

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 104
ANCHORAGE, AK
BOARD OF NURSING
MEETING MINUTES

August 2 through August 4, 2017

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, 1st Floor, Conference Room 104, in Anchorage, Alaska

Wednesday, August 2, 2017

CALL TO ORDER

Called the meeting to order at 9:00 am

ROLL CALL

Those present, constituting a quorum were:

- Sharyl Toscano, PhD, MS, BS, RN-CPN, Chair, Anchorage
- Wendy Thon, MSN, APRN, FNP-C, FAANP, Vice Chair, Eagle River
- Jennifer Stukekey, LPN, Secretary, Wasilla
- Julie Gillette, Public Member, Fairbanks
- Joseph Lefleur, MSN Ed, RN, Ketchikan
- Starla Fox, RN, Dillingham

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

- Gail Bernth, MSN, APRN, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

Let the record reflect that we are missing one individual to fill the public member seat on the Alaska Board of Nursing.

Guests present at various times include:

- Beth Farnstrom, representing AaNA
- Pat Reynaga, RN
- Jackie Pflaum
- Sara Chambers, Deputy Director, telephonically
- David Benton RGN, PhD, FRCN, FAAN
- Suellen Masek, Region 1 NCSBN Representative
- Cari Miller, MPH
- Nancy Sanders
- Emily Stevens, CNO, Mat Su Regional
- Karen Scoggins
- Annie Thomas
- Laura Sarcone
- Renee Steffen
- Dennis Murray, ASHNA
- Julie Yates
- Donna Phillips
- Kevin Worley
- Nina Akers
- Jennie Summers
- Kim Culross, DOC
- Paula Colescott, MD
- Cynthia Booher
- Pamela Grogan
- Marianne Murray
- Sandi Fredrickson
- Amy Wilson
- Beth Wilson
- Audra McCann

Changes to the Agenda: #5 Cross off ADHD part, all meds being discussed.

#9 Change L&D Nitrous presentation to Pediatrics

#10 Radiology from Cordova remove from the agenda

On a motion duly made by Sharyl Toscano seconded by Julie Gillette and carried with 5 ayes and Wendy Thon abstained, it was,

RESOLVED that Agenda Item #10 be removed from the agenda

Motion to accept the agenda

On a motion duly made by [Julie Gillette] seconded by [Wendy Thon] and carried with [5] ayes it was

RESOLVED to accept the Board of Nursing Agenda as amended

- APRN is a separate compact from the eNLC, APRN compact has not moved forward in parallel due to the different issues that need to be addressed.
- How was NCSBN incorporated? A visionary group of EA's from different states. They established a non-profit 40 years ago. Members are state boards of nursing. NCSBN is controlled by the state boards of nursing.

Break – 10 minutes

- What's the financial impact to Alaska if the compact is enacted? Financial info is available, NCSBN has information to access. Data has been collected. It can be requested from NCSBN.
- Nurses who have not taken the NCLEX are not eligible for eNLC.
- What was the revenue for the BON's before they became part of the compact and the year after they became part of the compact? No state has said the compact has hurt them financially.
- Do we have to increase the primary license fees to accommodate for travelers? As of today, no state has increased fees, but David Benton will check further.
- ASHNA nurses would like to explore all aspects of the compact licensure.
- Concerns were expressed with determining whether or not nurses will be successful using artificial intelligence.
- Regarding compact states addressing investigations, is there a mechanism for another state to research the nurse for investigations if they are moving from state to state? Yes, access is given to the state boards of nursing regarding any issues with the nurse.
- Employers with multi state presence are becoming active in the nurse compact debate.
- Comments from audience that a compact license would enhance nursing care, and gain access to sub specialty nurses in rural Alaska.
- Concerns with APRN licensing, AK follows consensus model guidelines for practice, concerns that other APRN's would come to AK and not fit the consensus model. An APRN set of resources and regulation will be developed surrounding APRN compact licensure. NCSBN is focusing in the eNLC, and are just beginning work on a compact license for APRN's.
- Audience reports the time frame to license nurses has slowed down.
- Audience comments in support of the compact licensure as a military family member to quickly gain employment as the spouses move to around with their military spouse.

Let the record reflect the Alaska Board of Nursing Chair Toscano recessed the board for lunch from 11:57am and called the meeting back to order at 1:00 p.m.

An RN and LPN who engages in telehealth must be licensed to practice in the location of the patient at the time the telehealth nursing care is provided.

