The Examiner

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Board Notices

Changes to Rule §3705: Administration of Anesthetic Agents

Please be advised that the revised version of §3705- Administration of Anesthetic Agents has been added to Chapter 37. Please find the revised version attached and ready to add to the LSBN website. The final rule has also been published in the State Register's Publication. To view and/or print their internet version, go to: http://www.doa.louisiana.gov/osr/reg/regs2011.htm

§3705.Administration of Anesthetic Agents

- A. Registered nurses, who are not certified registered nurse anesthetists, may administer anesthetic agents to intubated patients in critical care settings, and may titrate and continue infusion of local anesthetic agents through the use of epidural catheters for pain management, excluding obstetric patients, provided that the following conditions are met.
- I. There is an institutional policy and plan for registered nurses (non-CRNAs) to administer anesthetic agents to intubated patients in critical care settings, and to titrate and continue infusion of local anesthetic agents through the use of epidural catheters and perineural catheters for pain management for patients other than obstetric patients that includes:
 - a. a clear statement of the purpose and goal of the treatment;
- b. written protocols, with documentation of acceptance of the protocols by the medical staff of the agency;
 - c. policies and procedures to include but not be limited to the following:
 - preparation of solution;
 - ii. initiation of infusion;
 - iii. responding to emergency situations;
- iv. maximum dose per hour of an anesthetic agent which can be administered by a registered nurse, who is not a certified registered nurse anesthetist, as approved by the medical staff; and
 - v. criteria for documentation of the procedure.
- 2. No anesthetic agent may be administered by a registered nurse, who is not a certified registered nurse anesthetist pursuant to this part unless there is a medical order by an authorized prescriber. Any orders to change the rate of infusion must be a medical order or in lieu of a specific order to change the rate of infusion, there are clearly stated criteria, by the authorizing prescriber, for adjusting the rate of infusion. However, in an emergency situation, the registered nurse may decrease the rate of infusion before calling the authorized prescriber.

For the scoop on what's going on at the Louisiana State Board of Nursing, visit http://www.lsbn.state.la.us

Board Notices

Changes to Rule §3705: Administration of Anesthetic Agents

- B. Further, registered nurses, who are not certified registered nurse anesthetists, may titrate and continue infusion of local anesthetic agents through the use of epidural catheters and perineural catheters for pain management, excluding obstetric patients, provided that the following conditions are met.
- I. There is documentation that the registered nurse has successfully completed a course of instruction, which includes but is not limited to didactic instruction and supervised clinical practice on the following:
 - a. anatomy and physiology of the spinal cord and column and neurological system;
 - b. purpose of the epidural and perineural catheter for pain management;
 - c. catheter placement and signs and symptoms of misplacement;
 - d. effects of medication administered epidurally and perineurally;
 - e. untoward reaction to medication and management;
 - f. complications; and
 - g. nursing care responsibilities:
 - i. observation;
 - ii. procedures;
 - iii. catheter maintenance;
 - iv. proper calibration and operation of infusion pump; and
 - v. removal of the epidural or perineural catheter.
 - 2. Competencies shall be measured initially during orientation and on an annual basis.
- C. The administration of anesthetic agents to intubated patients in critical care settings, and the titration and continuance of infusion of local anesthetic agents through the use of epidural and perineural catheters for pain management for patients may not be delegated or assigned by a registered nurse to anyone other than a registered nurse who meets the criteria set forth in this standard.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:935.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Nursing, LR 32:246 (February 2006), amended 37:898 (March 2011).



Board Notices

Louisiana is selected as a Regional Action Coalition State for the Implementation of the Institute of Medicine Report on the Future of Nursing: Leading Change, Advancing Health

In October 2010, the Robert Wood Johnson Foundation (RWJF) Initiative on the Future of Nursing at the Institute of Medicine (IOM) issued "The Future of Nursing: Leading Change, Advancing Health," a report setting forth numerous recommendations regarding the future of nursing in the United States. In anticipation of the IOM Report, RWJF and the American Association of Retired Persons (AARP) created The Future of Nursing: Campaign for Action (CFA), a collaboration created by the Robert Wood Johnson Foundation and the AARP Foundation to ensure that all Americans have access to high quality, patient-centered care in which nurses contribute as essential partners in system-wide transformation.

