

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

Atwood Building
550 West Seventh Ave. Room 1560
Anchorage, AK

BOARD OF NURSING

Board of Nursing Minutes
May 6-7, 2020

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 550 W. 7th Ave., Ste. 1560 Anchorage, AK 99501.

Wednesday, May 6, 2020

CALL TO ORDER

Chair Danette Schloeder called the meeting to order at 9:00 a.m.

Agenda Item 1

Roll Call

Those present, constituting a quorum were:

- Chair RN Member: Danette Schloeder, RN Anchorage
- Public Member: Shannon Connelly, Palmer
- APRN Member: Wendy Monrad, APRN, RN, Anchorage
- Educator, Catherine Hample, RN, MSN
- Public Member: Julie Tisdale, Anchorage
- RN Member: Lena Lafferty RN member Anchorage
- LPN Member: Emily Schubert, LPN Anchorage

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

- Marianne Murray, Executive Administrator
- Lisa Maroney, Licensing Supervisor
- Madeleine Henderson, Licensing Examiner
- Joan Green, Nurse Consultant
- Lisa Sherrill, PDMP Program Manager

Presenters

- Dr. Jessie Downes, APU
- Dr. Christine Michel, UAA
- Jonathan Tanner, Nightingale Nursing College
- Katie Chapman, Department of Behavior Health
- Heather Carpenter, Department of Behavior Health
- Tessa Walkerman, RN Department of Behavior Health
- Marissa Grimley, Nightingale Nursing College
- Julie Kolde, Nightingale Nursing College
- Blake Halladay, Nighingale Nursing College
- AAG Megyn Grieder

Members of the Public in attendance via Zoom:

- Alyson Curry, Planned Parenthood
- Rachel Kuenzi, Planned Parenthood
- Marcy Custer
- Linda Baker
- Jeff Jesse, UAA
- Beth Farnstrom, AaNA
- Lynn VanVacter, ASHNA
- Kathy Craft
- Andre Rosay
- Deb Hansen
- Belle Cunningham, LPN
- Kendri
- Terriann Schnell
- Blake Halladay, Nighingale Nursing College
- Shannon Michael
- Marissa Grimley, Nightingale Nursing College
- Sally Bowers
- Jean Brown
- Peggy Hempelmann, RN
- Anjela Johnston
- Waltara Orley
- Ron Friedman
- Ashley Brighton
- Allison Weeks

Agenda Review

On a motion made by Catherine Hample, seconded by Julie Tisdale and carried with 6 ayes it was **RESOLVED** that the Alaska BON approve the agenda for the May 6-7, 2020, Board meeting.

On a motion made by Wendy Monrad, seconded by Catherine Hample and carried with 6 ayes it was **RESOLVED** that the Alaska BON approve the minutes from the April 13, 2020 COVID-19 emergency meeting.

Ethics Disclosures:

Danette Schloeder disclosed two trips and submitted an ethics form for the Juneau NLC Town hall meeting and the NCSBN Mid-year meeting.

Agenda Item 2: Public Testimony

Topics: Public Testimony from

Beth Farnstrom representing the AaNA spoke on the continuing education requirements and asked the board to think about what is essential for nursing licensure. Beth requested the board to consider decreasing the requirements for both the professional activities. Beth noted that the Alaska Nurses Association would be supportive of a permanent regulation change of professional hours from 60 to 30. She noted the board of nursing should determine the minimum number of hours requirements which is different than the specialty knowledge that many nurses may have to obtain for certification.

Ended public Testimony 9:41 a.m.

Agenda Item 3: APU Nursing Program Review

Dr. Jesse Downes reported to the board members with an update on accreditation and a scheduled virtual site visit. Dr. Downes explained they would have one student graduating with their RN to BSN this fall. Students will be starting in fall 2021. Dr. Downes has been collaborating with stakeholders from ANMC. She explained that there is a simulation lab being created for student use. APU has also partnered with ATI to ensure that students have the best resources available to them.

Dr. Murray EA and Catherine Hample Education Chair for the board will be conducting a virtual visit in June 2020.

