

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

MINUTES OF THE AUGUST 27, 2014 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 D. Porche, President, on Wednesday, August 27, 2014, at the Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, Louisiana 70810.

Roll Call: The following Board members were in attendance:
Demetrius Porche, DNS, APRN, PhD, FNP, President
Jolie Harris, MSN, RN, Vice-President
Patricia Prechter, ED, MSN, RN, Alternate Officer
Lucie Agosta, PhD, RNC,
Laura Bonanno, DNP, CRNA
Tim Cotita, MSHCE, RN, CDE
Nancy Davis, MN, RN, NE-BC
Patricia Johnson, MN, RN, CNA, DNP
Sue Westbrook, DNS, RN
Juzar Ali, M.D., Ex-Officio Member

The following Board member was not in attendance:
William LaCorte, M.D., Ex-Officio Member

The following staff members were in attendance:
Karen C. Lyon, PhD, APRN, ACNS-BC, NEA-BC, Executive Director
Patricia Dufrene, MSN, RN, Director of Education and Licensure
Cynthia York, MSN, RN, CGRN, Director Practice and Credentialing
Jennifer Alleman, MSN, APRN, FNP-BC, Compliance Officer
Zaren James, JD, Director of Hearings/General Counsel
E. Wade Shows, JD, Board Attorney
Suzanne C. Armand, Certified Court Reporter

Motion: by P. Prechter, seconded, to adopt the Agenda with the ability to rearrange the Agenda items for efficiency

Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes;
J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes;
S. Westbrook-yes

Motion Carried

EDUCATION/EXAMINATION ISSUES

AGENDA ITEM 1.1

**TROY UNIVERSITY REQUEST FOR REAPPROVAL FOR OUT OF STATE
GRADUATE NURSING PROGRAM TO OFFER APRN CLINICAL AND**

PRECEPTOR EXPERIENCES IN LOUISIANA

On October 12, 2013, Troy University was approved to offer out of state clinical experiences for APRN students in the roles and populations of FNP - Post Master's , BSN-DNP and MSN-DNP. Approval expires October 12, 2014.

On June 9th, a proposal was submitted to continue their approval for two additional years.

There has been no change from their previous proposal. Total hours are met for the courses.

They have approved and credentialed faculty in the State of Louisiana to oversee students

Ms. Patricia Dufrene recommended approval.

Motion: by P. Prechter, seconded, that the Board approve the request of Troy University for approval to offer graduate clinical experiences in Louisiana until October 12, 2016 for the following roles/populations:

Family Nurse Practitioner (FNP) - Post Master's Bachelor of Science In Nursing to Doctor of Nursing Practice, and Master of Science in Nursing to Doctor of Nursing Practice (BSN-DNP, MSN-DNP)

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.2

UNIVERSITY OF ALABAMA BIRMINGHAM MAJOR CURRICULUM CHANGE

At the June 2013 Board meeting, University of Alabama Birmingham, School of Nursing Birmingham, requested approval to offer graduate clinical experiences in Louisiana. They were approved for the MSN and Post Master's DNP for Family Nurse Practitioner, Pediatric Nurse Practitioner, Primary Care, and Psychiatric Mental Health Nurse Practitioner.

The matter was deferred on the following until they had met the faculty qualifications and provided that clarification of the congruency of delays to the following roles and population:

MSN and DNP for the Adult Gerontology Nurse Practitioner Primary Care
Adult Gerontology Nurse Practitioner Acute with Continuing Care
Adult Gerontology Nurse Practitioner Primary Care
Women's Health Nurse Practitioner
Pediatric Nurse Practitioner Acute and Continuing Care
Dual Pediatric Nurse Practitioner to DNP Primary and Acute Care
Neonatal Nurse Practitioner Acute and Continuing Care
Adult Nurse Practitioner Acute and Continuing Care

UAB's request was deferred until they met faculty qualification and clarification of congruence with LACE for the following roles/populations:

MSN and DNP:

Adult/ Gerontology NP Primary Care (AGNP)
Adult Gerontology NP Acute with Continuing Care (AAGNP)
Adult Gerontology NP Primary Care/Woman's Health NP (AGNP/WHNP)
Pediatric NP- Acute and Continuing Care (PNP- Acute Care)
Dual Pediatric NP- to DNP- Primary and Acute Care (PNP- Primary/Acute)
Neonatal NP- Acute and Continuing Care (NNP)
Adult NP Acute and Continuing Care (AHNP)

At the August 2013 Board meeting, UAB submitted evidence of meeting faculty qualifications and alignment with LACE and were approved a major curriculum change to add the following roles/population:

MSN and DNP:

Adult/Gerontology Acute Nurse Practitioner- Acute Care
Adult/Gerontology Nurse Practitioner- Primary Care
Neonatal Nurse Practitioner

On October 31, 2013, LSBN staff received proposal for adding PNP - Acute Care roles to current approval. UAB submitted evidence of compliance with faculty requirements and LACE.

