

**LOUISIANA STATE BOARD OF NURSING
3510 NORTH CAUSEWAY BLVD., SUITE 501
METAIRIE, LOUISIANA 70002**

MINUTES OF THE JUNE 11, 2003 BOARD MEETING

Call to Order: This regular meeting of the Board of Nursing was called to order at 8:30a.m. by Patsy McClanahan, President, on Wednesday, June 11, 2003, at the Louisiana State Board of Nursing, 3510 North Causeway, Suite 601, Metairie, Louisiana 70002.

Roll Call: The following members were in attendance:

Patsy McClanahan, MSN, RDMS, RN, CNP, President
Deborah A. Ford, MSN, RN, CNA, Vice-President
Patricia Bourgeois, MSN, CNS, RN, Alternate Officer
Frankie Rosenthal, MSN, RN, CNS, CNA
Elsie Crapanzano, MSN, RN
Karen Moody, PhD, RNC
Tommie J. Ashby, RN, BSN
Nora F. Steele, DNS, RN, C, PNP
Eli Sorkow, MD, Non-Voting Member

The following Board member was not in attendance:

Deborah D. Olds, RN

The following staff members were in attendance:

Barbara L. Morvant, MN, RN, Executive Director
Cynthia D. Morris, MSN, RN, Assistant Executive Director
Barbara McGill, MSN, RN, Compliance/Practice Director
Ellienne T. Tate, EdD, RN, Credentialing Director
Thania Elliott, RN, MSH, JD, Regional Manager
Cathy Maher-Storm, RN, MA, Regional Manager
E. Wade Shows, Board Attorney
Julie Comeaux, Executive Services Assistant
Helen Forrest, Licensing Analyst Supervisor-Compliance
Suzanne Armand, CCR

Introduction: President P. McClanahan established that a quorum of the Board was present.

Opening Prayer: The meeting opened with a prayer by P. Bourgeois.

APPROVAL OF MINUTES:

March 10, 2003, Special Session Hearings:

Correction: Ms. Ford noted for the record that the credentials of Ms. Deborah Ford appearing on page 1 should read CNA.

Motion: by K. Moody, seconded, that the Board approve the minutes of the Special Session Hearings held on March 10, 2003, as corrected.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

March 11, 2003, Special Session Hearings:

Correction: Ms. Ford noted for the record that the credentials of Ms. Deborah Ford appearing on page 3 should read CNA.

Motion: by N. Steele, seconded, that the Board approve the minutes of the Special Session Hearings held on March 11, 2003, as corrected

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

March 12, 2003, Board Meeting

Correction: Ms. Ford noted for the record that the word "appoint" appearing on page 1 should read "appointment."

Motion: by D. Ford, seconded, that the minutes of the March 12, 2003, Board meeting be approved.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Motion: by D. Ford, seconded, that P. McClanahan be allowed to reorder the Agenda to allow for Litigation to be heard in executive session.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

ACTIONS ON DISCIPLINARY HEARINGS HELD ON JUNE 9, 2003:

B. Morvant announced the names of those registrants whose files were presented at the Monday, June 9, 2003 Disciplinary Hearings.

Excused: D. Ford was excused from the June 9th and 10th, 2003, Disciplinary Hearings.

Marklin Jay Scalisi

The matter was heard in response to Summary Suspension and charges as filed .

Motion: by N. Steele, seconded, that the license of this registrant continues on suspension until such time as legal matters are resolved and this registrant can appear before the Board.

That the Board ratify the action taken by staff against this individual for Summary Suspension .

That this individual submit payment of \$1,000 to the Board as fine and submit payment of \$750 to the Board as cost of this hearing prior to appearing before the Board.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Timothy Patrick Hale

Appeared before the Board in response to charges as filed.

Motion: by K. Moody, seconded, that a letter or reprimand be issued and becomes a part of this registrant's permanent file regarding the incident which brought this registrant before the Board, and that within six (6) months submit a payment of \$600 to the Board as a fine and \$300 to the Board as cost of this hearing, with the first payment due on the 1st of each month.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

John Dale Hendrick:

Appeared before the Board with an appeal of automatic suspension and request for reconsideration.

