

**LOUISIANA STATE BOARD OF NURSING  
3510 NORTH CAUSEWAY BLVD., SUITE 601  
METAIRIE, LOUISIANA 70002  
MINUTES OF THE JUNE 16, 2004 BOARD MEETING**

**Call to Order:** This regular meeting of the Board of Nursing was called to order at 8:40a.m. by Deborah Ford, President on Wednesday, June 16, 2004, at the Louisiana State Board of Nursing, 3510 North Causeway, Suite 601, Metairie, Louisiana 70002.

**Roll Call:** The following members were in attendance:

Deborah Ford, MSN, RN, CNA, President  
Patricia Bourgeois, MSN, CNS, RN, Vice President  
Frankie Rosenthal, MSN, RN, CNS, CNA, Alternate Officer  
Tommie Ashby RN, BSN  
Patsy McClanahan, MSN, RDMS, RN, CNP  
Karen Moody, PhD, RNC  
Deborah Olds, RN  
Nora Steele, DNS, RN, C, PNP  
Alan J. Ostrowe, MD, Ex-Officio Member

**Excused:** Elsie Crapanzano, MSN, RN

**Late Arrival:** William St. John Lacorte, MD, Ex-Officio Member

The following staff members were in attendance:

Barbara Morvant, MN, RN, Executive Director  
Cynthia Morris, MSN, RN, Assistant Executive Director  
Barbara McGill, MSN, RN, Compliance Director  
Ellienne Tate, EdD, RN, RN Consultant for Education/Research  
Margaret Griener, MPH, APRN, Credentialing Manager  
Patricia Ladner, MN, RN, RN Consultant for Practice  
Michelle Wells, MSHCM, BSN, RNC, Regional Manager  
Cathy Maher-Storm, RN, MA, Regional Manager-RNP  
Lesley Rye, MSN, RN, Regional Manager  
Joy Peterson, BSN, RN, Regional Manager  
E. Wade Shows, Board Attorney  
Sheri Morris, Board Attorney  
Cynthia Christoff, Licensing Analyst  
Julie Comeaux, Executive Services Assistant  
Suzanne Armand, Court Reporter

**Introduction:** President D. Ford established that a quorum of the Board was present.

**Motion:** by P. McClanahan, seconded, that the President be granted the authority to reorder the agenda.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

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

**Motion:** by K. Moody, seconded, to go into executive session for the purposes of discussion of the qualifications of a licensee.

**Recused:** Nora Steele was recused from this matter.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;

Moody-yes; Olds-yes; Rosenthal-yes  
Motion Carried

**Executive Session:** The Board convened into executive session at 8:45 a.m.

The Board reconvened into open session at 9:30 a.m.

**ACTIONS ON DISCIPLINARY HEARINGS HELD ON JUNE 14, 2004**

B. Morvant announced the names of those registrants whose files were presented at the Monday, June 14, 2004 Disciplinary Hearings.

**Sherry Peacock Anderson**

The matter was heard before the Board as ratification of the May 20, 2004 summary suspension by Board staff.

**Motion:** by P. McClanahan, seconded, that the Board ratify the action taken by staff against this individual for summary suspension because public health, safety and welfare imperatively required emergency action.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Andrea Campbell Spicer**

The matter was heard by the Board in response to charges as filed and ratification of summary suspension by Board staff.

**Motion:** by F. Rosenthal, seconded, that the Board ratify the action taken by the staff against this individual for summary suspension, finding that the health, safety, and welfare of the citizens of Louisiana are threatened by this conduct.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by F. Rosenthal, seconded, that the license of this registrant is suspended and she shall not be able to request reinstatement until the following stipulations are met:

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 a 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 Board staff.

If found to be chemically dependent, immediately sign an agreement with Recovering Nurse Program.

Shall submit payment of \$500 to the Board as a fine and submit \$750 payment to the Board as cost of this hearing.

Prior to requesting reinstatement, all payments must be made.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Sherryl Harris**

The matter was heard by the Board as ratification of recall of temporary permit.

**Motion:** by D. Olds, seconded, that the Board ratify the recall of the temporary permit by staff.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Cynthia Farish**

The matter was heard by the Board as ratification of summary suspension by Board staff.

**Motion:** by P. McClanahan, seconded, that the Board ratifies action taken by staff against this individual for summary suspension finding that public safety and welfare imperatively required emergency action.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Geneva Adams Stuart**

The matter was heard by the Board as request for ratification of summary suspension by Board staff.