On a motion duly made by Joe Lefleur seconded by Wendy Thon and carried with 5 ayes it was

RESOLVED that the AK BON moves to place the telehealth advisory opinion for the APRN in the regulations. Telehealth nursing for the purpose of this advisory opinion is defined as" The delivery of health related services & information via telecommunications technologies, encompassing preventative, promotive, and curative aspects.

Telehealth advanced practice nursing requires the healthcare provider to hold an active unencumbered APRN license / authorization in the state of Alaska. Licensure should be based on the location of the patient.

Before the initiation of telehealth nursing care, a patient/provider relationship must be established which includes a comprehensive health assessment by a licensed independent practitioner who may or may not be the telehealth provider.

On a motion duly made by Joe Lefleur, seconded by Wendy Thon, and carried with 5 ayes it was

RESOLVED that the AK BON add a telehealth section to the regulations.

Let the record reflect that it is 3:00 pm and the Alaska Board of Nursing is on break.

Let the record reflect that it is 3:15 pm and the Alaska Board of Nursing is in session.

**Agenda Item 5 REVIEW UNIFORM LICENSURE REQUIREMENTS
REVIEW WORDING OF "YES" APPLICATION QUESTIONS
MEDICATIONS, CHRONIC VS. SITUATIONAL DEPRESSION**

SHARYL TOSCANO, CHAIR

The Board discussed whether or not to change language / wording of the "yes" answers on the applications.

On a motion duly made by Joe Lefleur seconded by Wendy Thon and carried with 5 ayes it was

RESOLVED that the Alaska Board of Nursing amend question #4 on the licensing application to read as the follows: "Within the past 5 years, have you been or are you currently being treated or on medication for any mental or emotional illness which may impair or interfere with your ability to practice?"

- Julie Gillette, Public Member, Fairbanks
- Joe Lefleur, MSN Ed, RN Educator member
- Jennifer Stukey LPN, Secretary, Wasilla
- Starla Fox, RN, Dillingham

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

- Gail Bernth, MSN, APRN, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

The Board introduced itself. Six members were present, 1 position is vacant. The Alaska Board of Nursing is seeking a public member.

Guests present:

Angela Birt, Chief Investigator
 Pat Reynaga, Providence Hospital
 Beth Farnstrom, Alaska Nurses Association
 Dennis Murray, ASHNHA
 Laura Sarcone, APRN Alliance
 Audra McCann, RN Providence
 Kim Culross, Corrections
 Lynn Hartz, APRN
 Martha Herriott, APRN
 Randi Hall, RN

Agenda Modifications: Re-review Agenda Item 5, the working of “yes” application questions for additional changes, move to the Agenda Item 10 slot.

Ethical Disclosures: None reported

Motion to move into Executive session

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

**RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing applications, for the purpose of discussing cases and reports by the investigative team.
 Board staff members are to remain during session.**

Let the record reflect that the Alaska Board of Nursing entered into Executive Session at 9:08am. The door was locked and only board of nursing members and board staff members are present in the room.

Move out of Executive Session at 9:12 am

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

RESOLVED that the record reflect that the Board of Nursing moved out of executive session at 9:12am

Application review of LUCIE SEVERSON

On a motion duly made by Jennifer Stukey, seconded by Julie Gillette, and carried unanimously with 5 ayes the Alaska Board of Nursing

RESOLVED that the Board of Nursing for the state of Alaska to DENY the license application of Lucie Severson under statute 08.68.170 (a) and 08.68.200 (a) and 12 AAC 44.290 (3)(B) and 12 AAC 44.130 (a)(g).

Motion to move into Executive session

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

RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing applications, for the purpose of discussing cases and reports by the investigative team.

Board staff members are to remain during session.

Let the record reflect that the Alaska Board of Nursing entered into Executive Session at 9:20am. The door was locked and only board of nursing members and board staff members are present in the room.

Move out of Executive Session at 12:26 p.m.

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

RESOLVED that the record reflect that the Board of Nursing moved out of executive session at 12:45 p.m.

Application review of BRIDGIT K. SULLIVAN

On a motion duly made by Julie Gillette seconded by Wendy Thon, and carried with unanimously 5 ayes the Alaska Board of Nursing

RESOLVED that the Board of Nursing for the state of Alaska to DENY the license application of BRIDGIT K. SULLIVAN under statute 08.68.170 (a) and 08.68.200 (a) and 12 AAC 44.305 (b)(1).

Application Review of MERRELL HOUSTON

On a motion duly made by Julie Gillette, seconded by Jennifer Stuke, and carried with unanimously 5 ayes the Alaska Board of Nursing

RESOLVED that the Board of Nursing for the state of Alaska reviewed the LPN application for MERRELL HOUSTON and grant her an unencumbered license.

Application Review of MARIELLA MANALILI

It was determined that the application was incomplete for review and determination.

On a motion duly made by Wendy Thon and seconded by Starla Fox 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, in Case number 2017-000236, in the matter of CHRISTIANA ULOFOSHIO, Alaska Nursing License NURP 4878, adopts the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon adoption by the Board.

On a motion duly made by Wendy Thon and 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 proposed Consent Agreement and Order, under Case number 2017-000249, in the matter of KIMBERLY B. WILLIAMS, Alaska Nursing License 103483, adopts the Consent Agreement, Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Alaska Board of Nursing.

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

RESOLVED that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order, under Case number 2017-000233, In the matter of MICHAEL WILCHER, Alaska Nursing License number NURP 5388, adopts the Consent Agreement, Decision and Order in this matter. This Agreement shall be effective immediately upon its adoption by the Board.

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

RESOLVED that the Board of Nursing for the State of Alaska, having examined the proposed Consent Agreement, Decision and Order, in Case number 2015-001235 in the matter of SUSAN CURRY, Alaska Nursing License number NURR 26568, adopts this Consent Agreement, Decision and Order in this matter. This Consent Agreement, Decision and Order 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 and seconded by Wendy Thon and carried unanimously with 0 ayes and 5 nays, it was

RESOLVED that the Board of Nursing for the State of Alaska, has reviewed the request for HARRIETT BLY, NURR 30855, to extend the payment of her fine. The Board of Nursing denies her request and orders immediate payment of the fine in case number 2015-001452.

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

RESOLVED that the Board of Nursing for the State of Alaska, having examined the VOLUNTARY license surrender of Certified Nurse Aide Certificate, No. 13212, Case #2017-000187, SALLY S. TABILLOS, hereby adopts the voluntary surrender of certified nurse aide certificate and order in this matter, effective immediately.

The voluntary surrender and order take effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Jennifer Stukey and seconded by Joe Lefleur 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, in the matter of Mary T. Franks, Registered Nurse License No. NURR19745, Case number 2017-000330, hereby adopts the Voluntary Surrender in its entirety, effective immediately.

On a motion duly made by Julie Gillette and seconded by Jennifer Stukey 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 No. 2017-000564, regarding Certified Nurse Aide Applicant AMBER LEATHEM, Certificate number 117401, 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.

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 Julie Gillette and seconded by Jennifer Stukey 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 No. 2017-000564, regarding Certified Nurse Aide Applicant AMBER LEATHEM, Certificate number 117401, 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.

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 Julie Gillette and seconded by Joe Lefleur 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 No. 2017-000612, Registered Nurse Applicant AMBER STENDER, License number 122493, adopts the Consent Agreement and Decision and Order in this matter.

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

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Julie Gillette and seconded by Wendy Thon 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 No. 2017-000467, regarding Certified Nurse Aide KAY TURNER, Certificate number NUAA11080, 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.

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 and seconded by Joe Lefleur 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 No. 2016-000528, LONA R. GEFTE, Certified Nurse Aide certificate number NUAA13527, adopts the Consent Agreement and Decision and Order in the 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 Julie Gillette and seconded by Joe Lefleur 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 No. 2016-001336, regarding Licensed Practical Nurse, TIMOTHY S. HICKS-GLOVER, Jr., License number 106035, 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.

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 Wendy Thon and seconded by Starla Fox 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 No. 2017-000362, regarding Registered Nurse, BRIAN E. MILLER, NURR36960 and Certified Registered Nurse Anesthetist Authorization number NURA433, 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.

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.

Application Review of CLARA BOWLING

On a motion duly made by Julie Gillette, seconded by Jennifer Stukey, and carried with 5 ayes, it was

RESOLVED that the Board of Nursing for the state of Alaska has reviewed the application request of CLARA BOWLING, Case Number 2016-001316.

