

Louisiana State Board of Nursing

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MINUTES OF THE JANUARY 25, 2006 LSBN COMMITTEE ON NURSING PRACTICE

Call to Order: Deborah Ford, Chairperson, called the meeting of the LSBN Committee on Practice to order at 9:15 a.m. on Wednesday, January 25, 2006 at the Cook Conference Center & Hotel, 3848 W. Lakeshore Dr., Baton Rouge Louisiana.

Roll Call:

Committee Members Present:

Deborah A. Ford, MSN, RN, CNA, Chairperson
Michelle T. Oswald, CRNA, Committee Member
James E. Harper, RN, MSN, CFNP, Committee Member
Deborah Olds, MS, RN, Committee Member

Board Members Present:

Nora Steele, DNS, RN C, PNP, Board Member
Patricia Bourgeois, MSN, CNS, RN, Board Member

Staff Present:

Cynthia D. Morris, MSN, APRN, Assistant Executive Director
Barbara L. Morvant, MN, RN, Executive Director
Margaret Griener, APRN, Credentialing Manager
Joy Peterson, BSN, RN, Regional Manager
Lydia D. Favorite, Licensing Analyst, Recorder

Guests Present:

Joni Nickens, LANP
Jeanne Fabacher, LSU Dermatology Clinic
Phyllis Saucier, E. K. Long Memorial Hospital
Antonia Y. Coco
Joanne Williams
Melanie Green, OLOL School of Nursing
Pamela Keeley, OLOL
Laurie Le Grange, Womans Hospital
Shawntell Richard
Christine Langer - LANA
Penny Blanchard
Laure Bailey
Cindy Rhodes
Louise Barker, Central LA Ambulatory Surgical Center
Michelle Fannehill, Central LA Ambulatory Surgical Center

Chris Young, LANA

Minutes: The minutes of the July 27, 2005 Practice Committee meeting was distributed for review prior to Meeting.

Motion: by D. Olds, second by J. Harper that the minutes of the July 27, 2005 of the Nurse Practice Committee be accepted as written.

Vote: M. Oswalt, Yes; D. Olds, Yes; J. Harper, Yes.

Motion: by J. Harper, seconded by D. Olds that the Practice Committee Agenda of January 25, 2006 be re-order to accommodate guests.

Vote: M. Oswalt, Yes; D. Olds, Yes; J. Harper, Yes. Motion carried.

Delegate UV
Light Therapy: 5.2 Request submitted by Ann Burgin, APRN, BC, Ambulatory Director, petitioning an opinion from the Board if it is within the scope of practice for a registered nurse (RN) to administer and delegate to licensed personnel (LPN) medically necessary ultraviolet light therapy as ordered by a physician in the dermatology clinic.

C. Morris stated that the request was from Earl K. Long Memorial Hospital, Ambulatory Center / Dermatology Clinic. The letter submitted discusses the nurse administering Ultraviolet light therapy.

Jeanne Magne Fabacher and Phyllis Saucier were present to speak to this issue. Ms. Fabacher stated the light box is like a vertical tanning bed, it has about 40 light bulbs, half are UV-A, and half are narrow band UV-B. The treatments are order by a physician. The starting dose is based on the skin type which goes from fair to dark. Supplementary treatment and the frequency doses are order by the physician and the nurses administer the treatments.

J. Harper asked how frequently they are exposed to this type of light. Ms. Fabacher stated that it depends on the condition and when they start treatment, frequency is two to three times a week. The clearing phase can last about 30 treatments, the maintenance phase can be once a week to once every other week. J. Harper asked how often the patient is seen by a physician. Ms. Fabacher stated that the physician would meet with the patient at the initial assessment and thereafter once a month.

D. Olds asked what is the competency level required of the LPN? Ms. Fabacher stated that there is written material provided to become familiar with the equipment and training from the company.

Motion: by Ms. Olds, seconded by J. Harper, in reference to agenda item 5.2 that the Practice Committee recommends the approval for the registered nurse to administer and delegate to the licensed practical nurse ultraviolet light therapy as

ordered by the physician provided the compliance with the rules on delegation LA 46:XLVII.3703 a-d is maintained.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Administer 5.3 Whether it is within the scope of practice for the registered nurse (RN)
Topical Medication: to prepare and administer topical medication involving the preparation of a combination of medication if they are prepared for single use and administered by the person preparing the dose.

Ms. Morris stated that this petition came from Central Louisiana Ambulatory Surgical Center. The petition is about preparing and administering topical medication in the eye. Prior to them investigating this matter they were at one time mixing and preparing a large amount of this medication to be distributed out to patients and now they are doing it in small amount for each patient.

Louise Barker, Director of Nursing and Michelle Fannehill, Assistant Director was present. Ms. Barker stated several years ago the ophthalmologist attended a national meeting and came back with a process to mix medication. This is a better vehicle of administration that they felt provided a better result. It was brought to their attention that mixing the medication in large quantities was compounding, and considered not in the scope of an RN. The Ophthalmologist questioned if they mix up the medication on a one dose basis would this be in the RN scope of practice.

Ms Olds question how far in advance are these mixtures prepared. Ms. Baker stated that the mixture is prepared the morning of the surgery. Mr. Harper question if there was an on site pharmacy at the facility, Ms. Baker stated that they had a pharmacy consultant. Ms. Ford stated that before and opinion can be given that Board staff is to clarify firsthand with the Pharmacy Board.

Motion: by Ms. Olds, seconded by Ms. Oswalt, in reference to agenda item 5.2 that the Board directs staff to request an opinion from the Pharmacy Board concerning their definition on compounding in regard to this case.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Neurofeedback: 5.5 Whether it is within the scope of practice for the RN/APRN to provide neurofeedback services.

Ms. Morris stated that the petitioner was present to answer any questions or concerns.

Penny Blanchard, Nurse Practitioner and Laura Bailey were present. Ms. Blanchard stated she had reviewed the nurse practice act and wanted to clarify if neurofeedback as a form of biofeedback would be within the scope of practice of the RN.

Margaret Griener, APRN Credentialing Manager stated that an RN should have a doctor's referral in order to do this procedure.

Joan Nickens, ANP stated that a nurse practitioner who specializes in pediatric and psychiatric mental health nursing would be able to assess and diagnose and order this without the physician referral.

Ms. Ford question if there were any medication involved in this procedure. Ms. Blanchard stated there were none.

Motion: by Mr. Harper, seconded by Ms. Oswalt, in reference to agenda item 5.5 that it is within the scope of practice for the RN to provide neurofeedback services provided the RN has the necessary knowledge, skills and abilities to perform the procedure safely and competently and procedure is order by a licensed prescriber.

Ms. Ford stated that in the motion the APRN was not addressed. Mrs. Morvant stated that if an RN can do a procedure than the APRN can also do the procedure. Ms. Blanchard also stated that there are people outside of the medical profession who provide this service. Mr. Harper stated that the APRN is covered as a licensed provider.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Class VI
Laser Procedures: 5.4 Whether it is within the scope of practice for the RN to perform Class IV laser procedure under the direct supervision of a qualified physician.

Ms. Morris stated that the petition come from the Surgery Center, Inc. Cynthia Rhodes, Director of the center was present to answer questions.

Ms. Rhodes stated that at the present time they perform cosmetic procedures with laser at their facility and the physician actually perform the procedures and the RN is there to assist. Ms. Rhodes stated through research she found out that in Texas, California and Kentucky, RNs are allowed to perform the actual procedure but under the direct supervision of a physician. Each nurse has to be appropriately trained that includes hands-on instruction on the laser equipment and ongoing continuing education. Hands-on supervision by a physician is maintained until they are deemed to be knowledgeable to perform the procedure. The physician at their facility would like to be able to assess the patient the day before and send them to the RN to do the procedure and they would be available if there were any problems.

Ms. Morris stated that more information was needed on Class IV laser procedures and their institutions policy, procedure and education preparation. Ms. Rhodes stated that she had material from the Louisiana State Board of Medical Examiners that states that laser procedures are a physician function but they state that under direct supervision of a physician this is a task that could be delegated to the trained

professional. Ms. Rhodes stated that Class IV lasers have the highest potential for harm to the user or patient if not applied properly.

