

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

THE ATWOOD BUILDING
550 WEST 7th AVENUE, Room 102
ANCHORAGE, AK
BOARD OF NURSING

Board of Nursing Minutes

November 1, 2, 3 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, Room 102, in Anchorage, Alaska

November 1, 2017

CALL TO ORDER

Called the meeting to order at 9:01 a.m.

ROLL CALL

Those present, constituting a quorum were:

- Chair: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Vice Chair: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Secretary: Jennifer Stukey, LPN, Wasilla
- Public Member: Julie Gillette, Fairbanks – delayed- arrived at 10:00 am
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: Starla Fox, RN, Dillingham

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

- Gail Bernth MSN, APRN, Executive Administrator
- Shirley Marquardt –Governor’s Office, Boards and Commissions
- Sarah Chambers-Deputy Director

Members of the Public in attendance:

- Laura Sarcone - APRN Alliance
- Beth Farnstrom- Alaska Nurses Association
- Pat Reynaga-Providence Hospital

- Kim Culross-DOC
- Dennis Murray- ASHNA
- Wendy Monrad CRNA
- Steve Sivils, Anesthesiologist
- Chris Logan, CRNA
- Jenni Summers, Investigator
- Lisa Laup, ANTHC
- Paula Ayojiak, ANTHC
- Sue Metcalf, ANTHC

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

Motion made by Wendy Thon, APRN, and seconded by Joe Lefleur, RN, that the agenda be accepted.

Ethics Reporting:

Sharyl Toscano reported attending the NCSBN Annual Meeting in Chicago, IL.
 Jennifer Stuckey reported attending the NCSBN Annual Meeting in Chicago, IL
 Joseph Lefleur reported attending the NCSBN NCLEX Meeting in Chicago, IL.

Agenda Item 1: Governance

Shirley Marquardt and Sarah Chambers presented the Division Report and discussed board trainings, rules of engagement and holding successful board meetings.

Let the record reflect that the BON is in recess at 9:56 a.m.

Let the record reflect that the BON is in session at 10:15 a.m.

Agenda Item 2: Division Report

Sara Chambers, Deputy Director reviewed the end of year revenues and expenditures for the FY17.

Agenda Item 3: Proposed Regulations FY 2017

Review of proposed regulations project 2017

Let the record reflect the Board of Nursing reviewed all of the public comment for the proposed regulations project 2017. See sections below.

1. The board reviewed the Education related changes and has no changes.
2. The board reviewed the "Improve licensing processing time regulations" changes and has no changes.

A motion was made by Joe Lefleur, RN and seconded by Wendy Thon, APRN, to

Rescind the regulation proposal for passport ID photo and notarization requirements. The motion was DENIED with 4 opposed and 2 abstained.

3. The board reviewed the "English Speaking Requirements" changes and has agreed to strike pre-licensing nursing and insert CNA certification. 12AAC 44.805(4)

A motion made by Starla Fox RN and seconded by Wendy Thon APRN

Moved that the board of nursing strike pre-licensing nursing and insert CNA certification in proposed regulation 12 AAC 44.805(4). The motion was approved with 5 ayes.

4. The board of nursing has reviewed "APRN Titling Change Requirements" and no changes were made.
5. The board reviewed the "Adoption of APRN Consensus Model of Regulations" and made the changes as noted below.

Let the record reflect that the board of nursing reviewed 12 AAC 44.500 through 12 AAC 44.560 and CRNA's would be placed under 12 AAC 44.380 through 12 AAC 44.490 to align with the APRN consensus model.

A motion made by Julie Gillette and seconded by Wendy Thon APRN

Moved that the board of nursing for the state of Alaska change "focus" to "foci" in 12 AAC 44.390 (b)(c). The motion was approved with 5 ayes.

A motion was made by Julie Gillette and seconded by Starla Fox RN

Moved that the board of nursing for the state of Alaska change "an" to "a" in preceding the word licensure in 12 AAC 44.400(d) The motion was passed with 5 ayes.

A motion was made by Julie Gillette and seconded Wendy Thon, APRN

Moved that the board of nursing state of Alaska rescinds the proposed changes for 12 AAC 44.430. It was DENIED by 4 nays and 1 aye. The motion fails.

