

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

MINUTES OF THE APRIL 20, 2017 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 L. Bonanno, President, on Thursday, April 20, 2017 at Lod Cook Alumni Center, 3838 West Lakeshore Drive, Baton Rouge, Louisiana 70808

Roll Call: The following Board members were in attendance:
Laura Bonanno, DNP, CRNA, President
Teresita McNabb, RN, MSHSA, NEA, FACHE, Vice President
Tim Cotita, MSHCE, RN, CDE, Alternate Officer
Nancy Davis, MN, RN, NE-BC
Jacqueline Hill, PhD, RN
Tavell Kindall, DNP, APRN
Patricia Prechter, EdD, MSN, RN

The following Board members were not present:
Jolie Harris, DNS, RN, NEA, CAS
Sue Westbrook, DNS, RN

The following staff members were in attendance:
Karen C. Lyon, PhD, RN, ACNS-BC, NEA-BC, Executive Director
Patricia Dufrene, PhD, RN, Director of Education and Licensure
Jennifer Wright, DNP, APRN, FNP-BC, Director, Advanced Practice
Cynthia York, MSN, RN, CGRN, Director, Practice and Credentialing
Wanda Matthews, MPA, Director of Hearings
Cynthia Bienemy, PhD, RN, Director of Louisiana Center for Nursing
Isonel Brown, MBA, Director of Operations
Barbara H. McGill, MSN, RN, Director of RNP/Monitoring
David Bolton, JD, General Counsel, Interim Director of Investigations
E. Wade Shows, JD, Counsel to the Board
Marcia Carter, Administrative Assistant to the Executive Director
Suzanne C. Armand, CCR, CVR, Court Reporter

Adoption of Agenda:

Motion: by N. Davis, seconded, to adopt the Agenda with the ability to rearrange the agenda items for efficiency.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Reading of Minutes:

The Minutes of the February 16, 2017 Board Meeting are available for viewing on Confluence.

Motion: by N. Davis, seconded, to approve the Minutes of the February 16, 2017 Board Meeting.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

UNFINISHED BUSINESS:

Internationally Educated Nurses Task Force

Ms. York is continuing to collect data to present to the Task Force which will be meeting soon.

Task Force on Capacity and Clinical Availability

Ms. Dufrene reported a Task Force Meeting scheduled for April was cancelled. The meeting has been rescheduled for May 24, 2017.

By-Laws Task Force

All edits have been sent out by Dr. Lyon to Board members. Feedback was received. There were some responses from directors regarding the two-year appointment of officers. Dr. Lyon will make those changes. These changes will be presented for a vote at the June 14, 2017 Board meeting.

3331 Task Force

Dr. Lyon reported that they have gone through 3331 and discussed rule changes they would like to make. There is a Task Force meeting planned for Monday, April 24th to finalize changes they would like to institute.

1. Consent Agenda Motions:

1. LSBN Staff Program Reports
 1. NCLEX Report
 2. Accreditation Reports
2. Approved Program Reports
 1. Delgado Community College - Site Visit Report
3. Louisiana Hospital Association - Request to Add Entity to CE Approval
4. Education Announcements

Motion: by P. Prechter, second, to approve the Consent Agenda Motions.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes:

T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

2. Office of the Executive Director

Agenda Item 2.1

Hearings Evaluation Form (See attachment)

A request was made by Board members for feedback from the Board regarding staff performance at Board Disciplinary Hearings. Mr. Bolton, Ms. Matthews, Ms. Brown, and Dr. Jackson have worked together in developing a Hearings Evaluation Form. A copy is attached on Confluence. Dr. Lyon requested that both General Counsel, who serves as Director of Investigations, and the Executive Director, who is at these hearings, to also give feedback to staff.

Motion: by T. McNabb, seconded, for the Board to approve the Hearings Evaluation Form for future use beginning in May 2017.

Dr. Lyon stated that the results are going to be used as part of the Performance Evaluation System (PES) that staff goes through every year.

Discussion ensued regarding the kinds of feedback the Hearing Department is looking for in order to improve their performance.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

3. Department Reports

Agenda Item 3.1.