At the December 2013 Board meeting, UAB was approved for a major curriculum change to add the following roles and populations to their current approval:

Pediatric Acute Care Nurse Practitioner (PNP-AC)
Pediatric Acute Care Nurse Practitioner/Pediatric Primary Care Nurse Practitioner (PNP-AC/PNP)

On April 28, 2014, LSBN staff received request for major curriculum change to add the dual role and population of Adult Gerontology Primary Care /Woman's Health Nurse Practitioner to their current approval.

Ms. Dufrene recommended approval of the request for the University of Alabama Birmingham to offer graduate clinical experiences in Louisiana for the following role and population through December 14, 2015:

Adult/Gerontology Primary Care with Women's Health Nurse Practitioner

Discussion ensued

Motion: by P. Prechter, seconded, to defer action and request that University of Alabama Birmingham provide clarification of hours and level of study for graduate clinical experiences in the role of Adult/Gerontology Primary Care with Women's Health Nurse Practitioner dual certification.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.3

DILLARD UNIVERSITY – UNPLANNED SUBSTANTIVE REPORT

The Baccalaureate of Science Degree in Nursing program at Dillard University was placed on conditional approval by the Board at the February 2014 Board meeting following report from staff regarding non-compliance with LAC46XLVII.3523B. Dillard University had NCLEX pass rate of 48.28% for calendar year 2013.

On March 31, 2014, in response to conditional approval status, LSBN staff received a copy of the Unplanned Substantive Change Report submitted to the Accreditation Commission for Nursing Education (ACEN). The change identified the ability for first time test takers to be remediated before repeating NCLEX by enrolling in a complimentary directed study course. Additionally, it outlined the Elsevier testing for sophomore and junior cohorts.

Ms. Dufrene requested the Board accept Dillard University's Unplanned Substantive Change Report.

Discussion ensued.

Dr. Sharon Hutchinson, Chair and Professor of Nursing, and Yolanda Page, Vice President for Academic Affairs at, Dillard University, were present to address the Board's questions and concerns. Dr. Hutchinson reported they have integrated a HESI customized testing package throughout the curriculum.

Regarding their current standing of 60% for NCLEX first time writers, it includes 75% pass rate for the current cohort, the first students who tested from the 2014 group. The remainder was comprised of 2013 cohorts as some of the students waited until 2014 to test. When they, tested, they ended up with a 33% pass rate, resulting in a significant unacceptable rating before their graduates from this year were able to test.

There was intensive remediation with the students who graduated. They do anticipate a higher pass rate.

Dr. Page added that as a part of the reorganization that they proposed for the School of Nursing, in putting it within the School of Arts and Sciences, they put the money that was spent back into the nursing program so Dr. Hutchinson has been able to hire additional faculty. They are also using that money to support the testing packages that they are now offering to the students. The students are being tested at all levels. They have looked at ways in which to increase the requirements for admission into the program. They have also increased the grading scale in an effort to increase quality.

Discussion ensued

Ms. Dufrene reported that for the first time test takers, there were a total of 16 tests delivered, 9 passed, 7 failed, showing a pass rate of 56.25%

For repeaters, there were a total of 14 tests delivered, 6 passed and 8 failed. This shows a pass rate of 42.86%.

Discussion ensued

Motion: by Dr. Prechter, seconded, that the Board defer Dillard University's Unplanned Substantive Change Report until more information is received.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.4

GRAMBLING STATE UNIVERSITY'S PLANNED SUBSTANTIVE CHANGE REPORT- MAJOR CURRICULUM CHANGE

On May 27, 2014, LSBN staff received a copy of the Planned Substantive Change report for the graduate program at Grambling State University (GSU) which was submitted to Accreditation Commission for Education in Nursing (ACEN).

Substantive change was developed in response to instructions of the University of Louisiana System to reduce total MSN credit hours in an effort to be congruent with other similar programs in Louisiana. Similar Louisiana programs range from 39-42 credits, while GSU requires 50-53.

The change was focused on changing the method of academic measurement.

Changes to reduce to 43 credit hours as follows:

1. Removal of 3 credit hours granted for a writing course. Course as zero credit which is consistent with similar programs.
2. Combine two 3-hour classes with similar topic information into one 3-hour credit course:
 - a. NUR 534 Rural Health Community Services (3 credits) combined with
 - b. NUR 545 Family Dynamic (3 credits) to new course
 - c. NUR 533 Health Policy for Families and Rural Communities (3 credits)
3. Reduction of credit as follow:
 - a. FNP – NUR 546 Adv. Health Management III (reduced from 6 credits to 4 credits)
 - b. FNP- NUR 548- Adv. Health Management IV (reduced from 7 credits to 5 credits)
 - c. PNP –NUR 576 Adv. Health Management III 9 reduced from 6 credits to 4 credits)
 - d. PNP-NUR 578 Adv. Health Management III 9 reduced from 6 credits to 4 credits)
4. Noted no reduction in clinical requirement hours of 688 for program completion.