Recused: P. Bourgeois and K. Moody were recused from this hearing.

Motion: by T. Ashby, seconded, that the Board ratify the action taken by staff against this individual for Automatic Suspension.

And further, that the license of this registrant be suspended for a minimum of nine (9) months with application for reinstatement contingent upon meeting the following stipulations:

Continue with agreement with the RNP for a minimum of five years with no further evaluations. Not carry controlled substances, narcotic keys or administer same for at least 12 months after returning to work. Shall remain free of alcohol and all unprescribed mood-altering substances. A physician knowledgeable about the individual's history and the information underlying the Board's concerns must currently prescribe any mood altering, addictive, or dependency-inducing substance for a bona fide medical condition. The individual and the prescribing physicians must verify all prescribed drugs in writing to the Board on a specific form within five days of this date and within five days of any new prescriptions.

The Board reserves the right to have an LSBN recognized addictionist review and approve the prescriptions for continued nursing practice.

Present documented evidence of 60 months of continued sobriety. The documentation must be validated by a licensed health professional that holds expertise in chemical addiction treatment.

Have supervised random drug screens (urine and/or blood alcohol) done 24 times yearly for one year and then monthly thereafter through an approved LSBN laboratory. Board staff may request additional screenings. Written reports of same shall be submitted to the Board.

Within 24 months, submit payment of \$1,000 to the Board as a fine. Within 36 months submit payment of \$1,800 to the Board as cost of this hearing, with the first payment due upon the 1st of each month.

Failure to comply with the above orders, receipt of an unfavorable report, or non-receipt of reports on or before the date due shall result in the immediate suspension of this registrant's license for a minimum of two years.

Voice Vote: McClanahan-yes; Crapanzano-yes; Rosenthal-yes; Ashby-yes; Steele-yes.

Motion Carried

Donald Eugene Nelson, Jr.

The matter was heard by the Board in response to charges as filed.

Motion: by E. Crapanzano, seconded, that the license of this registrant is suspended until he can appear before the Board and show cause as to why he should be allowed to practice as a registered nurse.

And prior to appearing before the Board, he must submit a payment of \$700 as a fine and submit payment of \$300 to the Board as a cost of this hearing.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

Automatic Suspensions:

There were seventeen (17) matters brought before the Board in the form of automatic suspensions by Board staff.

Motion: by N. Steele, seconded, that the Board ratify the Automatic Suspensions by staff of the following registrants:

**Melanie Day Bateman
Sharron Beth Bearly
Tangela Dionne Tieuel Carter
Angela Kay Courville
Leslie Wiedeman Gautreau
Michael Vincent Gibiterra
Anita Carter Grimes
Mary Anne Ernst Harper
Janice Hayes-Ellis
Jessica Kia Killingsworth
Robert Eric Munro
Cheryl Criswell Nickoson
Melissa Angle Rickrode
Michael James Villejoin
Tracey Haymon Westfall
Miranda Hart Williams
Connie Farmer Wilson**

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

Consent Orders:

There were thirty-six (36) matters presented to the Board in the form of Consent Orders.

Motion: by P. Bourgeois, seconded, that the Consent Orders submitted by the following registrants be accepted:

**Shannon Anderson
Roxanne Bourgeois**

Sharon McMaster Bourque
Marchelle Fulgham Claverie
Joanna Estes Counts
Chastity Dannette Crain
Andrea Anderson Dalgo
Keriel Dial
Julie Ann Giusti
James Kevin Griffin
Gary Hartzog
Heather Ann Horzelski
Clinton Hoyt Hutchinson
Jane Ellen Jarrell
Suzonne Saunders Jolly
Earl Jules Lopez, III
Lori Lynn Viger May
Wendy Anne Pratt
Delvin J. Price, Jr.
Mark Alan Randall
Elsie Ray Ramos
Daniel Joseph Schulingkamp, III
Angel Sheppard
Kristi Renee Shuster
Mary Martha Smith
Patsy Schaff Soulie
Lori Brown Squyres
Charles Curt Stalsby
Diane Oxley Thomas
Susan Davila Till
Shelly Williams Wanjura
Michael McKinley Warmbir
Supernia Wilson Washington
Patti Allaire Weatherly
Shanna Graham Wilson
Ronald Wyatt