Education/Examination

Agenda Item 3.1.1

Schools of Nursing Probationary Status Report

Agenda Item 3.1.1.1

Baton Rouge General Medical Center School of Nursing's Probationary Status Report

Summary/Background presented by P. Dufrene. Recommended Approval

Motion: by T. McNabb, seconded, that the Board accept Baton Rouge General Medical Center's report and action plan regarding the probationary status of the Diploma program.

Dr. Carol A. Tingle, Director School of Nursing, was present to provide information, present comments, and answer questions by Board members.

Discussion ensued

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.1.2

Dillard University's Probationary Status Report

Summary/Background presented by P. Dufrene. Recommended Approval

Motion: by P. Prechter, seconded, that the Board accept Dillard University's report and action plan regarding the probationary status of the Baccalaureate of Science in Nursing education degree program.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.1.3

Franciscan Missionaries of Our Lady University's Probationary Status Report

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by P. Prechter, seconded, that the Board accept the Franciscan Missionaries of Our Lady University's report and action plan regarding the probationary status of the Baccalaureate of Science in Nursing education degree program.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.1.4

Louisiana College's Probationary Status Report

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by P. Prechter, seconded, that the Board accept Louisiana College's report and action plan regarding the probationary status of the Baccalaureate of Science in Nursing education degree program

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Dr. Marilyn M. Cooksey, Dean School of Nursing and Allied Health Louisiana College was present to provide information, present comments and answer questions by Board Members.

Agenda Item 3.1.1.5

Southern University at Shreveport's Probationary Status Report

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by D. Hill, seconded, that the Board accept Southern University at Shreveport's status report and action plan regarding conditional approval status of the Associate of Science in Nursing education degree program.

Tiffany W. Varner, Director, was present to provide information, present comments and to answer questions by Board members.

Dr. Hill and Dr. Prechter commended Ms. Varner on her detailed report.

Discussion ensued.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.2

Schools of Nursing Major/ Substantive Changes

Agenda Item 3.1.2.1

Northwestern State University's Request for Major/ Substantive Changes – Psychiatric Mental Health Nurse Practitioner

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by N. Davis, seconded, that the Board approve the major curriculum/substantive change request of Northwestern State University to add the following role and population to the current approved graduate education degree program:

Psychiatric Mental Health Nurse Practitioner (MSN, PMC)

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.3

Louisiana Programs Approval Request

Agenda Item 3.1.3.1

South Louisiana Community College - Step III Full Approval

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by N. Davis, seconded, that the Board accept South Louisiana Community College's Associate of Science in Nursing Self-Study Report for the Accreditation Commission for Education in Nursing and LSBN site visit report.

And further that the Board approve the request for Full Approval of the Associate of Science in Nursing program at South Louisiana Community College.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.1.4

Requests for APRN Clinical Experiences in Louisiana

Agenda Item 3.1.4.1

Midwestern University's Request for APRN Clinical Experiences in Louisiana

Summary/Background presented by P. Dufrene. Recommended approval

Motion: by N. Davis, seconded, that the Board approve the request of Midwestern University to offer graduate clinical experiences in Louisiana until April 20, 2020 for the following roles and populations:

Certified Registered Nurse Anesthesia (MSN)

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Dr. Hill noted that Baton Rouge General Medical Center requested to be taken off probation in the report and that the Board had not addressed this request.

Dr. Lyon stated that they cannot be removed from probation as the rules call for monitoring from January 1st to December 31th.

Discussion ensued.

Agenda Item 3.2

RN Practice /Credentialing

(No Report)

Agenda Item 3.3

Advanced Practice

Agenda Item 3.3.1

Declaratory Statement Regarding Nurse Practitioners Prescribing Buprenorphine

Dr. Wright reported that the task force members met for conference calls February 9, 2017 and March 16, 2017. Members included Dr. Tavell Kindall (FNP, LSBN), Dr. Louis Cataldie (general practice, addictionist), Dr. Douglas Mehaffie (family practice), Dr. Karen Lyon (ED, LSBN), Drew Murray (legislative analyst), Dr. Jennifer Wright (Director Advanced Practice, LSBN), Shantell Burns (FPMHNP), and Dr. Jennifer Gilkes (psychiatry). Monique Calmes (APRN Compliance Officer, LSBN) assisted with transcription. Additional consultation and review of a draft of the statement was obtained from Robin Gruenfeld, State Maternal and Child Health Coordinator, Bureau of Family Health with the Louisiana Department of Health and Dr. Tari Dilks, FPMHNP, FNP.

