

Compliance Committee Meeting Minutes – October 23, 2007

- Call to Order** Deborah Olds, Acting Committee Chairperson called the meeting of the Compliance Committee to order at 1:21 p.m. on Tuesday, October 23, 2007, at the Holiday Inn Select, Delta Queen Conference Room located at 4728 Constitution Avenue, Baton Rouge, La.
- Roll Call**
- Committee Members Present
Deborah Olds, MS, RN, CPHRM, President, LSBN, Chairperson (sitting for M. Oswald)
Carlene MacMillian, MN, RN
Bonnie Johnson, MSN, RN
Patricia Johnson, MN, RN, CNAA
- Absent
Michelle T. Oswald CRNA, Committee Chairperson
- Staff Present
Barbara L. Morvant, MN, RN, Executive Director (entered 1:42 pm)
Thania Elliott, MSH, RN, JD, Compliance Director
Cathy M. Storm, MA, RN, Regional Manager
Jeff Rice, Board Attorney
Joy Peterson, RN, BSN, Regional Manager
Melodie Knippers, RN, BSN, Regional Manager
Elaine C. Vallette, DrPH, RN, Education/Research Director
Ricky Callegen, RN, MSN, Regional Manager
Margaret M. Griener, MPH, APRN, Credentialing/Practice Director (entered 2:10pm)
Jennifer Germond, RN, MSN, APRN-BC, Credentialing Manager (entered 2:10pm)
Lillie Rodgers, Licensing Analyst, Recorder
- Agenda Item 3**
Review of
July 24, 2007
Minutes: Minutes of the July 24, 2007 Compliance Committee meeting were distributed at the September 2007 Board meeting for review. No corrections were made.
- Motion:** by: Bonnie Johnson to accept the minutes of the July 24, 2007 Compliance Committee meeting.
- Second:** by: Carlene MacMillian.
- Vote:** Patricia Johnson, yes; D. Olds, yes; motion approved.
- Agenda Item 5.1**
New Business:
Review and T. Elliott and C. Storm introduced a revised draft of the Evaluation Policy. The policy was reviewed with discussion focused on the use of polygraph testing as a diagnostic tool for

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**approval
of the revised
evaluation policy:**

forensic psychologists. C. Storm researched this issue with other psychologists and the TX Board of Nursing (BON). The TX BON uses the polygraph examinations and forensic psychologist with some of their investigation cases. The Committee reviewed and discussed the objectivity of the polygraph examination, how much weight it will have in the decision making process once results have been received, and the number of nurses that may be referred. The Committee emphasized the importance of the polygraph being used as a tool to aid the psychologist in his report to the Board, and not as an independent report.

Motion: by: Bonnie Johnson to approve the revised Evaluation Policy.

Second: by: Carlene MacMillian.

Vote: P. Johnson, yes; D. Olds, yes; motion approved.

**Agenda Item 5.2
Review and approval
of revised
L.A.C.46:XLVII.3331**

T. Elliott introduced the revised draft of LAC 45:XLVII.3331 Denial or Delay of Licensure, Reinstatement, or Right to Practice Nursing as a Student Nurse. The number of applicants applying for licensure and reinstatement with a prior serious criminal action has increased significantly. Since past behavior is often the best indicator of future behavior, the Board of Nursing has a duty to exclude individuals who pose a risk to public safety. Some professions/occupations in Louisiana and in other states prohibit felonies from engaging in practice. This revision will provide a permanent bar from nursing practice for serious felonies, and provide a time-limited bar for other serious crimes. The Committee reviewed the revisions, discussed and made corrections. It was recommended that the policy be revised to establish a timeframe for individuals that have been treated or diagnosed with alcoholism or chemical dependency and that the policy should state that individuals shall not be approved for licensure or nursing school until they have 5 years of sobriety and/or recovery. The committee also discussed the need for developing guidelines for identifying individuals who are at risk for other mental, emotional, or physical impairment, but no recommendations were finalized.

Motion: by: D. Olds to approved the revisions in LAC 45:XLVII.3331 Denial or Delay of Licensure, Reinstatement, or Right to Practice Nursing as a Student Nurse with corrections.

Second: P. Johnson

Vote: C. MacMillian, yes; B. Johnson, yes; motion approved.

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**Agenda Item 6:
Review of First
Fiscal Quarter
Activity Reports**

The Compliance, Recovery Nurse Program and Disciplinary Monitoring Statistical Reports for the First Fiscal Quarter (July 1, 2007 – September 30, 2007) were reviewed (attached). Reference to RNP report, D. Olds commented she would like to see C. Storm do presentations in the Alexandria/Shreveport area.

**Agenda Item 7
Staff changes,
New employees:**

New to the Compliance Department: Jeffrey Rice, Attorney, Danielle Smith, RN, Regional Manager, Christal Fulton, Licensing Analyst and Rickie Callegan RN, Regional Manager. Staff assignment changes include T. Elliott now working out of Metairie office and working more with the Monitoring Dept., and M. Wells now working with investigations.

Adjournment:

Meeting adjourned at 2:32 p.m.

Submitted by:

Thania S. Elliott

Thania S. Elliott, MSH, RN, JD
Compliance Director