

**LOUISIANA STATE BOARD OF NURSING
17373 PERKINS ROAD
BATON ROUGE, LOUISIANA 70810**

MINUTES OF THE OCTOBER 9, 2013 BOARD MEETING

Call to Order: The regular meeting of the Louisiana State Board of Nursing was called to order at 9:00 a.m. by C. MacMillan, Vice President, on Wednesday, October 9, 2013, at the Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, Louisiana 70810.

Roll Call: The following Board members were in attendance:
Carlene MacMillan, MN, RN, Vice President
Patricia Prechter, Ed.D, MSN, RN, Alternate Officer
Laura Bonanno, CRNA, DNP
Patricia Johnson, MN, RN, CNA, DNP
Sue Westbrook, DNS, RN

The following Board members were not in attendance:
Demetrius Porche, DNS, APRN, Ph.D, FNP, President
Lucie Agosta, Ph.D., RNC,
Nancy Davis, MN, RN, NE-BC
Jolie Harris, MSN, RN
J Robert Bass, M.D., Ex-Officio Member
William LaCorte, M.D. Ex-Officio Member

The following staff members were in attendance:
Barbara Morvant, MN, RN, Executive Director
Patricia Dufrene, MSN, RN, Director of Education and Licensure
Cynthia York, MSN, RN, Director, Practice and Credentialing
Jennifer Alleman, MSN, APRN, APRN Compliance Officer
Cynthia T. Bienemy, PH.D, RN, Director of Nursing Workforce Center
E. Wade Shows, Board Attorney
Suzanne C. Armand, Court Reporter

Motion: by P. Prechter, seconded, to reorder the agenda.

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried.

Motion: by P. Prechter, seconded, to accept the Minutes of the August 21, 2013 Board Meeting as distributed

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried.

REPORT OF THE PRESIDENT:

A written Report of the President was made available to Board members. The President reported the following:

He has continued to meet with Ms. Morvant weekly and as needed.

Dr. Karen Lyons has accepted the position as the Board's new Executive Director and will officially start December 16, 2013

He negotiated with Ms. Morvant to remain as Executive Director until December 13, 2013.

He met with Ms. Morvant, Dr. Prechter, Ms. Brown, and CPA to review financials and prepare financial recommendations to LSBN Board for the next few years.

He met with Dr. Prechter, Ms. Morvant, and Ms. Dufrene to ensure that the Chapter 35 Revision Taskforce begin their work.

Motion: by S. Westbrook, seconded, to accept the Report of the President

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried.

REPORT OF THE VICE-PRESIDENT

FINANCIAL REPORT FOR THE PERIOD ENDING AUGUST 31, 2013 FOR FISCAL YEAR 2013/2014

The Financial Report for the period ending August 31, 2013 was submitted for Board's review

REPORT OF THE EXECUTIVE DIRECTOR

A written report of the Executive Director was distributed to Board members

Ms. Morvant announced that the 2013 Regulatory Excellence Award was awarded to the Louisiana State Board of Nursing Monitoring Department from the Council on Licensure, Enforcement and Regulation (CLEAR)

Ms. Morvant reported that she and Ms. York met with the Board of Pharmacy. An issue was raised regarding a 1987 opinion regarding registered nurses adding admixtures to TPN's in the home. They will proceed to investigate current practice and standards. The goal is to develop a joint statement between the Pharmacy Board and the Nursing Board on the issue.

Dr. MacMillan welcomed students from Holy Cross in New Orleans and Our Lady of the Lake in Baton Rouge.

RULEMAKING: PROPOSED REVISIONS TO CHAPTER 45

LSBN approved the deletion of the definition of 'specialty' from the proposed revisions to Chapter 45 at its August 21, 2013 meeting.

On 09/09/2013 B. Morvant submitted the report to the Oversight Committee. The proposed rules were scheduled for promulgation in the October 20, 2013 La Register. On October 4, 2013, Ms. Morvant was informed that the La Register considered the changes submitted to be substantive and would need to be adopted in compliance with the APA relative to 'adoption of substantive changes'. Ms. Morvant recalled the submission of the rules for promulgation and submitted the Potpourri Notice for publication in the October 20, 2013 Louisiana Register.