The Declaratory Statement is attached for the Board's review and consideration.

Dr. Wright stated that under Definition of Dispense, she would like to strike the last statement.

Motion: by P. Prechter, seconded, that the board approve the statement with the edits of removing the last sentence under Definition of Dispense.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.3.2

Proposed Rules for Collaborative Practice

Background/Summary presented by Dr. Wright.

N. Davis commended Dr. Wright on her work in this matter.

Discussion ensued regarding recommendations on the proposed rule changes and the process.

Motion: by T. McNabb, seconded, that the Board approve proposed rules (as attached) in accordance with the Administrative Procedure Act, LA. R.S. 49:951-968 providing for revisions to Chapter 45 relative to collaborating physicians.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.4

Operations

Agenda Item 3.4.1

Request for IT Expenditure (See Attachment)

The Operation Department is requesting an approval of a capital expenditure of \$426,382 for IT. Ms. Brown stated that this request is for infrastructure upgrades, desktop and surface books and to update the servers.

Discussion ensued.

Motion: by T. McNabb, seconded, that the Board approve the Proposed Request for IT Expenditure.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.4.2:

Request for approval of legal contracts for FY 2018

As required by the Division of Administration, Ms. Brown requested approval of a legal contract for Rutledge Law Firm, LLC and for Shows, Cali and Walsh, LLC as currently approved in the Board's 2018 budget. This requires a specific resolution by the Board to process the contracts.

Discussion ensued.

Motion: by P. Prechter, seconded, to accept and approve the LSBN Board Resolution for contractual legal services with Rutledge Law Firm, LLC as board attorney.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Motion: by T. McNabb, seconded, to accept and approve the LSBN Board Resolution for contractual legal services with Shows, Cali and Walsh, LLC as prosecution attorney.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Dr. Hill stated that in the Shows, Cali and Walsh, LLC contract, third paragraph, "pain" should read "paid."

Agenda Item 3.4.3:

Architect Field Report (See attachment)

(No Action Required)

Ms. Brown submitted the project report from the architect firm, Bradley-Blewster & Associates for progress made through March 28, 2017.

Ms. Brown stated the project should be finished August 2017. Presently, staff has only spent 50% of the approved budgeted amount.

Discussion ensued.

(Break taken at this time)

Ms. Bonanno called the meeting back to order.

Agenda Item 3.5
RNP/Monitoring

Report included in Executive Director's Report

Agenda Item 3.6
Investigation

(No Report)

Agenda Item 3.7
Hearing

Agenda Item 3.7.1

Proposed revision to the Louisiana Administrative Code, Title 46: XLVII. Professional and Occupational Standards: Nurses: Practical Nurse and Registered Nurse, Subpart 2. Registered Nurses. Chapter 34, Section 3411.H. Emergency Action

Ms. Matthews requested that the last sentence of Section 3411.11 be revised to add the word "available". The revised sentence would read, "Such proceedings shall be promptly instituted and determined at the next available regularly scheduled board meeting".

Motion: by T. McNabb, seconded, to approve change to Title 46, Part XLVII, Chapter 34, Section 3411.H. Emergency Action

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.8
Office of General Counsel

Agenda Item 3.8.1

Clarification of Revocation Definition and Language – Chapter 34: Section 3405 and Section 3415

Mr. Bolton stated that in their current form, Chapter 34, Section 3405 and Section 3415 are ambiguous due to the lack of consistency with the terms "Revoke" and "Revocation" with regard to reinstatement hearings. The Office of General Counsel proposes the attached rule amendments to .3405 and .3415 to clarify.

Motion: by T. McNabb, seconded, that the Board approve noted changes in LAC 46: XLVII.3405.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Discussion ensued regarding granting a Board hearing after revocation.

