farnstrom, BSN, RN, Anchorage
- Jennie Grimwood, Public Member, Cordova
- Carrie Miller, LPN, Juneau

Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage, has an excused absence.

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

- Nancy Sanders, PhD, RN, Executive Administrator
- JoAnna Williamson, Investigator III

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 9:07 am.

The Board reviewed proposed regulation changes.

Lynn Hartz, FNP, briefed the Board on ANCC's requirements for ANP recertification. The ANCC publishes an overview for certification requirements that requires professional development and 1,000 hours of work within 5 years or professional development plus testing. If certification has expired for less than 2 years, the requirement is professional development plus 1,000 practice hours. A copy of the book will be provided to the Board.

Public testimony ended at 9:37 am.

Agenda Item 5G PRACTICE – Proposed Regulation Project

The Board worked on new proposed regulations.

The board recessed for a break at 10:43 am.

The board reconvened from break at 11:00 am.

On a motion duly made by Beth Farnstrom, seconded by Erin Evans, and carried unanimously with 5 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 for the purpose of person/client privilege with Sara Chambers, Director, and Harriet Milks from the AAG office.

The board entered into executive session at 11:02 am. The tape recorder was turned off, the telephone was placed on mute, guests left the room and the door was closed.

The board came out of executive session at 11:34 am.

Agenda Item 7 ORGANIZATION

The Board met with Director Sara Chambers and Martha Hewlett, Administrative Officer. On reviewing the budget report it was noted that the Board is on track for the third quarter. Fourth quarter reports will be out the first part of October. The membership dues of \$3,000 are still on our report. Ms Hewlett said it has been reimbursed and we will see it reflected on our 4th quarter report. Ms. Hewlett agreed to follow up on this concern and report back to the Board.

Board Member Beth Farnstrom discussed indirect costs and was concerned why they continue to increase. Ms. Chambers noted indirect expenditures have risen across the board in general due to the cost of labor and differential pay. Licensee rates are the same in the State and the Nursing Board is a third of the total number of people licensed. Ms. Farnstrom expressed concerns about who developed our budget and how we can cut cost. Director Chambers stated we do not have a budget we have a divisional level of allocation authority. The Board has a schedule of revenues and expenditures. Ms. Farnstrom asked if we could receive a year to year comparison so the Board can see how it is doing. Ms. Chambers stated that product could be provided.

Ms. Farnstrom asked how the Division plans to budget for a potential out of state CNA Program Coordinator. This could have a negative impact on the Board's travel budget. The Division is struggling to find qualified people for the position.

Personal addresses are still on the website and cannot be removed until the new database is running in 2015. The BON Website is still not user friendly on some smartphones.

Chair Denise Valentine addressed the travel request submitted on June 2, 2014, for the trip to the NCSBN Delegate Assembly and Annual Meeting. It took so long for approval that in the meantime flight prices increased to over \$1,000. They were at \$755 when the request was initially submitted. Will Board members be reimbursed for their actual incurred travel costs? Director Chambers said not having an Operations Manager as well as a change in approvers has created some delays. She stated it will be proposed in the future Board members will be allowed to book their own travel or have the Division book their travel. If the Division books the trip, there will not be a charge incurred on a personal credit card. A staff

member will be dedicated to this process. Board members can request a travel advance of 80% of the cost of per diem, incidentals, etc. The ability for Board members to have their travel arranged by Associations will be allowed. There will be an increase in the amount of reimbursement allowed to licensing programs. Currently the legislature allows only \$20,000 reimbursement. There is a proposal that will allow up to \$82,000. These changes should go into effect this fall.

The board recessed for lunch at 12:26 pm.

The board reconvened from lunch at 1:32 pm.

On a motion duly made by Beth Farnstrom, seconded by Julie Gillette, and carried unanimously with 5 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 presented by the investigative team.

The board entered into executive session at 1:33 pm. The tape recorder was turned off, the telephone was placed on mute, guests left the room and the door was closed.

The board came out of executive session at 1:53 am.

On a motion duly made by Beth Farnstrom, 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 neurological and psychological evaluation submitted to the Board of Nursing by the Respondent as ordered by the Office of Administrative Hearings (OAH 11-0428-NUR/CBPL 2011-000972), and adopted by the Board of Nursing on January 18, 2012, finds the Respondent has met the requirement of the OAH 11-0428-NUR order for J. Dette Avalon.

In maintaining the priority of patient safety, the Board of Nursing's existing regulation, AAC.44.475(c), for Advanced Nurse Practitioners who have a lapsed authorization for greater than two (2) years but less than five (5) years must meet certain, specific criteria; although the Respondent's authorization has not lapsed, she has not accomplished clinical patient care as required by regulation (i.e. 200 hours of advanced nursing practice under direct supervision) due to her

authorization's suspended status from October 21, 2011 to present.