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

RATIFICATION OF DELAY/DENIAL STAFF ACTION:

Seven (7) matters came before the Board as delay or denial of licensure by staff action.

Motion: by F. Rosenthal, seconded, that the Board ratify the delay/denial of licensure by staff on the following:

Sterling Renee Addison
Patricia Jean Brey
Arletta Jevonnee Morris Leggett
Adrienne Reynolds Russell
Aisha Shevonda Taylor
Melanie Anne Friend Taylor
Patricia Whitener

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

The Board received the written report of the Settlement Committee meeting held May 20, 2003. No Action required by the Board.

Kathleen Marshall:

The matter was heard before the Board in response to charges as filed.

Motion: by F. Rosenthal, seconded, that within 12 months submit a payment of \$5,000 to the Board as a fine, and within 12 months submit a payment of \$600 to the Board as cost of this hearing.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Motion: By F. Rosenthal, seconded, to amend the motion to include that additionally the Board staff is directed to notify all appropriate authorities and agencies regarding this individual.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Kendra Sherman Metz:

The matter was heard before the Board in response to charges as filed.

Motion: by E. Crapanzano, seconded, that the license of this registrant is suspended. She shall not be able to request reinstatement until she can appear before the Board and show cause as to why she should be allowed to practice as a registered nurse and until all legal issues are resolved.

Furthermore, prior to requesting reinstatement, she should submit payment of \$500 fine, and \$450 as cost of the hearing and pay late renewal fees.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Lydia Marie Chiaramonte:

Recused: P. Bourgeois and K. Moody were recused from the hearing.

Appeared before the Board in response to charges as filed.

Motion: by T. Ashby, seconded, that the license of this registrant is suspended with a stay of the said suspension and that the license is probated for 36 months with the following stipulations:

Within 5 days, sign and adhere to agreement with RNP for a minimum of 3 years.

Within 60 days, submit to a comprehensive outpatient psychiatric, psychological and substance abuse evaluation by a psychiatrist, clinical psychologist, and addictionist who have been approved by the Board .

Shall authorize and cause a written report of the said evaluation to be submitted to the Board. Shall include the entire evaluation report, including diagnosis, course of treatment, prescribed or recommended treatment, prognosis and professional opinion as to the registrant's capability of practicing nursing with reasonable skill and safety to patients.

Immediately submit to all recommendations thereafter of the therapist, physician, or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professionals.

This stipulation shall continue until registrant is fully discharged by the respective professionals and until approved by the Board staff.

: If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate to the satisfaction of the Board that she poses no danger to the practice of nursing or to the public and that she can safely and competently perform the duties of a registered nurse. If the Board approves licensure, a period of probation, along with supportive conditions and stipulations, will be required to ensure that patients and the public are protected.

Within 12 months, submit payment of \$1,000 to the Board as a fine, with \$100 due on the 1st of each month. Within 12 months, submit payment of \$750 to the Board as cost of this hearing, with the first payment due on the 1st of each month. By the 1st of each month, submit a monthly probation fee of \$25 to the Board, beginning July 2003.

Failure to comply with the above orders, receipt of an unfavorable report or non-receipt of reports on or before the date due shall result in the immediate suspension of this registrant's license for a minimum of one year.

Voice Vote: McClanahan-yes; Crapanzano-yes; Rosenthal-yes; Ashby-yes; Steele-yes.

Motion Carried

Motion:

by T. Ashby, seconded, to strike D under II, under Chemical Dependency, which read: "If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate, to the satisfaction of the Board, that she poses no danger to the practice of nursing or to the public and that she can safely and competently perform the duties of a registered nurse. If the Board approves licensure, a period of probation, along with supportive conditions and stipulations, will be required to ensure that patients and the public are protected.

Voice Vote: McClanahan-yes; Crapanzano-yes; Rosenthal-yes; Ashby-yes; Steele-yes.

Motion Carried

Sheila Ann Dozier:

Was heard by the Board in response to charges as filed.

Motion:

by K. Moody, second, that the license of this registrant is suspended with application for reinstatement contingent upon meeting the following stipulations:

Submit to a comprehensive five to seven day in-patient psychiatric, psychological and substance abuse evaluation by a psychiatrist, clinical psychologist and addictionist who have been approved by the Board.

Shall authorize and cause a written report of the said evaluation to be submitted to the Board. Shall include the entire evaluation report, including diagnosis, course of treatment, prescribed or recommended

treatment, prognosis and professional opinion as to registrant's capability of practicing nursing with reasonable skill and safety to patients.

Immediately submit to all recommendations thereafter of the therapist, physician, or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professionals. This stipulation shall continue until the registrant is fully discharged by the respective professionals and until approved by the Board staff.

: If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate to the satisfaction of the Board that she poses no danger to the practice of nursing or to the public and that she can safely and competently perform the duties of a registered nurse. If the Board approves licensure, a period of probation, along with supportive conditions and stipulations, will be required to ensure that patients and the public are protected. If the Board approves continued licensure, the probation period, conditions or stipulations may be revised to ensure that patients and the public are protected.

If found to be chemically dependent, immediately sign an agreement with the Recovering Nurse Program and cause to have submitted evidence of compliance with all program requirements for a minimum of three (3) years.

Further, prior to request for reinstatement, submit payment of \$700 to the Board as a fine, and \$450 to the Board as cost of this hearing with the first payment due on the 1st of each month.

Failure to comply with the above orders, receipt of an unfavorable report or non-receipt of reports on or before the date due shall result in the immediate suspension of this registrant's license for a minimum of one year.

Voice Vote: McClanahan-yes; Bourgeois-yes, Crapanzano-yes;
Rosenthal-yes; Moody-yes, Ashby-yes; Steele-yes.
Motion Carried

Evelyn K. Thomas:

Was heard by the Board as response to Summary Suspension by Board staff.

Motion: by N. Steele, seconded, that the Board ratify the action taken by staff against this individual for Summary Suspension, because we find that the public health, safety, or welfare imperatively requires emergency action.

Further, to submit payment of \$150 to the Board as cost of this hearing.

Voice Vote: McClanahan-yes; Bourgeois-yes, Crapanzano-yes;
Rosenthal-yes; Moody-yes, Ashby-yes; Steele-yes.
Motion Carried

REPORT OF THE PRESIDENT:

P. McClanahan presented a written report. (Report on file.)

Motion: by D. Ford, seconded, to accept the report of the President.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

REPORT OF THE VICE-PRESIDENT:

D. Ford presented the Vice-President's report and financial summary.
(Report on file)

AGENDA ITEM 2.1:

REVIEW OF VICE-PRESIDENT'S REPORT FOR JANUARY 1, 2003 – MARCH 31, 2003

Discussed in Vice-President's Report.

Motion:
and

by E. Crapanzano, seconded, to accept the report of the Vice-President
the Third Quarter Financial Statement Report for the period January 1,
2003 to March 31, 2003.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-
yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

AGENDA ITEM 2.2

PROPOSED 2002-2003 BUDGET AMENDMENTS

Ms. Morvant stated that the original projections for the budget were not as close as originally projected. Most of the proposals are to adjust the budget to reflect the 10% variable that is required of a State agency. There remains a \$30,000 deficit in the proposed changes for the year ending June 30th. The Board has already adopted the 2003-2004 budget, which will begin July 1, 2003.