Agenda Item 6: Mid-Year Report from NCSBN- Moved up

EA Marianne Murray- Discussed the mid-year meeting theme of risk mitigation in regulation, in nursing practice and in nursing education. Also discussed methods and tools to use to decrease risk in facilities.

Report on model acts and rules related to the APRN compact and movement in that direction.

Chair Schloeder discussed the North Carolina boards Complain Evaluation Tool and the relevance and importance of education for nurses regarding what should be reported to investigations. Chair Schloeder also discussed the notion of a Just Culture in nursing education and encouraged nurse educators to seek out resources and teaching tools to encourage students to understand just culture in nursing.

Agenda Item 4: UAA Report

Dr. Michel provided a comprehensive report on the status of UAA explaining that the School of Nursing (SON) had designed a three-tiered orientation plan for faculty that included University, College and School level orientation. Dr. Michel noted Professor Ammie Tremblay oversaw adjunct orientation and at present there were over 112 adjuncts working for the SON in some capacity. Dr. Michel noted that the college of health was hiring a new director of nursing and that there were positions open for 20 new faculty. Board Chair Schloeder questioned Dr. Michel about the smaller communities such as Juneau and Sitka who will be without faculty. Dr. Michel assured the board that these smaller sites will be the priority for faculty hiring. Chair Schloeder wished Dr. Michel the best in the school's efforts to find new faculty and a new Director. A full annual report from UAA will be due in October 2020.

Agenda Item 5: Nightingale Nursing College

Jonathan Tanner, Marissa Grimley and Julie Kolde spoke on the Nightingale Nursing College and their plans for expansion into Alaska. Nightingale Nursing College has over 1000 students in over four states and they are approved by the Utah Board of Nursing. They are phasing out their AAS nursing program and they have a traditional BSN as well as a bridge and MSN in education. Nightingale College is accredited by ACEN and CCNE. According to their design. Students are admitted to the program in Utah. The didactic portion of the program is completely online, and the clinical components are completed at a local Alaskan facility with local Alaskan faculty. Nightingale college has partnered with many local hospitals and long-term care facilities. According to regulations because the program is not "based" in Alaska the program is not required to report to the board. VP Tanner did state that he is very happy to work with the board and report anything that is requested. He did note that he is also happy to provide reference to what other BON's have requested/ required as well.

Break: 10:30

Return: 10:45

Agenda Item 8: CE/Volunteer hour requirement

The Board recognized that COVID-19 restrictions have created the inability for some licensees to complete the entire amount of continuing education requirements for renewal of their professional licenses LPN by September 30, 2020 and RN by November 30, 2020. The Board also recognized that COVID-19 restrictions have created the inability for some licensees to complete the professional activities requirements for renewal of their professional licenses -LPN by September 30, 2020 and RN by November 30, 2020. The regulations for renewal requirement add another burden during this trying

time. In accordance with SB241 Sec. 6(b)(2), providing boards the authority to waive continuing education requirements for licensees.

On a motion by Danette Schloeder and second by, Lena Lafferty and carried with 6 ayes, it was RESOLVED that:

The Alaska State Board of Nursing per authority of SB241 Sec. 6 (b)(2) decreases the 2020 license renewal requirement to provide 30 hours of continuing education to 15 hours of continuing education for both licensed practical nurses and registered nurses. The Board waives the professional activity hours under audit requirements of 12 AAC 44.610.- 12 AAC 44.620. for the September 30, 2020 and November 30, 2020, license renewal.

The Board recognized that COVID-19 restrictions have created the inability for some licensees to complete a nurse refresher course as an alternative method for continued competency or as a method for licensure reinstatement because of the regulation requiring a minimum required 60 clinical hours of direct patient care. South Dakota State University (SDSU) has researched and implemented providing online simulation for the required clinical experience for refresher course participants. A new curriculum is developed and is available May 4, 2020. This is a temporary offering until direct patient care opportunities are readily available again.