**Motion:** by K. Moody, seconded, that the Board ratifies the action taken by staff against this individual for summary suspension finding that public safety and welfare imperatively required emergency action.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**ACTIONS ON DISCIPLINARY HEARINGS HELD ON JUNE 15, 2004**

B. Morvant announced the names of those registrants whose files were presented at the Tuesday, June 15, 2004 Disciplinary Hearings.

**Velma McFarland**

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

**Motion:** by P. McClanahan, seconded, that the license of this registrant is suspended and application for reinstatement is contingent upon meeting the following stipulations:

Submit written evidence of completion of ten hours of LSBN staff

approved continuing education hours to include the areas of Legal Accountability and Ethics.

Submit payment of \$3,400 to the Board as a fine and \$200 for cost of this hearing.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Margaret Cohen** Appeared before the Board in response to charges as filed.

**Recused:** Nora Steele was recused from this matter

**Motion:** by T. Ashby, seconded, that a formal letter of reprimand is issued and becomes a part of this registrant's permanent file regarding the incident which brought this registrant before the Board and that she practices within the scope of a maternal/child nurse practitioner.

The scope of practice will be limited to a focus on maternal/child care with a focus on obstetrics, normal newborn, pediatrics ages 0-16 (kid med to age 21), and to exclude high-risk patients, populations, and conditions.

Further, submit to biannual site visits by the Board (RN investigator) for a period of one year.

The request for prescriptive authority is denied until such time she can demonstrate a successful completion of a graduate level course or courses in pharmaco-therapeutics and meet all other requirements for prescriptive authority.

Within 36 months, submit payment of \$3600 to the Board as cost of this hearing with the first payment due on the 1<sup>st</sup> of each month.

Failure to comply with the above orders shall result in the immediate suspension of this registrant's APN license for a minimum of 12 months.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes  
Motion Carried

**Tammy Serio** T. Serio appeared before the Board in response to charges as filed and ratification of summary suspension.

**Recused:** E. Crapanzano was recused from this hearing.

**Motion:** by F. Rosenthal, seconded, that the Board ratify the action taken by the staff against this individual for summary suspension finding that the public health, safety and welfare imperatively required emergency action.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by F. Rosenthal, seconded, that the license of this registrant is suspended with a stay of said suspension and that the license is probated for 24 months with the following stipulations:

Within 60 days, submit to a comprehensive five to seven day outpatient psychiatric, psychological and substance abuse evaluation by a psychiatrist, clinical psychologist and addictionist who has 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 Board staff.

If the evaluations give any treatment recommendations or finding to warrant concern for patient safety, shall meet with the 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.

Within 12 months, submit written evidence of completion of 15 hours of LSBN staff approved continuing education hours to include the areas of Legal Accountability, Legal/Ethical Issues, Critical Thinking, and Patient Abuse.

Within 24 months, submit a payment of \$2400 to the Board as a fine, and \$1000 to the Board as cost of this hearing, with payment of \$150 due on the 1<sup>st</sup> of each month until paid in full.

By the 1<sup>st</sup> of each month, submit a monthly probation fee of \$25 to the Board beginning the first month that she returns to work.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Michelle Kling** M. Kling was heard by the Board in response to charges as filed.

**Excused:** E. Crapanzano was excused from this hearing

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

Within 60 days, submit to a comprehensive 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 Board staff. Prior to request for reinstatement, submit written evidence of completion of 10 hours of LSBN staff approved continuing education hours to include the areas of Medication Administration and Legal Accountability.

Submit payment of \$700 to the Board as a fine, and \$300 to the Board as cost of this hearing. Prior to reinstatement, all fees must be paid.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Nancy Martel** Appeared before the Board in response to charges as filed.

**Excused:** E. Crapanzano was excused from this hearing.

**Motion:** by D. Olds, seconded, that a letter of reprimand is issued and becomes a part of this registrant's permanent file regarding the incident, which brought this registrant before the Board.

Within 6 months, submit written evidence of completion of 10 hours of LSBN staff approved continuing education hours to include the areas of Legal/Ethical Issues.

Within 12 months, submit payment of \$500 to the Board as a fine and within 12 months, submit payment of \$300 to the Board as cost of this hearing.

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 2 months.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Martha Schonlau** M. Schonlau appeared before the Board with request for reinstatement.

**Excused:** E. Crapanzano was excused from this hearing.

**Motion:** by N. Steele, seconded, that the license of this registrant is reinstated with probation for 10 years contingent upon the following stipulations:

Within 5 days, sign and adhere to agreement with the RNP for a minimum of 10 years.

Shall remain free of alcohol and all un-prescribed and mood altering substances. Any mood altering, addictive or dependency-inducing substance must be currently prescribed for a bona fide medical condition by a physician knowledgeable of the individual's history and the information underlying the Board's concern.

All prescribed drugs must be verified in writing to the Board on a specified form by the individual and the prescribing physicians within 5 days of this date, and within 5 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.

Within 12 months, submit payment of \$600 to the Board as cost of this

hearing, with the first payment due on the 1<sup>st</sup> of each month. By the 1<sup>st</sup> of each month submit a monthly probation fee of \$25 to the Board beginning July 2004.

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 revocation of this registrant's license.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**AUTOMATIC SUSPENSIONS:**

There were twenty-two (22) matters that appeared before the Board in the form of automatic suspensions by Board Staff.

**Motion:** by F. Rosenthal, seconded, that the Board ratify the Automatic Suspensions by staff of the following registrants:

**Rita Marie Adams  
Pamela Pickens Barker  
Travis Dean Bordelon  
Hill Clinton Durham, III  
Otis James Johnson  
Didaciane Gatete Keys  
Sandra Lynn Jones Lee  
Jenny Fincher McManus  
Hugh Nathan Moore  
Jodee Fontz Newsom  
Diane Camp Pace  
Junice Roberts Pacheco  
Nancy Adele Sigler Rohrer  
Donna Sebren Rowell  
Charles Curt Stalsby  
Darcy Ellen Swysgood  
Nora Jane Spurlock Tarlton  
Pamela Libertore Taylor  
Danelle Wingate Treigle  
Dixie Lynn Tullier  
Devon Ried Viehe  
Mark Kevin Weir**

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**CONSENT ORDERS:**

There were sixty-one (61) matters presented to the Board in the form of Consent Orders entered into by Board Staff.

**Motion:** by T. Ashby, seconded, that the Consent Orders submitted by the following registrants be accepted.

**Kassidy Ann Perry Albin  
Michael Francis Alexander  
Barbara Lee Toler Cemmons Andres  
Eileen Marian Andry  
Deborah Odom Baird  
Monique Ann Beers**

Mary Dierker Bixley  
Donna Rae Birdsong Booth  
Dianna Patricia Bordelon  
Bambi Lynn Breaud  
Benjamin Craig Brofman  
Ricky Rena Burns  
Carl Aram Caloian, Jr.  
Virginia Lee McDow Carlson  
Amelia Dalonna Carter  
Stacy Celestine  
Tracey Lee Cook  
Rickie Lee Cox  
Cathy Jane Daniels  
Vicki Jan Sullivan Deville  
Margaret Ann Biddick Duhon  
Tracy Ann Ferguson  
Cynthia Maddox Farish  
Rhonda Gal Crain Foreman  
Kenneth Lee Gue  
Archie Paul Hebert  
Johndale Michael Hendrick  
Mary Jean Haynes Hester  
Rachel Berg Hollander  
Laura Denise Holt  
Roberta Maxine Kalmason  
Zuri Askire Lazard  
Heather Leigh Lemaire  
Pamela Elaine Huffman Lockridge  
Mark Christian Leug  
Kathleen Michele Maston  
Virginia Lea Maxey  
Clennon Hubert Moncrief  
Amanda Beth Rushing Moody  
Christina Roberts Reeves  
Carlene Merrick Riley  
John Eric Rivoire  
Simonne Lucie St. Pe  
Laurie Dunaway Sharp  
Geneva Adams Stuart  
Rachel Elizabeth Tanner  
Lisa Caryl Ann Tassin  
Heidi Kaiser Tenhundfeld  
Jeffery Eric Thomas  
Jayson Alton Thornhill  
Brenda Martin Truxillo  
Tracy Lee Tumey  
Kelly Kennair Vogel  
Latoya Dawn Wilson  
Shanna Graham Wilson  
David Mark Wood  
Deborah Marchand Wynne

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by K. Moody, seconded, in the matter of **Karen Hartley Kerrigan**, that the Consent Order submitted by registrant is accepted with the following modification: That the APRN license be probated with the same stipulations as the RN license.



**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by K. Moody, seconded, in the matter of **Justin Jonathan Lune**, that the Consent Order submitted by this registrant is accepted with the following modification: Report as previous criminal arrest.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by T. Ashby, seconded, in the matter of **Jeromy Eugene Teague**, that the Consent Order submitted by this registrant is accepted with the following modification: To report as prior criminal record.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by D. Olds, seconded, in the matter of **Ann Pratt**, that a Consent Order submitted by this registrant is accepted with the following modification: "Within six months, submit written evidence of completion of 10 hours of LSBN staff approved continuing education hours to include the areas of Legal Aspects of Nursing Care and Legal Accountability, Ethics."