A motion was made by Joe Lefleur and seconded by Julie Gillette it was

Resolved that the motion for 12 AAC 44.380 be tabled. The motion was passed with 5 ayes and 1 nay.

A motion was made by Wendy Thon, APRN and seconded by Julie Gillette it was

Resolved that the board of nursing state of Alaska proposed to change 12 AAC 44.445 (e) to read an APRN with authority to prescribe controlled substances may only delegate an RN, LPN, or CNA to access the database. The motion was passed with 5 ayes.

6. The board reviewed the "Criminal Justice Requirements" and has no changes.
7. The board of nursing reviewed the "Continuing Competency Requirements". There are no changes.

8. The board reviewed "Unprofessional Conduct Regulations". The changes are noted below.

A motion was made by Wendy Thon, APRN and seconded by Julie Gillette

Moved that the board of nursing state of Alaska rescind 12 AAC 770(35) as duplicative. The motion passed with 5 ayes and 1 nay.

9. The board reviewed the "Duties of the Executive Administrator". There are no changes.
10. The board reviewed "Miscellaneous Regulation Changes for Clarity" and "Regulations related to AS 17.30.200(o) PDMP". There are no changes noted.

Recess for Lunch at 12:30.

Let the record reflect that the board of nursing for the state of Alaska is back in session at 1:38.

Agenda Item 4: Discipline Matrix

Discipline Matrix reviewed by Wendy Thon APRN and Joe Lefleur, RN. Reviewed the care worksheet from Virginia.

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

Resolved that the board of nursing for the state of Alaska moves to continue the sub-committee for reviewing the Virginia state standard of care worksheet to be incorporated within the guidelines of the Alaska board of nursing discipline matrix tool.

Agenda Item 5: Matters Related to Discipline

Discussed the use of marijuana for a licensed nurse. Sub-committee: Jennifer Stukey to form an Advisory Opinion on marijuana use for the licensed professional nurse.

Discussed the Letters of Advisement and when they should be issued. Senior Investigator Al Kennedy explained appropriate use of a letter of advisement.

Discussed the "self-report of substance abuse" and what is a true self-report versus a non self-report. Possibly look at "alternative program".

Let the record reflect that board recess at 2:50

Let the record reflect that the board returned at 3:04 pm

Board discussed elections, gave a historical perspective on process.

Public Testimony

Laura Sarcone, CN, APRN Alliance- update on alliance activities. They will longer be an affiliate member of the Alaska Nurses Association and plan to secure their own lobbyist. Personal comment: Could the non-confidential information on the board packet be made available on line prior to the board meetings? Per Gail Bernth, Exec Admin the public can see non-confidential information. SOA is improving technology in the future. She will make the non-confidential parts of the board book available to the website 5 days after board receives it. Pat Reynaga-comment: delighted that the next meeting is in Fairbanks. Important for the board to meet in person and around the state.

Beth Farnstrom: comment regarding self-reporting of substance abuse in that most people do not self-report. She supports the 5-year consent agreement. She supports electronic sharing of the board book prior to the meeting. History on elections in that there were only the positions of Chair and Secretary and the elections aligned with the calendar year. Recommends attending NCSBN.

Karen Scoggins- CNO Central Peninsula Hospital and self-comment; voice support around NLC. Shirley Marquardt, Boards and Commissions; comment on board travel. She suggested starting and finishing the meeting with public comment.

Beth Farnstrom comment on NCSBN and travel

Shirley Marquardt Board and Commissions; comment on NCSBN travel

Agenda Item 6 Nitrous Oxide Advisory

Pediatric Nitrous: Lisa Lang AMNC Pediatric Sedation Nurse provided feedback on the pediatric nitrous Advisory Opinion.

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

Resolved that the board of nursing for the state of Alaska accept the Pediatric Nitrous Oxide Administration Advisory Opinion written as amended.

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

Resolved that the board of nursing for the state of Alaska accept the Role of Self Administration of Nitrous Oxide intrapartum and postpartum period Advisory Opinion.

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

Resolved that the board of nursing for the state of Alaska accept Advisory Opinion Registered Nurse Administration of Nitrous Oxide for Minimal Sedation and/or Pain Management for Adult Patients written as amended.

