

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

**MINUTES OF THE AUGUST 11, 2016 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. Davis, President, on Thursday, August 11, 2016, at the Holiday Inn, 9940 Airline Highway, Baton Rouge, Louisiana 70816

**Roll Call:** The following Board members were in attendance:  
Nancy Davis, MN, RN, NE-BC, President  
Laura Bonanno, DNP, CRNA, Vice President  
Patricia Prechter, ED, MSN, RN, Alternate Officer  
Jolie Harris, DNS, RN, NEA, CAS  
Robin Huet, RN, Compliance Officer  
Tavell Kindall, DNP, APRN  
Teresita McNabb, RN, MSHSA, NEA, FACHE  
Demetrius Porche, DNS, APRN, PhD, FNP  
Sue Westbrook, DNS, RN  
Marelle Yongue, M.D., Ex-Officio Member

The following Board members were not present:  
Tim Cotita, MSHCE, RN, CDE  
Juzar Ali, 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, DNP, MSN, RN, Director of Education and Licensure  
Jennifer Wright, DNP, APRN, FNP-BC, Director, Advanced Practice  
Cynthia York, MSN, RN, CGRN, Director, Practice and Credentialing  
Rickie Callegan, MSN, RN, Director of Investigations  
Barbara McGill, MSN, RN, Director of Monitoring/RNP  
Janell Soileau, RN, RNP/Monitoring Nurse Manager  
Wanda Matthews, MPA, Director of Hearings  
Cynthia T. Bienemy, Ph.D, RN, Director of Louisiana Center for Nursing  
Isonel Brown, MBA, Director of Operations  
David Bolton, JD, General Counsel  
E. Wade Shows, JD, Counsel to the Board  
Marcia Carter, Administrative Assistant to the Executive Director  
Suzanne C. Armand, CCR, CVR, Court Reporter

**Adoption of Agenda:**

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

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

Motion Carried

**Reading of Minutes:**

The minutes of the June 16, 2016, Board Meeting are available for viewing on Confluence.

N. Davis welcomed new Board member, Dr. Tavell Kindall.

N. Davis announced that Dr. Karen Lyon has been named the Outstanding Alumnus of the University of Texas at El Paso School of Nursing. Dr. Lyon will be honored in a ceremony in October 2016.

**UNFINISHED BUSINESS:**

**Disciplinary Rules Task Force:**

Dr. Westbrook reported that the Task Force has convened several times, with the most recent meeting held July 14, 2016. They reviewed the list of crimes warranting automatic rejection under 3331(a). After reviewing and discussion of these lists of crimes, the Task Force decided to assign the crimes to two penalty categories: Either crimes warranting permanent denial or crimes warranting denial for greater than five years after all penalties are met. It was also the consensus of the Task Force that the same penalties be applied to individuals with a license as would be applied to those applying under 3331. Dr. Westbrook reported that the Task Force needs a few more meetings to finish the business of the Task Force to clarify some of the wording. Dr. Westbrook stated that staff worked very hard in making the job easy for the Board members.

Mr. Callegan reported that it was a difficult but a very good meeting.

**By-Laws Task Force:**

A rule change will be done along with the By-Laws change. This will be brought back at the October 13, 2016 Board meeting for a vote.

**RN Compact Task Force:**

Dr. Demetrius Porche reported that the Task Force has not done any further work. The Task Force is waiting on the activities of House Resolution 244. There was a meeting with the Board of Practical Examiners. There was no progress in that meeting. Subsequently, House Resolution 244 was passed. On September 23, 2016, the Task Force will come together and study the feasibility and desirability for the two Boards to combine. After that takes place, it may be possible to move forward with the Compact for RN.

**Ad-Hoc Committee- DS Nurses Working Extended Hours:**

Dr. Bonanno reported they have met one time formally. They are in the process now of looking at other professional organizations and what they included as far as any restrictions or any policies related to the number of work hours or consecutive work hours. An extensive literature review is being done, looking at those other organizations. The committee will meet again in the next couple of months.

Ms. York stated their meeting was productive and hopes to be meeting again very soon face-to-face. Ms. York has starting working on a shell of the declaratory statement, combining the information they have received so far, putting it into a format they can present to the Board. They are on target to present a draft of the Declaratory Statement in December.