MOTION:

by E. Crapanzano, seconded, that the Board approve the 2002-2003 budget amendments.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-
yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

ADMINISTRATIVE COMMITTEE:

P. McClanahan stated that the Administrative Committee met on April 15, 2003. There were no recommendations.

MOTION:

by K. Moody, seconded, to accept the report of the Administrative Committee.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-
yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

REPORT OF THE EXECUTIVE DIRECTOR:

Ms. Morvant stated that the Report of the Executive Director reflects the information about staff activities from January 1 through March 1 with year-to-date summaries.

Ms. Morvant reported that because of renewals, there were several NSF checks. Now staff deposits checks immediately, which has decreased the number of NSF checks that were due to a delay in processing renewals.

Ms. Morvant further reported that staff is in the process of completing the continuing education license renewal audit. There has been a high level of

response, but there are a few who must either comply or have their licenses inactivated.

Ms. Morvant reported that staff continues to work on cases which are backlogged. One case outstanding dating back to 1998 and six cases are from 2000 and the remainder are newer complaints.

Ms Morvant was pleased to announce that Margaret Griener has accepted the position as Credentialing Manager, and Alexes Walker has accepted the position as Regional Manager.

It was reported that the LSUHS School of Nursing Continuing Education Department has asked the Board to cooperate with their first class of legal nurse consultants, a continuing education program that they are offering by allowing four (4) RN participants to meet their clinical component at the Board office.

MOTION: by N. Steele, seconded, that the Report of the Executive Director be accepted.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

ADVISORY COUNCIL:

Ms. Ford reported that the Advisory Council met on April 4, 2003, and stated that they had a request concerning the Board's rules on out of state schools using state clinical facilities and recommended that this request be forwarded to the Credentialing Committee for review.

Ms. Morvant reported that subsequent to the Advisory Council meeting, she received a call from Doris Brown, a member of the Advisory Council, who had not attended the meeting, and stated that she was going to ask the Board to consider establishing a database for nurses who would be willing to work in emergency situations. Ms. Morvant reported that staff put a notice in the Examiner asking for a response from individuals who would be willing to do this. Ms. Morvant recommended that it be put on the Administrative Committee agenda to discuss whether the request was feasible.

MOTION: by D. Ford, seconded, that the report of the Advisory Council be accepted.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

CREDENTIALING COMMITTEE:

K. Moody reported that the Credentialing Committee met on April 16, 2003 and had the following recommendations:

AGENDA ITEM 3.1:
REVIEW OF CERTIFICATION PROGRAM – AS BEING EQUIVALENT TO OR EXCEEDING THE CONTINUING EDUCATION REQUIREMENT FOR RELOCATION:

Motion: by K. Moody, seconded, that the Board not approve the Certification Program - Certified Diabetes Educator credential by the National Certification Board for Diabetes Educators as being equivalent to or

exceeding the continuing education requirements for relicensure.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

AGENDA ITEM 3.2:
REVIEW OF CERTIFICATION PROGRAM – FOR ADVANCED PRACTICE LICENSURE

Motion: by K. Moody, seconded, that the Board not approve the certification program - Certified Diabetes Educator credential by the National Certification Board for Diabetes Educator for advanced practice licensure.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

AGENDA ITEM 3.3:
REVIEW OF REQUEST FROM ADVSORY COUNCIL:

Motion: by K. Moody, seconded, that staff be directed to publish a notice in the next issue of the Examiner notifying all hospitals of the rules involving out of state clinicals and to issue a written notice to out of state schools that are in violation that they must comply with LAC 46:XLVII.4509.A.2.b. Further, that the issue be forwarded to the Education Committee to review the rules and make revisions as necessary to assure that the education of Louisiana students be a priority.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

AGENDA ITEM 3.4:
REVIEW OF MATERIAL FOR DISCUSSION OF CERTIFIED NURSE MIDWIVES, CERTIFIED MIDWIVES AND CERTIFIED PROFESSIONAL MIDWIVES

No action required by the Board.

MOTION: by Ms. K. Moody, seconded, that the report of the Credentialing Committee be accepted.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

Break A short break was taken at this time.