Implementation and effect on current students as follows:

1. Initiate with Cohort beginning Fall 2014
2. Changes occur in third semester - Summer 2015
3. Previous cohorts would have completed the old curriculum and graduated
4. Lower fees and workload for new cohort

Ms. Dufrene asked that the Board accept Grambling State University's Planned Substantive Change Report as a Major Curriculum Change to the Graduate Education Program.

Motion: by P. Prechter, seconded, that the Board accept Grambling State University's Planned Substantive Change Report as a Major Curriculum Change to the Graduate Education Program.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.5

PILOT STUDY OF IMPACT OF NURSING PROGRAMS DOCUMENT

LSBN staff has received feedback from Deans and Directors of Louisiana Nursing Education Programs regarding responding to requests for impact on their program with the addition of a new program or utilization of clinical slots.

LSBN staff developed a checklist to assist Deans and Directors to respond to such requests and is requesting Board approve a pilot study. This checklist was provided to Board Members via Mindtouch.

Discussion ensued

Motion: by P. Prechter, seconded, that the Board approve the pilot study of Notification and Identification of Impact of Nursing Programs document.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.6

LOUISIANA COLLEGE ACCREDITATION REPORT SOUTHERN ASSOCIATION OF COLLEGES AND SCHOOLS COMMISSION ON COLLEGES

In April 2011, Louisiana College achieved reaffirmation with warning. Warning status continued until review in December of 2013.

In June 2014, SACSCOC placed Louisiana College on Probation following investigation of unsolicited information received.

On August 12, 2014, LSBN staff received SACSCOC report placing Louisiana College on Probation on June 19, 2014 for twelve months.

A report is due April 15, 2015 referencing the following standards of the Principles:

1. PR 1.1 (Principles of Integrity)
2. CS 3.2.4 (External Influence)
3. CS 3.2.9 (Personnel Appointment)
4. CS 3.2.10 (Administrative Staff Evaluations)
5. CS 3.10.3 (Control of Finance)
6. FR 4.7 (Title IV Program Responsibilities)

Ms. Dufrene requested the Board accept the SACSCOC's Report on Louisiana College and to take action regarding the probationary regional accreditation status.

Dr. Sharp stated that this was of great concern to them. They have had good outcomes in relation to the educational programming. Each division with Nursing is accountable to their accrediting agencies. They continue to do that in meeting benchmarks.

There have been pervasive difficulties with administration. They are now beginning to address some of those challenges hampering the ability of the College as a whole to move forward and begin to be accountable for SACSCOC's.

From a nursing point of view, they are focusing on their core business which is education, making sure that they are compliant with what they are required to do with their accrediting agencies, and focusing the task at hand with their students.

From an administrative point of view, they have a whole agenda of different benchmarks that they are trying to meet currently in order to address what the key issues are with SACSCOC's.

P. Prechter voiced concern that this information is not on Louisiana College's website for students to read.

Discussion ensued

Motion: by P. Prechter, seconded, that the Board accept the Southern Association of College and Schools Commission on Colleges (SACSCOC) report presented by Louisiana College and request a Show Cause Order at the October 2014 Board Meeting with college administration and that immediately a full disclosure be listed on the website fully accessible to the reader.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.7

OUR LADY OF HOLY CROSS COLLEGE 2014- FACULTY REPORT

In June 2014, Our Lady of Holy Cross College was issued a Show Cause order by LSBN regarding the state of the college without the appointment of a new program head and high faculty attrition following the removal of Nursing Program Chair in April.

At the time of Show Cause, the Program Head had been reinstated at Our Lady of Holy Cross and was working towards reestablishing a faculty body to meet the needs of the program. Sixty four new students have been accepted. Upon initial removal of Program Head, eight faculty resigned leading to a 50% attrition rate. During Show Cause Order proceedings, Program was granted 45 days to correct the situation and submit a report for the August Board meeting.

On August 11, 2014, LSBN staff received notification of faculty body totaling 16 full time faculty and 3 part-time faculty. Six of the initial eight faculty who resigned in April 2014 were rehired. The remaining faculty, who had not returned were successfully replaced with new faculty.

Ms. Dufrene recommended that the Board accept the faculty report from Our Lady of the Holy Cross College.

Motion: by Dr. Westbrook, seconded, that the Board accept the faculty report from Our Lady of Holy Cross College.

Dr. Prechter was recused

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
S. Westbrook-yes

Motion Carried

AGENDA ITEM 1.8

EDUCATION DEPARTMENT ANNOUNCEMENTS

University of South Alabama's Administrative Change

On May 7, 2014, LSBN Staff received notification that Dr. Heather Hall was appointed Associate Dean for Academic Affairs of the University of South Alabama's College of Nursing. Herzing University's Anticipated Conversion

On May 19, 2014, LSBN Staff received notification of Herzing University's anticipated conversion from a proprietary institution to a non-profit institution. The conversion is anticipated to occur approximately January 1, 2015.

Dillard University's Planned Substantive Change Report

On June 23, 2014, LSBN Staff received a planned substantive change report detailing the restructuring of Dillard University's academic colleges. The School of Nursing will now be housed at the College of Arts and Sciences.

