

# Louisiana State Board of Nursing

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## MINUTES OF THE APRIL 25, 2006 LSBN COMMITTEE ON NURSING PRACTICE

Call to Order: Deborah Olds, Chairperson, called the meeting of the LSBN Committee on Practice to order at 9:00 a.m. on Tuesday, April 25, 2006 at the Cook Conference Center & Hotel, 3848 W. Lakeshore Dr., Baton Rouge Louisiana.

Roll Call:

### **Committee Members Present:**

Deborah D. Olds, MS, BSN, CPHRM, Chairperson

Michelle T. Oswalt, CRNA, Committee Member

Gerald W. Bryant, RN, MSN, Committee Member

James E. Harper, RN, MSN, CFNP, Committee Member (absent)

### **Committee Members Present:**

Frankie Rosenthal, MSN, RN, CNS, CNA, Board President

Nora Steele, DNS, RN C, PNP, Board Member

Carlene MacMillan, RN, MN, Board Member

Bonnie B. Johnson, RN, MSN, Board Member

William St. John LaCorte, MD

### **Staff Present:**

Cynthia D. Morris, MSN, APRN, Assistant Executive Director

Barbara L. Morvant, MN, RN, Executive Director

Margaret Griener, APRN, Credentialing Manager

Thania Elliott, JD, MSH, RN, Compliance/Practice Director

Lydia D. Favorite, Licensing Analyst, Recorder

### **Guests Present:**

Joni Nickens, LANP

Angela Gourney, Earl K. Long

Lauri Carter, Woman Hospital

Cindy Lege', Central Louisiana Ambulatory Surgical Center

Louise Barker, Central Louisiana Ambulatory Surgical Center

Trenda Collins, Woman Hospital

Joynile Harris, Woman Hospital

Sandi Giambeore, Woman Hospital

Minutes: The minutes of the January 25, 2006 Practice Committee meeting was distributed for review prior to meeting.

Motion: by D. Olds, second by G. Bryant that the minutes of the January 25, 2006 of the Nurse Practice Committee be accepted as written.

Vote: M. Oswalt, Yes; G. Bryant, Yes. Motion carried.

#### Old Business

4.1 Request submitted by Shannon Newton, RN, petitioning an opinion from the Board on administration of Natrecor in the home setting with RN supervision.

Mrs. Olds stated that the petitioner was previously asked to attend the meeting or withdraw the petition. Petitioner was not present.

Motion: by G. Bryant, second by M. Oswalt that the request be withdrawn from the agenda.

Vote: M. Oswalt, Yes; G. Bryant, Yes. Motion carried.

D. Olds stated that if petitioner would like to resubmit the petition the committee would look at the request again.

Administer  
Topical Medication: 4.2 Whether it is within the scope of practice for the registered nurse (RN) 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.

C. Morris stated that it was decided at the previous meeting that this was within the scope of practice for an RN to prepare and administer topical medication. A letter was received stating that this was not compounding. C. Morris stated that after the last committee meeting she was instructed to consult with the Pharmacy Board to insure that the information was correct. C. Morris spoke to Malcolm Broussard and verified that it was not considered compounding for a RN to prepare medication for individual patient use.

Motion: by M. Oswalt, seconded by G. Bryant, the Practice Committee recommend to the Louisiana State Board of Nursing that it is within the scope of practice for the registered nurse (RN) 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.

Vote: M. Oswalt, Yes, G. Bryant, Yes. Motion carried.

Class VI  
Laser Procedures: 4.3 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. Legi' stated she was available to answer any questions or concerns. Mrs. Olds questioned that if a RN had to perform the procedure under the direct supervision of a physician, why does the nurse need to do it? Ms. Legi stated that it depends on your definition of direct supervision, referring to the Texas State Board rules which states that the physician would see the patient and determine what treatment is

needed, write the order and that he would be in the building when the procedure was done. Mrs. Rosenthal raised the question on what types of procedure are performed by the registered nurse. Ms. Legi stated that they have five lasers at their facility and only three lasers fall into the category of non-ablative and are used for cosmetic procedures such as fine line and wrinkle removal, some scars and vein removal. It was asked who would do the training for these procedures? Ms. Legi stated that the manufacturer of the laser, the National Safety and Procedure Laser organization offer classes and they are retrained yearly. Mrs. Olds questioned if the order from the physician is written or can it be verbal? Ms. Legi stated that it would be a written order from the physician.