Therefore, the Board of Nursing orders the suspension of the Respondent's authorization number NUR U 944 be lifted on the condition that the requirement of AAC.44.475(c) is met.

Let the record reflect there were no Ex-Parte communications during the discussion of this order.

Agenda Item 5H PRACTICE – Advisory Opinion Update - added

Member Beth Farnstrom reviewed all the current Advisory Opinions. The Delegation Decision Tree and Scope of Practice Decision Tree AO's should be considered in October for removal. All Advisory Opinions will be reviewed in the October meeting.

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

RESOLVED that the Board of Nursing for the State of Alaska determines that the Board's official record is through their written documents.

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 2:23 pm until October 22-24, 2014 in Fairbanks, Alaska.

Respectfully submitted,



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

Approved:



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

7/30/14



APRN ALLIANCE

APRN Alliance Report to the Board of Nursing
July 9, 2014

Since the last BON meeting the Alliance has held two regular business meetings

- May 17, 2014
- June 21, 2014

Minutes of those meetings are attached for your review and information.

The Alliance would like to congratulate the BON on the passage and signing into law of SB 166. We were delighted to be part of the process.

The Alliance has reached consensus agreement on the following statutory language relative to APRN definition and title protection:

<p>Sec. AS 08.68.850. (1) “advanced nurse practitioner” means a registered nurse authorized to practice in the state who, because of specialized education and experience, is certified to perform acts of medical diagnosis and the prescription and dispensing of medical, therapeutic, or corrective measures under regulations adopted by the board;</p>	<p>“advanced practice registered nurse [PRACTITIONER]” means a registered nurse authorized to practice in the state who, because of specialized education and experience, is nationally certified; authorized to perform acts of medical diagnosis and the prescription and dispensing of medical, therapeutic, or corrective measures under regulations adopted by the board which includes;</p> <ul style="list-style-type: none"> a. Certified Nurse Practitioner b. Certified Nurse-Midwife c. Certified Clinical Nurse Specialist d. Certified Registered Nurse Anesthetist <p>An APRN may serve as a provider of record.</p>	<p>Updates the definition and titling for “Advanced nurse practitioner” to reflect current practice.</p>
<p>(7) “nurse anesthetist” means a registered nurse authorized to practice in the state who, because of specialized education and experience, is certified to select and administer anesthetic and give anesthesia care under regulations adopted by the board;</p>	<p>Sec. AS 08.68.850 (7) is deleted.</p>	<p>No longer necessary as this definition is included under that of APRN</p>

<p>Sec. 08.68.230. Use of title and abbreviation.</p> <p>(a) A person licensed to practice registered nursing in the state may use the title "licensed professional nurse," "registered nurse," and the abbreviation "R.N."</p> <p>(b) A person licensed to practice practical nursing in the state may use the title "licensed practical nurse," or "licensed vocational nurse," and the abbreviation "L.P.N." or "L.V.N."</p> <p>(c) A person who holds a temporary permit to practice as a registered nurse shall use the title "Temporary Registered Nurse" and the abbreviation "TRN."</p> <p>(d) A person who holds a temporary permit to practice as a licensed practical nurse shall use the title "Temporary Licensed Practical Nurse" and the abbreviation "TLPN."</p>	<p>(e) Only those persons who are explicitly authorized to practice advanced practice registered nursing in the state may use the title "advanced practice registered nurse" and the roles of "certified registered nurse anesthetist," "certified nurse-midwife," "certified clinical nurse specialist," and "certified nurse practitioner," and the abbreviations "APRN," "CRNA," "CNM," "CNS," and "CNP," respectively.</p> <p>(f) The abbreviation for the APRN designation of a certified registered nurse anesthetist, a certified nurse-midwife, a certified clinical nurse specialist, and a certified nurse practitioner will be APRN, plus the role title, i.e., CRNA, CNM, CNS, and CNP; or the role title alone.</p>	<p>Provides title protection for APRNs</p>
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The Alliance is ready to move forward with drafting bill language and we respectfully request Board assistance with this endeavor.

The Alliance is involved in several educational activities:

- Presenting a 3 hour APRN track at the ANPA Annual Conference on September 19, 2014 which will highlight the unique practice of the other three APRN specialties
- Organizing a legislative and pharmacology update on January 10, 2015
- Planning a Juneau meeting in February 2015 to coincide with the AaNA Legislative Fly-In

The Alliance continues to participate in the Alaska Nursing Action Coalition (ANAC). We are working with them to create and implement a public education campaign describing the APRN roles.

As the Alliance grows and matures, the need for an organizational strategy and development plan is increasingly clear. We have submitted a funding request to ANAC to support 8 hours of facilitated meetings to help us accomplish that goal.

Thank you for your interest and participation in the APRN Alliance and for this opportunity to share our activity and progress.

Respectfully submitted,



Laura Sarcone CNM
Co-chair, APRN Alliance