Motion: by T. McNabb, seconded, that the Board approve noted changes in LAC 46: XLVII.3415

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Agenda Item 3.9 **Center for Nursing**

Agenda Item 3.9.1 **Louisiana Center for Nursing Updates (See attached)**

Dr. Bienemy stated that the Nursing Workforce data (licensure renewal data) is key to the work of the Center for Nursing and to our stakeholders. Since going to NCSBN's ORBS online licensure renewal system, there have been concerns about the lack of a documented process to ensure the quality and integrity of the data obtained through the ORBS system. With the 2015 data (2016 licensure renewal data), certain data was not published because of the variation between the findings with the ORBS data and trended data from previous years using LSBN's online renewal system. The Center for Nursing requested that an outside consultant review the ORBS 2015 licensure renewal data. The consultant concluded that the dataset as delivered was too difficult to use without extensive communication with NCSBN and/or LSBN staff to decode it. It was recommended by the consultant that those responsible for preparing the data take specific actions that were outlined in the consultant's detailed review to improve the usability of the data. The consultant's findings were shared in a report that was submitted to Dr. Lyon and the Board at the February 2017 Board meeting. The Center for Nursing continues to work with LSBN IT staff to prepare the 2016 and 2017 licensure renewal data for analysis. Analysis of the data will be conducted upon receipt of the final 2015 and 2016 licensure renewal data basis from the LSBN IT staff and reports written and presented to the Board.

Lengthy Discussion ensued.

Louisiana Action Coalition Culture of Health Summit

Dr. Bienemy shared information regarding the Louisiana Action Coalition Culture of Health Summit that will be held April 27, 2017 in Kenner, Louisiana. The keynote speakers will be Dr. Susan Hassmiller, RWJF, Senior Nurse Advisor and Dr. Parhem Jaber, Louisiana Department of Health Assistant State Health Officer and Office of Public Health Medical Director. There are over 100 participants signed up and over \$7,000 in sponsorships.

Dr. Lyon stated that LSBN is a state agency and cannot be a sponsor for the Culture of Health Summit, but if the Board were billed for actual services at the Summit that will be attended by directors and RN staff, they could do so. It was decided that LSBN would be invoiced directly by the AV Company for \$1,000 worth of audio/visual services that will be provided at the Summit.

Motion: by P. Prechter, seconded, to approve the LSBN to provide \$1,000 worth of audio/visual services for the Culture of Health Summit.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

4. Reports

Agenda Item 4.1

Report of the President

(Report Attached)

Agenda Item 4.2:

Report of the Vice President

(Report Attached)

Agenda Item 4.3:

Report of the Executive Director

(Report Attached)

Next Generation NCLEX (NGN).

Dr. Lyon reported that NCSBN is looking at the NCLEX RN and PN in terms of the Next Generation to make sure that they are asking the entry level novice nurses the right kinds and types of questions.

Discussion ensued

Motion: by N. Davis, seconded, to accept the report of the President, Vice President and the Executive Director.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

Dr. Lyon updated the Board on the rulemaking which is going through.

The final rule on Chapter 40 will be published in May 20, 2017.

Sections 3405 and 3105 are moving forward and will be approved May 20, 2017.

Agenda Item 5
Professional Development

Agenda Item 5.1
White Paper: State Prescription Monitoring Programs

Ms. York presented her White Paper: State Prescription Monitoring Programs.

Agenda Item 7
Public Comments

(No comments)

Agenda Item 6
National Council State Boards of Nursing

(See Agenda Item 4.3)

Motion: by L. Bonanno, seconded, for the Board to go into Executive Session for the purposes of hearing the Report on Litigation.

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

(The Board entered Executive Session at 1:44 p.m.)

ADJOURNMENT:

Motion: by L. Bonanno, seconded, to adjourn

Voice Vote: L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Hill-yes;
T. Kindall-yes; T. McNabb-yes; P. Prechter-yes

Motion Carried

The meeting adjourned at ___ p.m.

A handwritten signature in cursive script, appearing to read "Laura Bonanno", written over a horizontal line.

**LAURA BONANNO, PRESIDENT
LOUISIANA STATE BOARD OF NURSING**