The Board of Nursing DENIES the renewal application for Certification of CLARA BOWLING, Certified Nurse Aide Renewal Application, Case Number. 2016-001316 under Alaska statute 08.68.334(1) and 12 AAC 44.870(b)(27)

On a motion duly made by Wendy Thon and 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 Number. 2016-001347, SHEILA K. JOHANSEN, applicant for Certified Nurse Aide certificate number 115065, adopts the Consent Agreement and Decision and Order in the 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 Wendy Thon and seconded by Joe Lefleur 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 No. 2017-000217, DHANE R. PIERCE, Registered Nurse License NURR33923, adopts the Consent Agreement, Decision and Order in the 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 Joe Lefleur and 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 No. 2017-001346, REBECCA C. ROTH, Registered Nurse License NURR109497, adopts the Consent Agreement and Decision and Order in the 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 Julie Gillette and seconded by Wendy Thon and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the request of GINGER R. CHAPMAN, allow her probation to toll in conjunction with her Pennsylvania Consent Agreement, once the Pennsylvania agreement is signed.

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

RESOLVED that the Board of Nursing for the State of Alaska, having examined the request for Case No. 2014-000434, SUSAN M. MCIVER, Registered Nurse License NURR26388 b to extend her fine and remove her reprimand be DENIED.

On a motion duly made by Joe Lefleur and seconded by Jennifer Stuke and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the VOLUNTARY license surrender, Case numbers 2015-000780 & 2017-000088, Haley Chapman, Alaska Registered Nurse License NURR38116, adopt the The Voluntary License Surrender take effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

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

RESOLVED that having reviewed the Motion for Revocation by Default and supporting documents submitted by the Division of Corporations, Business and Professional Licensing, the Board of Nursing finds that TAMIKO ROBINSON, Registered Nurse was properly served with an Accusation and Notice of Defense in this matter, that TAMIKO ROBINSON has not filed a notice of defense or otherwise requested a hearing, and that a factual basis exists for revocation of TAMIKO ROBINSON'S Registered Nurse License Number NURR 31964.

It is hereby ordered that Registered Nurse License Number NURR 31964 issue to TAMIKO ROBINSON is REVOKED.

On a motion duly made by Joe Lefleur and seconded by Wendy Thon 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 No. 2017-000052, ANITA ELLSWORTH, NURP5418, adopts the Consent Agreement and Decision and Order in the 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 Joe Lefleur and seconded by Wendy Thon 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 Number. 2017-000767 BRANDIE JOHNSON, NURR34344, adopts the Consent Agreement and Decision and Order in the 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 Joe Lefleur and 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 VOLUNTARY license surrender of Alaska Registered Nurse License NURR7949, Case number 2017-000489, JOAN DIAMOND, adopt the voluntary surrender in its entirety.

The voluntary surrender and order take 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 and seconded by Wendy Thon and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the VOLUNTARY license surrender of Alaska Registered Nurse License NURR17481, and Advanced Nurse Practitioner Authorization NURU 498, Case

number 2016-001343, for SUSAN HOLIT, adopts the License and Authorization Voluntary License Surrender and order in this matter.

The Voluntary License Surrender and order take effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

Application Review for Samuel Acha

On a motion duly made by Jennifer Stukey and seconded by Starla Fox and carried unanimously with 3 ayes, 1 abstain, 1 nay it was

RESOLVED that the Board of Nursing for the state of Alaska DENIES the application for Registered Nurse and Authorization request of SAMUEL ACHA, Case Number 2017-000731, per Alaska Statute 08.68.270(1) and (7) and regulation 12 AAC 44.770(22)

Let the record reflect that the board came out of executive session at 12:15 pm

Let the record reflect that the Alaska Board of Nursing recessed at 12:39 pm

Let the record reflect that the Alaska Board of Nursing was called back to session at 1:30 pm

PUBLIC TESTIMONY

Laura Sarcone, CNP, CNM, representing the APRN ALLIANCE: how will the board be notified if the PDMP has been checked or not checked? Regarding "report cards" will it be schedule 2 & 3's. When is the 2 years of opioid CEU's starting? The requirement must be filled by the 2018 renewal cycle; pending verification from the EA. APRN Alliance would like clarification on the above topics.

Pat Reynaga, RN, representing Providence Hospital Administration: Is the NCSBN grant for NLC advocacy and implementation available to outside groups such as ASHNHA or employers? Concerned with the board meetings all being held in Anchorage and not in other cities in the states. Would like to see the BON be accessible to other nurses face to face. Could a write in campaign work to allow the BON to travel to other cities? Providence and Mat Su Hospital would like an Advisory Opinion for using Nitrous with adults, pediatrics, during labor and delivery, in the adult critical care area and in the emergency departments.

