

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

MINUTES OF THE FEBRUARY 13, 2020 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 T. Cotita, President, on Thursday, February 13, 2020 at the Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, Louisiana 70810.

Roll Call: The following Board members were in attendance:
Tim Cotita, MSHCE, RN, President
Laura Bonanno, DNP, CRNA, Vice President
Tavell Kindall, DNP, APRN, Alternate Officer
Kenneth Alexander, MS, RRT
Jennifer Couvillon, PhD, RN- BC, CNE
Jacqueline Hill, PhD, RN
Jennifer Manning, DNS, APRN, CNS, CNE
Tracey Moffatt, MHA, BSN, RN
Jamie Wiggins, DNS-c, RN, NEA- BC, FACHE

The following staff members were in attendance:
Karen C. Lyon, PhD, APRN, MBA, NEA-BC, Executive Director/CEO
Isonel Brown, MS, MBA, Chief Administrative Officer
Wanda Matthews, MPA, Chief Compliance Officer
Jennifer Wright, DNP, APRN, FNP- BC, Chief Nursing Officer
Carrie LeBlanc Jones, JD, MBA, Chief Legal Officer/General Counsel
Cynthia Bienemy, PhD, RN, Director, Louisiana Center for Nursing
Monique Calmes, APRN, FNP- c, Director, Credentialing and Practice
Patricia Dufrene, PhD, RN, Director of Education and Examination
Urhonda Beckwith, MSN, APRN, FNP, RNP Director
Marcia Carter, Administrative Assistant to the Executive Director
Suzanne C. Armand, CCR, CVR, Court Reporter

Dr. Lyon announced that Ms. Susan Saunders, who joined the Board as a consumer member, resigned her position due to personal obligations. Ms. Saunders was presented with a plaque in appreciation for her service and contributions to the nursing profession and the Louisiana State Board of Nursing, 2018-2019.

Dr. Lyon recognized Dr. Jacqueline Hill, who will be leaving the Board, in appreciation for her service and contributions to the nursing profession and the Louisiana State Board of Nursing, 2017-2019.

Adoption of Agenda:

Motion: by L. Bonanno, seconded, to adopt the Agenda with the ability to reorder the Agenda items for efficiency.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Approval of Minutes:

Motion: by J. Hill, seconded, to approve the Minutes of the December 5, 2019 Board Meeting.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

1. Consent Agenda Motions

1. LSBN Staff Program Status Reports
 1. NCLEX Report
 2. Accreditation Reports
2. 2018-2019 Schools of Nursing's Annual Reports
 1. Baton Rouge Community College-ASN
 2. Baton Rouge General Medical Center-Diploma
 3. Bossier Parish Community College-ASN
 4. Chamberlain University-BSN
 5. Delgado Community College-ASN
 6. Fletcher Technical Community College-ASN
 7. Franciscan Missionaries of Our Lady University-BSN
 8. Grambling State University-BSN
 9. Herzing University-BSN
 10. Louisiana Delta Community College-ASN
 11. Louisiana State University Alexandria-ASN
 12. Louisiana State University Eunice-ASN
 13. Louisiana State University Health Sciences Center-BSN
 14. Louisiana Tech University-ASN
 15. McNeese State University-BSN
 16. Nicholls State University-BSN
 17. Northwestern State University-ASN and BSN
 18. Southeastern Louisiana University-BSN
 19. Southern University Baton Rouge-BSN
 20. Southern University at Shreveport-ASN
 21. South Louisiana Community College-ASN
 22. Sowela Technical Community College-ASN
 23. University of Holy Cross-BSN
 24. University of Louisiana at Lafayette-BSN
 25. University of Louisiana at Monroe-BSN
 26. William Carey University-BSN
 27. Franciscan Missionaries of Our Lady University-MSN
 28. Grambling State University-MSN
 29. Intercollegiate Consortium for a Master of Science in Nursing-MSN

- 30. Louisiana State University Health Sciences Center-MSN
- 31. Loyola University-MSN
- 32. Northwestern State University-MSN
- 33. Southeastern Louisiana University-MSN
- 34. Southern University Baton Rouge-MSN
- 35. University of Louisiana at Lafayette-MSN
- 36. University of Louisiana at Monroe-MSN
- 3. Glenwood Regional Medical Center – Continuing Education Renewal Request
- 4. Approved Program Reports
 - 1. Fletcher Technical Community College-LPN to RN Bridge Program-
Correspondence to ACEN
- 5. Education Announcements

Motion: by L. Bonanno, seconded, to accept the Consent Agenda Motions.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

2. Division Reports

Agenda Item 2.1

Division of Nursing Practice

Agenda Item 2.1.1

Chief Nursing Officer

Agenda Item 2.1.1.1

Proposed Rule Change CH 45 to Meet Provisions of Act 414 of 2019 Legislature

Summary/Background presented by Dr. Wright. Recommend approval.