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**MULTIPLE ACTIONS:**

Three (3) matters came before the Board involving Multiple Actions by Board staff.

**Motion:** by P. McClanahan, seconded, that the Board ratify multiple actions as follows:

**Christy Rivers Bridges**  
**Franklin Pierce Gipson**  
**Christopher Sean Piper**

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**RATIFICATION OF DELAY/DENIAL OF STAFF ACTION:**

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

**Motion:** by K. Moody, seconded, that the Board ratify the delay/denial of licensure by staff action of the following individuals:

**Donald Sullivan Anderson**  
**Lindsey Nicole Brazan**  
**Mary Louise Reed Broady**  
**Laciana Leslie Davis**  
**Candice McClees Lampkin**  
**Roynika Lashawn Tate**  
**Lori Renee Van Tuyl**

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;

Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**SETTLEMENT COMMITTEE:**

The Board received the report of the April 26, 2004 Settlement Committee. No action required by the Board.

**APPROVAL OF MINUTES:**

**March 15-16, 2004 Special Session Hearings**

**Motion:** by P. McClanahan, seconded, that the Board approves the minutes of the Special Session Hearings held on March 15-16, 2004.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**March 17, 2004 - General Meeting**

**Motion:** by K. Moody, seconded, that the Board approves the minutes of the General Meeting held on March 17, 2004. (See page 19 for corrections as amended.)

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**REPORT OF THE PRESIDENT:**

D. Ford presented a written report. (Report on file.)

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

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**REPORT OF THE VICE-PRESIDENT:**

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

**AGENDA ITEM 2.1:**

**ACCEPT THE VICE-PRESIDENT'S REPORT AND THIRD QUARTER FINANCIAL STATEMENT REPORT FOR JANUARY 1, 2004 – MARCH 31, 2004**

Discussed in Vice President's Report.

**Motion:** by P. Bourgeois, seconded, to accept the report of the Vice-President and the Third Quarter Financial Statement for the period January 1, 2004 to March 31, 2004.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**REPORT OF THE EXECUTIVE DIRECTOR:**

B. Morvant presented a report on the activities of the Board for the quarter January 1, 2004 – March 31, 2004. (Report on file.)

It was reported by Ms. Morvant that the Administrative Committee requested that staff show the progress of the disciplinary investigations from year to year in their report. Staff also went back and looked at the cases that were on the books from 2001. Ms. Morvant reported that Ms. McGill has complied and submitted a listing of those. Some have been resolved this quarter and some are pending for reasons out of staff's control.

Ms. Morvant reported that the 2003 Annual Report is finished and has been posted on the web site.

Dr. Tate has begun work on student data analysis, and will be bringing that work to the Education Committee this quarter.

Staff has completed the audit in this quarter, which is not reflected in the current report. Ms. Morris is following up with those individuals who fell within the policy of informal reprimands or having disciplinary actions and will be submitting a report at the next meeting.

Ms. Morvant stated she will be sending out a study of total graduates who stay in Louisiana to work. In looking back from 1998 to 2002, the data reflects that a large portion of the graduates remain and reside in Louisiana.

**Motion:** by K. Moody, seconded, to accept the Report of the Executive Director.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**ADMINISTRATIVE COMMITTEE:**

**AGENDA ITEM 2.2**

**ELECTRONIC VAULTING/DISASTER DATA RECOVERY PROPOSALS**

The action requested is to approve the proposal on the development of a Disaster Recovery/Business Continuity Planning Policy to include the engagement of a contract for electronic vaulting and data recovery beginning in fiscal year 2004-2005. Ms. Morvant stated that this will require a budget revision to the 2004-2005 budget to be submitted to the Legislative Budget Committee and, therefore, would further recommend that the Board authorize the Administrative Committee to approve a budget revision at its June 2004 meeting.

The Office of Information Technology had issued Policy IT-Pol-011, which guide state agencies under the Executive branch to develop and annually update a Disaster Recovery/Business Continuity Planning Policy. The Executive Director, Assistant Executive Director, and the Information Specialist have met with the vendor, Network Technology, to discuss LSBN needs. Vendor is working on proposals to suit specifications.

Discussion ensued on this matter.