EDUCATION COMMITTEE:

P. Bourgeois reported that the Education Committee met on April 15, 2003, and had the following recommendations:

AGENDA ITEM 4.1:
LSBN/NLNAC SITE VISIT REPORT – NICHOLLS STATE UNIVERSITY BACCALAUREATE PROGRAM IN NURSING

Motion: by P. Bourgeois, seconded, that the Baccalaureate Program in Nursing at Nicholls State University be granted full continuing approval with no

suggestions or recommendations.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes Steele-yes.
Motion Carried

AGENDA ITEM 4.2:
SITE VISIT REPORT – MCNEESE STATE UNIVERSITY ASSOCIATE DEGREE IN NURSING PROGRAM

Motion: by P. Bourgeois, seconded, that the Associate Degree in Nursing Program at McNeese State University be granted full continuing approval with three recommendations as follows:

1. Addition of one full time faculty to assure that the workload of the faculty permits time for class and laboratory preparation as well as the work of the program. (LAC 46:XLVII.3515.H)
2. Document in program minutes the use of the extensive evaluation data for program improvement.
3. Initiate process to seek National Accreditation (NLNAC) within two years if it is evident that the program will not close.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.3:
OUR LADY OF THE LAKE REQUEST FOR MAJOR CURRICULUM CHANGES

Motion by P. Bourgeois, seconded, to approve the request of Our Lady of the Lake College for major curriculum changes to be implemented in Summer 2003.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.4:
OUR LADY OF THE LAKE REQUEST FOR ACCELERATED NURSING PROGRAM

Motion: by P. Bourgeois, seconded, to approve the request of Our Lady of the Lake College to initiate an accelerated program.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.5:
PEARL RIVER COMMUNITY COLLEGE REQUEST TO UTILIZE NORTHSORE PSYCHIATRIC CLINIC FOR CLINICAL TEACHING

Motion by P. Bourgeois, seconded, to approve the request of Pearl River Community College to add Northshore Psychiatric Clinic to the list of Louisiana facilities used for clinical teaching.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.6
REQUEST OF OSCAR DANIEL LEE TO RECOGNIZE CREDENTIALS AS EQUIVALENT TO A BACHELOR'S AND A MASTER'S IN NURSING ACCORDING

TO LAC 46:XLVII.3515.B.4.

Motion: by P. Bourgeois, seconded, to approve the request of Oscar Daniel Lee to recognize his academic credentials as equivalent to a bachelor's and master's in nursing in accordance with LAC 46:XLVII.3515.B.4 to qualify him for a faculty position.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.7

REQUEST FROM LSUHSC ANESTHESIA PROGRAM TO RECOGNIZE FACULTY PREPARATION OF RONALD E. SMITH FOR FACULTY APPOINTMENT

MOTION: by P. Bourgeois, seconded, to approve the request of Kathleen Warren, LSUHSC Anesthesia Program, to recognize the credentials of Ronald E. Smith for faculty appointment.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM 4.8

RESPONSE OF GRAMBLING STATE UNIVERSITY REGARDING 2002 PERFORMANCE OF THEIR GRADUATES ON NCLEX-RN

Motion: by P. Bourgeois, seconded, to approve the plan submitted by Grambling in response to the performance of their graduates on the NCLEX-RN in 2002 and that they submit analysis of the effect of their actions on the performance of their graduates in one calendar year.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Motion: by P. Bourgeois, seconded, to accept the April 15, 2003 report of the Education Committee and the report of the special call meeting of January 14, 2003.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

COMPLIANCE COMMITTEE:

F. Rosenthal reported the Compliance Committee did not meet and had no agenda items.

NURSING PRACTICE COMMITTEE:

D. Ford reported that the Nursing Practice Committee met on April 15, 2003, and made the following recommendation:

AGENDA ITEM 6.1

RN'S SCOPE OF PRACTICE TO DELEGATE TO UNLICENSED NURSING PERSONNEL BOWEL DISIMPACTION IN THE HOME HEALTH SETTING

Motion: by D. Ford, seconded, that it is not within an RN's scope of practice to delegate to unlicensed nursing personnel bowel disimpaction in the home

health setting.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

Motion: by D. Ford, seconded, to accept the Practice Committee Report.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

SETTLEMENT COMMITTEE:

Included in the Executive Director's Report.