On a motion by Danette Schloeder and second by, Lena Lafferty and carried with 6 ayes, it was RESOLVED that:

The Alaska BON ACCEPT the South Dakota State University substitution of online clinical simulations for the direct patient care clinical hour requirements due to lack of opportunity to travel, restrictions on in-person gatherings, restrictions related to social distancing, and all other COVID-19 related restrictions. The Alaska State Board of Nursing per authority of SB241 Sec. 6 (b)(2). The Board accepts the modifications to the curriculum presented by SDSU and this refresher course meets the requirements of 12 AAC 44.317 Reinstatement of a Lapsed or Retired License Status and 12 AAC 44.640 Alternative Methods for the Continuing Competency Requirements.

Year-end report/Licensing report/CNA report

- Due to COVID 19 Marianne Murray and Joan Green discussed with the Board a new change and delay to testing that was implemented by Pearson Vue testing for CNA. There are no exams currently offered, until June 16, 2020. The programs have expressed concern that they are trying to get their students completed and the frustrations to get the students testing timely.
- Board reviewed Nursing and Nurse Aide licensing report. There were no questions related to this report.
- Joan Green, Nurse Consultant discussed the pass rates for the CNA programs, only one program is under the 80% requirement. The full year, end pass rate will be presented at the August board meeting. There were two programs presented for approval. There was a follow up with the board to grant removal of provisional status for Prestige Care

and Rehab of Anchorage CNA program. And grant Mat Su CNA Training program provisional approval.

Prestige Care and Rehab of Anchorage Nurse Aide Program be an approved nurse aide training program under Authority 12 AAC 44.830

On a motion by Catherine Hample and second Wendy Monrad and carried with 6 ayes, it was passed

RESOLVED that the Alaska Board of Nursing approve Prestige Care and Rehab of Anchorage Nurse Aide Program be removed from provisional status and be approved as a State of Alaska Nurse Aide Training Program

MatSu CNA Training Program be given Provisional status under Authority 12 AAC 44.830

On a motion by Catherine Hample and second by Shannon Connelly and carried with 6 ayes, it was passed

RESOLVED that the Alaska Board of Nursing approve MatSu CNA Training Program be given provisional approval which allows them to conduct training until the board's final decision on the application for approval.

Lunch: 12:00

Return: 1:00

Agenda Item 9: Updates from last board meeting items

EA Dr. Murray updated the Board on the current state of the NCLEX exam and the current delays in testing related to being able to schedule only a small number of students at only one time. Reviewed the current NCLEX psychometric results as the exam length and number of questions has changed. Further update on the CNA exam delay as Pearson Vue will not be opening for exams until after June 16th.

Discussion regarding upcoming need to have the nursing annual report completed in early June 2020.

On a motion by Lena Lafferty and second by Julie Tisdale and carried with 6 ayes, it was passed

RESOLVED that the emergency amendment of 12 AAC 44.815 (a) is now made permanent. (a) An initial nurse aide certification is valid for the remainder of the current biennial certification period. A nurse aide certification must be renewed biennially on or before a date set by the department. A renewal reminder will be mailed to each currently certified nurse aide at least 60 days before the renewal date. A certification that is not renewed lapses.

Agenda Item 10: PDMP

Lisa Sherrill discussed their report provided to the board. Board member and APRN Wendy commented on the lack of compliance r/t APRN's 62% and gave suggestions on how to potentially move forward. She felt it would be valuable for us to know the true state of APRNs with DEA licenses and controlled substance prescriptive authority that are not registered with PDMP now and not just when they fall out because of an investigation. Suggested the PDMP data is imprecise as it doesn't account for the exceptions related to non-prescribers or those who have legend drug prescribing only and do not have a DEA number do not meet statute. One concern is with the percentage of APRN's have prescribed opioids and benzodiazepines together. Suggested BON partner with the PDMP to find the actual data to better address the opioid crisis. Board member Wendy Monrad suggested that we evaluate the mme maximum opioid dose prescribing limits for APRN's at the August board meeting. CDC has prescribing guidelines to evaluate.

Agenda Item 11: Prescribing opiates without a face to face visit first

Katie Chapman, Tessa Walkerman, and Heather Carpenter from Department of Behavioral Health and DHSS here to discuss medicated assisted treatment of substance use and abuse and request from board consideration of Buprenorphine via telehealth for patients during disaster. The board received a white paper from this team regarding the difficulty of these patients in receiving treatments.