**Motion:** by D. Ford, seconded, to approve the proposal on the development of a Disaster Recovery/Business Continuity Planning Policy to include the engagement of a contract for electronic vaulting and data recovery beginning in fiscal year 2004-2005, and further to authorize the Administrative Committee to approve a budget revision.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**AGENDA ITEM 2.3:**  
**LEGISLATIVE SESSION – REPORT ON**

Ms. Morvant distributed to the Board with this meeting material a tracking report reflecting the bills that LSBN has been tracking during this 2004 Legislative Session.

The 2004 Legislative Session opened March 29, 2004 and had a total number of 873 Senate Bills and 1,712 House Bills. LSBN has tracked about 369 bills as relevant to the work of the Board.

Ms. Morvant highlighted the most significant bills. Senate Bill 387 was sponsored by the Louisiana State Nurses Association on behalf of the Board's work on the Task Force on Pain Management. The amended version has now successfully been passed by the Senate and House and is being sent to the Governor for signature.

House Bill 102 provided for unlicensed persons to administer medications in assisted living. This bill was deferred and converted to a Study Resolution SCR 151.

Ms. Ladner reported that SCR 151 had passed and was on its way for the Governor's signature. There was an amendment to add a representative from the Nursing Home Association and the LPN Board.

Discussion ensued.

**AGENDA ITEM 2.4:**  
**STRATEGIC PLANNING DAY PLANS – REPORT ON**

Ms. Morvant stated she would be sending out a request to the Board for feedback on what they would most like to accomplish in terms of issues during Strategic Planning in order to plan for appropriate speakers. The tentative dates set are November 17 and 18, 2004.

**AGENDA ITEM 2.5:**  
**STUDY OF NURSE VERIFICATION OCCURRENCE**

Ms. Morvant reported that the number of RNs verifying to other states is frequently used to interpret that RNs are leaving the state. A study of the Louisiana graduates show that a large majority of Louisiana graduates remain in the state. Therefore, it may be helpful to interpret this number by conducting a survey of RNs verifying to other states.

Dr. Tate asked the Board for input regarding proceeding with this survey to determine why nurses are verifying from the state and supplied a draft questionnaire to the Board.

**Motion:** by K. Moody, seconded, to approve to conduct the review and give input for the survey form.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**Motion:** by D. Olds, seconded, to accept the Administrative Committee report of

April 27, 2004.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**ADVISORY COUNCIL:**

P. Bourgeois stated there was no report. The Advisory Council will meet in September.

**CREDENTIALING COMMITTEE:**

K. Moody reported that the Credentialing Committee met on April 28, 2004 and made the following recommendations:

**AGENDA ITEM 3.1:**  
**CHAPTER 45 COMMENTS – REVIEW OF**

Dr. Moody reported that this concerns revisions to Chapter 45 of the LSBN Rule Book, Working Document #2. P. Griener and her staff are continuing to work on this document using input from the most recent Credentialing Committee meeting, Education Committee meeting, and various interested parties such as APRNs, educators, Louisiana State Board of Medical Examiners, and the Louisiana State Board of Pharmacy. Board members were given a copy of Working Document #2 as well as the revised table of comments.

Discussion ensued.

**Motion:** by P. McClanahan, seconded, that the Board establish a special committee of the Board to review comments on working drafts one and two of Chapter 45 and make recommendations to the Board regarding the proposed rules. Suggestions: To include four Board members. Also, to include one representative from Louisiana Association of Nurse Practitioners, Louisiana State Nurse Association, Louisiana State Board of Medical Examiners, Louisiana State Board of Pharmacy to review and comment without voting rights.

Discussion ensued.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**AGENDA ITEM 3.3**  
**LEGAL OPINION RELATIVE TO PRESCRIPTIVE AUTHORITY FOR SCHEDULE II DRUGS**

Wade Shows and Sheri Morris were present to discuss the legal authority for the Board to authorize APRNs to prescribe Schedule II medications. Their opinion states that the Board may authorize such authority through rules, however, should not use exception to rules to grant such authority.

**Motion:** by K. Moody, based upon the legal opinion of Sherri Morris dated June 14, 2004 relative to prescriptive authority for Schedule II drugs that the Board accept the recommendations of the Credentialing Committee to:

1. Recall the privilege of any Advanced Practice Registered Nurse who has been granted authority to prescribe Schedule II drugs other than for the treatment of Attention Deficit Disorder.

2. Direct the staff to immediately notify each Advanced Practice Registered Nurse, who was granted authority to prescribe Schedule II drugs other than for the treatment of Attention Deficit Disorder, that their privileges have been suspended.