SPECIAL TASK FORCE/SUBCOMMITTEES:

JOINT ADMINISTRATIVE COMMITTEE ON PRESCRIPTIVE AUTHORITY

P. McClanahan stated that the Joint Administrative Committee met on April 25, 2003.

Ms. McClanahan reported that as of the April 25, 2003 meeting, there was 16 APRNs approved for limited prescriptive and distributing authority; there were 50 staff actions or changes ratified; 12 APRNs approved for controlled substances; and 2 APRNs granted approval pending compliance with requirements.

As of April 24, 2003, there are currently 523 APRNs with limited prescriptive and distributing authority. There are 25 that are working on different areas to become compliant with the rules.

Ms. McClanahan noted that next meeting will be July 13, 2003 at 8:30 a.m. in Baton Rouge however, this will depend upon the outcome of the legislative session with House Bill 1433, which has passed through the House and out of Senate Committee and will be ready for the floor soon. The bill would resolve the Joint Administration Committee.

A discussion ensued regarding House Bill 1433.

Motion: by K. Moody, seconded, that the report for the Joint Administration Committee be accepted.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.

Motion Carried

TASK FORCE ON PAIN MANAGEMENT:

D. Ford stated that the Task Force for RN scope of practice for Pain Management met on April 14, 2003, and identified three objectives and areas of study:

1. To determine if any of the three issues: epidural administration of anesthetic agents for analgesia deep sedation procedures, RN delegating to LPNs injection of local anesthetic agents are appropriate for the non-anesthesia RN to deliver safe, quality care to the citizens of Louisiana.
2. To determine if pain management clinical guidelines that provide for appropriate safe care of patients are in conflict with La. R.S.

37:930 meet the intent or exceed the scope of the law.

3. To determine if there is a need for an attorney's review of the law and to review the results, actions related to the Task Force decisions.

Ms. Ford stated that the next meeting will be June 12, 2003 at 11:00 a.m.

Motion: by D. Ford, seconded, to accept the Report of the Task Force on Pain Management

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM A:

LAC 22:I CHAPTER 5. ADMINISTRATION OF MEDICATIONS TO CHILDREN IN DETENTION FACILITIES – REPORT ON

B. Morvant gave a verbal report, stating that after adopting these rules with the Department of Corrections they were published in the Register with a substantive error. The Department of Corrections was then contacted and informed they were responsible for repromulgating those rules, and to date has not done so. The Board may have to contact legal counsel if there is no action taken on the matter.

AGENDA ITEM B:

LAC46XLVII.3503.DEFINITIONS – REPORT ON

Ms. Morvant reported that these rules had been promulgated and accepted by the Board and due to an oversight these rules were not moved forward. They have since been published and will appear in the June Register. If there is a hearing request, this will take place somewhere between July 25 and July 30, 2003.

Ms. Morvant advised the Board that should a public hearing be requested, they may wish to establish a hearing panel.

A discussion then ensued between Board members concerning the matter.

Motion: by N. Steele, seconded, that the president be authorized to establish a hearing panel if a hearing is requested on LAC 46:XVII.3503.3.Definitions, to be held between July 25 and July 30, 2003 composed of available members of the Board.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

AGENDA ITEM C:

PROPOSED EMERGENCY MEDICAL SERVICES RULES – REPORT ON

Ms Morvant reported that the EMS Commission has not gone forward with adopting the rules. The Board still has a problem with their use of the term "delegation." Because of the pressures of the session, the attorneys have not been able to meet to discuss the issue, but the Board anticipates being contacted in the near future regarding the matter.