Beth Farnstrom RN, thanks the board for looking at Nurse Compact Licensure. She has some concerns with compact licensure. The BON is here for public safety and not to make it easier for employers to hire nurses.

Emily Stevens, RN, Mat Su Hospital urges the BON to continue to explore the idea of compact licensure.

Elizabeth Bacom, Petersburg AK, Lab and Imaging manager in Petersburg Medical Center, would like to offer experiences in cross training personnel for imaging, relating to Agenda Item 10. Looking at cross training into CT. Concerned RN's may be restricted from cross training due to BON regulations.

Dennis Murray, VP ASHNA thought the NCBSN presentation was helpful and informative. He encourages the BON to allow the executive administrator to obtain additional information for the BON to review. Getting data from NCSBN would be helpful. Questions regarding "investigations" and how compact licensure works. Clarify the boundaries of state to state investigation and who can share information. The primary licensing state removes the privilege if you are part of the compact licensure.

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

RESOLVED that the Board of Nursing, for the State of Alaska, authorizes Gail Bernth, EA, to initiate communication with Jim Puente regarding NLC for investigative procedures, problem nurses, and receipts.

Let the record reflect that it is 2:02pm and public testimony is closed.

Let the record reflect the Alaska Board of Nursing recessed from 2:35 pm-2:40pm.

Let the record reflect that it is 2:46 pm and the Alaska Board of Nursing is in session.

Agenda Item 8 ADVISORY OPINION FORMAT

Reviewed the Advisory Opinion format from Wyoming BON.

Agenda Item 9 NITROUS OXIDE USE IN LABOR & DELIVERY

SHARYL TOSCANO, PhD, MS, RN-CPN

The Board reviewed a proposed advisory opinion on the use of nitrous oxide with pediatric patients. It was determined there is a need for a specific advisory focused on the use of nitrous oxide with adults. The Board will seek feedback from programs currently using nitrous oxide. An advisory opinion on the use of nitrous oxide was tabled until the November meeting. Wendy Thon will work with Laura Sarcone to develop an advisory for use in labor and delivery. Starla Fox will work with Pat Reynaga to develop an advisory for use in the adult care setting and ER, and Sharyl will finish the advisory for the use of nitrous oxide with pediatric patients.

**Agenda Item 10 CORDOVA REQUEST FOR RN'S TO DO X-RAYS WHEN A
TECHNICIAN IS NOT AVAILABLE/ADVISORY OPINION
REMOVED FROM AGENDA**

Agenda Item 11 RN BOTOX-EXPANDED SCOPE/ADVISORY OPINION

RANDI HALL, RN

Reviewed various advisory opinions from around the country regarding the administration of Botox by nurses. The board also reviewed a proposed Botox advisory presented by Sharyl Toscano.

On a motion made by Julie Gillette and seconded by Joe Lefleur and carried unanimously with 5 ayes it was

RESOLVED that to table Agenda Item 11 to 11:30 am on 8/4/17

Let the record reflect that the Alaska Board of Nursing is in recess at 3:40 pm

Let the record reflect that the Alaska Board of Nursing is back in session at 3:55pm

Agenda Item 12 a. DELEGATION DECISION MAKING TREE

b. SOUTH DAKOTA RN REFRESHER COURSE APPROVAL

c. SOUTH DAKOTA LPN REFRESHER COURSE APPROVAL GAIL BERNTH

On a motion made by Wendy Thon and seconded by Starla Fox and carried unanimously with 5 ayes it was

RESOLVED that the Alaska Board of Nursing approve the NCSBN and ANA decision making tree on determining scope of practice and delegation for RNs. The documents may be posted on the website.

On a motion made by Joe Lefleur and seconded by Wendy Thon and carried unanimously with 5 ayes

RESOLVED that the Alaska state Board of Nursing accepts the South Dakota RN refresher course and South Dakota LPN refresher course as refresher courses the meet the requirements of the BON regulations.

Request for an exception from the University of Alaska's School of Nursing for an adjunct clinical instructor position with an A.A.S. degree as the candidate is currently enrolled in the BSN program. UAA School of Nursing is requesting an exception for this candidate to perform as an adjunct clinical instructor teaching clinicals, without her BSN, as the Alaska nursing regulations require.