A component of CFA is the calling together of regional action coalitions (RACs), which are convened to advance the Future of Nursing: Campaign for Action and are comprised of diverse groups of stakeholders at the state level that can effect long-term sustainable change, RACs will further the overall effort by capturing best practices, determining research needs, tracking lessons and identifying replicable models. RACs are led by at least two co-leads representing nursing and non-nursing organizations who undertake a long-term commitment to manage efforts in a particular region/state. One of the applicants must be an organization dedicated to the promotion of nurses or nursing. The other applicant must be an organization involved in a field outside of nursing. RACs do not receive direct funding from RWJF, rather, RWJF funds technical assistance for RAC work through a grant to the AARP Foundation. In order to ensure RACs are sustainable for the long-term, technical assistance is tailored to meet the specific needs of each RAC and can include access to grantwriters, links to potential funders, and collaboration and coordination with existing RWJF nursing grant programs. Initially, RWJF selected 5 states to serve as pilot RACs (New Jersey, New York, Michigan, Mississippi, and California).

On January 18, 2011, CFA issued an application to all states that would like to be a part of the Wave II expansion plan in which 10 new RACs would be selected. The Louisiana Center for Nursing and AARP Louisiana partnered together to submit an application for Louisiana to become a RAC state. We are proud to say that because of the hard work of organizations like AARP LA, the Louisiana State Board of Nursing – Center for Nursing, the Nursing Supply and Demand Council, the Louisiana State Nurses Association, the Louisiana Organization of Nurse Executives, the Louisiana Hospital Association, Louisiana's RWJF Executive Nurse Fellows (Warren Hebert, Ann Cary, and Doris Brown), and many supportive nursing and non-nursing organizations that see nurses as essential contributors to advancing health in Louisiana, on February 11, 2011 Louisiana's application to become a RAC state was accepted by the Campaign for Action Committee.

Now the work begins. It will take all of us working together to Lead Change and Advance Health for the citizens of Louisiana. Please stay tuned for upcoming Louisiana RAC meetings and activities. If you have any questions, call the Louisiana Center for Nursing at 225-755-7563 or visit our website at www.lcn.lsbn.state.la.us.

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Board Notices

Revised Criteria for Individual Mental Health Treatment Providers

Licensees and student nurses monitored by the LSBN may require individual treatment by a qualified mental health professional as part of the terms of the agreement or order with the Board. This therapy may be recommended following a comprehensive evaluation or following treatment. The registered nurse or student nurse may or may not be a participant in the Recovering Nurse Program. In accordance with La. R.S. 3419 E. 4. d., All treatment facilities, treatment plans and referrals must meet criteria approved by the board prior to their use by a nurse. The Board approved the Revised Criteria for **Individual** Treatment Providers at the March 2nd general Board meeting.

The LSBN is aware that the selection of a qualified mental health professional is constrained by location, insurance coverage or lack thereof, specialty training of the provider and personal preferences. Until now, the Board maintained a list of recognized individual providers which met the *Criteria for Individual Treatment Providers*. The new process allows the licensee or student to review the criteria with the provider of choice. Both the treatment provider and licensee/student will sign a treatment letter agreeing to the recommendations and the terms of the criteria.

The Revised Criteria for Individual Treatment providers can be found on the LSBN website. The list of Individual Treatment Providers has been removed. This revised criterion does not apply to evaluation and treatment centers. LSBN will still maintain a list of recognized evaluation and treatment centers. Additionally, the RNP/Monitoring Department staff is also available to provide referral sources for certain specialty areas. Please contact the Monitoring Department if you have any questions about this change. monitoring@lsbn.state.la.us or (225)755-7546.

Danielle Smith, MSN, RN Director of Monitoring



Board Notices

First-Time NCLEX Performance

Performance of First Time Candidates of Nursing Education Programs in Louisiana on NCLEX-RN, regardless of where taking examination, during January I through December 31, 2010.