Louisiana State University of Alexandria's Administrative Change

On July 3, 2014, LSBN Staff received notification that Louisiana State University of Alexandria's Interim Chancellor Paul Coreil was replaced by Dr. Daniel Howard effective March 1, 2014.

Fletcher Technical Community College's Administrative Change

On July 9, 2014, LSBN Staff received notification that Dr. Earl Meador was appointed Interim Chancellor of Fletcher Technical Community College effective June 25, 2014.

Nicholls State University's Removal from Warning and Administrative Change

On July 17, 2014, LSBN Staff received notification that the Southern Association of Colleges and Schools of Commission on Colleges (SACSCOC) Board of Trustees took action on Nicholls State University during its June 19, 2014 meeting. SACS reviewed the institution's First Monitoring Report after a previous submission of a Referral Report in June 2013 and removed the institution from Warning.

On August 19, 2014, LSBN Staff received notification that Dr. Allayne Barrilleaux, Vice President for Academic Affairs retired effective August 22, 2014. Dr. Albert Davis was appointed Interim Vice President.

Louisiana Delta Community College's Administrative and Organizational Change

On July 17, 2014, LSBN Staff received notification that on July 1, 2014, Louisiana Delta Community College's School of Health Sciences would be revised to the School of Health Sciences, Natural Sciences and Math. The school consists of the Division of Nursing and Allied Health and the Division of Math and Science.

As of August 4, 2014, Marcus Gaut was appointed the Chair of the Division of Nursing and Allied Health. LSBN Staff will be notified by the Chancellor, Dr. Barbara M. Hanson, when a new Director of the Associate of Science in Nursing Program will be appointed.

Our Lady of the Lake College Program Suspension

On July 17, 2014, LSBN Staff received notification that Our Lady of the Lake College was suspending admission to the Master of Science in Nursing program for the 2014- 2015 academic year and the Bachelor of Science in Nursing Fast-Track program for the 2015-2016 academic year. On July 25, 2014, LSBN Staff received a written response giving the following reasons for their decision:

1. A decreased interest in the MSN program for the past 2 years has led to only 2 students graduating in the last cohort.
2. A high volume of students in the BSN Traditional program coupled with a fast-track cohort for the fall 2015 will present an excessive demand on clinical sites and faculty resources.

Delgado Community College/Charity School of Nursing's Administrative Change

On July 28, 2014, LSBN Staff received notification that Dr. Joan Y. Davis was appointed

Chancellor of Delgado Community College.
The Regional Medical Center of Acadiana's Administrative Change

On July 31, 2014, LSBN Staff received notification that that Terracia Skipper was appointed Clinical Educator at the Regional Medical Center of Acadiana and assumed the role of Nurse Planner for the campus.

National League of Nursing Accrediting Division

On August 4, 2014, LSBN Staff received notification that in September 2014 the National League for Nursing established the new NLN accrediting division, The Commission for Nursing Education Accreditation, which will accredit the full range of nursing programs, including LPN/LVN, diploma, associate, bachelor, masters, and clinical doctorate programs. Also, effective July 1, 2014, Dr. Judith A. Halstead, was appointed Executive Director of the National League for Nursing Commission for Nursing Education Accreditation.

Louisiana State University Eunice's Administrative Change

On August 4, 2014, LSBN Staff received notification that Jennifer Creswell will continue to serve as Louisiana State University Eunice's Interim Program Director for Nursing until

November 1, 2014 at which time Dr. Rebecca Fruge will be appointed Program Director of the Division of Nursing & Allied Health.

Our Lady of Holy Cross College's Administrative Change

On August 11, 2014, LSBN Staff received notification that Dr. David M. Landry was appointed President of Our Lady of Holy Cross College effective August 6, 2014

Southern University at Shreveport's Administrative Change

On August 20, 2014, LSBN Staff received notification that Dr. Sandra Tucker resigned as Dean of Southern University at Shreveport's School of Nursing and Mrs. Tiffany Williams Varner was appointed Interim Dean.

Fletcher Technical Community College Accreditation Status

Ms. Dufrene reported that FTCC was granted full approval by LSBN in February 2013. FTCC had an accreditation site visit from ACEN on February 12-13, 2014. FTCC failed to meet standards related to faculty and curriculum and their accreditation application was denied. FTCC reapplied successfully for candidacy and a repeat visit was set for spring 2014. In follow up discussion with Sonia Clark, Dean, FTCC School of Nursing, Ms. Dufrene learned continued concerns from ACEN delayed the visit until fall 2015.

Discussion ensued regarding concerns of accreditation status of Fletcher Technical Community College.

Motion

by Dr. Prechter, seconded, that the Board requests a Show Cause Order on Fletcher Technical Community College as to why approval status should not be suspended until the program demonstrates attainment of nursing accreditation. The SC hearing is set for the October 2014 Board meeting.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P.
Prechter-yes; S. Westbrook-yes

Motion Carried

NCLEX SCORES

Dillard University – 56.25% pass rate
Grambling University – 67.86% pass rate
McNeese State University, BSN Program – 77.70% pass rate
Our Lady of the Lake, ASN Program – 42.88% pass rate
Southern University Shreveport – 75.51% pass rate
Southern University Baton Rouge – 70.93%
William Carey – 80% pass rate

Dr. Porche requested the NCLEX scores be a standing item on the agenda from Education at every Board meeting.

Because the Board had asked to have Grambling State University come back in October with a plan for their pre-licensure program and make it unconditional, Dr. Lyon requested P. Dufrene report to the Board how many students Grambling graduated in May and how many had actually taken the test before October. This would give the Board an understanding of what they are looking at and because there have been some concern of student expressing that they were not being approved to take the test.

Ms. Dufrene stated what she has are two lists which Grambling sent to staff with the transcripts of the ones who have graduated. There was one list of 20 and 7 on another list who were from December of 2013. Grambling graduated a total of 26, as one of the applicants did not actually graduate. Those 6 have all tested between June 7th and August 21st. Four passed and two failed.

From the list of 20 who graduated in May 2014, 18 have tested. Five of the 18 have been unsuccessful.

Students are calling saying they are not being allowed to test. There are no extra files that were outstanding. The only Grambling students who didn't appear on the final list which Grambling sent who were on the initial list were ones who did not graduate. Six did not graduate. They are waiting and there are no transcripts on them. After contacting Dr. Potter, those six are graduating in December.

Discussion ensued.

CREDENTIALING

AGENDA ITEM 3.1

REVISIONS TO SECTION §3327.A.9, LICENSURE BY ENDORSEMENT (RULES

AND REGULATIONS, TITLE 46, PROFESSIONAL AND OCCUPATIONAL STANDARDS, PART XLVII, NURSES, SUBPART 2. REGISTERED NURSES)

Ms. York brought forth Agenda Item 3.1

Current Board rules prohibit board staff from accepting third party transcripts when processing an application for endorsement.

Board staff is requesting the adoption of a rule change, which would delete the words “of a third party.”

Recently, Board staff has received correspondence from several different universities, asking the board to accept transcripts from a third party vendor. The University of Minnesota and Alcorn State University are both utilizing Parchment Exchange and Mississippi College is currently utilizing Credentials, Inc. Ms. York provided a link to the web sites of the third party vendors for the Board’s review.

Board staff polled other Boards of Nursing (BON) via the NCSBN survey site. There were twenty-one (21) respondents:

Nine required the official transcript be sent directly to the BON by the university. Of those nine, four (4) stated they would accept the transcript electronically or by email and one (1) stated they would verify via NURSYS.

Four stated they accept transcripts via third party sources.

Eight stated they do not require transcripts for endorsement

Discussion ensued

Board staff had verbal communication with Ms. Kathy Apple at NCSBN on August 11, 2014, who indicated that NCSBN is working to develop a repository wherein university transcripts would be made available to BONs. Ms. Apple stated that NCSBN would be receiving said transcripts, in part, from third party vendors.

As board staff move toward utilization of NSCBN’s licensing program, accessing transcripts in their repository is going to be part of the process.

If the Board should decide to approve the requested rule change, it should be noted that staff will develop a policy mandating universities utilizing third party vendors to provide written verification to LSBN (on a form created by LSBN staff). The form shall include but not be limited to the name of the vendor, the length of the contract, the purpose of the contract and the signature of the appropriate university authority.

Ms. York requested *“That the Board adopt the proposed changes to Section 3327.A.9, Licensure by Endorsement Rules and Regulations, Requirements for Licensure by Endorsement, to remove the words “or a third party vendor.”*

Dr. Porche requested that Section 3327.A.9, Licensure by endorsement Rules and Regulations, Requirements for Licensure by Endorsement, be amended to change the words “school records” to “official school transcripts.”

Motion: by Dr. Prechter, seconded *“That the Board adopt the proposed changes to Section 3327.A.9, Licensure by Endorsement Rules and Regulations, Requirements for Licensure by Endorsement, to remove the words "or a third party vendor."”*

And to change the words “school records” to “official school transcripts.”

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

(Break)

Dr. Porche called the meeting back to order.

ADMINISTRATIVE ISSUES

AGENDA ITEM 4.1

LOUISIANA COMPLIANCE QUESTIONNAIRE LEGISLATIVE AUDITORS

The preparation and adoption of the Louisiana Compliance Questionnaire is a required component of the financial audit of Louisiana governmental units. The questionnaire must be presented to and adopted by the governing body by means of a formal resolution in an open meeting. The document will be signed by the board president, secretary and treasurer and then forwarded to Pinell and Martinez, our auditing firm.

Attached for Board members review is the completed copy of the Louisiana Compliance Questionnaire and Board resolution Louisiana Compliance Questionnaire.

Ms. Brown recommended acceptance and approval of the Louisiana Compliance Questionnaire.