Let the record reflect that it is 4:28 pm and the board of nursing is in recess until 9:00 am November 2, 2017.

November 2, 2017

CALL TO ORDER

Called the meeting to order at 9:01 a.m.

ROLL CALL

Those present, constituting a quorum were:

- Chair: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Vice Chair: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Secretary: Jennifer Stukey, LPN, Wasilla
- Public Member: Julie Gillette, Fairbanks
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: 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 Alaska Board of Nursing is currently seeking a public member.

Motion to move into Executive session

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

RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(d)(1), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing the Administrative Law Judge's proposed decision.

Let the record reflect that the Alaska Board of Nursing entered into Executive Session at 9:02 am.

The door was locked and only board of nursing members are present in the room.

Let the record reflect the board moved out of executive session at 9:18 am.

On a motion duly made by Starla Fox, RN and seconded by Julie Gillette and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2013-001243, regarding Karen Decker-Brown Registered Nursing License #NURR10298 and

Advanced Nurse Practitioner Authorization# NURU 847, 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 RN and carried with 5 ayes, 0 nays, and 0 abstentions it was

Moved 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 discussing cases and reports by the investigative team. Board staff is to remain during the session.

Let the record reflect that the Board of Nursing moved into executive session at 9:20 am

Let the record reflect that the Board of Nursing moved out of executive session at 10:36 am.

Let the record reflect that the board is in recess at 10:36 am

Let the record reflect the Board of Nursing is back in session at 11:00am

On a motion duly made by Wendy Thon APRN and seconded by Julie Gillette and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2016-001473, regarding Jennifer M. Hurlbutt, Registered Nursing License #NURR32436 and Advanced Nurse Practitioner Authorization# NURU 1202, 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.

Let the record reflect that the reduction in fines was due to sever financial hardship.

On a motion duly made by Wendy Thon APRN and seconded by Starla Fox RN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-

000341, regarding KELLY K. BINKOWSKI, Alaska Nursing License #NURU 1371, 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 Joe Lefleur RN and seconded by Julie Gillette and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000589, in the matter of Diana Lachman, Alaska Nursing License #NURU 1333, 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 Starla Fox RN and seconded by Joe Lefleur RN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2016-001330, regarding COURTNEY NEIDIFFER, Alaska Nursing License #NUAA 13953, 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 Julie Gillette and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000616, regarding Laura Nestell, Alaska Nursing License #NUR U 1493, 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 Starla Fox RN and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000335, regarding LAVERNE O'NEAL, Alaska Nursing License #NURP 5202, 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 Wendy Thon APRN and seconded by Joe Lefleur RN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000502, regarding MATTHEW J. PAVEGLIO, Alaska Nursing License #NURR 28508, 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 Julie Gillette and seconded by Starla Fox RN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000342, regarding KEITH ROUMELL, Alaska Nursing License #NUR 102532, 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 Wendy Thon APRN and seconded by Joe Lefleur RN and carried with 5 ayes, 0 nays, and 0 abstentions it was

RESOLVED 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 Diana Ives, Certified Nurse Adie, was properly served with the Accusation and Notice of Defense in this matter, Diana Ives has not filed a notice of defense or otherwise requested a hearing, and that a factual basis exists for revocation of Diana Ives Nurse Aide Certificate NUAA13839.

It is HEREBY ORDERED that Nurse Aide Certificate NUAA13839 issued to Diana Ives is revoked.

On a motion duly made by Joe Lefleur RN and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000675,

Certified Nurse Aide Applicant Rozanne Huzieff, Certificate # 120904, 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 Roxanne Huzieff'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 Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions 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 # 2017-000077, regarding LISA M SIPES, Alaska Nursing License #NUR 108273, 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 and authorization, 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 APRN and carried with 5 ayes, 0 nays, and 0 abstentions it was

RESOLVED the Alaska Board of Nursing having examined the proposed Consent Agreement, Decision, and Order under Case Number 2017-000494, in the matter of ALEESSANDRA M. HANSEN Registered Nurse license No. NURR27965, adopts this Consent Agreement, Decision, and Order in this matter.

The Consent Agreement, Decision, and Order take immediate effect upon of this Order in accordance with the approval of the ALASKA BOARD OF NURSING.