Mrs. Olds stated that the committee should recommend that the request be sent back to staff to draw up some specific guidelines to see how we can proceed with this opinion. Mrs. Rosenthal questioned whether it was usual practice for the Board to draw up guidelines. Ms. Morris stated that this was a complex issue and there would need to be provisions for the training of the staff and policies and procedures. Mrs. Morvant stated that staff could draft suggested language to include some of the things outlined from the Medical Board opinion and the Texas Board language. Ms. Morris clarified that some of the main issues that the Committee wanted addressed was that the MD/authorized prescriber see the patient each time and give specific orders, that it be non-ablative laser, that it be in a medical facility or office, that the RN has the knowledge, skills and ability, proper education/training, and that the patient be informed that the RN will be performing the procedure. The suggested language will be drafted and presented at the next committee for consideration.

Motion: by M. Oswalt, seconded by G. Bryant that agenda item 4.3 be deferred to the next committee meeting for final approval.

Vote: M. Oswalt, Yes, G. Bryant, Yes. Motion carried.

#### New Business

Opinion on Nursing Practice regarding the term “ancillary services”:  
5.1 Petition for Declaratory Statement or advisory opinion on nursing practice regarding the term “ancillary services” in the statutes and alleges 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.

Ms. Morris stated that this item was previously deferred from an earlier committee meeting. A fax was received on April 21, 2006 asking that the agenda item be continued. As discussed, Spine Diagnostic Center, Inc. has reported to have filed another petition for advisory opinion regarding conflicting opinions issued by the LSBN and the LSBME. For time efficiency Spine Diagnostic Center, Inc. requested that the two administrative petitions be heard on the same day. Ms. Morris reported that the second request had not been received, but when received both request would be scheduled for the next committee meeting.

Motion: by M. Oswalt, seconded by G. Bryant, in reference to agenda item 5.1 be continued.

Vote: M. Oswalt, Yes, G. Bryant, Yes. Motion carried.

RN Manager to Allow Instillation of Eye Drops by OMT: 5.2 Whether it is permissible for the RN manager to allow instillation of eye drops by a person with a Bachelor of Science degree in Ophthalmic Medical Technology (OTM) in the setting of an Ophthalmology Clinic in which a physician is present.

A. Gourney, Earl K. Long Medical Center was present to answer any questions or concerns. They presently had two LPNs who staff the ophthalmology clinic. The ophthalmology MD staff would like them to hire OMT because they have the necessary education and training. G. Bryant questioned if the OMT hold a BS degree. A. Gourney stated that OTM holds a BS degree. A. Gourney stated that she would be the OMT direct supervisor and that she would be delegating to them. M. Griener stated that according to our rules the RN can not delegate medication administration to non-licensed nursing personnel. C. Morris stated from the description of the educational preparation, the OMT is well qualified; however, they are not licensed but they are certified. C. Morris restated that a RN under our present rules may only delegate medication administration to licensed nursing personnel. G. Bryant stated that the way the rules are written, a RN can not be allowed to delegate to non-nursing personnel.

Motion: by G. Bryant, seconded by M. Oswalt, that based on information presented it is not in the scope of practice for the RN to delegate complex task such as medication administration to an OMT.

Vote: M. Oswalt, Yes; G. Bryant, Yes. Motion carried.

After a lengthy discussion, the committee suggested that staff be directed to look at the delegation issue concerning medication administration. G. Bryant stated that he believed the scope of the RN was broad enough to provide support/supervision for other health care personnel.

Adjournment: The meeting of the Nursing Practice Committee adjourned at 10:30 a.m.

Submitted: Cynthia D. Morris, MSN, APRN      Dated: May 18, 2006

Approved:      Dated: