

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

BOARD OF NURSING
MEETING MINUTES

May 25, 2016

By authority of AS 08.01.070(2) and in compliance with the professions of AS 44.62, Article 6, a special meeting of the Board of Nursing was held in the Atwood Building, 12th Floor, Conference Room 1270, in Anchorage, Alaska.

Wednesday, May 25, 2016

Agenda Item 1 CALL TO ORDER

Julie Gillette, Chairperson, called the meeting to order at 11 am.

Roll Call

Those present, constituting a quorum were:

- Julie Gillette, Chair, Public Member, Fairbanks
- Jennie Grimwood, Secretary, Public Member, Cordova
- Sharyl Toscano, PhD, MS, BS, RN-CPN, Anchorage
- Tina Gillis, RN, Bethel
- Jennifer Stukey, LPN, Wasilla
- Wendy Thon, ANP
- Tom Hendrix, excused absence

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

- Gail Bernth, MSN, ANP, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor
- Jasmine Bautista, Investigator III
- Harriet Milks, Assistant Attorney General
- Charles Ward, Paralegal

Agenda

The agenda was adopted.

Introductions

The newest Board member, Wendy Thon, ANP, was introduced.

Agenda Item 1 Ethics Report

Board Members, Sharyl Toscano, Julie Gillette and Jennie Grimwood attended the Mid-Year NCSBN meeting in Baltimore and filled out the appropriate paperwork. Gail informed the board that she knows the new board member, Wendy Thon.

No other members had ethics reports to submit.

Agenda Item 2 ADJUDICATION

On a motion duly made by Jennie Grimwood, seconded by Tina Gillis, 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) and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing cases and reports by the investigative team.
Board staff members are to remain during the session.

The board entered into executive session at 11:05 am.

The board came out of executive session at 11:23 am.

On a motion duly made by Sharyl Toscano, seconded by Tina Gillis, and carried with 6 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Certificate Surrender of Certified Nurse Aide Certificate #NUA-A 8837, documented within Case #2016-000122 issued to Jhoanne Enriques Gutierrez who misrepresented herself as Maria Christine L. Gonzales, hereby adopts the Certificate Surrender in this matter.

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

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.

Agenda Item 3

The Status of CEU Audit-

Gail Bernth, Executive Administrator, discussed inconsistencies with incomplete CEUs discovered in Audits. Julie Gillette, Board Chair, informed the new members on the board that they changed to a standard fine instead of fining by credits missing. Discussed suspending a portion of the fine with Charles Ward, paralegal.

Agenda Item 4

Information Exchange -

Harriet Milks, Assistant Attorney General reviewed a Power Point presentation on Disciplinary Decisionmaking for Professional Licensing Regulators with the board.

The Board recessed for lunch at 1 pm.

The Board reconvened from lunch at 1:33 pm.

Agenda Item 5

CEU Audits cont.

Julie Gillette, Board Chair continued discussion on ANP fines for incomplete CEUs. Discussed the quandary of documenting hours for pharmacology and clinical management. The number one issue for ANPs is whether their CEUs hours are counted as pharmacology or clinical management hours. The provider often doesn't separate pharmacology and clinical management hours in the CEU classes. Will continue using current discipline matrix for this reporting cycle.

Agenda Item 6

GOVERNANCE

The Board voted on duties for Nurse Consultant I and the Executive Administrator.

On a motion duly made by Sharyl Toscano, seconded by Tina Gillis, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska grant the Board's Nurse Consultant I, Sandi Fredrickson RN, BSN, the authority to approve new Instructors for Nurse Aide training programs and Proctors to administer the written and skills exam for Nurse Aides.

On a motion duly made by Jennie Grimwood, seconded by Sharyl Toscano, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska grant the Board's Nurse consultant I, Sandi Fredrickson RN, the authority to review Nurse Aide audits that are worked through the Division for continuing

competency completion and to include site visits at clinical and instructional sites.

On a motion duly made by Sharyl Toscano, seconded by Jennifer Stukey, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska grant the Board's Executive Administrator Gail Bernth, MSN, ANP the authority to review investigative matters for jurisdiction, assess evidence of a violation, and make disciplinary recommendations on behalf of the Board. These disciplinary recommendations should remain consistent with Board historical precedent, as required by AS.08.01.075(f) in that any significant departure from precedent must be thoroughly explained.

On a motion duly made by Julie Gillette, seconded by Wendy Thon, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska grant the Board's Nurse Consultant I, Sandi Fredrickson RN, BSN, the authority to approve program changes submitted by Nurse Aide training programs and authority to approve program changes in consultation with the Executive Administrator or the Nurse Educator Board Member as a result of pass rate concerns. A summary of changes would be reported at the BON meeting following the change.

On a motion duly made by Sharyl Toscano, seconded by Jennifer Stukey, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska grant the Board's Executive Administrator Gail Bernth, MSN, ANP the

**authority to resolve that allegations regarding:
the “standard of nursing care: and the “scope of
practice related to level of licensure.”**

Agenda Item 7

Proposed Regulation Changes

The Board discussed regulation changes relating to
APRN CEUs.

**On a motion duly made by Wendy Thon, seconded by
Sharyl, and carried unanimously with 5 ayes, it was**

**Resolved that the Board of Nursing for the
State of Alaska, release the following regulation
changes that have been approved by the Board
for public comment once they are put into
regulation format: Repeal 12AAC44.440(f)**

**On a motion duly made by Tina Gillis, seconded by
Wendy Thon, and carried unanimously with 5 ayes, it
was**

**Resolved that the Board of Nursing for the
State of Alaska, release the following regulation
changes that have been approved by the Board
for public comment once they are put into
regulation format: Amend to 12AAC44.610(1)
to add in first line after license “or current
certification by a national nursing certification
body.”**

The board adjourned at 4:40 pm until 9:00 am July 6-8, 2016 in Anchorage,
Alaska.

Respectfully submitted,



Gail Bernth, MSN, ANP

Executive Administrator
Alaska Board of Nursing

Approved:

Julie A Gillette
Julie Gillette, Chair
Alaska Board of Nursing

Date: 7-6-16