Break: 2:00

Return: 2:15

Agenda Item 13: Nursing Emergency Telehealth Regulations

On a motion by Wendy Monrad and second by Lena Lafferty and carried with 6 ayes, the motion and adoption of the following emergency regulation was passed.

RESOLVED that the Alaska Board of Nursing EMERGENCY REGULATION

12 AAC 44.770(36) is amended to read: 12 AAC 44.770. Unprofessional conduct. Nursing conduct that could adversely affect the health and welfare of the public constitutes unprofessional conduct under AS 08.68.270(7) and includes the following:

(36) prescribing, dispensing, or furnishing a prescription medication to a person without first conducting a physical examination of that person, unless the licensee has a patient-APRN relationship with the person; this paragraph does not apply to prescriptions written or medications issued

(A) for expedited partner therapy for sexually transmitted diseases; [, OR]

(B) in response to an infectious disease investigation, public health emergency, infectious disease outbreak, or act of bioterrorism; or

(C) by an APRN practicing telehealth under 12 AAC 44.925;

12 AAC 44 is amended by adding a new section to read:

12 AAC 44.925. Standards of practice for telehealth. (a) The guiding principles for telehealth practice in the American Telemedicine Association (ATA), Core Operational Guidelines for Telehealth Services Involving Provider-Patient Interaction, dated May 2014, and the American Psychiatric Association (APS) and the American Telemedicine Association (ATA), Best Practices in Videoconferencing-Based Telemental Health, dated April 2018, are adopted by reference as the standards of practice when providing treatment, rendering a diagnosis, prescribing, dispensing, or administering a prescription or controlled substance without first conducting an in-person physical examination under this section.

(b) An advanced practice registered nurse (APRN) may practice telehealth, including prescribing, dispensing, or administering a prescription drug that is not a controlled substance if

(1) the APRN is licensed by the board;

(2) the APRN, or another licensed health care provider in the group practice is available to provide follow-up care; and

(3) the APRN requests that the person consent to sending a copy of all records of the encounter to the person's primary care provider if the prescribing APRN is not the person's primary care provider and, if the person consents, the APRN sends the records to the person's primary care provider.

(c) An APRN may prescribe, dispense, or administer a prescription drug that is a controlled substance if the requirements under (b) of this section and AS 08.68.705 are met and the APRN prescribes, dispenses, or administers the controlled substance when an appropriate health care provider is present with the patient to assist the APRN with examination, diagnosis, and treatment.

(d) Notwithstanding (c) of this section, during a public health disaster emergency declared by the governor of this state under AS 26.23.020, an appropriate health care provider need not be present with the patient to assist an APRN with examination, diagnosis, and treatment if the APRN is prescribing, dispensing, or administering buprenorphine to initiate treatment for opioid use disorder and the APRN

(1) is a Drug Addiction Treatment Act (DATA) waived practitioner;

(2) documents all attempts to conduct a physical examination under this section and the reason why the examination cannot be performed; and

(3) requires urine and oral toxicology screenings as part of the patient's medication adherence plan.

(e) Notwithstanding (b) and (c) of this section, an APRN may not prescribe, dispense, or administer a prescription drug in response to an Internet questionnaire or electronic mail message to a person with whom the APRN does not have a prior APRN-patient relationship.

(f) For a telehealth encounter, an APRN must complete and document:

(1) the patient's informed consent to use telehealth technologies;

(2) a clinical history and review of systems establishing diagnoses and identifying conditions and contra-indications to recommended treatment; and

(3) a treatment plan that lists all recommendations and prescriptions issued via electronic means. The treatment plan must meet the same standards as in-person settings.

(g) An APRN practicing telehealth must ensure compliance with HIPAA and medical record retention rules, and transmissions, including patient e-mail, prescriptions, and laboratory results must be secure within existing technology to include password-protected, encrypted electronic prescriptions, or other reliable authentication techniques.

(h) In this section,

(1) "controlled substance" has the meaning given in AS 11.71.900;

(2) "prescription drug" has the meaning given in AS 08.80.480;

(3) "primary care provider" has the meaning given in AS 21.07.250;

(4) "health care provider" has the meaning given in AS 18.15.395;

(5) an "APRN-patient relationship" is established when there is an in-person health examination or examination by telehealth technology of the patient by the APRN or another APRN, physician, or a physician assistant in the same group practice and the patient record is available to the treating APRN.

12 AAC 44.990 is amended by adding a new paragraph to read:

12 AAC 44.990. Definitions. As used in this chapter, unless the context otherwise requires,

(33) "telehealth" has the meaning given in AS 47.05.270(e).

FINDING OF EMERGENCY

The Board of Nursing finds that an emergency exists under AS 44.62.250 and that an emergency regulation change is necessary to 12 AAC 44.770, 12 AAC 44.925, and 12 AAC 44.990, dealing with standards of practice for telehealth, for the immediate preservation of the public peace, health, safety, or general welfare. The facts constituting the emergency include the following:

The lack of telehealth regulations could negatively impact the health of the public by decreasing access to healthcare during the public health emergency caused by the Covid19 pandemic.

Recessed at 2:50 p.m. until May 7, 2020 at 9 a.m.

Thursday, May 7, 2020

CALL TO ORDER

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

Agenda Item 1

Roll Call

Those present, constituting a quorum were:

- Chair RN Member: Danette Schloeder, RN Anchorage
- Public Member: Shannon Connelly, Palmer
- APRN Member: Wendy Monrad, APRN, RN, Anchorage
- Educator, Catherine Hample, RN, MSN
- Public Member: Julie Tisdale, Anchorage
- RN Member: Lena Lafferty RN member Anchorage
- Secretary LPN Member: Emily Schubert Anchorage

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

- Marianne Murray, Executive Administrator
- Lisa Maroney, Licensing Supervisor
- Danielle Curry, Licensing Examiner
- Joan Green, Nurse Consultant
- Sonia Lipker, Senior Investigator
- Christina Bond, Investigator III
- Joel Dolphin, Investigator IIII
- Karina Medina, Investigator
- Jennifer Summers, Investigator III
- Marilyn Zimmerman, Paralegal

Presenters

- Marianne Schlegelmilch, RN

Members of the public in attendance via Zoom

- Beth Farnstrom, AaNA
- Lynn VanVacter, ASHNA
- Rachel Kuenzi, Planned Parenthood

Agenda Item Executive Session*No public allowed

On a motion made by Danette Schloeder, seconded by Catherine Hample, and carried with 6 yes it was,

move 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 members are to remain during session

Let the record reflect that the Board of Nursing moved into executive session at 9 a.m.

The door is locked, only board members, board staff are present and investigations team. The door is locked, only board members and investigations team are present

Let the record reflect that Lena Lafferty joined the meeting at 9:06

Off record: 9:05

Back on the record: 10:48

On a motion by Danette Schloeder and second by Emily Schubert, and carried with 7 ayes, it was

The Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, In the matter of Allison L. Reeve, Registered Nurse License No. NURR38970, Case No. 2019-000654, hereby adopts the surrender in its entirety, effective immediately.

On a motion by Danette Schloeder and seconded by Catherine Hample and carried with 7 ayes, it was passed

RESOLVED that the Board of Nursing for the State of Alaska having examined the Consent Agreement, Decision and Order under Case No. 2019-000671, In the matter of DAVID D. WILLIAMS, Registered Nurse License No. NURR38232, adopts this Consent Agreement, Decision and Order in this matter.

This Consent Agreement, Decision and Order take effect immediately upon signature of this Order in accordance with the approval of the BOARD OF NURSING.

On a motion by Danette Schloeder and seconded by Emily Schubert, and carried with 7 ayes, it was

RESOLVED that The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case Number 2019-001252, In the matter of SARA J. DUNLAP, registered nurse license No. NURR21049, adopts this Consent Agreement, Decision and Order in this matter.

The 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 by Danette Schloeder and seconded by Catherine Hample, and carried with 7 ayes, it was

RESOLVED that The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case Number 2019-001203, In the matter of HOPE AUSTIN, registered nurse license No. NURR37207, adopts this Consent Agreement, Decision and Order in this matter.