Motion: by J. Harris, seconded, Acceptance and approval of the Louisiana Compliance Questionnaire Adoption of LSBN Board Resolution

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.2

CONTRACT EXCEPTIONS

LSBN has heretofore required all staff and contractors to sign a confidentiality agreement. Board attorney, Celia Cangelosi, is requesting an exemption from signing the confidentiality form and has expressed issues with the “remedies” and “indemnity” sections of the form.

The “remedies” and “indemnity” sections would require, in part, that the contractor cover legal fees and expenses as a result of a breach of the confidential agreement. This provision allows the contractor to share in the risk exposure to the agency and is an added protection to LSBN that is above the protections offered by the Office of Risk Management.

LSBN management requests Board input in accepting the inherent risks associated with a modified contracting process.

Discussion ensued

Motion: by T. Cotita, seconded, that the Board does not make an exception to “Remedies” and “Indemnity” sections of the Confidentiality Agreement for contract with Celia Cangelosi, Attorney at Law

Voice Vote: L. Agosta-no; L. Bonanno-no; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-no; D. Porche-yes;
P. Prechter-no; S. Westbrook-yes

Motion Carried

AGENDA ITEM 4.3

ACT 796 of the 2014 REGULAR SESSION

Per Act 796 of the 2014 Regular Session, all contracts for state boards or commissions seeking to employ an attorney must be accompanied by a resolution that includes (1) a statement showing that a real necessity exists; (2) a statement fully providing the reasons for the action; and (3) a statement of the total compensation to be paid. The resolution must be signed by the board president and forwarded to DHH/Office of Contract Review.

Motion: by Ms. Harris, seconded, for the acceptance and approval of LSBN Board Resolution contract, pending signed contract with Celia Cangelosi, and for the acceptance and approval of LSBN Board Resolution with Shows, Cali & Walsh

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

NURSING PRACTICE ISSUES **WHETHER IT IS WITHIN THE SCOPE OF PRACTICE FOR AN APRN TO** **PERFORM A BONE MARROW BIOPSY AND ASPIRATION**

Ms. Alleman reported that Mr. Robert “Keith” Byram submitted a collaborative practice

agreement that included bone marrow biopsy/BMB and aspiration/trephination within the parameters of practice. Further information was requested April 2, 2014 in which Mr. Byram informed staff that he would be trained to perform the procedure. He was advised as to the Board's previous opinion indicating it was not considered within the scope of practice of CNPs. Mr. Byram shared that an APRN colleague had been approved to perform the procedure previously. This was verified and the approval letter dated April 19, 2011 is on file for this APRN colleague. Mr. Byram advised he would not perform the procedure at the present time and would proceed with submission of a request for an opinion regarding the matter for consideration by the Board. He also indicates he is preparing for national certification in oncology.

For further information, note that specialty certification is available in adult oncology through an accredited certifying body, the Oncology Nursing Certification Corporation/ONCC, for the CNS and primary care NP. Eligibility includes: licensure/recognition as an APRN, 1000 hours of current practice in clinical oncology within 5 years (unless the APRN program included a concentration and formal clinical experiences in oncology); and graduate level education in oncology or 30 hours of oncology CEs.

BMB is a sterile procedure performed with or without sedation and includes the collection of samples most commonly from the posterior iliac crest and less commonly from the anterior iliac crest, sternum, or tibia. Research indicates the more common side effects and complications of the procedures are pain, anxiety, bleeding, needle breakage, anaphylaxis, and infection. Other serious complications included isolated individual incidences of events such as fracture, tumor seeding, or gluteal compartment syndrome. Inadequate sampling can cause problems with treatment, anxiety, and cost. Absolute contraindications include hemophilia and severe DIC or other severe bleeding disorder. Newer technology with single needle use has advanced the procedure.

Oncology Nurse Practitioner Competencies that have been out since 2007 through the Oncology Nursing Society have included this procedure as one of the competencies for nurse practitioners in Oncology practice.

Ms. Alleman stated she has a lot of information in support. Mr. Byram has presented information and support from his collaborating physician, and the Chief Nursing Officer at Tulane Medical Center. The Chief Medical Officer sent a letter in 2013 when the Board actually made an exception to their previous opinion for a specific nurse practitioner to be able to provide this service in 2011 at Tulane Medical Center.

Mr. Byram was present and available to answer questions from Board members.

Discussion ensued

Ms. Alleman reported that Tulane has a formal training process as part of their credentialing.

Mr. Byram stated that the competencies are the same as it would be for any staff position, the physician assistant and the fellows. It consists of a training program that they have in place of observing, of doing, supervised. The director of the Bone Marrow Transplant Department has to sign off as with all of our other competencies every year.

Ms. Alleman requested that the previous opinion be removed and that the procedure be allowed. Some options were made available to Board members to consider in the motion.

Motion: L. Agosta, seconded, that the Board accept the Board staff recommendations as presented without the option for National Certification.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 2.2

PRESENT PROPOSED REVISIONS TO THE LSBN's DECLARATORY STATEMENT FOR REGISTERED NURSE FIRST ASSISTANTS

In October, 2012 the LSBN approved statements to be provided to 'Association of periOperative Nurses' (AORN) in order for that agency to revise its educational standards and position statement regarding APRNs serving as assistants in surgery. LSBN also directed staff to begin developing revisions to the current Declaratory Statement for Registered Nurse First Assistants adopting AORN's revisions regarding RNFAs and develop additional revisions to address APRNs practicing in the perioperative setting that are in alignment with AORN's position once the final revision is published.