Regulation 12 AAC 44.090 (e)(2) states adjunct faculty may be used for instruction of nursing courses and shall have a minimum of a baccalaureate degree in nursing. Regulation 12 AAC 44.090 (f) states faculty with comparable education will, in the board's discretion, be considered to have met the degree requirement of (c)(2), (d)(2) and (e)(2) of this section.

On a motion made by Jennifer Stukey and seconded by Wendy Thon and carried unanimously with 5 ayes.

RESOLVED that the Alaska State Board of Nursing accepts the UAA request for a waiver under 44.090(f) adjunct faculty and approves Kelly Pelz AAS, RN as an adjunct clinical instructor under the mentorship of UAA faculty member Assistant Professor, Anastasia Monyahan MSN, RN, provided the RN to BSN program is completed by September 2019.

Let the record reflect that it is 4:30 pm and the Alaska State Board of Nursing is in recess until Friday, August 4 at 9 a.m..

FRIDAY, AUGUST 4, 2017

CALL TO ORDER

Called the meeting to order at 9:01 am

ROLL CALL

Those present, constituting a quorum were:

- Sharyl Toscano, PhD, MS, RN-CPN, Chair, Anchorage
- Wendy Thon, MSN, APRN, FNP-C, FAANP, Vice Chair, Eagle River
- Julie Gillette, Public Member, Fairbanks
- Joe Lefleur, MSN EdD, RN Educator member
- Jennifer Stukey LPN, Secretary, Wasilla (Excused absence for first 15 minutes of the meeting)

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

- Gail Bernth, APRN, Executive Administrator
- Lisa Maroney, Licensing and Records Supervisor

Guests present include:

Pat Reynaga, Providence Hospital
Beth Farnstrom, Alaska Nurses Association
Laura Sarcone, APRN Alliance
Kim Culross, Corrections
Amy Swamp Wilson, ANTHC
Marianne Murray, UAA

Pamela Grogen, UAA
Cynthia Booher, UAA

Agenda: No modifications

On a motion made by Julie Gillette and seconded by Starla Fox and carried with 4 ayes, and 1 abstaining, it was

RESOLVED that the Alaska Board of Nursing for the state of Alaska adopt the NCSBN wording for question 5 on the nurse application "Are you currently participating in a substance abuse and or alcohol or drug treatment program or been diagnosed with a substance abuse disorder which in any way currently affects or limits your ability to practice safely and in a competent and professional manner.

Agenda Item 13 SUBSTANCE ABUSE/DRUG TESTING/TECHNOLOGY OPTIONS

**AL KENNEDY, SR. INVESTIGATOR
DR. PAULA COLESCOTT**

Mr. Kennedy and Dr. Colescott briefed the BON on "SOBERLINK" - a device to detect if human breath has alcohol. If a client provides a positive alcohol screen, the test is re-done in 15 minutes. This device may reduce the cost of monitoring for alcohol for nurses with consent agreements for alcohol misuse/abuse only. The Board then teleconferenced with the "SOBERLINK" representative to ask questions.

On a motion made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 5 ayes, it was

RESOLVED to allow the investigations office to pursue "SOBERLINK" as an option for alcohol monitoring.

Let the record reflect the Alaska Board of Nursing recessed at 10:15 am

Let the record reflect that the Alaska Board of Nursing is back in session at 10:30 am

Agenda Item 14 NCSBN MEETINGS GAIL BERNTH, EA

Veteran's Administration granted APRN's full prescriptive and practice authority. The authority was not granted to CRNAs. Many Executive Officers across the county perceive a lack of reporting of the unsafe nurses as an ongoing problem and would like further discussion with VA leadership on potential courses of action to address the problem.

NC Board of Dental Examiners Supreme Court decision. Board restructuring is being looked at across the country. Some states are looking at making the Administrative Law Judge the final decision maker. Some states are looking at Attorney General supervision of board

activities and decision but not board discipline or scope of practice issues. NCSBN is looking at this issue and may be putting forward some guidelines.

Many states are encouraging electronic only licensing with no paper/wallet cards. Alabama is making changes in its BON process, i.e. sending CA's prior to seeing the investigator, created a priority system, & include FAQ's when the letter of complaint is sent to a nurse. They have found these measures greatly reducing the time spent with each complaint.

Telehealth, the future with artificial intelligence. Technology is growing rapidly and regulations have not been keeping up. Various proposed legislative bills from around the country were mentioned..

The new NCLEX exam is in research phase at this time. If the data analysis/psychometrics proceeds and indicates the testing format is valid then the test will begin development. Data gathering is expected to end sometime in 2019 with a decision made on whether to proceed or in 2010-2021.