Nursing Programs	Number of Candidates	Number Passing	Percent Passing
Associate Degree			
BRCC	30	30	100.00
Charity/Delgado	243	227	93.42
La Fletcher Tech CC	14	10	71.43
LSU Alexandria	70	66	94.29
LSU Eunice	80	70	87.50
Louisiana Delta CC	NA	NA	NA
Louisiana Tech	49	41	83.67
McNeese	37	36	97.30
Nicholls	8	7	87.50
Northwestern	116	112	96.55
Our Lady of the Lake	235	214	91.06
Southern Shreveport	35	35	100.00
<u>Total</u>	917	848	92.47
<u>Diploma</u>			
Baton Rouge General	37	35	94.59
Total	37	35	94.59
<u>Baccalaureate</u>			
Dillard	6	5	83.33
Grambling	103	82	79.61
Louisiana College	22	18	81.82
LSU Health Science Center	175	169	96.57
McNeese	153	131	85.62
Nicholls	141	121	85.82
Northwestern	107	102	95.33
Our Lady of Holy Cross	42	40	95.24
Southeastern	170	154	90.58
Southern Baton Rouge	118	108	91.53
Univ of Louisiana Monroe	92	89	96.74
Univ of Louisiana Lafayette	137	128	93.43
William Carey College	51	34	66.67
Total	1317	1181	89.67
Grand Total	2271	2064	90.88

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Board Notices

Volunteers Needed for the NCLEX Item Development Program

NCSBN develops the NCLEX-RN and NCLEX-PN Examinations to measure the competencies newly licensed, entry-level nurses need to perform safely and effectively. An important step in this process is the NCLEX Item Development program, a key component in creating and maintaining high quality examination items. NCSBN depends on qualified nurse volunteers from around the country to assist in this important process. By volunteering, you may be selected to participate as an item writer or item reviewer.

Some of the benefits of volunteering are:

Opportunity to contribute to the continued excellence in the nursing profession;

National networking;

Gaining new professional skills; and

Continuing education contact hours.

To apply for this professional opportunity, which takes place in Chicago, complete the online application at www.ncsbn.org/1227.htm.

Declaratory Statement

Declaratory Statement

COSMETIC AND AESTHETIC DERMATOLOGICAL PROCEDURES AND TREATMENTS PERFORMED BY REGISTERED NURSES AND ADVANCED PRACTICE REGISTERED NURSES

Introduction

The purpose of the Louisiana State Board of Nursing is to safeguard life and health of the citizens of Louisiana. Louisiana law (Revised Statutes of 1950, R.S. 37:911 et seq., as re-enacted and amended) delegates responsibility to the Board to establish and publish standards of nursing practice, to regulate the practice of nursing by the registered nurse and the advanced practice registered nurse, to provide for examination and licensure of the nurse practicing as a registered nurse and an advanced practice registered nurse, and to establish standards for educational programs preparing individuals for nursing practice.

The Louisiana State Board of Nursing issues declaratory statements as guidance for licensees committed to providing safe and effective nursing care to the citizens of Louisiana. Declaratory statements do not have the force and effect of law; however, declaratory statements represent the Board's expert opinion relative to specific practice situations which may have widespread nursing application. The safety and welfare of the citizens of Louisiana is given primary consideration in the issuing of a Declaratory Statement.



Declaratory Statement

Cosmetic and Aesthetic Dermatological Procedures And Treatments Performed By Registered Nurses And Advanced Practice Registered Nurses (Cont...)

Accountability and Responsibility of Nurses

Louisiana Nursing Law holds each nurse individually accountable for delivering safe and effective care. The Declaratory Statement is applicable only to nurses who have documented training, knowledge, skills, and the institution or practice setting has a written policy in place. Any nurse who engages in nursing practice where competency has not been achieved, maintained and documented may be subject to disciplinary action.

