

LOUISIANA STATE BOARD OF NURSING
17373 PERKINS ROAD
BATON ROUGE, LOUISIANA 70810

MINUTES OF THE SEPTEMBER 16, 2009 BOARD MEETING

Call to Order: The regular meeting of the Louisiana State Board of Nursing was called to order at 9:00 a.m. by N. Steele, President, on Wednesday, September 16, 2009, at the Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, Louisiana 70810.

Roll Call: The following Board members were in attendance:

Nora Steele, DNS, RN, C, PNP, President
Carlene MacMillan, MN, RN, Vice-President
Deborah Olds, RN, Alternate Officer
Lucie Agosta, Ph.D., RNC
Demetrius Porche, DNS, APRN, Ph.D, FNP
Larry Haley, MSN, CRNA
Bonnie Johnson, MSN, RN
Patricia Johnson, RN, MN, CNAA
Robert Bass, MD, Ex-Officio Member

The following Board members were not in attendance:
William St. John LaCorte, M.D.

The following staff members were in attendance:

Barbara Morvant, MN, RN, Executive Director
Margaret Griener, MPH, APRN, PNP, Credentialing/Practice Director
Joy Peterson, BSN, RN, Director of Compliance
Elaine Vallette, Dr PH, RN, Director of Education/Licensure
Janice Britton, MSN, RN, Regional Manager
Rickie Callegan, Regional Manager
Patricia Dufrene, MSN, RN, Director of Education and Licensure
Melodie S. Knippers, RN, Regional Manager
Richard Carol, RN , RNP Manager
Jennifer Gueho, MSN, APRN, Credentialing Manager
Michelle Wells, MSHCM, BSN, RNC, Regional Manager
Danielle Smith, RN, MSN, Director of RNP
Sabrita Pierre, Administrative Director
Helen Forest, Licensing Analyst
Dr. L. Cataldie, Medical Consultant
Celia Cangelosi, Board Attorney
Wade Shows, Board Attorney
Wanda Green, Administrative Assistant
Suzanne Armand, Court Reporter

Introduction: N. Steele established that a quorum of the Board was present.

Opening Prayer: The meeting opened with a prayer by C. MacMillan

Motion: by D. Olds, seconded, to reorder the agenda.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

APPROVAL OF MINUTES:

June 8th and June 9th , 2009 Special Session Hearings

Motion: by D. Porche, seconded, that the Board approve the minutes of the Special Session Hearings held on June 8, 2009 and June 9, 2009 with corrections.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

June 10, 2009 General Board Meeting

Motion: by C. MacMillan, seconded, that the Board approve the minutes of the General Board Meeting held on June 10, 2009.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

July 21, 2009 Special Call Meeting

Motion: by P. Johnson, seconded, that the Board approve the minutes of the Special Call Meeting held on July 21, 2009.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

REPORT OF THE PRESIDENT:

The Report of the President was circulated among Board members.

Dr. Steele, B. Morvant, C. MacMillan and D. Smith attended the NCSBN in Philadelphia in August.

Motion: by C. MacMillan, seconded, that the Report of the President be accepted.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

REPORT OF THE EXECUTIVE DIRECTOR:

The report of the Executive Director was distributed among Board members .

Ms. Morvant reported that the Board office has been planning renewals which will be opening October 1st. Revisions have been made regarding compliance questions and the instructions as to what is to be submitted to the Board. The demographic form has also been changed.

Board staff is working on establishing the electronic process for the Board meetings. Staff has been in contact with National Council. They have agreed to the utilization of their program. The goal is to have the October Committee meetings as a demonstration of how the technology works and to be launched in December.

Staff has converted to the Call Center technology September 1 for all departments.

Criminal records equipment training has been ongoing. October 1 is the target launching date. M. Griener, Ms. Dufrene and S. Pierre are working together to work up policies and procedures regarding criminal background check.

Motion: by D. Olds, seconded, to accept the Report of the Executive Director.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

ACTIONS ON DISCIPLINARY HEARINGS HELD ON MONDAY, SEPTEMBER 14, 2009 AND TUESDAY, SEPTEMBER 15, 2009

Tracey Roger Anderson

The matter was heard by the Board as ratification of Summary Suspension.

Motion: by D. Olds, seconded, that the Summary Suspension by staff is ratified as the Board finds that the public health safety and welfare required the emergency action.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Holley M. Santoro

The matter was heard by the Board in response to a Show Cause Order as filed.

Motion: by P. Johnson, seconded, that the applicant is denied progression into the clinical nursing course. Further, it is hereby ordered that the applicant shall refrain from attending and participating in clinical nursing classes in the State of Louisiana. And that within 3 months, a payment of \$900 to the Board as cost of this hearing with the first payment due on the 1st of each month.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Durwanda Morgan Heinrich

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

Motion: by D. Porche, seconded, that the license of this respondent is revoked. Respondent shall immediately surrender current RN license to Board staff to be retained in the respondent's file. Refrain from working in any

capacity as a registered nurse. Failure to do so shall cause further disciplinary action and/or criminal charges. Submit payment of \$5,000 to the Board as a fine. Submit payment of \$300 to Board as cost of this hearing.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Deborah W. Randall

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

Motion: by L. Acosta, seconded, that this Respondent's license is suspended and prior to the eligibility for reinstatement, she must comply with the following stipulations:

Refrain from working in any capacity as a registered nurse. Failure to do so shall cause further disciplinary action and/or criminal charges.

Submit a payment of \$300.00 to the Board as cost of the hearing.

Submit to a comprehensive in-patient psychiatric, psychological and substance abuse evaluation at respondent's expense by a Board recognized evaluation and treatment center. Shall authorize and cause a written report of the said evaluation to be submitted to the Board. 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 Respondent 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 Respondent poses no danger to the practice of nursing or to the public and that Respondent can safely and competently perform the duties of a Registered Nurse. If the Board approves licensure, a period of probation, along with

supportive conditions or stipulations, will be required to ensure that patients and the public are protected.

Respondent must not give any misconduct, criminal violations or convictions or violations of any health regulations reported to the Board related to this or any other incident.

After completion of the above stipulations, Respondent must demonstrate to the stratification 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.

She may need to personally meet with Board or staff. If the Board approves the reinstatement, a period of probation along with supportive conditions or stipulations may be imposed to ensure that patients and the public are protected.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Bruce Raymond Greene

The matter was heard before the Board as Summary Suspension by Board Staff and Charges as filed.

Motion:

by C. MacMillan, seconded, that the license of the Respondent is hereby revoked. That the Respondent shall immediately surrender current RN license to Board staff to be retained in the respondent's file. Refrain from working in any capacity as a registered nurse. Failure to do so shall cause further disciplinary actions and/or criminal charges. Submit payment of \$5,000 to the Board as a fine . Submit payment of \$1,800 to Board as cost of this hearing.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Philip Wayne Raines

The matter was heard by the Board as ratification of Summary Suspension by Board Staff.

Motion: by P. Johnson, seconded, that the Summary Suspension is ratified in that the Board finds that the public health safety and welfare require emergency action.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Lance Andrew Feldner

The matter was heard by the Board to a Summary Suspension and Charges as filed.

Motion: by L. Haley, seconded, that the license of the Respondent is hereby revoked. That the Respondent shall immediately surrender current RN license to Board staff to be retained in the respondent's file. Refrain from working in any capacity as a registered nurse. Failure to do so shall cause further disciplinary actions and/or criminal charges. Submit payment of \$5,000 to the Board as a fine. Submit payment of \$1,200 to Board as cost of this hearing.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

CONSENT ORDERS:

There were thirty-nine (39) matters presented to the Board in the form of Consent Orders.

Motion: by C. MacMillan, seconded, that the Consent Order submitted by **Frederic Eugene Amman** be accepted.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; N. Steele-yes

Motion Carried

Motion: by C. MacMillan, seconded, that the Consent Order submitted by **Dwayne Wheeler** be accepted.

Voice Vote: L. Agosta-yes; L. Haley-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Motion: by L. Agosta, seconded, that the Consent Orders submitted by the following registrants be accepted.