AORN created a task force to address these issues from May, 2013 to November, 2013. LSBN staff was invited and participated in the dialogue. The subsequent statements developed by the task force were posted for public comment and were finally approved by AORN at their Congress that met in April, 2014.

The Louisiana State Board of Nursing currently has a "Declaratory Statement for Registered Nurse First Assistants" which was adopted May 31, 1985 and revised March 9, 1987 and February 4, 1998. It was reaffirmed in 2003. Information utilized for the statement comes from the professional organization, AORN.

AORN revised their position statement regarding RNs serving as first assistants in surgery August, 2012 and October, 2013. The revision is to change the entry level education into an RNFA program to be a baccalaureate degree effective January 1, 2020. There is grandfathering language giving exception to RNFAs practicing prior to this date.

AORN's current, revised position statement regarding APRNs practicing in the perioperative setting now includes extensive language directly from The Consensus Model in defining the APRN. Descriptors of intraoperative performance are directly from the RNFA position statements. A section on clinical privileging is added to clarify additional education required.

The APRN Task Force meeting March 12, 2010 included discussion of LSBN's previous Declaratory Statement and decision to not license the specialty. Further, the minutes indicate that Medicare reimbursement rules have since changed, and Medicare is now only willing to

reimburse for the RNFAs (First Assistant) role if the nurse is a licensed APRN.

A majority of APRNs contacted when their CPA indicates they do or may serve as an RNFA indicate they are unaware that there is a Declaratory Statement for Registered Nurse First Assistants or that they feel it does not apply to them as APRNs. Credentialing departments of hospitals may also be unaware that there is a Declaratory Statement for Registered Nurse First Assistants with additional education required for the role.

Other states were queried January 25, 2012 through an NCSBN APRN conference call/Networking group indicating that the states who address the role of RNFAs had adopted AORN's standards.

Discussion ensued

Motion: by Dr. Agosta, seconded, *1. That the Board approve and adopt two declaratory separate statements:*

- a. the revised Declaratory Statement for Registered Nurse First Assistants including the revised title "Declaratory Statement for Registered Nurses First Assisting in Surgery" and*
- b. a new declaratory statement titled "Declaratory Statement for Advanced Practice Registered Nurses First Assisting in Surgery"; and*

2. That the Board approve that the previous Declaratory Statement for Registered Nurse First Assistants currently on LSBN's website and last affirmed in 2003 be superseded by the proposed Declaratory Statement and be removed from the LSBN's website.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

REPORT OF THE PRESIDENT:

The President's Report was made available to Board members.

Dr. Porche highlighted the following from National Council:

Executive Officer Succession Toolkit created by the National Council State Boards of Nursing. All documents are in Word. They can be downloaded and edited for board use.

National Council of State Boards of Nursing National Simulation Study findings was presented and released. Board members were asked to study these findings.

Ethics and Professional Boundary Assessment Tool. Because there have been a few cases dealing with professional boundaries, Board members were asked to review. This may be put on the October agenda to look at possibly considering adopting this as an assessment tool that

can be used by persons making stipulations for disciplinary cases dealing with professional boundaries.

APRN Compact Proposed Revision. Dr. Porche requested that Board, legal counsel, and Board staff review the proposed revision. This matter will be on the October agenda. Dr. Lyon added that the EOs at their meeting this summer worked remarkably well together to push forward the changes. Non compact states still have concerns. National Council is working diligently to get the RN/LPN compact and the APRN compact to be consistent as the language at the moment is not consistent.

A report published in the Journal of Nursing Regulations was released in collaboration with the National Council looking at all the states and where they ranked in adoption of the proposed APRN Consensus Model. Out of a possible score of 28, Louisiana scored 20. Louisiana scored the top in all levels: APRN Title Roles, Licensure, Education, and Certification. The most deficient scoring was in the area of independent practice for the four roles in independent prescribing.

Dr. Porche stated he would like for the Board to begin to explore the area of jurisprudence. This would mean before someone could write for licensure exam, they would have to be competent and proficient in understanding the rules and regulations governing the practice of nursing. Staff was directed to begin doing an assessment in the area of jurisprudence.

Dr. Porche brought forth a request by some Board members asking that the Board would review considering opening up an exception to 3331.

Discussion ensued

REPORT OF THE VICE-PRESIDENT **FINANCIAL REPORT FOR THE PERIOD ENDING JUNE 30, 2014**

Ms. Harris presented the Financial Report for the period ending June 30, 2014. The highlights of the current year's results are: A continuation of the trend of increased income driven by increases in the number of licensees, increased personnel costs due to filling of vacant staff positions, increases in retirement costs, and increases in health insurance costs, and a reduction in total of all operating costs, excluding personnel costs, of \$416,174 or 22.9% from 2012 to 2014.

Ms. Brown gave an overview of the five-year forecast projection. The forecast projection was based on the years 2012, 2013 and 2014 actual numbers.

Ms. Brown and Mr. Hebert reported on the five year forecast projection. Mr. Hebert reported that the budget is still on a downward trend, below the annual revenues, but not as dramatic as the first forecasted based on budgeted numbers.

The Board's Investment policy requires that the Board keep one year of operating income available. The reserves are declining, and the Board may be out of compliance with that policy.

Ms. Harris asked to receive a revised forecast statement with the anticipation of the new fees.

Discussion ensued

The Financial Report and Five Year Forecast Projection are attached for Board members review.

Motion: by N. Davis, seconded, that the Board adopt the Vice-President's Financial Report.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

REPORT OF THE EXECUTIVE DIRECTOR

A written Report of the Executive Director is attached for Board members' review.

The Chapter 35 Task Force is trying to get the work finished by December as this will be a rule change for 2015.

The fee increases are at the House and Senate Health and Welfare Committees.

LSBME rule changes have been introduced and posted in the Register. The Board will write and submit written testimony about how their proposed rules are in violation of the existing LSBN rules.

READING OF MINUTES:

Dr. Porche asked for a motion to accept the Minutes from the June 11, 2014 Board Meeting.

Motion: by L. Agosta, seconded, to accept the Minutes from the June 11, 2014 Board Meeting and Executive Director report.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

CENTER FOR NURSING: LOUISIANA CENTER FOR NURSING UPDATES

In addition to the Center for Nursing updates provided to the Board, Dr. Bienemy gave a brief overview of the Louisiana Action Coalition's (LAC) face-to-face strategic planning meeting held on August 21-22 at the Louisiana State Board of Nursing. LSBN-LCN serves as the co-lead for LAC along with AARP LA. Dr. Alexia Green, one of the founding members of the Texas Team, served as the facilitator for the strategic planning meeting. Dr. Green shared with

the group that the member organizations are responsible for carrying out the recommendations from the IOM report and for doing the work of the coalition. Dr. Lyon presented to the group that LCN is a department within LSBN, therefore LSBN is the organization that serves as the co-lead for the coalition. LAC must determine if they are in agreement with the LSBN serving as the co-lead or if there should be another co-lead.

OTHER BUSINESS

AGENDA ITEM 10.1

LSBN BOARD OPINION 916 NURSE PRACTICE ACT

Prior to seeking a legal opinion from the attorney General's Office, LSBN Board members need to clarify §916. of the Nurse Practice Act. This section of the Act states " Be actively engaged in the practice of nursing as a registered nurse at the time of appointment." Once clarification has been obtained, a legal opinion will be submitted to the Attorney General's Office. The legal opinion will address whether an appointed Board member can continue to serve on the Board after retirement if they are fulfilling §916 of the Nurse Practice Act

Discussion ensued

Dr. Lyon asked Board members to think about how they would define “being actively engaged in the practice of nursing” and take the matter back up in the October Board meeting

Discussion ensued

AGENDA ITEM 10.2

2015 LSBN BOARD MEETING DATES

2015 LSBN Board Meeting Dates were provided to Board members for their review

Motion: by N. Davis, seconded, to approve the 2015 Meeting Dates.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes;
N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes;
P. Prechter-yes; S. Westbrook-yes

Motion Carried

AGENDA ITEM 10.4

UPDATE: REQUEST FROM LOUISIANA MEDICAL SOCIETY TO CONSIDER BOARD STANCE ON RNs CALLING IN VERBAL ORDERS FOR PRESCRIPTIONS WHEN PATIENTS ARE DISCHARGED FROM HOSPITALS

Ms. York received a request from Mr. Waddell to withdraw his question. He expressed gratitude for the opportunity to approach the Board in the future, if necessary.

AGENDA ITEM 10.3

PROFESSIONAL DEVELOPMENT FOR LSBN BOARD MEMBERS

The matter will be carried over until the October Board meeting.

Motion: by Dr. Johnson, seconded, to go into Executive Session for the purpose of hearing the Report on Litigation:

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; P. Johnson-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

The Board went into Executive Session at 12:27 p.m.

Motion: by N. Davis, seconded, to Come out of Executive Session and go into Open Session.

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

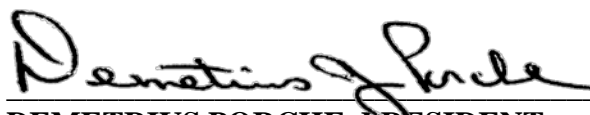
The Board came out of Executive Session and went into Open Session at 12:45 p.m.

Motion: by J. Harris, seconded, to adjourn

Voice Vote: L. Agosta-yes; L. Bonanno-yes; T. Cotita-yes; N. Davis-yes; J. Harris-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

The meeting adjourned at 12:45 p.m.



**DEMETRIUS PORCHE, PRESIDENT
LOUISIANA STATE BOARD OF NURSING**