A public hearing will have to be held on November 25, 2013 on the substantive changes. Following the public hearing, a final report will be sent to the Oversight Committee. An approved fiscal note and final rule may be submitted on January 10, 2014 for publication in the January 20, 2014 LA Register.

Motion: by P. Prechter, seconded, to accept the status report and designate the Executive Director to establish a hearing panel to conduct the hearing on the substantive changes to proposed revisions to Chapter 45 on November 25, 2013.

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried.

EDUCATION/EXAMINATION ISSUES

AGENDA ITEM 4.1

FRONTIER NURSING UNIVERSITY REQUEST FOR REAPPROVAL FOR GRADAUTE NURSING PROGRAM TO OFFER CLINICAL EXPERIENCE IN LOUISIANA

On December 14, 2011, Frontier Nursing University was approved by the Board to offer clinical experiences in Louisiana for graduate students pursuing an MSN or PMC as an FNPFNP, WHNP, and CNM until December 14, 2013

On August 6, 2013, LSBN staff received a letter of intent and proposal requesting a 2 year extension until December 14, 2015 for the approved roles and population.

Staff review reflects proposal is complete and the School of Nursing has demonstrated compliance since initial approval.

Motion: by P. Prechter, seconded, that the Board approves the request of Frontier Nursing University to continue to offer Graduate clinical experiences in Louisiana for the following until December 14, 2015:
Master of Science in Nursing or Post Master's Certificate:
Certified Nurse Midwife
Family Nurse Practitioner
Woman's Health Nurse Practitioner

Tonya Nicholson was present and available for any questions Board members may have

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried.

AGENDA ITEM 4.2

GEORGETOWN UNIVERSITY REQUEST FOR REAPPROVAL FOR OUT OF STATE NURSING PROGRAM TO OFFER APRN CLINICAL/PRECEPTOR EXPERIENCES IN LOUISIANA

On 4/24/13, LSBN staff received proposal by Georgetown University requesting reapproval to offer Graduate Clinical experiences in Louisiana through December 14, 2015 for the following:

Family Nurse Practitioner (FNP)
Certified Nurse Midwife/Woman's Health Nurse Practitioner (CNM/WHNP)
Adult Gerontology Acute Care Nurse Practitioner / CNS (AGNP/CNS)
Nursing Education (non APRN)

Georgetown University was approved at the June 2013 Board meeting to continue offering clinical experiences in FNP. AGNP/CNS Acute Care and CNM/WHNP deferred until evidence of compliance with faculty qualification requirements.

On 8/21/2013- LSBN staff received verification of completion of requirements for CNM/WHNP. Faculty qualification received and verified Licensure and Credentials.

Motion: by P. Prechter, seconded, that the Board reapproves the request of Georgetown University to offer Graduate clinical experiences in Louisiana through December 14, 2015 for:
Certified Nurse Midwife/Woman's Health Nurse Practitioner (CNM/WHNP)

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.3

UNIVERSITY OF ALABAMA BIRMINGHAM REQUEST FOR REAPPROVAL FOR OUT OF STATE NURSING PROGRAM TO OFFER APRN CLINICAL/PRECEPTOR EXPERIENCES IN LOUISIANA

At the August 2013 Board meeting, University of Alabama Birmingham was approved by the Board to continue to offer Graduate Clinical experiences in Louisiana through December 14, 2015:

MSN and PMDNP:
Family Nurse Practitioner (FNP)
Pediatric Nurse Practitioner- Primary Care (PNP)
Psychiatric Mental Health Nurse Practitioner (PMHNP)

Approval was deferred on remaining roles and population until submission of evidence of compliance with faculty qualifications and LACE.

ON 9/17/2013- LSBN staff received verification of completion of requirements for
Acute Adult/Gerontology Nurse Practitioner
Primary Care Adult/Gerontology Nurse Practitioner
Neonatal Nurse Practitioner

Submitted documents reflect licensed and credentialed faculty in Louisiana. The School has determined that they are changing the language in course descriptions to be in congruence with LACE.

