

Compliance Committee Meeting Minutes – July 22, 2008

Call to Order Michelle Oswalt, Committee Chairperson called the meeting of the Compliance Committee to order at 1:10 p.m. on Tuesday, July 22, 2008, at the Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, La. 70810.

Roll Call

Committee Members Present:

Michelle T. Oswalt CRNA, Committee Chairperson
Patricia Johnson, MN, RN, CNA
Bonnie Johnson, MSN, RN
Carlene MacMillian, MN, RN

Staff Present:

Barbara L. Morvant, MN, RN, Executive Director (late arrival)
Thania Elliott, MSH, RN, JD, Compliance Director
Jeff Rice, Board Attorney
Joy Peterson, BSN, RN, Acting Investigations Director
Margaret M. Greiner, MPH, APRN, Credentialing Director (late arrival)
Christel Fulton, Licensing Analyst, Investigations
William J. Wilson, Licensing Analyst, Compliance
Helen Forrest, Licensing Analyst, Compliance, Recorder

Agenda Item 3: **Review of** **April 22, 2008** **Minutes**

Minutes of the April 22, 2008 Compliance Committee meeting was distributed at the June 2008 Board meeting for review. No corrections were made.

Motion:

by: Carlene MacMillian to accept the minutes of the April 22, 2008 Compliance Committee meeting.

Second:

by: Patricia Johnson.

Vote:

M. Oswalt, yes; P. Johnson, yes; B. Johnson, yes; C, MacMillian; motion approved.

Agenda Item 4 **Old Business:** **Status of revised** **L.A.C.46:XLVII.3331**

An update was provided as a result of the Board meeting held this morning. The Members voted on revisions that included some grammatical or structural changes per Wade Shows. At this point, the final revisions will go forward with rulemaking.

Agenda Item 5.A **New Business:** **Review of revision to** **LAC:46.XLVII.3333.B.6**

J. Peterson introduced the proposed revision for an addition to Section 3333.B of the Rules and Regulations. During the licensure renewal process, applicants who disclose criminal arrests and/or having been named in medical malpractice lawsuits are asked to provide police/court documents, etc., for investigation by the Board. For applicants failing to provide

**Compliance Committee Meeting
Minutes – July 22, 2008
Page 2**

requested items, board staff has no mechanism to move the investigation along toward completion and the investigations can remain open for an indefinite number of years awaiting documents. This proposal provides a mechanism to promote receipt of needed items and information by permitting board staff to invalidate applicant's license without disciplinary action. The proposed addition was reviewed and discussed.

Motion: By: Carlene MacMillian, to recommend to the Board approval of the addition to Section 3333.B.6 of the Rules and Regulations as proposed.

Second: By: Patricia Johnson

Vote: M. Oswald, yes; P. Johnson, yes; B. Johnson, yes; C, MacMillian; motion approved.

**Agenda Item 5.B
New Business
Review of revision to
LAC:46.XLVII.3405.s.ii**

J. Peterson introduced the proposed revision for an addition to Section 3405.s of the Rules and Regulations. Stated that the concept is same as that for the proposed revision to Section 3333.B. The proposed addition was reviewed and discussed.

Motion: By: Bonnie Johnson, to recommend to the Board approval of the addition to Section 3333.B.6 of the Rules and Regulations as proposed.

Second: By: Patricia Johnson

Vote: M. Oswald, yes; P. Johnson, yes; B. Johnson, yes; C, MacMillian; motion approved.

**Agenda Item 5.C
New Business
Review of revision to
LAC:46.XLVII.3419.H.3**

J. Peterson introduced the proposed revision for an addition to Section 3419.H.3 of the Rules and Regulations. Board files of RNP participants who violate RNP while participating in the program lose confidential status. Although LAC 46:XLVII.3419. Alternative to Disciplinary Proceedings provides for loss of confidentiality upon subsequent violation of the Nurse Practice Act in the Operational Definitions, the other sections of this Rule did not provide clear directions to the staff and participants. This addition provides the necessary clarification.

Motion: By: Bonnie Johnson, to recommend to the Board approval of the addition to Section 3419.H.3 to read, "The board may cause to be made non-confidential the records, files and information related to successful completion of an RNP program in the

**Compliance Committee Meeting
Minutes – July 22, 2008
Page 3**

event that a former participant subsequently violates the NPA or rules of the Board.

Second: By: Carllene MacMillian

Vote: M. Oswalt, yes; P. Johnson, yes; B. Johnson, yes; C, MacMillian; motion approved.

**Agenda Item 6:
Review of Fourth
Fiscal Quarter
Activity Reports**

The Compliance/Monitoring, Investigations, and Recovery Nurse Program Statistical Reports for the Fourth Fiscal Quarter (April 1, 2008 – June 30, 2008) were reviewed.

**Agenda Item 7:
Announcements**

Staff changes include: Helen Forrest is moving from Monitoring/Compliance to RNP. Jade Wilson had been in Investigations and is now moving to Monitoring/Compliance. There is a vacancy for another Licensing Analyst to be assigned to the Monitoring/Compliance. Danielle Smith has now taken over the position as the RNP Director. There is a vacancy for a RNP Manager who will work with Danielle Smith. Janice Britton has been hired to come in as a new RN Regional Manager for the northern regional; will be starting on August 5. J. Peterson has a vacancy for a Licensing Analyst in the Investigations Department to replace J. Wilson.

Adjournment: Meeting adjourned at 1:50 p.m.

Submitted by: 

Thania S. Elliott, MSH, RN, JD
Compliance Director

Committee Approved: January 21, 2009