Discussion ensued.

Motion: by T. Moffatt, seconded, that the Board approve the proposed rule (Attachment #1) in accordance with the Administrative Procedure Act, LA. R.S. 49:951-968 providing for revisions to Chapter 45 as presented.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Agenda Item 2.1.2

Education and Examination

Agenda Item 2.1.2.1

2018-2019 Schools of Nursing's Annual Report

Dr. Dufrene commended nursing programs that were previously mentioned in Consent Agenda Item 1.2. The following programs achieved 100% on the first-time pass rates for the first-time test takers:

South Louisiana Community College
Sowela Technical Community College
Franciscan Missionaries of Our Lady University
University of Holy Cross

Dr. Dufrene noted that in the summation table for the NCLEX pass rates, the average for the national first-time test takers is 88.72 percent. Louisiana's first-time test takers is 94.72 percent. Louisiana has four programs that fall underneath the national average; the remainder are above the national average up to 100 percent.

There is only one program in Louisiana that is below the pass rate of 80 percent.

Agenda Item 2.1.2.1.1

Dillard University's 2018 – 2019 Undergraduate Annual Report

Summary/Background presented by Dr. Dufrene. Recommended acceptance.

Motion: by L. Bonanno, seconded, that the Board accept the ANNUAL REPORT of the phased-out baccalaureate of science in nursing degree program at **Dillard University**.

And further, that the Board accept the ANNUAL REPORT of the newly established baccalaureate of science in nursing degree program at **Dillard University** and continue initial approval.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Dr. Sharon Hutchinson, Dean of Nursing, Dillard University, was present to provide information and to answer questions by Board members.

Dr. Hill commended Dr. Hutchinson for their program achieving the 80 percent pass rate.

Agenda Item 2.1.2.1.2

Louisiana College's 2018-2019 Undergraduate Annual Report

Dr. Dufrene ran Louisiana College's Report from the December 2019 graduates. There were 14 graduates in December of 2019 of which 12 have tested and have passed. There was one repeater who tested and was not successful; therefore, their current 2020 rate from January 1st to current is 92.31 percent.

Summary/Background presented by Dr. Dufrene. Recommended acceptance.

Motion: by J. Couvillon, seconded, that the Board accept the *ANNUAL REPORT* of the baccalaureate of science in nursing degree program at **Louisiana College**, and continue probation for non-compliance with LAC 46:XLVII.3535.B for the third calendar year in a five-calendar year period.

And further, that the Board instruct Louisiana College to submit interim progress reports for the baccalaureate of science in nursing degree program to be reviewed at subsequent 2020 LSBN Board meetings.

Dr. Marilyn Cooksey, Dean/Professor Louisiana College's School of Nursing, was present to provide information and to answer questions by Board members.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Agenda Item 2.1.2.2

Dillard University Baccalaureate of Science in Nursing Program Phase Out

Summary/Background presented by Dr. Dufrene. Recommended acceptance.

Motion: by J. Couvillon, seconded, that the Board accept the notification of official closure of the phased-out generic and LPN-BSN pre-licensure baccalaureate programs at Dillard University's College of Nursing (DUCON), effective December 13, 2019.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Agenda Item 2.1.2.3

Major Substantive Changes

Agenda Item 2.1.2.3.1

Georgetown University's Request for Major/Substantive Changes

Summary/Background presented by Dr. Dufrene. Recommended approval.

Motion: by J. Wiggins, seconded, that the Board approve the addition of the Post Master's Certificate (PMC) and Baccalaureate of Science in Nursing to Doctor of Nursing Practice (BSN-DNP) programs to the following currently approved roles/populations at Georgetown University:

Adult Gerontology Acute Care Nurse Practitioner (AGNP)
Family Nurse Practitioner (FNP)
Nurse-Midwifery/Women's Health Nurse Practitioner (CNM/WHNP)
Women's Health Nurse Practitioner (WHNP)

Discussion ensued.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Agenda Item 2.1.2.3.2

University of Louisiana at Monroe's Request for Major/Substantive Changes

Summary/Background presented by Dr. Dufrene. Recommended approval.

Dr. Wendy Bailes, Director of Kitty Degree School of Nursing at the University of Louisiana at Monroe, was present to provide information and to answer questions by Board members.

Motion: by L. Bonanno, seconded, that the Board approve the major substantive change request to revise the philosophy and goals of the Kitty Degree School of Nursing at the University of Louisiana Monroe.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-yes; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Agenda Item 2.1.2.4

Baton Rouge General Medical Center-Request for Termination Plan Withdrawal

Summary/Background presented by Dr. Dufrene.

Dr. Dufrene requested that the Board discuss and act on Baton Rouge General Medical Center's School of Nursing request to withdraw the previously approved termination plan for the diploma registered nurse program.

Senator Regina Barrow, State Senator for District 15 and Senator Franklin Foil, State Senator for District 16, were present and spoke in favor of the request from Baton Rouge General Medical Center's School of Nursing request to rescind the approved Voluntary Termination Plan.

Senator Barrow stated that Senator Cleo Fields could not be present, but he sent a letter along with several of her other colleagues who support the request from Baton Rouge General Medical Center's School of Nursing.

Dr. Linda Markey, Director Baton Rouge General Medical Center School of Nursing, Ms. Monica Nijoka, Chief Nursing Officer Baton Rouge General Medical Center, and Alicia Lundstrum, Dean, School of Nursing at William Carey were present to provide information and to answer questions by Board members.

Motion: by L. Bonanno, seconded, that the Board approve the Baton Rouge General Medical Center's School of Nursing request to withdraw the previously approved termination plan with the diploma registered nurse program.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-no; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

(Break)

(Dr. Bonanno called the meeting back to order.)

Agenda Item 2.1.3
Licensure and Practice

Summary/Background presented by Monique Calmes

Ms. Calmes gave an updated report on Licensure and Practice.

Agenda Item 2.1.4
Center for Nursing

House Concurrent Resolution 60 (HCR 60 - attached) - Creating Safe Work Environments for Healthcare Professionals and Social Workers - Authored by Representative Dustin Miller at the request of LSNA – Dr. Bienemy reported that the HCR60 Subcommittee of the Nursing Supply and Demand Council submitted a report containing findings and recommendations concerning potential policy changes for creating safer workplace environments for physicians, nurses, and social service workers in Louisiana. The report was submitted to Mr. Paul Salles, Chair of the Health Works Commission, on 12/20/2019. The HWC has been charged with reviewing the report, making any necessary revisions to the report and then forwarding the report on to the legislative committees on Health and Welfare and on Labor and Industrial Relations. Dr. Bienemy served as the lead for this sub-committee. This report is very timely in that during the time period in which the sub-committee was working on the report, at least three incidents were reported in the media related to workforce violence against nurses, physicians, and/or social service workers in Louisiana.

Dr. Bienemy stated that the report is in the Board's packet.

Discussion ensued.

Agenda Item 2.1.4.1
Louisiana Center for Nursing Updates

Please refer to Dr. Bienemy's Update which was placed in Confluence.

Dr. Bienemy was available for questions from Board members

Agenda Item 2.2
Compliance Division

Agenda Item 2.2.1
Chief Compliance Officer

The Lean Six Sigma assessment for the Compliance Department was completed on February 6, 2020. This morning at 7:07 a.m., a final report for Lean Six Sigma was received. Ms. Matthews has not thoroughly reviewed the reports but will present that at the next Board meeting.

Agenda Item 2.2.3
Compliance Department

Ms. Matthews reported that the total number of investigations currently open in the Compliance Department is 848 cases. Of the 848 open investigations, 272 cases are out of compliance. Therefore, 32 percent of open investigations are out of compliance.

At the December 5, 2019 Board Meeting, board members requested that Ms. Matthews give more specific information on Priority 1 cases. As of January 31st, 87 Priority 1 investigations were open. Out of the 87 open investigations, 55 investigation are out of compliance. The rate of out of compliance investigations is 63 percent.

From four to six months, the Compliance Department has 19 out of Compliance Priority 1 investigations, Seven to nine months, 18 investigations, 10 to 12 months, 11 investigations and 13 to 15 months, five investigations. Four of the investigations open between 13 to 15 months have been presented for review. There are two cases that are in the range of 18 to 20 months. The Investigator was closing the two cases; however, the Investigator is on leave and the cases will be assign to another investigator to review.

Ms. Matthews reported that she has one RN Compliance Officer that is on extended leave as of December 30th. One RN Compliance Officer retired, effective January 25, 2020 and one RN Compliance Officer is scheduled for extended leave beginning in March.

Ms. Matthews was available to answer questions by Board members.

Discussion ensued regarding what steps are being taken to get the outstanding cases closed.

Agenda Item 2.2.2
RNP/Monitoring

Ms. Beckwith gave an updated report on RNP/Monitoring Department.

Ms. Beckwith was available for questions from Board members.

Agenda Item 2.3
Division of Administration

Agenda Item 2.3.1

Board Resolution

The current contract with Shows, Cali and Walsh and Rutledge Law Firm will expire on June 30, 2020. They are no longer eligible for an amendment and require a new contract. Ms. Brown requested that the Board approve the Rutledge contract in the amount of \$45,000, and the contract of Shows, Cali and Walsh in the amount of \$100,000.

Motion: by T. Kindall, seconded, that the Board accept and approve the LSBN Board Resolution for contractual legal services with Rutledge Law Firm, LLC

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-no; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Motion: by T. Kindall, seconded, that the Board accept and approve the LSBN Board Resolution for contractual legal services with Shows, Cali & Walsh, LLP

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-no; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

Ms. Brown stated that Mr. Hebert was present to answer any questions regarding the Vice President's Report regarding the budget or the financial statements.

Agenda Item 2.3.1

Chief Administration Officer

Ms. Brown reported that they switched over to a new credit card processor. All issues they were experiencing have been resolved by the IT Department regarding the new processor.

Dr. Lyon commended and thanked Ms. Brown on taking personal responsibility for processing all refunds back to licensees.

Agenda Item 2.3.2

Information Technology

No Report

Agenda Item 2.3.3

Human Resources

The Human Resources Department is currently preparing for the Annual State Civil Service Audit. Additionally, all their contracts are coming up for review and approval.

Agenda Item 2.3.4

Financial/Records Management

No report

Agenda Item 2.4
Division of Legal Affairs

Agenda Item 2.4.1
Chief Legal Officer

Agenda Item 2.4.1.1
Louisiana Open Meetings Law Information

Ms. Jones submitted information regarding Open Meetings Law as a resource for the Board.

Ms. Jones was available for questions by Board members.

Discussion ensued.

Agenda Item 2.4.2
Hearings

The Report on Litigation will be presented by Ms. Jones during Executive Session.

Ms. Jones reminded the Board that as older investigations are closed, the Board members will be seeing those cases in the form of Consent Orders, and possibly disciplinary hearings. As the Hearings Department receives these older cases, they are working quickly to get them resolved.

3 Office of the Executive Director/CEO

Agenda Item 3.1
International Year of the Nurse and Midwife

The World Health Assembly has designated 2020 the International Year of the Nurse and the Midwife to honor the 200th anniversary of Florence Nightingale's birth and to advance nurses' vital role in transforming health care around the world.

Agenda Item 3.2
Letter from Dr. Rick Brewer, President of Louisiana College r/t 80% NCLEX first time pass rate

Dr. Lyon forwarded Dr. Rick Brewer's letter to Board members in which he questioned reporting out the first time 80% pass rate when they give new graduates four attempts within four years to take the test. In the letter, he requested that the Nurse Practice Act be changed.

Dr. Lyon asked Board members for their input as to the direction they would like to go in for tracking the statistics for every school, pre-licensure program, which may require a rule change to Chapter 35.

Dr. Dufrene presented data to the Board regarding NCLEX pass rate statistics throughout the country.

Dr. Marilyn Cooksey, Dean/Professor Louisiana College's School of Nursing and Dr. Wendy Bailes, Director of Kitty Degree School of Nursing at the University of Louisiana at Monroe were present to provide information.

Discussion ensued.

Dr. Dufrene stated she will inquire from Pearson VUE of the ability to do a second test-taker report and query the schools of nursing as to their terminology preference for a program that does not meet all the standards. Dr. Dufrene will report back to the Board and will have a LACANE (Louisiana Council of Administrators for Nursing Educators) report at the April 2020 Board meeting.

Agenda Item 3.3

SCR 78 APRN & PA prescription of MAT

Dr. Lyon reported that she did meet the compliance of the concurrent resolution to provide to Senator Mills and Representative Bagley that we currently have 139 APRNs. This will probably increase because the new act does allow for all categories of APRNs to prescribe.

Agenda Item 3.4

2019-2020 Renewal Statistics

Dr. Lyon provided the 2019-2020 Renewal Statistics to Board members.

4 Reports

Agenda Item 4.1

Report of the President

Report Posted

Agenda Item 4.2

Report of the Vice President

Report Posted

Agenda Item 4.3

Report of the Executive Director

Report Posted

Motion: by L. Bonanno, seconded, to accept the reports of the President, Vice President and CEO/Executive Director.

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-no; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

Motion Carried

5. Professional Development

Nothing presented

6. National Council State Boards of Nursing

No report

7. Public Comments

There were no public comments

8. Executive Session

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

Voice Vote: L. Bonanno-yes; K. Alexander-yes; T. Cotita-yes; J. Couvillon-yes; J. Hill-no; T. Kindall-yes; J. Manning-yes; T. Moffatt-yes; J. Wiggins-yes

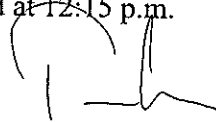
Motion Carried

ADJOURNMENT:

After returning from Executive Session, the Board Meeting was adjourned.

Motion: by T. Kindall, seconded, to adjourn.

The meeting adjourned at 12:15 p.m.



**TIM COTITA, PRESIDENT
LOUISIANA STATE BOARD OF NURSING**