Motion: by P. Prechter, seconded that the Board reapproves the request of University of Alabama Birmingham to offer Graduate clinical experiences in Louisiana through December 14, 2015 for:
MSN and DNP:
Acute Adult/Gerontology Nurse Practitioner
Primary Care Adult/Gerontology Nurse Practitioner
Neonatal Nurse Practitioner

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.4

UNIVERSITY OF LOUISIANA AT MONROE REAPPROVAL AS CONTINUING EDUCATION PROVIDER

On August 1, 2013, LSBN staff received request and proposal from University of Louisiana Monroe to continue for two additional years as an approved provider of continuing education upon expiration of current approval December 14, 2013.

Motion: by P. Prechter, seconded, that the Board reapproves the request of University of Louisiana at Monroe as a Continuing Education provider through December 14, 2015

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.5

NORTHWESTERN STATE UNIVERSITY OF LOUISIANA INTENT TO INITIATE A POST MASTERS DNP

On September 6, 2013, LSBN staff received a letter of intent from Northwestern State University to initiate Post-Master's (APRN) DNP in Fall 2014.

The letter of intent reflects that only APRNs will be allowed to enroll in the courses. The study will not lead to licensure or certification. The School of Nursing is planning a 2016 initiation of BSN-DNP. This will be brought to the Board for full approval.

Motion: by P. Prechter, seconded, that the Board acknowledges the letter of intent from Northwestern State University to initiate a Post-Master's (APRN) DNP in Fall 2014.

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.6

NICHOLLS STATE UNIVERSITY SACS REPORT

At the August 2013 Board meeting, it was reported that Nicholls State University was placed on warning from SACS for failure to comply with Core requirement 2.8 (Faculty) and Comprehensive Standard 3.3.1.1 (Institutional effectiveness). The Board requested Nicholls submit a report.

On August 26, 2013, LSBN received the report from Nicholls State University Administration including SACS report.

Motion: by P. Prechter, seconded, That the Board accepts the SACS report submitted by Nicholls State University.

Dr. Westbrook was recused from voting

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes

Motion Carried

AGENDA ITEM 4.7

LOUISIANA NURSING EDUCATION ARTICULATION MODEL REVISIONS

On September 17, 2013, the Louisiana Nursing Education Articulation Model proposed revision was presented to the Nursing Supply and Demand Council.

Suggestions for revisions were included in the document for Board review. It was determined that the original document was accepted by the Louisiana State Board of Nursing and the Louisiana Board of Regents. It was suggested that the document should be accepted by LSBN, Board of Regents and LSBPNE.

Motion: by P. Prechter, seconded, that the Board reconvene the Louisiana Nursing Education Articulation Taskforce to review and act on suggestions of revisions submitted by the Nursing Supply and Demand Council

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.8

GRACELAND UNIVERSITY REQUEST FOR REAPPROVAL FOR OUT OF STATE NURSING PROGRAM TO OFFER APRN CLINICAL/PRECEPTOR EXPERIENCES IN LOUISIANA

Graceland University was approved at the December 2011 Board meeting to offer clinical experiences for FNP students in LA.

On 6/10/13, LSBN staff received proposal by Graceland University requesting reapproval to continue to offer Graduate Clinical experiences in Louisiana through December 14, 2015 for Family Nurse Practitioner (FNP) students. There are currently three students awaiting approval to proceed.

Initial review by staff identified that the submitted faculty was not licensed or credentialed in Louisiana. The School of Nursing was notified and given the option to hold proposal until evidence submitted or proceed to Board with recommendation of staff to defer until evidence received of meeting standards and requirements regarding faculty. School Administrators elected to hold proposal.

On 8/26/13, LSBN staff received evidence of meeting faculty qualification requirements.

Motion: by P. Prechter, seconded, that the Board reapproves the request of Graceland University to continue to offer Graduate clinical experiences in Louisiana through December 14, 2015 for:
Family Nurse Practitioner (MSN)

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.9
EDUCATION ANNOUNCEMENTS

1. Dillard University Correspondence with Accreditation Commission for Education in Nursing (ACEN) Administrative Vacancy
On September 16, 2013 LSBN staff received copy of correspondence from Dillard University to ACEN in response to concerns of requirement of Permanent Dean

2. La Delta ACEN Report on Substantive Change Visit
On September 10, 2013, LSBN staff received copy of correspondence from ACEN to La Delta Community College affirming continued accreditation status. A site visit was performed as a result of increased enrollment >25%.

3. NUSLA Administrative Change
On September 13, 2013, LSBN Staff received notification of appointment of Dana Clawson as Interim Dean of Nursing and Allied Health

COMPLIANCE ISSUES
REPORT OF RNP/ MONITORING DIRECTOR

There are currently 347 participants in the Recovering Nurse Program and 229 participants in the Monitoring Program.

a. Drug Testing Company: Exploring option of less expensive drug testing company. In visiting ten of the Recovering Nurse Program Facilitated groups, the biggest complaint of the nurses is the cost of the drug tests. The company currently being used is the most expensive of the prices gathered so far.

b. Treatment Facilities: Staff is in the process of removing Red River/Pathways from recognized treatment facilities list. They no longer meet the Board's criteria of having a special program for healthcare professionals. Staff no longer receive the discharge summaries in a timely manner (requirement is within 14 days after discharge); and their relapse rate over the last 4 years is increasing. Currently this year, their relapse rate is at 29% which means almost 1 of every 3 nurses treated there is relapsing. After visiting four treatment facilities, two are currently recognized by the Board and 2 are completing paperwork to see if they can be recognized.

c. Alternatives to Intensive Outpatient Treatment: Treatment/Evaluation Centers are frequently recommending that nurses and students complete some form of Intensive Outpatient treatment

(IOP). Sometimes nurses are recommended for 6 to 8 weeks of inpatient treatment followed by 6 to 8 weeks of outpatient treatment at a facility close to home. In only a few areas do we have an IOP that has a special tract for healthcare professionals. In the past the nurses were allowed to go to the local Alcohol and Drug Treatment Centers (ADAC). The ADAC's, hit with budget cuts, have increasingly become shorter, have more court ordered patients and people who are not necessarily interested in recovery but in fulfilling a court requirement. There have even been reports of people selling drugs in and around the centers. This is not a good place for our nurses to be. Also, some nurses and students who have been evaluated and diagnosed as alcohol/drug abuse as opposed to dependency may be recommended to complete an outpatient program for educational purposes and the ADACs will no longer allow people who are not diagnosed as chemically dependent. In looking for a healthy alternative to these IOP's, an online program was found which is affordable and also allows for an "accountability partner." Which means as the nurse/student advances through the program, reports are sent to the case manager here at the Board. Staff will begin a pilot of this program.

Discussion ensued

Motion: by P. Prechter, seconded, to approve the Report of the Monitoring Director

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 6.1

GUIDELINES FOR THE DIDACTIC TRAINING AND ESTABLISHMENT OF COMPETENCY OF DIRECT SERVICES WORKERS (DSW) PERFORMING MEDICATION ADMINISTRATION AND NON-COMPLEX TASKS IN HOME AND COMMUNITY BASED SETTINGS

Ms. York reported that Board staff has been working with Department of Health and Hospitals Health Standards section to develop guidelines pertaining to delegation of certain interventions to direct services workers

At the last board meeting pages 1 to 11 of the guidelines were presented and the Board approved those with a couple of recommended changes. Those changes have been made and noted on the agenda cover sheet.

A complete set of guidelines is being presented with pages 12 to 16 being information added since the last Board meeting.

Terry Cooper with DHH was present and available to answer any questions from Board members.

DHH and LSBN will be partnering and meeting every quarter to address concerns related to these guidelines and any other issues that may affect both agencies.

It was reported by Terry Cooper that December 20th is the effective date, twelve months after the publication of the final rule.

Ms. York stated she will report back to the Board in February with updates.

Ms. Cooper stated that Health Standards is actually the regulatory branch of the department. They go out and inspect providers to assure compliance with regulations.

Discussion ensued

Motion: by S. Westbrook, seconded, to approve Guidelines for the Didactic Training and Establishment of Competency of DSWs Performing Medication Administration and Non-complex Tasks in Home and Community Based Settings.

And to make a recommendation that the Executive Director of the Louisiana State Board of Nursing be authorized to execute the signature page of the guidelines on behalf of the board.

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

Ms. Cooper thanked Ms. Morvant, C. York, and J. Alleman for all their help and guidance and support in the development of this project.

AGENDA ITEM 7
CENTER FOR NURSING

Dr. Bienemy stated there was no new information to report.

AGENDA ITEM 8
NATIONAL COUNCIL STATE BOARDS OF NURSING

AGENDA ITEM 8.1

NCSBN NCLEX Examinations will be going paperless in their process

AGENDA ITEM 8.2

NCSBN launches interactive Timeline. This has been an ongoing project to put history into a user friendly approach.

AGENDA ITEM 8.3

2012 CORE Report, Chapter 3 and 4. LSBN has participated since 2005 in the CORE Report.

Dr. MacMillan reported that the CORE process looks at different functions within the Board. It is a very extensive report. Louisiana consistently scores high.

ADMINISTRATIVE ISSUES:

AGENDA ITEM 2.1

2014 Board Meeting Dates

A schedule of the Board Meeting Dates were presented to Board members

Motion: by S. Westbrook, seconded, to approve the 2014 Board Meeting Dates

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 2.2

FY 2013 FINANCIAL AND COMPLIANCE AUDIT PINELL & MARTINEZ, LLP

Ms. Brown reported that the CPA firm of Pinell & Martinez completed the LSBN FY 2013 financial and compliance audit and issued an unmodified opinion, also referred to as a "clean opinion." An unmodified opinion is when the auditor concludes that the financial statements are presented fairly, in all material respects, in accordance with Generally Accepted Accounting Principles.

All findings reported in the FY 2012 financial and compliance audit were resolved during FY 2013 and no findings were reported in the FY 2013 financial and compliance audit.

Motion: by S. Westbrook, seconded, for Acceptance and Approval of the FY 2013 Financial and compliance audit report

Dr. MacMillan complemented Ms. Brown and staff on their work and report submitted

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

Motion: by P. Johnson, seconded, to go into Executive Session pursuant to La. R.S. 37:17 (1) for the purposes of hearing a credentialing matter and litigation reports listed on the Agenda.

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

(Executive Session)

AGENDA ITEM 3.1

APPLICATION FOR INITIAL PRESCRIPTIVE AUTHORITY-SHOW CAUSE WHY BOARD STAFF DECISION SHOULD NOT BE AFFIRMED

Valencia Carter Vaughn

Show Cause order filed

The hearing began at 10:20 a.m.

J. Alleman was sworn in and testified as to the background of the matter.

V. Vaughn was sworn in and testified on her own behalf

Seven (7) exhibits were entered into evidence labeled Board 1 through 7

Five Exhibits were entered into evidence by Ms. Vaughn

J. Alleman was recalled as a witness in rebuttal

Reconvene The board reconvened in open session 11:06am

Motion: by L. Bonanno, seconded, to accept the Findings of Fact and Conclusions of Law and Board Order as presented by the Prosecuting Attorney with the following changes:

Change Conclusion of Law Number 5 to read:

That the evidence presented constitutes sufficient cause to affirm the denial of applicant's application for initial prescriptive authority: Specifically the applicant does not meet requirements of LAC 46:XLVII.4513 (D) (1) (d) i, LAC 46:XLVII.4513 (D) (1) (d) ii, and LAC 46:XLVII.4513 (D) (1) (d) iii

Voice Vote: C. MacMillan-yes; L. Bonanno-yes; J. Harris-yes; P. Johnson-yes; P. Prechter-yes

Motion Carried

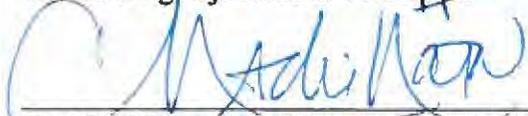
(Executive Session reconvened for the purpose of hearing litigation report)

Motion: by S. Westbrook, seconded, to adjourn the meeting

Voice Vote: L. Bonanno-yes; P. Johnson-yes; C. MacMillan-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

The meeting adjourned at 11:08 ^{AM} p.m.



**CARLENE MACMILLAN, VICE PRESIDENT
LOUISIANA STATE BOARD OF NURSING**