Motion: by Ms. Olds, seconded by Mr. Harper, in reference to agenda item 5.4 be table until the Committee had time to review the information received.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Ultrasound
Fetal Presentation: 4.1 RN performing an ultrasound to determine fetal presentation in labor and delivery. The Committee deferred this matter in order for the petitioner to appear.

The petitioner has requested to withdraw the request for the opinion. No further action.

Natrecor: 4.2 Administration of Natrecor in the home setting with RN supervision. Petitioner is asked to attend.

Ms. Morris stated that the petition came from Shannon Newton, RN for Hospice Care of Louisiana in Monroe. Ms. Morris stated that she provided the material for their review concerning the major side effect of the drug.

Motion: by Ms. Olds, seconded by Mr. Harper, in reference to agenda item 4.2 that staff contact Ms. Newton to withdraw or be in attendance to explain her request.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Administration of
Radionucleotides: 4.3 Request to administration of radionucleotides, namely Cardiolite and Neurolite, which are diagnostic tracer elements used for cardiac stress testing and for focal seizure diagnosis.

Ms. Morris stated that this item was deferred from the last meeting. The request came from two RNs at Memorial Hospital in New Orleans and she has not been able to contact them about this issue. The issue involves a conflict in statutes.

Motion: by Mr. Harper, seconded by Ms. Olds, in reference to agenda item 4.2 that Board staff contact the petitioner and offer alternatives routes to address this issue.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Intravenous
Fluids with
Anesthetic Agents: 4.4 Preparing intravenous fluids with anesthetic agent (Naropin) and opiate agonists (Sufenta) for epidural anesthesia and assembling the pump by priming the tubing with the mixture for administration of the medication by the anesthesia provider.

The petitioner has requested to permanently remove the request for the opinion. No action required.

Rapid Sequence Intubation: 4.5 RN as member of a rapid response team to administer the following classification of drugs for rapid intubation for emergent airway management in a patient having an acute, life-threatening airway event: Neuromuscular Blocking agents, propofol, and etomidate with the following provisos: Critical Care (Intensivist MD) is present performing the intubation; and setting could be anywhere in the facility in response to a “code” or emergency. Petitioner is asked to attend.

Ms. Morris stated that the request came from Christus St Frances Cabrini Hospital in Alexandria, LA.

Joann Williams, Critical Care Manager and Pamela Kelley, Charge Nurse were present to answers questions and concerns. Ms. Williams stated that they have begun to conduct in-service to educate the nurses and annual testing on the drugs will be done.

Ms. Ford stated that when the opinion was originally written it addressed emergencies that took place only in the emergency room.

Motion: by Mr. Harper, seconded by Ms. Olds, in reference to agenda item 4.5 that we uphold the previous decision of the Louisiana State Board of Nursing dated February 21, 1996 in regard to the scope of practice regarding RN administration of medication during rapid response intubation at the direction of the attending physician who is present in the situation as an emergency acute life threatening airway event and the setting could be anywhere in the facility in response to a code or emergency.

Vote: D. Olds, Yes; P. Bourgeois, Yes; J. Harper, Yes; and M. Oswalt, Yes. Motion carried.

Ancillary Service: 5.1 Spine Diagnostics Center of Baton Rouge, Inc. submitted a Petition for Declaratory Statement or Advisory Opinion on Nursing Practice regarding the term “ancillary service” in the statutes and allege that the Board has attempted to expand the scope of practice for CRNAs into the practice of medicine by allowing CRNAs to perform “pain management” procedures without a physician order and without the personal direction and immediate supervision of a physician.

Petitioner asked to defer this item. No forward action this time

Announcements: Ms. Morris announced previous nurse practice opinions are available at our web site.

Ms. Ford announced that this may be her last Board meeting since her time is up after ten (10) years of being on the Board.

Adjournment: The meeting of the Nursing Practice Committee adjourned at 11:30 a.m.

Submitted: Cynthia D. Morris MSN, APRN Dated:

Approved: Dated: