

Louisiana State Board of Nursing
Chapter 45 Subcommittee
Minutes
August 11, 2004

Call to Order The meeting of the Louisiana State Board of Nursing Chapter 45 Subcommittee was called to order by Karen Moody, Chair, at 10:05 a.m. on August 11, 2004, in the Board meeting room, 3510 N. Causeway Blvd., Ste 601, Metairie, LA.

Roll Call

Committee Members Present

Karen Moody, PhD, RNC, Louisiana State Board of Nursing, Member
Patsy Bourgeois, MSN, CNS, RN, Louisiana State Board of Nursing, Member
Nora Steele, DNS, RN, C, PNP, Louisiana State Board of Nursing, Member
John Bobear, MD, Louisiana State Board of Medical Examiners, Executive Director
Kim Leblanc, MD, Louisiana State Board of Medical Examiners, President
Malcolm Broussard, RPh, Louisiana Board of Pharmacy, Executive Director
Joni Nickens, APRN, FNP, Louisiana Association of Nurse Practitioners

Committee Members Excused

Patsy McClanahan, MSN, RDMS, RNCNP, LSBN Member
Tawna Pounders, RN, Louisiana State Nurses Association, Executive Director

Staff Present

Margaret Griener, MPH, APRN, Credentialing Manager
Ellienne Tate, EdD, RN, Credentialing Director
Charlann Kable, BSBA, Licensing Analyst

Guests

Elizabeth Fuselier, FNP, Ochsner Foundation, LANP
Ann Lockhart, RN, Ochsner Foundation

Historical Review

Ms. Griener reviewed the historical data that lead to the creation of this Subcommittee to review Chapter 45. Ms. Greiner noted that some of the changes, such as removal of the phrase “under physician direction” were required as a result of Act 1094, passed in the 2003 legislative session. Based on these initial changes, Working Document Draft #1 was created and mailed to all interested parties, including the Advisory Council, Schools of Nursing and related Boards and organizations. A table of comments was developed from the responses received and submitted to the Credentialing and Education Committees at their regular meetings for review. Following the meetings, an updated table of comments was developed and presented at the June 14, 2004 Special Call meeting of the Credentialing Committee. At this meeting a motion was made to create a Subcommittee of the Board to review Chapter 45. Another mailing including Working Document Draft #2 was sent to the interested parties and the additional comments were added to the table of comments. Staff mailed out Working Document Draft #2, the new table of comments and the agenda to Subcommittee members.

Chapter 45 Review

The Subcommittee reviewed Chapter 45 by section.

**Section 4501.
Introduction**

There were no recommended changes for this section.

Section 4503. Titles There were no recommended changes for this section.

Section 4505. Definitions A question was raised regarding the definition of “APRN Specialty” and if Clinical Nurse Specialists in Community/Public Health Nursing meet the definition. The conclusion was yes they do meet the requirements based on the definition of APRN Specialty but since this CNS specialty is population based, they may not meet the requirements to obtain prescriptive authority unless they get additional didactic and clinical content in physical and psychosocial assessment. There were no recommended changes for this section.

Section 4509. Educational Requirements Two main suggestions were made in this section including adding a statement about “primary source verification” and a definition for “specialty”. Other comments were discussed for clarification but no changes were required. Due to the time constraints, comments not addressed by the Subcommittee will be reviewed by staff and changes made as required. The Education and Credentialing Committees addressed many of these comments previously.

Section 4511. Advanced Practice Registered Nurse Professional Certification Programs There were no recommended changes for this section.

Section 4513. Authorized Practice Recommended changes include adding the definitions for “Collaborative Practice Agreement (CPA)” and “Clinical Guidelines” from the Nurse Practice Act; adding “pharmaceutical diagnostic testing” under the prescriptive authority section; combining definitions “Device” and Medical Device or Appliances”; and rewording sections under requirements for CPAs. Dr. Leblanc of the Medical Board expressed the importance of making the rules clear that a back-up physician(s) must be available especially in rural settings to cover emergency situations.

Ms. Griener will make the recommended changes to the new section for Prescriptive Authority. A suggestion was made by Dr. Bobear to remove specific rules related to prescription pads and just site the rules of the Pharmacy Board. It was concluded that some rules would have to be specified in order to be clear. Mr. Broussard of the Pharmacy Board clarified the acceptability of electronic scripts.

The Subcommittee discussed in length APRNs writing scripts for Schedule II drugs. Many states automatically give APRNs prescriptive privileges for schedules II-V. Since no objections were raised to APRNs being granted prescriptive authority for Schedule II drugs if they have a legitimate need, Ms. Griener will include the regulations for Schedule II in the final draft. The Board may consider adding CE requirements or a required course for those APRNs granted Schedule II privileges. There were also some changes needed to the education requirements for pharmacotherapeutics and pathophysiology.

Note: Nora Steele was excused from the meeting at 1:00 p.m.

Members of the Medical Board recommended the Board site or use the exact wording from their rules related to the treatment of obesity and chronic pain. The LSBN rules should not be less restrictive than the Medical Board's rules. Mr. Broussard noted that electronic signatures are not legal for schedule II controlled substances. The Medical Board also expressed that APRN's should not be allowed to accept samples of controlled substances due to the increased risk for theft or break-in at clinics or sites that handle CS samples.

The requirement for approval of sites will be deleted from the rules. APRNs with PA will be required to notify the Board in writing of any site changes for the record but will not require prior approval. The physician/APRN 2-1 ratio was discussed. The recommendation was made to remove the ratio from the rules at this time.

Section 4515. There were no recommended changes for this section.
Continued
Competence of
Advanced Practice
Registered Nurses

Section 4517. There were no recommended changes for this section.
Additional Standards
for Each Advanced
Practice Registered
Nurses

Chairperson Karen Moody thanked all members of the subcommittee and the guests for their participation. Ms. Griener will rewrite the document and forward Working Document Draft #3 to the LSBN for a vote on rulemaking.

Adjournment The Committee adjourned at 2:00 p.m.

Submitted by: _____
Margaret Griener, Credentialing Manager