On a motion duly made by Julie Gillette and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions it was

RESOLVED that the Alaska Board of Nursing having examined the Voluntary Surrender of Registered Nurse license in the matter of Kathleen N. Trautner Registered License No. NURR 6901 case no. 2017-000505, hereby adopts the surrender in its entirety effective immediately.

On a motion duly made by Julie Gillette and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions it was

RESOLVED that the Alaska Board of Nursing having examined the Voluntary Surrender of the advanced nurse practitioner authorization in the matter of Penny Bennett, Alaska Nurse Practitioner Authorization No. NURU1267, case number 2017-000591 hereby adopts the surrender in its entirety effective immediately.

On a motion duly made by Julie Gillette and seconded by Wendy Thon APRN and carried with 5 ayes, 0 nays, and 0 abstentions it was

RESOLVED that having reviewed the motion for revocation by default and supporting documents submitted by the Division of Corporations, Businesses, and Licensing, the Board of Nursing finds that Deidre Behring, Registered Nurse, was properly served with an Accusation and Notice of Defense in this matter, that Deidre Behring has not files a Notice of Defense or otherwise requested a hearing and that a factual basis exists for revocation of Deidre Behring Registered Nurse License Number 115789 It is hereby ordered that registered nurse license number 115789 issued Deidre Behring Robinson is revoked.

Let the record reflect that the Alaska Board of Nursing is in recess at 12:01 pm.

Let the record reflect that the Alaska Board of Nursing is in session at 2:00 pm.

Re-introduced members of the Board of Nursing

Members of the audience include:

- Beth Farnstrom – Alaska Nurses Association
- Laura Sarcone – APRN Alliance
- Pat Reynaga – Providence Hospital
- Shalome Cederberg – Governor’s Office
- Renee Steffen – ANTHC
- Molly Rothmeyer - ANTHC

Let the record reflect that the Alaska Board of Nursing accepted the August meeting minutes and the August teleconference meeting minutes via e-mail.

On a motion duly made by Starla Fox RN and seconded by Joe Lefleur RN and carried with 5 ayes, 0 nays, and 0 abstentions it was

Moved that the Alaska Board of Nursing hold elections for Chair and Secretary during the last meeting of the calendar year. The new Chair and Secretary term begins at the start of the calendar year, January 1.

Agenda Item 7 Botox

Joe Lefleur RN presented an Advisory Opinion for Botox to the BON.

On a motion duly made by Wendy Thon APRN and seconded by Joe Lefleur RN and carried with 4 ayes, 2 nays, and 0 abstentions it was

Moved that the Alaska Board of Nursing accept the Botox Advisory Opinion as amended to include LPN's and require a training program for healthcare professionals.

Let the record reflect that the BON is in recess at 2:35 pm.

Let the record reflect that the BON is in session 2:48 pm.

Agenda Item 8 CNA Report

Moved Agenda Item 10 to Agenda Item 8

CNA Report- Gail Bernth, Executive Administrator BON

Programs are being evaluated in a different way to achieve more accurate results. Some programs are under review with corrective action plans being completed.

Agenda Item 9 Licensing Examiner Report

Moved Agenda Item 11 to Agenda Item 9

License applications are increasing due to telehealth. Applications are being reviewed and status letters sent within the 10 days allowed.

There are 2 letters of interest to start a LPN program within the State.

Agenda Item 10 Circumcision

Originally Agenda Item 8

Molly Rothmeyer, DNP, FNP & Renee Steffen, DNP, CNO ANMC

DNP Rothmeyer and DNP Steffen would like BON to allow acute care pediatric nurse practitioners to perform circumcisions on healthy newborns in the newborn nursery. It's a procedure within the scope of practice.

Proposed Advisory Opinion taken into consideration by the BON.

Letters of Support from ANMC medical providers added to circumcision packet.

On a motion duly made by Wendy Thon, APRN and seconded by Starla Fox, RN and carried with 5 ayes, 0 nays, and 0 abstentions it was

Moved that the Alaska Board of Nursing approve the Advisory Opinion on Newborn Circumcision

Let the record reflect that the BON is in recess at 3:24 pm.

Let the record reflect that the BON is in session 3:35 pm.