**Lisa Jones Baker
Pamela Baker Bourque
Deloris Fields Brandly
Leasa Comeaux Campbell
Emily S. Davison
Fletcher Rodney Denton
Wendy Chustz Durning
Catherine Hill Emmons
Casey Elizabeth Fontenot
Lindsey Marlowe Fortenberry
Alisa Kriby Fosmire
Gary Wayne Gonzales
Philip Matthew Hannan
Brandi Lynn Hebert
Didaciane Gatete Keys
Julie Nash LaPrease
Joan Redmond Love
Cynthia Sibley Martin
Erika Mingo Martin
Brandy Long McCollum
Matthew McDowell
Lionette Latrice McDuffy
Diane Kay Myers
James Howard Nelson
Tara Savoie Rice
April Eve Romero
Mark Edward Siratt
Jennifer Lynn Smith
Lisa Deline Smith
Vrennia Ann Stanley
Barbara Sisk Strickland
Suzanne Desoto Thevia
Jessica Taylor Wilke
Candace Craigen Wilson**

**Heather Holton Windecker
Rachelle Hotard
Cynthia Faircloth Tidwell**

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Automatic Suspensions:

There were twenty-nine (29) matters heard by the Board as ratification of Automatic Suspensions by Board Staff.

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

**Amy Curreington Barlow
Beverly Ezetta Becnel
Celestine Bergeron Caruso
Cindy Ahle Catelain
Alan Jason Childress
Mary Grace Fauchaux
Sharon Alinda Fontenot
Melissa Brinkley Ford
Anita Carter Grimes
Jennifer Ann Harris
Tara T. Hebert
Rachel Berg Hollander
Ronnell Joseph Jones
Marie Weller King
Mary Lynn Laurent
Angela Riles Lindsey
Crystalyne Brooke Marcantel
Jeremy Albert McInnis
Deborah Phillips Meyers
Philip Anthony Parrino, Jr.
Luke John Pierce
Chadwick Mancil Randow
Jason Michael Stevens
Linda Thompson Taylor
Sandra Birdsong Thompson
Barbara Miller Tobin**

William Barrett Travis
Kimberly Upshaw Warren
Cristina Courter Williams

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

RECALL OF TEMPORARY PERMIT

One (1) matter was heard by Board as Recall of Temporary Permit

Motion: by D. Olds, seconded, that the Board ratify the Recall of Temporary Permit by staff of **Dee Ann Toliver**

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

RATIFICATION OF DELAY/DENIAL BY STAFF ACTION:

There were seven (7) matters heard by the Board as Ratification of Delay/Denial by staff.

Motion: by D. Porche, seconded, that the Board ratify the Delay/Denial of licensure by staff of the following individual:

Thomas V. Borrel
Wendy Benson Chriss
Raynee J. Frederick
Dara Woodward Guilbeau
Shameka Shontell Lewis
David Edward McCarroll
Linda Faye Rucks

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

MULTIPLE ACTIONS:

There were ten (10) matters heard by the Board involving Multiple Actions by Board Staff.

Motion: by L. Hanley, seconded, that the Board Ratify Multiple Actions by Staff on the following individuals:

Jessica Sheree Cobb
Crystal Dauzat Grant
Colin Ross Hidalgo
David Troy Lejeune
Amy Swiniarski Miller
Richard Joseph Ory
Sonya Jones Ruffin
Sherry Hughes Shaw
Robert Clarence Villio
Leslie Hendry Dufour

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

SETTLEMENT COMMITTEE:

The Board received the written report of the Settlement Committee from June 29, 2009 and August 24, 2009.

No Action required by the Board.

ADMINISTRATIVE COMMITTEE:

Dr. Steele reported that the Administrative Committee met on July 21, 2009.

AGENDA ITEM 2.1

Vice-President's Report and 4th Quarter Financial Report (April 1, 2009 through June 30, 2009)

Motion: by C. MacMillan, seconded, to approve the Vice-President's Report and 4th Quarter Financial Report as circulated.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 2.2

Report on 2009 Legislative Session

A report has been received by the Administrative Committee regarding Bills which were being tracked by the Board.

AGENDA ITEM 2.2.1

SCR 62 - Action Plan Development

SCR 62, requests the Senate and House Health and Welfare Committees to jointly meet and study possible strategies, methods and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

A request has been made to accept the proposal to direct staff that deal with APRNs to review and report back to the Board whether there is an existing statute that addresses this resolution or will the Board need to change/amend any existing rules.