The 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 made by Danette Schloeder and second by Emily Schubert, and carried with 7 ayes, it was

RESOLVED that The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case Number 2019-001017, In the matter of CONNIE WOOD, registered nurse license No. NURR19524, adopts this Consent Agreement, Decision and Order in this matter.

The Consent Agreement, Decision and Order takes effect immediately upon signature of this Order in accordance with the approval of the BOARD OF NURSING.

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On a motion duly made by Danette Schloeder, seconded by Emily Schubert and carried with 7 ayes, it was

RESOLVED that The Alaska Board of Nursing, having examined the Voluntary Surrender of Registered Nurse License, In the matter of Marisa Mylinda Nunziato, Registered Nurse License No. NURR28106, Case No. 2019-001165, hereby adopts the surrender in its entirety, effective immediately.

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 Danette Schloeder, seconded by Catherine Hample and carried with 7 ayes, it was

Resolved that The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case No. 2019-001100, In the matter of BARRY B. ALLEN, Registered Nurse License No. NURR36808, adopts this Consent Agreement, Decision and Order in this matter.

This Consent Agreement, Decision 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 Danette Schloeder, seconded by Emily Schubert, and carried with 7 ayes it was

RESOLVED that The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case Number 2019-001209, In the matter of KIMBERLY ANN HASELDEN, registered nurse license No. NURR32008, adopts this Consent Agreement, Decision and Order in this matter.

The 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 Danette Schloeder seconded by Shannon Connelly and carried with 6 ayes and 1 recuse it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Surrender of Certificate, Case No. 2019-000143, Sandra A. Berlin, certificate number 115367, hereby adopts the Surrender of Certificate in this matter. This Surrender of Certificate takes effect immediately upon signature of this Order in accordance with the approval of the Board.

On a motion duly made by Danette Schloeder, seconded by Emily Schubert, and carried with 7 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. 2019-000929, Laurie Ann Pantanella, license number 142556, 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.

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

On a motion duly made by Danette Schloeder, and seconded by Shannon Connelly, and carried with 7 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Surrender of License, Case No. 2019-000598, Jordan S. Slayton, license number 136570, hereby adopts the Surrender of License in this matter. This Surrender of License takes effect immediately upon signature of this Order in accordance with the approval of the Board.

On a motion duly made by Danette Schloeder, seconded by Shannon Connelly, and carried with 6 ayes, 1 recuse 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. 2018-000888, Lillian Kreifel, license number 105499, 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 Danette Schloeder, seconded by Wendy Monrad and carried with 7 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. 2019-000748, John Williams, license number NURR21957 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 Danette Schloeder, seconded by Lena Lafferty and carried with 6 ayes, and 1 recuse 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. 2019-000733, Merri Belle Dias, license number NURP2694, 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.

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

On a motion duly made by Danette Schloeder, seconded by Lena Lafferty, and carried with 7 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. 2019-001191, Brittany Westgate John, license number 107884, 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.

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

On a motion duly made by Danette Schloeder, seconded by Catherine Hample, and carried with 7 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Surrender of License, Case No. 2020-000127, Anne McCarron, license number NURR15294, hereby adopts the Surrender of License in this matter. This Surrender of License takes effect immediately upon signature of this Order in accordance with the approval of the Board.

Board member, Wendy Monrad asked how we are complying with regulation 12 AAC 44.445 (i) An applicant who holds a valid Federal Drug Enforcement Administration registration number, shall provide verification that the applicant has (2) registered with the prescription drug monitoring program (PDMP) controlled substance prescription database.

Lisa Maroney, Licensing Supervisor responded that the BON has updated the APRN applications to now include on questions that the applicant must attest to the fact that are applying for a PDMP registration if they hold DEA registration. Board staff will continue to discuss ways to ensure that compliance with PDMP is met.

All original orders were signed by the Chair.

Recess for lunch at: 11:23

Return from lunch at: 1:00

On a motion duly made by Danette Schloeder, seconded by Shannon Connelly, and carried with 6 ayes, it was

Resolved that The Board of Nursing for the State of Alaska has considered the request from Melia Lindeke, License number NURR34355, to modify probation requirements of her Consent Agreement, adopted on May 4, 2017. The Board hereby modifies the following terms of that Agreement:

Ms. Lindeke made a request to the Board for release from the requirement of Paragraph V: Limitation of Access to Controlled Drugs. The Board has considered Ms. Lindeke's request and has granted her early release from this restriction.

The Board of Nursing for the State of Alaska, having examined this Order, regarding Case No. 2017-000545, pertaining to Melia Lindeke, License number NURR34355, agrees to modify the existing Agreement, effective immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Danette Schloeder, seconded by Lena Lafferty, and carried with 6 ayes, it was Resolved that the Board of Nursing for the state of Alaska

At its meeting on May 7, 2020, the Board of Nursing for the State of Alaska considered a request from Jeffrey Wright for release from the 5-year probation required under his October 22, 2015 Consent Agreement. Mr. Wright is a Registered Nurse in the State of Alaska and holds license NURR25119, first issued on July 15, 2005 and will lapse unless renewed on November 30, 2020

The Board of Nursing for the State of Alaska acknowledges Mr. Wright's compliance with the monitoring requirements and agrees to grant the request for early release of his Consent Agreement.

Agenda Item 16: Division Report

Director Sara Chambers discussed in detail with the board the revenue and expenditure report provided. Director Chambers spoke briefly about the fee increase that was stayed due to the COVID-19 outbreak. The board will be provided with a new fee analysis next FY 2021 to assess what a new fee increase will look like. The Board of Nursing's annual report was mentioned and is due in June.

Danielle Curry, Licensing Examiner, provide the board with an update on the emergency courtesy, regular courtesy and expediated requests. The biggest hold up with emergency courtesy, not releasing Nursys or the 2 forms of ID / Notary page.

Emergency Courtesy License 150 received applications, 136 incomplete, 15 complete upon initial review, total of issued 38

Regular Courtesy License 4 issued

Expediated request submitted 19 with 10 currently waiting for additional items

Agenda Item 13: COVID-19 Statement from the board to send via list serve

The board along with Executive Administrator, Marianne Murray, discussed if the Board would like to send a statement regarding COVID-19 via list serve and the website. The Board would like to thank all the nursing and bring forth positive reinforcement regarding all the efforts made in the work force to help combat COVID-19. The Board agreed that this would be appropriate for Dr. Murray to send and also mention nurse's week.

Agenda Item 18: Year of the Nurse Publication/Newsletter

The Board would like to start sending out a newsletter to increase communication with nurse licensees. Marianne Schlegelmilch-reached out to the board regarding multiple publications that she has written highlighting Alaska nurses and the possibility of sharing those stories in a BON newsletter. Executive Administrator, Marianne Murray provided the board members a copy of one of the short stories to review. It was determined that Marianne Murray and Lena Lafferty would continue to network with Ms. Schlegelmilch for subsequent publications.

Break 2:10

Return: 2:25

Agenda Item 19: Report regarding substance use evaluations

Investigator, Jenni Summer discussed that during an investigation, it was discovered that the person that was to perform a substance abuse assessment on a nurse did not have proper credentials and

was not licensed as a counselor or certified as a substance abuse counselor. There is concern that the individuals doing the assessment are not licensed/credentialed. Jenni Summers and Emily Schubert will continue to look at whether the Board would like to have licensed professionals vs. unlicensed/certified professionals conducting the assessments for substance abuse evaluations.

The Board tabled for further discussion and research to present at the August meeting.

Emily Schubert requested a discuss at the August 2020 meeting, perhaps that the board could create committees to help assist the board in reducing the length of the quarterly board meetings.

On a motion by Catherine Hample and second by Shannon Connelly and carried with 7 ayes,

the Board of Nursing adjourned at 2:56 pm until August 19-21, 2020 at 9:00 a.m.

Respectfully submitted,

Marianne Murray DNP, MSN, RN, CHSE
Executive Administrator, Alaska Board of Nursing

Approved:

Date: 6-12-20

David M. Schroeder, MSN, RNC-OB, C-EFM
Chair, Alaska Board of Nursing