AGENDA ITEM 7:

NATIONAL COUNCIL OF STATE BOARDS OF NURSING:

AGENDA ITEM 7.1:

**APPOINTMENT OF DELEGATES TO THE 2003 NCSBN DELEGATE ASSEMBLY,
ALEXANDRIA, VIRGINIA, AUGUST 5-8, 2003**

Ms. McClanahan advised the Board that they need to nominate someone as delegate and alternate delegate for Board members and also the same for Board staff.

Ms. Morvant stated that generally the president and the executive director serve as the delegate and then staff member attending would be an alternate to the executive director and a Board member attending would be an alternate to the president.

Ms. McClanahan reported that all Board members at this time were anticipating going, and discussed the budgeted allowance for those activities and stated that if all Board members were allowed to go, that would consume the entire budget for travel as far as attending conferences.

Ms. McClanahan further stated that she and Ms. Ford were available to attend as delegates.

Motion: by P. Bourgeois, seconded, that P. McClanahan serve as a delegate and D. Ford serve as alternate delegate for the Board.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

Motion: by P. Bourgeois, seconded, that Ms. Morvant serve as delegate and that she appoint someone from staff to be the alternate delegate.

Voice Vote: McClanahan-yes; Ford-yes; Bourgeois-yes; Crapanzano-yes; Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

A discussion ensued among Board members regarding budget concerns if all Board members attend.

Ms. McClanahan asked that Board members contact Julie Comeaux within the next week if they are planning to attend.

AGENDA ITEM 8.1:
2003 LEGISLATIVE REPORT

Ms. Morvant reported on House Bill 1433, Advanced Practice Registered Nurse Bill, which the Louisiana Nurse Practitioner Association sponsored, which would put jurisdiction of APRNs under the Board of Nursing entirely. In its current state, it takes all the language that was in R.S. 937, R.S. 1031-1034, and puts it under the Board in the Nurse Practice Act. An amendment is being worked on to say that the Board will continue to enforce the rules that are in place until the existing rules can be amended. The Bill is now on the Senate floor and there is always a possibility that it might not pass the Senate since there is fierce opposition to this Bill.

A discussion ensued regarding the matter.

Further, Ms. Morvant reported that House Bill 989 has been defeated, which required that all boards have their adjudicated cases heard by an Administrative Law Judge, by the Governmental Affairs Committee and a similar bill, House Bill 23, would have required that Board member appointees would have had to be reconfirmed by the Senate each year.

House Bill 2029 was defeated, which was requiring the Board to report to Health Plans any adverse action taken by the Board including any restriction of practice. Mr. Shows reviewed the language and thought that the language would also require the Board to report those individuals entering into confidential RNP agreements. There had been concerns from the nursing community regarding the passage of this bill as it would deter hospitals from hiring anyone who was under the RNP program or under probation by the Board.

House Bill, 1393, which would authorize the Board to purchase a building, is being heard before the Senate, Governmental Affairs Committee at the present time. Ms. Sherri Morris is helping the Board get the matter heard this week and will answer questions from the Board concerning the bill.

Also, House Bill 2010 is being heard, and would allow the women in the Milne Home to maintain dormitory style living as opposed to what DSS requires, and also allow administration of medications by unlicensed individuals with no oversight by anyone. There has been an agreement to put it back to self-administration of oral medications and that staff has to have training. DSS has agreed that they will now continue to do the survey and oversight of the home if the Board of Nursing staff would participate in the audit of the medication regime. The audit findings would be reported to DSS and then they would make the licensure based on the audit.

A discussion then ensued.

Motion: by D. Ford, seconded, to go into executive session to hear litigation report at 11:00 a.m.

Voice Vote: McClanahan-yes; Bourgeois-yes; Crapanzano-yes;
Rosenthal-yes; Moody-yes; Ashby-yes; Steele-yes.
Motion Carried

ADJOURNMENT:

The meeting adjourned at 11:10 a.m.

PATSY McCLANAHAN, PRESIDENT
LOUISIANA STATE BOARD OF NURSING