Declaratory Statement

It is within the scope of practice for a registered nurse (RN) who is appropriately trained and qualified to perform the following cosmetic and aesthetic dermatological procedures and treatments as ordered by a duly licensed prescriber for treatment of dermatologic conditions:

- » Light treatments, such as:
 - » Topical photodynamic therapy (PDT),
 - » Infrared light,
 - » Magenta light,
 - » UVB light,
 - » UVA light;
- » Laser treatments, such as:
 - » Laser skin resurfacing with non-ablative lasers,
 - » Laser hair removal.
- » Injectable treatments (using FDA approved products only), such as:
 - » Sclerotherapy of superficial veins,
 - » Botox (or similar FDA approved products) injections for cosmetic purposes,
 - » <u>Note</u>: RN scope excludes all dermal fillers (Collagen, Restylane, Juvederm, etc.).
- » Chemical Peels
 - » Superficial (including: salicylic acid, glycolic acid),
- » Microdermabrasion
- » Medical procedures that are not within the scope of a registered nurse include:
 - » Ablative laser.
 - » Dermal fillers,
 - » Sclerotherapy other than superficial veins,
 - » Hair transplants/implants.

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Declaratory Statement

Cosmetic and Aesthetic Dermatological Procedures And Treatments Performed By Registered Nurses And Advanced Practice Registered Nurses (Cont...)

Duly licensed prescribers for purposes of this statement include:

Nurse Practitioners (NP) - It is within the scope of practice for the NP who is duly qualified to provide cosmetic/aesthetic services as a subspecialty provided the NP has a current collaborative practice agreement with a *qualified physician* that has been approved by the Board and provided the clinical practice guidelines delineate the procedures and treatments the NP has the knowledge, skills and abilities to perform. The NP who performs cosmetic/aesthetic procedures must be nationally-certified in specialty area of care with a valid, unencumbered Louisiana license with no disciplinary action pending. Cosmetic/aesthetic procedures may be performed independently within approved clinical practice guidelines as a sub-specialty by nurse practitioners with the exception of the Acute Care NP, the Neonatal NP and the Psychiatric NP, who may perform cosmetic/aesthetic procedures under same conditions delineated for the RN.

Physicians - A qualified physician is one who is trained to perform cosmetic and aesthetic procedures and who is actively engaged in providing aesthetic and cosmetic services in the State of Louisiana. The qualified physician holds a current, unencumbered, unrestricted and valid medical license issued or recognized by the Louisiana State Board of Medical Examiners and is in good standing with no pending disciplinary proceedings, and practices in accordance with rules of the Louisiana State Board of Medical Examiners.

Course of Instruction:

The course of instruction must include both didactic and hands on training. In order to ensure patient safety, the nurse should secure and demonstrate the following knowledge and skills prior to engaging in cosmetic and dermatological procedures:

- A. Anatomy, physiology, pathophysiology regarding the integumentary system as well as systems specific to the procedure(s) being performed.
- B. Proper technique for each dermatologic procedure.
- C. Proper client selection, history taking, physical assessment parameters, indications and contraindications for treatment.
- D. Pharmacology including drug actions/interactions, side effects, contraindications, and untoward effects.
- E. Proper selection, maintenance and utilization of equipment.
- F. Ability to articulate realistic and expected outcomes of the procedure.
- G. Ability to describe potential complications and side effects.



Declaratory Statement

Cosmetic and Aesthetic Dermatological Procedures And Treatments Performed By Registered Nurses And Advanced Practice Registered Nurses (Cont...)

- H. Nursing care required and appropriate nursing interventions in the event of complications or untoward outcomes.
- I. Management of complications or adverse reactions.
- I. Infection control.
- K. Safety precautions.
- L. Documentation appropriate to the type of the procedure being performed.

Practice Setting:

Any registered nurse who is going to engage in medical aesthetic cosmetic or dermatologic procedures should ensure that the following criteria are met prior to participating in those procedures:

- A. Medical aesthetic treatment has been prescribed or ordered by a qualified physician or NP practicing in collaboration with a qualified physician who possesses the specific knowledge, and ability to perform the procedure(s) independently;
- B. The RN has been appropriately trained and is qualified to perform the prescribed medical aesthetic procedures;
- C. Medical aesthetic procedures must be preceded by a history, an appropriate physical exam conducted by a qualified physician or NP practicing in collaboration with a qualified physician, a diagnosis which confirms that any treatment recommended is appropriate for the patient's condition, informed consent, availability and instructions for emergency and follow-up care and the preparation of an appropriate medical record. The registered nurse may apply standing orders and protocols for each procedure prescribed.
- D. All treatments and procedures must be performed in a medical facility or medical office. The physician or NP must be physically present on the premises and immediately available at all times that the RN is engaged in the provision of patient care covered by this statement.
- E. The institution or practice setting maintains written policies and procedures applicable standards of practice, and evidence based practice, which includes, but is not limited to, provision of specific direction on equipment, patient monitoring, and directions for dealing with complications of procedures.
- F. The institution or practice setting has in place educational/competency validation procedures. In addition, evaluation and documentation of competence occurs on a periodic basis according to institutional policy.

For the scoop on what's going on at the Louisiana State Board of Nursing, visit http://www.lsbn.state.la.us

Declaratory Statement

Cosmetic and Aesthetic Dermatological Procedures And Treatments Performed By Registered Nurses And Advanced Practice Registered Nurses (Cont...)

Adopted: March 2, 2011

SOURCES

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Arizona State Board of Nursing, Advisory Opinion Visual Sclerotherapy. (Revised January, 2006)

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Dermatology Nurses' Association, Resources / Position Statements <u>The Nurse's Role in Laser Procedures.</u> Retrieved on February 14, 2011 from http://www.dnanurse.org/resources/position statements/laser procedures.aspx.

Dermatology Nurses' Association, <u>Certification/Dermatology Certified Nurse Practitioner/Eligibility Criteria</u>. Retrieved on February 14, 2011 from http://www.dnanurse.org/certification/certified_practitioner/eligibility.aspx.

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Kentucky Board of Nursing, Advisory Opinion Statement # 35 - Cosmetic and Dermatological Procedures by Nurses. Approved February 2008; Revised October 2010.

Louisiana State Board of Medical Examiners, Statement of Position <u>Use of Medical Lasers, Chemical Skin Treatments.</u> (Revised November 13, 2001).

Louisiana State Board of Nursing. Nursing practice opinions, 91.09, 00.11, 05.04, 06.02, 06.06, 01.12 and 03.14

Louisiana Nurse Practice Act (LRS 37:913(14) (I)

Louisiana Nurse Practice Rules and Regulations (LAC 46: XLVII.3703.)

Mississippi Board of Nursing, Position Statement Guidelines for APRN's in Aesthetic Practice. (December 4, 2009).

North Carolina Board of Nursing, Position Statement for RN and LPN Practice Cosmetic Procedures. (November, 2009).

North Dakota Board of Nursing, Practice Statement <u>Aesthetic Cosmetic and Dermatological Procedures by Licensed Nurses</u> (September 2007).

Texas Board of Nursing, Position Statement 15.9 Performance of Laser Therapy by RNs or LVNs. (Revised April 2004).



Board Actions of the March 2, 2011 Board Meeting

Nurse Practice Actions

Accepted and approved the Declaratory Statement on Cosmetic and Aesthetic Dermatological Procedures and Treatments Performed by Registered Nurses. This Declaratory Statement supersedes all previous related opinions. The Declaratory Statement is available in this publication, as well as online: http://www.lsbn.state.la.us/documents/decstate/Declerat21.pdf

Accepted and approved staff to issue letter of review to the Lafayette Parish School System-Health Services Department that the Lafayette Parish School System-Health Services Department Diabetic Protocol dated May 1, 2010 is consistent with the provisions of the nurse practice act, provided the registered nurse performs one's responsibility within the standards of nursing care.

Motion made directing staff to further research the topic submitted by the Department of Health and Hospitals, Office of Public Health (DHH-OPH) regarding registered nurses that are employed by entities other than DHH-OPH and work under the auspices and direct practice supervision of DHH-OPH providing Sexually Transmitted Disease (STD) treatment as specified by DHH-OPH standing orders which follow the Centers for Disease Control's current STD treatment guidelines.

Compliance Actions

Approved the revisions to the Criteria for Individual Treatment Providers.

Administrative Actions

Adopted the proposed 2010-2011 budget amendments.

Adopted the revisions to LAC 46:XLVII.§3705 Perineural Catheter.