Motion: by C. MacMillan, seconded, to accept proposal as written.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 2.2.2

ACT 397 – Uniform Emergency Volunteer Health Practitioners – Action Plan Development

ACT 397 provides for the Uniform Emergency Volunteer Health Practitioners Act relative to emergency volunteer health practitioners; to provide for definitions; to provide for the regulation of health services during a declared emergency; to provide for volunteer health practitioner registration systems; to provide for administration sanctions; to provide for a limitation of liability for volunteer health practitioners; and to provide for related matters.

Currently, LSBN issues temporary permits authorized by statute; however, through this resolution, (DHH) will provide a volunteer data base and credentialing so that in the time of disaster, those individuals pre-credentialed through their registry would participate. This would eliminate the need for the board to issue temporary permits during the time of disaster.

No Action required by the Board.

AGENDA ITEM 2.2.3

Act 421 – Simulation Medical Training and Education Council for Louisiana

Ms. Morvant requested that Ms. Dufrene, Director for Education and Licensure, serve as the LSBN's representative .

No action is required by the Board.

AGENDA ITEM 2.3

Louisiana Center for Health Informatics Education Survey

Motion: by C. MacMillan, to accept the committee's recommendation to send to LCHI the board's regret that LSBN will not be able to participate in this survey to RNs using the LSBN list server at this time. This request has highlighted the need for policy development to support the efforts of improving quality care.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 2.4

Database Proposal

Motion: by D. Porche, seconded, to direct LSBN staff to revise workforce questions on renewals as feasible and to develop a proposal for obtaining compliance with national minimum data set.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Motion: by C. MacMillan, seconded, to accept the report of the Administrative Committee.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Advisory Council

The Advisory Council met on September 14, 2009.

Ms. MacMillan reported that since the passing of legislation related to medication administration, and the process of training non-licensed people to do that, the project has not moved forward. A decision was made to reactivate the committee to try to move that process forward so that some data would be collected in an effort to try to make a decision.

A request was made from the nurse practitioners dealing with emergency permits, asking for clarification.

Discussion ensued regarding this request.

Motion: C. MacMillan, seconded, that LSBN work with DHH to discuss a solution in lieu of an approved collaborative practice agreement during a disaster.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Motion: by C. MacMillan, seconded, to accept the report of the Advisory Council.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

CREDENTIALING COMMITTEE

The Credentialing Committee did not meet.

No action required by the Board

EDUCATION COMMITTEE

B. Johnson reported that the Education Committee met on July 21, 2009 and had the following recommendations:

AGENDA ITEM 4.1:

Request from the Louisiana College for Accelerated BSN (ABSN) Program

Motion: by B. Johnson, seconded, to approve the request from Louisiana College for the implementation of a proposed new accelerated program planned for August 2009 and that the NCLEX pass rate be presented to the Board, separate from the annual report, after one year and that the progression of students be monitored for one year.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGEND AITEM 4.2:

Request from the Louisiana State University Health Sciences Center School of Nursing Related to Faculty Qualifications.

Motion: by B. Johnson, seconded, to initiate rule making to alter the terminology describing faculty qualifications in particular to degree requirements and utilizing the model language of NCSBN.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 4.3

Glenwood Regional Medical Center *Application for Continuing Education Providership Re-Approval*

Motion: by B. Johnson, seconded, Approve the Application for Continuing Education Providership Re-Approval from Glenwood Regional Medical Center (LSBN Provider # 43) effective July 30, 2009 through July 30, 2011.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 4.4

Regional Medical Center of Acadiana (formerly Southwest Medical Center) *Application for Continuing Education Providership Re-Approval*

Motion: by B. Johnson, seconded, approve the application for *Continuing Education Providership Re-Approval* from Regional Medical Center of Acadiana (formerly Southwest Medical Center) (LSBN Provider #34) effective July 20, 2009 through July 20, 2011 making sure that the request is for the former Southwest Medical Center only.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 4.5

Fletcher Technical Community College Curriculum Revisions.

Motion: by B. Johnson, seconded, to acknowledge the receipt of materials regarding the redistribution of content and encourage pursuit of accreditation.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D.Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 4.6

Loyola University New Orleans, School of Nursing's intent to execute a Doctor of Nursing Practice Degree Program (DNP) in Summer 2010.

Motion: by B. Johnson, seconded, to acknowledge Loyola University and direct staff to initiate a review of Chapter 45 Education

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

A Special Call meeting is scheduled for September 25, 2009 to review criteria.

Motion: By B. Johnson, seconded, to accept the report of the Education Committee.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Motion: by B. Johnson, seconded, that LSBN staff is directed to meet with the Dean of Southern University of Shreveport School of Nursing regarding the program's compliance with LAC46:XLVII.3517.i which state student's shall not be eligible to enroll in a clinical nursing course based on evidence of grounds for denial of licensure and report findings to the October Education Committee.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

COMPLIANCE COMMITTEE

The Compliance Committee met on July 21, 2009 and had the following recommendations

Motion: by B. Johnson, seconded, to accept the report of the Compliance Committee.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 5.1

Opiate Replacement Therapy

Motion: by C. MacMillan, seconded, to accept and approve the proposed Policy Statement on Opiate Replacement Therapy (ORT)

D. Smith reported that this was a very contentious subject within the addiction world, and since there have been inquiries from attorneys and addictionists, it was felt that they needed to make a more inclusive policy for the safety of the public. Dr. Smith consulted with Dr. Cataldie, the new Medical Director for the Board.

Dr. Cataldie reported that Suboxone (Buprenorphine) is a Schedule III drug. Research shows that there is definitely cognitive impairment in individuals who take this medication. If functioning in a safety sensitive position, there is a contraindication to taking the medication.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

There were no requests for public comment

AGENDA ITEM 5.2

Proposed Revisions to LAC 46:XLVII.3419 Alternative to Disciplinary Proceedings

Motion: by B.Johnson, seconded, to accept and approve proposed revisions to LAC 46:XLVII.3419.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

(BREAK)

NURSING PRACTICE COMMITTEE

The Nurse Practice Committee met on July 21, 2009

Motion: by D. Olds, seconded, to accept the Report of the Nurse Practice Committee

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 6.1

Proposed Rule LAC 46:XLVII.3707 – Registered Nurses. Peripherally Inserted Central (PICC) Insertion, Radiographic Verification of Placement and Removal.

Motion: by D. Olds, seconded, to move forward with changes in rulemaking with the removal of the ability of trained registered nurses to verify radiographic placement of peripherally inserted central catheters.

Discussion ensued regarding the motion

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Motion: by D. Olds, seconded, that Board send out an opinion letter to the original petition to offer an opinion on verification of PICC lines.

Discussion ensued regarding motion.

Amended Motion: by B. Johnson, seconded, that it is not within the scope of practice for a specialty trained PICC nurse to verify catheter tip placement in the Superior Vena Cava to authorize use of the catheters prior to the radiologist's validation of the PICC placement.

Discussion ensued regarding amended motion.

Revised Amended Motion:

By B. Johnson, seconded, that it is not within the scope of practice for an RN to verify PICC line catheter tip placement prior to use.

After further discussion, C. MacMillan called the question.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

Further Discussion ensued.

Motion: by D. Olds, seconded, that it is not within the scope of practice for an RN to verify PICC line catheter tip placement prior to use to be added to rule making and added to the opinion letter.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 6.2

Request for Opinion: Whether it is within the scope of practice for a registered nurse to delegate medication administration to a dietitian or other non-licensed personnel.

Motion: by D. Olds, seconded, that it is not within the scope of practice of the Registered Nurse to delegate medication administration to a dietitian or other non-licensed personnel.

Voice Vote: L. Agosta-yes; L. Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes ; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 6.3

Department of Health and Hospitals (DHH) submitted a request for changes to the document previously approved by the Board regarding the implementation of rules to allow medication administration by trained direct service workers.

Motion: by D. Olds, seconded, that Board approval of the “Direct Service Worker Registry Medication Administration and Noncomplex Tasks” notice of intent (Draft 6), **with the exception** of subchapter D, number A.1 on page 6:

“Direct service workers performing medication administration or non-complex tasks can be granted a 60 day grace period to complete the training on medication administration and noncomplex tasks under the following conditions....”

Subsequently, DHH forwarded Draft 7 without the 60 day grace period for Board review.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C . MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

AGENDA ITEM 6.4

Request for Opinion: Whether it is within the scope of practice for a registered nurse to collect data regarding vital signs during a regional block while anesthesiologist is performing the block (Lafayette Surgical Specialty Hospital)

Motion: by D. Olds, seconded, that it is within the scope of practice for a registered nurse to collect data regarding vital signs during a regional block while the anesthesiologist is performing the block.

Discussion ensued regarding the motion

Voice Vote: L. Agosta-yes; L.Haley-yes B. Johnson-no; P. Johnson-yes; C. MacMillan-no; D. Olds-yes; D. Porche-yes

Motion Carried

AGENDA ITEM 6.5

Request for Opinion: Whether it is within the scope of practice for a registered nurse to adjust/titrate under physician order the flow rate of continuous peripheral nerve Block (CPNB) pumps, (i.e. on QC-BLOC Pump)

Ms. Olds stated that this item has not been resolved and recommended that this item be kept on the agenda until it is resolved.

A meeting will take place next week with the president of NANA, the president of LSNA, Ms Morvant, C. Johnson, from Our Lady of the Lake, and Ms. Griener to discuss the situation.

AGENDA ITEM 6.6

Whether it is within the scope of practice for a registered nurse to insert an External Jugular IV in an emergency setting (Iberia Medical Center).

Motion: by D. Olds, seconded, recommends to uphold the previous opinion issued 9/1/1994 (Npop 94.15) on the practice of inserting an external jugular vein catheter by a registered nurse in a life threatening situation, and direct Board staff to do further research on this topic.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

NURSING CENTER ADVISORY COMMITTEE

Dr. Steele reported that the Nursing Center Advisory Committee has not met since the June Board meeting.

Candidates have been interviewed for the Director position.

There is a Nursing Center link on the home page of the LSBN web site to access data.

AGENDA ITEM A

Report on Rulemaking of LAC 46: XLVII.3707. Guidelines on IV Therapy to include PICC Line Infusion and Competencies

(See Practice Committee, Agenda Item 6.1)

AGENDA ITEM B

Adoption of revisions to “Rulemaking of LAC 46:XLVII. 3330. Criminal History Record Information

Ms. Morvant reported that there were no requests for hearing, no public comments. The rules can be accepted for promulgation and will be published in the September 20 Register, pending action of the Board.

Motion: by D. Porche, seconded, to adopt revision to Rulemaking to LAC 46:XLVII.3330. Criminal History Record Information.

Voice Vote: L. Agosta-yes; L.Haley-yes; B. Johnson-yes; P. Johnson-yes; C. MacMillan-yes; D. Olds-yes; D. Porche-yes; N. Steele-yes

Motion Carried

NATIONAL COUNCIL OF STATE BOARDS OF NURSING

AGENDA ITEM 7.1

NCSBN 2009 Delegate Assembly (News Release)

Information from the 2009 Delegate Assembly have been distributed to Board members. Actions of the Delegate Assembly will be sent to the respective committees for review.

After the Board meeting, there will be a continuation of the meeting in open session to review those actions on the National Council website.

Dr. Porche congratulated B. Morvant on her election to the Leadership Succession Committee on the NCSBN.

AGENDA ITEM 8.1

FYI: National Association of Neonatal Nurse Practitioners (NANNP)

A letter of introduction from the NANNP was distributed to Board members for their information

AGENDA ITEM 2.5

Report on Litigation

W. Shows reported that the matter of Debra Lewis versus the LSBN is the only legal matter pending. The matter is set for oral arguments. The matter has not yet been set for hearing. Briefs have been submitted.

PRESENTATION: Dr. Steele stated that that Board will recess and then reconvene to hear a presentation by W. Shows regarding the roll of Board and staff in disciplinary action.

ADJOURNMENT:

The meeting adjourned at ____ p.m.

NORA STEELE, PRESIDENT
LOUISIANA STATE BOARD OF NURSING