3. Direct the staff to proceed with preparation of rules regarding prescriptive authority for Schedule II drugs in an expeditious manner.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes

Motion Carried

**Motion:** by K. Moody, seconded, that the Board accept the report of the April 2004 Credentialing Committee.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;  
Moody-yes; Olds-yes; Rosenthal-yes; Steele-yes

Motion Carried

**(Recess)**

**Departure:** Deborah Olds departs Board Meeting.

**EDUCATION COMMITTEE:**

P. Bourgeois reported that the Education Committee met on April 27, 2004 and had the following recommendations:

**AGENDA ITEM 4.1:**

**MCNEESE STATE UNIVERSITY, BSN, PROGRAM COORDINATED LSBN/NLNAC  
SITE VISIT REPORT**

**Motion:** by P. Bourgeois, seconded, to recommend full approval with no suggestions or recommendations.

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

Motion Carried

**AGENDA ITEM 4.2**

**NICHOLLS STATE UNIVERSITY, ASN PROGRAM COORDINATED LSBN/NLNAC  
SITE VISIT REPORT**

**Motion:** by P. Bourgeois, seconded, to recommend continuing full approval with two suggestions as follows:

1. That clerical staff be increased to meet program needs (LAC 46:XLVII.3515.F).

an 2. That computer/technology staff for the nursing program be added as addition to the University wide support staff availability. (LAC 46:XLVII.3515.F).

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

Motion Carried

**AGENDA ITEM 4.3**

**JACHO 2004 AND 2005 CRITICAL ACCESS HOSPITAL STANDARDS  
INITIATION OF CRIMINAL RECORD HISTORY INFORMATION ON STUDENTS  
PROPOSED CHANGES TO LAC 46:XLVII.3330 AND 3341**

**Motion:** by P. Bourgeois, seconded, to implement policies to initiate obtaining Criminal record history information on students prior to entrance into clinical nursing courses in accordance with LAC 46:XLVII.3330.B, effective for those students seeking admission to clinical nursing courses in August 2004 and thereafter.

Initiate rule making to reflect an application for enrollment fee of \$20 from students.

Initiate rule making to reflect an increase in the examination fee from \$80 to \$100.

Discussion ensued regarding feasibility of implementation.

**Motion to Amend:** by K. Moody, seconded, to amend number 1, changing the word “implement” to read “develop,” deleting “effective for those students seeking admission to clinical nursing courses in August 2004 and thereafter.”

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

**Amended Motion:** Voice Vote: Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes; Moody-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**AGENDA ITEM 4.4:**  
**REQUEST FOR FACULTY EXCEPTIONS TO FACULTY QUALIFICATIONS**  
**LAC 46:XLVII.3515.B.7.**

**Motion:** by P. Bourgeois, seconded, that the Louisiana State Board of Nursing approve a faculty exception as follows:

Delgado/Charity School of Nursing: **Rita J. Finn**

**Recused:** N. Steele was recused from voting regarding this matter.

**Voice Vote:** Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes; Moody-yes; Rosenthal-yes;  
Motion Carried

**Motion:** by P. Bourgeois, seconded, to accept the report of the Education Committee as presented.

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

**COMPLIANCE ISSUES**

**AGENDA ITEM 5.1:**  
**PROPOSED RULE CHANGES TO LAC 46:XLVII.3401-3419. DISCIPLINARY PROCEEDINGS ALTERNATIVE TO DISCIPLINARY PROCEEDINGS**

F. Rosenthal reported that the Committee met on April 28, 2004, and recommended adding the statement “false statement on application” as a violation to the definition of “other causes,” and the addition of Hepatitis C to number 11 as a violation of failure to report.

**Motion:** by F. Rosenthal, seconded, to accept the proposed revisions to LAC

46:XLVII.3401-3419 for rule-making.

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

**Motion:** by F. Rosenthal, to accept the report of the Compliance Committee meeting.

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

## **NURSING PRACTICE ISSUES**

### **AGENDA ITEM 6.1:**

#### **STAFF REPORT: PROPOSED RULE CHANGES TO LAC 46:XLVII.CHAPTER 40**

F. Rosenthal reported that the Practice Committee met on April 28, 2004 and made the following recommendations:

**Motion:** by F. Rosenthal, seconded, to accept the proposed revision (for rule-making) to LAC 46:XLVII.Chapter 40 with the addition of student nurses and to allow the staff to make corrections in accordance with the Board's rules and policies.

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

### **AGENDA ITEM 6.2:**

#### **RN PLACING A BRAVO pH PROBE WITHOUT A PHYSICIAN BEING PRESENT – OPINION REQUESTED**

**Motion:** by F. Rosenthal, seconded, that it is within the scope of practice for the registered nurse to place a Bravo pH probe for the purpose of pH monitoring provided there is documentation of prior assessment by the patient's physician for determination of appropriateness for placement. Additionally, that the registered nurse has the documented appropriate knowledge, skills, and abilities to perform the procedure.