Agenda Item 11 CNA On-line Courses – Pilot Program

Originally Agenda Item 9

Angela Menish RN, Petersburg Medical Center was unable to attend the meeting as planned. On a motion duly made by Wendy Thon, APRN and seconded by Starla Fox, RN and carried with 5 ayes, 0 nays, and 0 abstentions it was

Moved that the Alaska Board of Nursing approve Angela Menish, RN and the CNA pilot program in Petersburg, and report back to the board in one year.

Continuation of Agenda Item 5 Civil Fines

Senior Investigator Al Kennedy presented to the BON regarding civil fines.

On a motion duly made by Jennifer Stuke, LPN and seconded by Wendy Thon, APRN and carried with 5 ayes, 0 nays, and 0 abstentions it was

Moved that the Alaska Board of Nursing adopt the Imposition of Civil Fines for technical violations of professional licensing statutes and regulations not related to the delivery of patient care effective December 1, 2017.

Continuation of Agenda Item 3 – Proposed Regulations FY 2017

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

Resolved that the Alaska Board of Nursing after reviewing public comment pertaining to the proposed regulations adopted the proposed regulation changes regarding including changing the title from ANP to APRN or advanced nurse practitioner to advanced practice registered nurse throughout chapter 44, as well as education criteria for evaluation of nurse practitioner programs, licensure requirements, license renewal, lapsed license, reinstatement, continuing education requirements, criminal justice information, temporary permits, reviews of applications, advanced practice nurse role and population focus, scope of practice, prescriptive authority, controlled substance prescriptive and dispensing authority and standards, preceptorships, identification, unprofessional conduct, CNA certification requirements, certification renewal, lapsed certification, and definitions as publicly noticed.

Adopted the proposed regulations as publicly noticed and reviewed with the following modifications:

Rescind 12 AAC 770(35) as duplicative.

Change “focus” to “foci” in 12 AAC 44.390 (b) and (c).

Change “an” to “a” in preceding the word licensure in 12 AAC 44.400(d)

Rescind the proposed change for 12 AAC 44.430.

Change 12 AAC 44.445 (e) to read an APRN with authority to prescribe controlled substances may only delegate an RN, LPN, or CNA to access the database.

Let the record reflect that the board of nursing is in recess until 10:30 am. Board of Nursing members Joe Lefleur, Wendy Thon, Starla Fox, and Executive Administrator Gail Bernth will be reviewing NCLEX test items to determine if they meet entry level of practice and within scope of practice for the State of Alaska.

November 3, 2017

CALL TO ORDER

Called the meeting to order at 10:35 a.m.

ROLL CALL

Those present, constituting a quorum were:

- Chair: Sharyl Toscano PhD, MS, RN-CPN, Anchorage
- Vice Chair: Wendy Thon, MSN, APRN, FNP-C, FAANP, Eagle River
- Secretary: Jennifer Stukey, LPN, Wasilla
- Public Member: Julie Gillette, Fairbanks
- Educator: Joe Lefleur, MSN, EdD, RN, Ketchikan
- RN Member: Starla Fox, RN, Dillingham

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

- Gail Bernth MSN, APRN, Executive Administrator
- Shirley Marquardt –Governor’s Office, Boards and Commissions
- Sara Chambers, Deputy Director

Members of the audience:

- Beth Farnstrom RN
- Laura Sarcone APRN
- Pat Reynaga RN

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

Resolved to accept the board of nursing schedule as amended.

Public Testimony

Beth Farnstrom RN addressed the board regarding retired license fees and the improved website access is more user friendly. She expressed concerned with amount of volunteer hours needed for continued licensure under the proposed regulations and asked the board to look into volunteer hours and how they are achieved.

Emily Stevens, CNO, ASHNA expresses gratitude that the BON is looking into NLC and encourages further consideration.

Agenda Item 12 Template for Schools of Nursing Annual Report

Joe Lefleur, RN

Working with a private company to develop a spread sheet on nursing statistics.

Keeping BON regulations in template. Goal is to tailor the school reports to meet BON regulations.

Continuation of Agenda 5 Matters Related to Discipline

Reviewed the Template for Civil Fines- Wendy Thon, APRN and Joe Lefleur RN

Gail will take questions and concerns forward to determine if an imposition of civil fine only for missing CEUs is a possibility and Wendy and Joe will continue to work on template. Reviewed fine amounts. Add to next agenda.

Agenda Item 13 Proposed Regulations Project 2018

Gail Bernth MSN, APRN, Executive Administrator

PDMP Continuing Education Requirement

BON determined to approve the proposed regulation regarding PDMP continuing education requirement.

On a motion made by Wendy Thon, APRN and seconded by Joe Lefleur RN and carried with 5 ayes to

Approve the 12 AAC44.610 (e) as amended

Let the record reflect that the AK BON is in recess at 12:06pm

Let the record reflect that the AK BON is in session at 1:02 pm

Continuation of Agenda Item 3 Proposed Regulations FY 2017

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

Resolved that the Alaska Board of Nursing un-tables Regulation 44.430 and open for discussion.

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

Resolved that the Alaska Board of Nursing rescind 12 AAC44.430 proposed regulation change to maintain the current wording.

Agenda Item 14 NLC

Gail Bernth, Exec. Admin.

UAA economics department statement declined doing a cost/benefit report for the BON. UAA Economic Professor sent a letter that they are not in support of the NLC.

On a motion made by Joe Lefleur RN and seconded by Julie Gillette and carried with 6 ayes it was

Moved that the Alaska Board of Nursing request the division to move forward with a legal and fiscal analysis with the NLC on behalf of the board of nursing.

Agenda Item 15 NCLEX meeting update

Joe Lefleur RN

Reviewed the new NCLEX test.

Continuation of Agenda Item 1

On a motion made by Wendy Thon APRN, and seconded by Julie Gillette and carried with 4 ayes and 1 opposed it was

Resolved that the Alaska Board of Nursing adopts the Governance Policies as amended on 11/3/17.

Let the record reflect that the BON is in recess at 2:46 pm

Let the record reflect the BON is in session at 3:02 pm

Elections- Starla Fox RN nominated Jennifer Stukey LPN for Chair, and Julie Gillette seconded it was carried with 5 ayes elects Jennifer Stukey LPN for Chair. Wendy Thon APRN self-nominated for Secretary and Joe Lefleur RN seconded it was carried with 5 ayes to elect Wendy Thon APRN for Secretary. New officers will begin their terms January 1, 2018.

Agenda Item 16 Future Agenda Items

School of Nursing reports at the next meeting. The Board is requesting paper copies for next meeting.

CNA Medication Aide-BON to consider adding a medication aide to CNA training.

NCSBN has training. BON has voted not to discuss the issue.

Work on annual reports- EA recommended starting to work on Annual Report for the next meeting or the May meeting.

Add a facility visit to the Juneau, AK meeting.

Add more public comment to the BON meetings. Add public comment to the agenda for first thing in the morning. Make sure an afternoon public comment is scheduled. Public comment all 3 days if the schedule allows.

Add old business section to agenda

Tasks:

Wendy Thon: Press release

Gail Bernth and Sara Chambers: Financial analysis for NLC

Joe Lefleur and Wendy Thon: continue with discipline matrix

Joe Lefleur template for schools

Jennifer Stukey: AO on Marijuana

Deputy Director Sara Chambers: Update on Governance

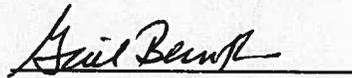
Gail Bernth: will make identifications for the BON. Send her pictures to create BON identifications.

Post the tele-health advisory to the website to include RN and APRN.

Motion to adjourn made by Wendy Thon APRN and seconded by Joe Lefleur RN, and carried with 6 ayes it was

Resolved that the Alaska Board of Nursing adjourn at 3:27 pm.

Respectfully submitted,



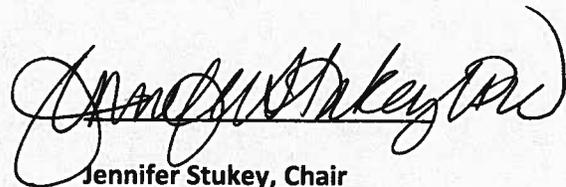
Gail Bernth

Executive Administrator

Alaska Board of Nursing

Approved:

Date: 2/8/2018



Jennifer Stukey, Chair

Alaska Board of Nursing