Education Actions

Accepted the October 2010 Louisiana State Board of Nursing Staff Site Visit Report from Baton Rouge Community College and Granted Full Approval.

Accepted the October 2010 Louisiana State Board of Nursing Staff Site Visit Report from Baton Rouge General Medical Center School of Nursing and Continued Full Approval.

Approved Egan Healthcare as a provider of continuing education effective March 2, 2011 through March 2, 2013.

Approved Major Curriculum revisions to the BSN program at Nicholls State University.

Delayed action on LSUE's request for major curriculum revisions to provide them time to respond to the Board's concerns regarding justification of the 1:8 clinical ratio.

Accepted the Annual Reports from the following undergraduate nursing programs preparing candidates for Registered Nurse Licensure and grant

Continued Full Approval status to:

Baton Rouge General Medical Center
Delgado Community College/Charity School of
Nursing
Dillard University

Louisiana State University at Eunice Louisiana Tech University

Louisiana Tech University

McNeese State University

Northwestern State University

Our Lady of the Lake College

Southern University at Baton Rouge

Southern University at Shreveport

University of Louisiana at Lafayette

University of Louisiana at Monroe

Louisiana State University Health Sciences

Center

Nicholls State University

Our Lady of Holy Cross College

Southeastern Louisiana University

Continued Initial Approval status to:

Bossier Parish Community College Louisiana Delta Community College

Full Approval status to:

Baton Rouge Community College

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Board Actions of the March 2, 2011 Board Meeting

Education Actions (Cont...)

Restore Full Approval Status to:
Louisiana State University at Alexandria

Delayed action on the Annual Report for Louisiana College.

Accepted the Annual Report from Fletcher Technical Community College and Continued Initial Approval pending report LAC 46:XLVII.3533.B.a-h and 3523 Program Evaluation, Self Study Report and recommended that the LSBN staff be directed to conduct a site visit following receipt of reports and after the May graduating class.

Accepted the Annual Report from Grambling State University and placed them on Conditional Approval, and required a detailed report that specifies their plan of action to increase their NCLEX scores with a timeline for implementation of all those actions.

Education Actions (Cont...)

Accepted the Annual Report from William Carey University and placed them on Conditional Approval, and requested that they provide Board staff with a detailed report of the plans that they have in place to raise NCLEX scores.

Accepted the Annual Reports from the following graduate programs preparing candidates for Advanced Practice Registered Nurse Licensure and Granted Continued Full Approval status:

Grambling State University Intercollegiate Consortium for a Master of Science in Nursing (ICMSN):

McNeese State University
Southeastern Louisiana University
University of Louisiana at Lafayette
Louisiana State University Health Sciences Center
Loyola University
Northwestern State University
Our Lady of the Lake College
Southern University

Disciplinary Actions from February 15, 2011 Board Hearings

The disciplinary actions from the February 15, 2011 Board Hearings are available here:

http://www.lsbn.state.la.us/Documents/dactions/dactions021511.pdf



2011 State Holidays

Good Friday Friday, April 22, 2011
Memorial Day (by proclamation) Monday, May 30, 2011
Independence Day Monday, July 4, 2011

Independence Day

Labor Day

Monday, July 4, 2011

Monday, September 5, 2011

Veterans Day

Friday, November 11, 2011

Thanksgiving Day

Christmas Day

Monday, December 24, 2011

Board Meeting and Hearing Dates

Board meetings and hearings will be held on the following dates:

Board Meetings

May 11, 2011 July 13, 2011 September 14, 2011

Board Hearings

April 12, 2011
May 10, 2011
June 14, 2011
July 12, 2011
September 13, 2011
October 11, 2011
December 13, 2011

Lost and Stolen Licenses

The list of lost and stolen licenses for the first quarter of 2011 is located at the LSBN website at

http://www.lsbn.state.la.us/Documents/Examiners/Examinerlssue I - 2011 Lost Licenses.pdf

Your Suggestions for

The Examiner

What topics of interest would you like to read about in this publication?

Please forward your suggestions to greenw@lsbn.state.la.us for consideration.

^{*} Holidays listed "by proclamation" are not legal holidays until proclaimed by the governor of Louisiana.