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

### **AGENDA ITEM 6.3:**

#### **CPT CODES FOR NURSE PRACTITIONERS – OPINION REQUESTED**

**Motion:** by F. Rosenthal, seconded, that it is within the scope of practice for family nurse practitioners (FNPS) and women health nurse practitioners (WHNPs) to perform CPT Code 57160 – Fitting and insertion of pressaary or other intravaginal support device.

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

**Motion:** By P. McClanahan, seconded, that it is within the scope of practice for adult nurse practitioners (ANPs), FNPs and WHNPs to perform CPT codes:



51600-Injection procedure for cystography or voiding urethrocytography;  
51700-Bladder irrigation, simple, lavage and/or instillation;  
51725-Simple cystometrogram (CMG) (eg, spinal manometer);  
51726-Complex cystometrogram (eg, calibrated electronic equipment);  
51741-Complex uroflowmetry (eg, calibrated electronic equipment);  
51772-Urethral pressure profile studies (UPP) (urethral closure profile),  
any technique;  
51784-EMG studies of anal or urethral sphincter, other than needle, any  
technique;  
51795-Voiding pressure studies (VP); bladder voiding pressure, any  
technique;  
51797-Intra-abdominal voiding pressures (AP) (rectal, gastric, and  
intraperitoneal) provided the practitioner has the documented  
knowledge, skills and ability to these procedures and that this is  
agreed upon by the collaborating physician(s).

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

**AGENDA ITEM 6.4:**  
**RN REMOVING A BALLOON INTRAUTERINE STENT POSTOPERATIVELY-  
OPINION REQUESTED**

**Motion:** by F. Rosenthal, seconded, that it is not within the scope of practice for  
the RN to remove a balloon uterine stent device.

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

**AGENDA ITEM 6.5**  
**EAST BATON ROUGE PARISH SCHOOL SYSTEM – LEGAL OPINION REQUEST**

**Motion:** by F. Rosenthal, seconded, to accept the legal opinion rendered by Mr. Shows  
regarding East Baton Rouge Parish School Board dated April 26, 2004

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

**Motion:** by F. Rosenthal, seconded, to accept the report of the Practice Committee.

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

**SPECIALTASK FORCE/SUBCOMMITTEES**  
**FOCUS GROUP – CHAPTER 37 NURSING PRACTICE**

F. Rosenthal reported that the Focus Group held its initial meeting, but  
due to the recent Legislative session and the passage of SCR 151, the  
group has not met.

P. Ladner stated that there are two issues before the Focus Group. The  
first deals with medication administration with residents living in assisted  
living facilities that were not cognitive.

The second issue deals with a special population of waived patients that  
are not covered under current laws and rules under DHH for waived  
compliance. If the Board determines that SCR 151 will be addressing

assisted living facilities, there still remains the other issue that needs to be looked at in terms of RNs delegating medication administration to unlicensed personnel in the home of disabled clients.

Discussion ensued on how to handle this issue.

**Motion:** by F. Rosenthal, seconded, to dissolve the Focus Group and have the Practice Committee reconsider the request of the waived population and make a recommendation.

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

Motion Carried

**Motion:** by F. Rosenthal, seconded, to accept the report of the Practice Committee.

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

Motion Carried

**UNFINISHED BUSINESS:**

**AGENDA ITEM A**

**PROPOSED RULE LAC 46:XLVII.3503.DEFINITIONS – REPORT ON**

The deadline for adopting the proposed rule without repromulgation is September 10, 2004. Ms. Morvant reported that staff has yet to get agreement from the Chair of the Health and Welfare Joint Oversight Committee and recommended not adopting the amendment at this time.

**NATIONAL COUNCIL OF STATE BOARDS OF NURSING:**

**AGENDA ITEM 7.1:**

**2004 DELEGATE ASSEMBLY TO BE HELD AUGUST 3-6, 2004, IN KANSAS CITY, MISSOURI - APPOINTMENTS OF DELEGATES, DETERMINE BOARD MEMBER ATTENDANCE**

The Notice of Registration has been mailed out to each Board member and staff members. Delegates must be appointed and to determine Board member attendance. The President, the Executive Director, Vice-President and Assistant Executive Director usually serve as delegates or other designated Board members if either the President, Executive Director, Vice-President, Assistant Executive Director are not available. Ms. Morvant stated that there must be a Board action to appoint the delegates.

**Motion:** by D. Ford, seconded, to allow Board staff to determine the delegates and alternates to Board assembly.

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

Motion Carried.

**AGENDA ITEM 7.2:**

**NCSBN NEWS RELEASE, “NCSBN SELECTS FIRST THREE COUNTRIES TO OFFER NCLEX ABROAD”**

Distributed to the Board for information. No discussion.

**AGENDA ITEM 8.1:**

**JOINT STATEMENT OF THE AMERICAN SOCIETY OF ANESTHESIOLOGIST AND  
THE AMERICAN ASSOCIATION OF NURSE ANESTHETISTS REGARDING  
PROPOFOL ADMINISTRATION**

**Motion:** by K. Moody, seconded, to remand this document to the Practice Committee for review of the Joint Statement of the American Society of Anesthesiologist and the American Association of Nurse Anesthetists regarding Propofol administration and any implications for the Board.

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

**AGENDA ITEM 8.2:  
COMMISSION ON GRADUATES OF FOREIGN NURSING SCHOOLS - NEWS**

Ms. Morvant stated that this news release is for Board Members information, which states that CGFNS designates Trinidad and Tobago as 212 (r) countries under U.S. Immigration and Nationality Act.

**Motion:** by F. Rosenthal, seconded, to bring Agenda Item 8.2 to the Credentialing Committee.

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

**AGENDA ITEM 8.3  
AMERICAN ASSOCIATION OF NURSE ANESTHETISTS – PAIN MANAGEMENT  
FELLOWSHIPS**

Ms. Morvant stated that this was for the Board's review and information. There is an apparent controversy in the field, and that it would be appropriate to have the Practice Committee review it.

**Motion:** by D. Ford, seconded, to remand Agenda Item 8.3 to the Practice Committee with input from the Credentialing Committee.

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

**Corrections:** Concerning the March 17, 2004 General Board Meeting Minutes, it was noted by N. Steele that Dr. Lacorte was shown arriving at 9:00, but was not shown under roll call.

Page 4, Deborah Olds was not shown in the minutes as being recused from Virginia Carlson's hearing.

Page 12, line 3, "wells" should be "well."

Page 14, second motion by F. Rosenthal, "npop" needed clarification. Ms. Movant stated that it was an abbreviation for "nurse practice opinion."

Page 16, Agenda Item 8.1, first paragraph, N. Steele asked for clarification.

**Motion:** by K. Moody, seconded, to approve the Minutes of the March 17, 2004 Board Meeting as amended.

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

**Motion:** by T. Ashby, seconded, to go into Executive Session for the purpose of hearing the Report on Litigation.

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

(Recess)

**Motion:** by T. Ashby, seconded, to go back into Open Session at 1:49 p.m.

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

Mr. Shows stated that in the matter involving litigation on Timothy Patrick Hale, Mr. Hale failed to disclose two prior arrests. He appeared before the Board on or about June 9, 2003. The Board issued a decision and order for a letter of reprimand and wanted to report the final order as: "Prior arrest: Failure to Disclose."

Mr. Hale filed a petition for judicial review in the 19<sup>th</sup> Judicial District Court. His attorney has contacted Mr. Shows in an effort to try and resolve the matter, to have the initial order of June of '03 modified in the respect that the public record would not read "Prior Arrest: Failure to Disclose," but would be modified so as to indicate the designation of "Misconduct: Other," and recommended that the Board approve the initial order to be so modified.

**Motion:** by T. Ashby, seconded, that the June 2003 Board Order on Timothy Patrick Hale be changed so that the public record is changed from "Prior Arrest: Failure to Disclose," to "Misconduct: Other."

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

**AGENDA ITEM 3.2:**  
**APPEAL OF CREDENTIALING COMMITTEE DECISION**

**Motion:** by N. Steele, seconded, to go back into Executive Session for the purpose of hearing a Credentialing Committee matter.

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

**Motion:** by F. Rosenthal, seconded, that in the matter of Ann Whitlock, that the Board uphold the decision of the Credentialing Committee.

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

**Motion:** by K. Moody, seconded, to adjourn the June 16, 2004 Board Meeting.

Voice Vote: Ashby-yes; Bourgeois-yes; Ford-yes; McClanahan-yes;

Moody-yes; Rosenthal-yes; Steele-yes  
Motion Carried

**ADJOURNMENT:** The meeting adjourned at 2:40 p.m.

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**DEBORAH A. FORD, PRESIDENT**  
**LOUISIANA STATE BOARD OF NURSING**