An NCLEX practice test is available in 2018. This test will have the exact format as the NCLEX. NLC suggested UAA economic development department do a fiscal analysis regarding accepting or not the NLC. Looking at cost and loss to the state.

Umbrella boards are trending in the country where EA's have the responsibility for multiple boards. There is an increase in non-nurse EA's in the country.

Nurses expanding practice to cosmetology and dental sealants. Pharmacists expanding to immunizations and contraception. CRNA's and APRN's expanding to pain management services. Medical marijuana laws have caused nurses to act as consultative cannabis nurse. APRN's are using in office sedation in some states.

An applicant may withdraw an initial application, even if they are under investigation, and it is not reported to the national data bank.

Agenda Item 15 LICENSING EXAMINER REPORT

**LISA MARONEY, LICENSING SUPERVISOR
SANDI FREDRICKSON, NURSE CONSULTANT**

There are 14,795 nurses licensed in Alaska: 12,793 RN's, 804 LPN's, 994 APRN's, & 170 CRNA's. Application reviews are within 10 business days. If the application is complete, it is taking 2-3 weeks to issue a license. Most applications are not complete.

Pass rates from taking the NCLEX were reviewed. Both schools are nurse exceed 80% of their students passing.

CNA program pass rates were reviewed for 5 programs. There is one program of concern and the nurse consultant will be visiting that program.

Let the record reflect that the Alaska Board of Nursing recessed at 11:40am

Let the record reflect that the Alaska Board of Nursing is back in session at 11:47 am

Agenda Item 16 REVIEW OF THE DISCIPLINE MATRIX

Wendy Thon, MSN, APRN

Joe Lefleur, MSN, ED, RN

Discussion focused on the best way to proceed. Wendy Thon and Joe Lefleur will meet and bring a proposed discipline matrix back to the November board meeting.

Agenda Item 11 RN BOTOX EXPANDED SCOPE

Randi Hall, RN

The board discussed whether to take action regarding Botox administration as a general advisory opinion or single expanded scope for this individual. Should the board include dermal fillers in the advisory opinion? RN Hall provided information on dermal fillers and her training and use with the fillers. The program that she attended was 10 hours of didactic and 24 hours of live administration of Botox and dermal fillers for a total of 24 live administrations.

A board member expressed concern with respiratory arrest when administering Botox. Ms. Hall stated there is an MD on staff and a standard protocol for respiratory arrest was reiterated.

Some website recommend Botox and dermal fillers to be administered by a physician and there are other websites providing evidence that RN/LPNs are able to take trainings in the administration of Botox. The board decided to move forward to review Botox administration and not dermal fillers.

On a motion made by Starla Fox and seconded by Jennifer Stukey and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska state Board of Nursing table the Botox discussion until the next meeting in November 2017.

REVISIT AGENDA ITEM 12 Delegation & Refresher Course

Gail Bernth EA

The board decided to re-visit the decision made yesterday to use "work experience" in lieu of education and to grant a waiver to UAA to have an Associate Degree as an adjunct clinical instructor.

On a motion made by Starla Fox and seconded by Joe Lefleur and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska State board of Nursing re-examine the UAA request for an adjunct professor.

On a motion made by Starla Fox and seconded by Joe Lefleur and carried unanimously with 5 ayes, it was

RESOLVED that the Board of Nursing for the State of Alaska DENIES the request for UAA adjunct professor request for Kelly Pelz, in Kenai, Alaska per regulation 12 AAC 44.090 (e2) and (f) and 12AAC 44.990(f)

Let the record reflect that the Alaska Board of Nursing recessed at 12:28pm.

Let the record reflect that the Alaska Board of Nursing is back in session at 1:32 pm.

AGENDA ITEM 17 LIST OF PROFESSIONAL ACTIVITIES

Gail Bernth EA

After reviewing regulation 12 AAC 44.620 the board developed a list of acceptable professional activities. The EA is requesting to look into modifying regulations pertaining to license reinstatement and the acceptance volunteer activities.

Accepted:

Camp nurse or sport camp nurse

Health fairs

Pioneer Home or nursing homes helping with activities

Volunteering as a nurse overseas

Volunteering in quality or infection control services in a facility

Assisting with annual skills fair at a facility or teaching new skills

Volunteering as a doula

Attending nursing board or professional association meetings

Volunteering as a special needs assistant

Providing respite care

Providing comfort to families anywhere in a hospital

Not Accepted:

Working with a therapy dog

Working as a medical assistant

Receptionist in a medical office

NCLEX Review

The Board of Nursing has the opportunity to review the NCLEX test items to ensure they are congruent with our regulations. The Board of Nursing determined they would be interested if they are not in Fairbanks for the November meeting.

AGENDA ITEM 18 BOARD COMMUNICATION / CORRESPONDENCE

- There is a new comprehensive ethics course approved by the AZ Board of Nursing.
- NCSBN reports and update are in the packet.
- CCNE is making changes in their reviewing process.
- Alaska Native Tribal Health Consortium and Alaska Pacific University are developing a program RN to BSN. They are working with ACEN as the accrediting body. The program is projected to begin in the fall of 2018.
- Charter College provided an update on their accreditation process. The school of nursing is currently accredited. The college is seeking new accreditation. The goal is to be fully accredited by June 2018.
- CCNE has granted UAA accreditation of their Doctor of Nursing Practice (DNP) Program.

Let the record reflect that the Alaska Board of Nursing recessed at 2:18pm.

Let the record reflect that the Alaska Board of Nursing is back in session at 2:28 pm.

On a motion made by Wendy Thon and seconded by Joe Lefleur and carried unanimously with 5 ayes, it was

RESOLVED that the Alaska State Board of Nursing authorize the EA to look to UAA economics department or ISER for a cost benefit analysis related to the NLC.

AGENDA ITEM 19 BOARD BUSINESS

SHARYL TOSCANO, PhD, MS, RN-CPN

Future Meeting Dates:

The Alaska Board of Nursing agreed on meeting dates for November of 2017 thru November 2018.

November 1, 2, 3 2017 Fairbanks

February 7, 8, 9 2018 Juneau

May 7, 8, 9 2018 Anchorage

August 6, 7, 8 2018 Anchorage

November 7, 8, 9, 2018 Fairbanks

Meeting Evaluation:

- The Alaska Board of Nursing would benefit from having adequate technological assistance for the meeting, i.e. can't hear from the phone nor can the board here the phone calls. Need internet.
- Wednesday afternoon and Friday morning for Public Testimony

- USB issues are becoming an issue, as they are not cooperating with computers
- Consent Agreements should be in order of what the Secretary has in the minutes. Consent Agreements should be on paper, not thumb drives. The agreements pertaining to CEU's do not need to be paper.
- Agenda format was okay.
- Nice to have regulations stapled into the folder.
- Disappointed no decision was made on the Botox advisory opinion.
- Meet in Fairbanks in November 2017. Drives will be mailed out 10 days before meeting. Zend To Consent Agreements or Applications up until Friday before meeting
- Hotel was accommodating for this meeting.

Tasks:

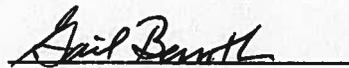
- Request investigation to be at the November meeting to review civil fines.
- Wendy Thon and Joe Lefleur to work on discipline matrix to present at the November meeting.
- Joe Lefleur will present education regarding Botox. The board will determine if they will issue an advisory opinion or approve or disapprove Botox administration on an individual basis.
- Joe Lefleur will create a template for the colleges and universities to evaluate their programs
- Labor and Delivery Nitrous Oxide Advisory Opinion to be developed by Wendy Thon and Laura Sarcone.
- Adult Nitrous Oxide Advisory Opinion will be developed by Pat Reynaga, RN or her designee and Starla Fox RN member for the Alaska Board of Nursing will consult regarding Adult Nitrous Oxide Advisory Opinion.
- Wendy Thon will be writing a board update for the Alaska Nurse magazine.
- Elections are in February 2018 for the next board year.
- Sharyl Toscano, Board Chair and will be continuing to attend CORE meetings.

On a motion made by Joe Lefleur and seconded by Wendy Thon, it was unanimously approved with 5 ayes it was

RESOLVED that the Alaska Board of Nursing adjourn at 3:26 pm

MEETING ADJOURNED until November 1 at a site to be determined.

Respectfully submitted,

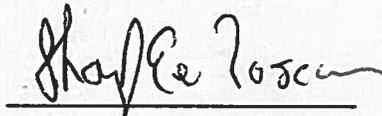


Gail Bernth

Executive Administrator

Alaska Board of Nursing

Approved:



Sharyl Toscano, Chair

Alaska Board of Nursing

Date: 11/2/17