### **Internationally Educated Nurses Task Force:**

Ms. York reported that at the last Board meeting they had a presentation related to internationally educated nurses. They looked very closely at the requirements for English proficiently. Out of that meeting, the Board desired that an ad-hoc committee be formed to look deeper into the overall process for licensing international nurses. Mr. Cotita and Ms. McNabb are on the committee and Dr. Ali will be joining them. There is a conference in October sponsored by the National Council on internationally educated nurses. Ms. York will be in attendance at that conference along with Dr. Dufrene.

At the conference that is coming up, Ms. York is hoping to discuss not only the English proficiency, but also the utilization of the visa screen report. Ms. York has had conversations since the June 2016 Board meeting with CGFNS and received confirmation that it is CGFNS' intent that the report is not utilized by boards of nursing for licensing purposes, but strictly by immigration services to issue a medical visa.

Ms. York has created a repository on Confluence. It is available to any Board member that wants to go in and see the work of the committee. There is an article that has already been uploaded, Code of Ethical International Recruitment Practices, the CGFNS Alliance Case Study. Ms. York encouraged Board members to read the article.

### **2016-2019 Strategic Initiatives Update:**

Dr. Lyon updated the Board regarding the 2016-2019 Strategic Initiatives: (See attached)

1. APRN Scope of Practice Issues
2. Compact States – Participation
3. LSBN: Recognized as a Visionary Leader
  - Public Policy
  - Public presence and Engagement
  - Educator

### **1. CONSENT AGENDA MOTIONS:**

1. LSBN Staff Program Status Reports
  1. NCLEX Report
  2. Accreditation Reports
2. Accreditation Reports from Approved Programs

1. Dillard University-Planned Substantive Change Report
2. University of Louisiana Monroe- Substantive Change Report
3. Northwestern State University-CCNE Correspondence
4. South Louisiana Community College - ACEN Correspondence
2. Requests for Major Curriculum Changes
  1. Fletcher Technical Community College-Major Curriculum Change
3. Louisiana Center for Nursing Updates

**Motion:** by P. Prechter, seconded, to accept the Consent Agenda Motions

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

Motion Carried

## **2 LEGISLATIVE UPDATE**

Dr. Lyon reported on the following Legislative updates which involve the Nursing board:

1. HR244: LSBN/LSBPNE Merger
2. HCR107: Registry of Safe Haven Sites
3. HR230: Access in HPSAs
4. SCR65: Task Force on Meaningful Insight

## **3. DEPARTMENT REPORTS:**

### **Agenda Item 3.1**

#### **Education**

### **Agenda Item 3.1.1**

#### **Schools of Nursing Conditional Approval Status Reports**

### **Agenda Item 3.1.1.1**

#### **Dillard University - Conditional Approval Status Reports**

Summary/background presented by P. Dufrene and recommended acceptance.

**Motion:** by P. Prechter, that the Board accept Dillard University's report and action plan regarding conditional approval status of the Baccalaureate of Science in Nursing education program.

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

Motion Carried

### **Agenda Item 3.1.1.2**

#### **Southern University Baton Rouge- Conditional Approval Status Report**

Summary/background presented by P. Dufrene and recommended acceptance.

Dr. J. Hill was present for comments, to provide information and answer questions by Board members.

**Motion:** That the Board accept Southern University Baton Rouge's report and action plan regarding conditional approval status of the Baccalaureate of Science in nursing education program.

Voice Vote

: L. Bonanno-yes; N. Davis-yes; J. Harris-yes; T. Kindall-yes;  
T. McNabb-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

### **Agenda Item 3.1.2**

#### **Request for APRN Clinical Experiences in Louisiana**

##### **Agenda Item 3.1.2.1**

#### **Troy University - Request for Re-approval of APRN Clinical Experiences in Louisiana**

Summary/background presented by P. Dufrene and recommended approval.

Discussion ensued. Dr. Bonanno Requested a report on the number of current students enrolled in Louisiana. Dr. Porche requested clarification on the number of enrolled students, certified pass rates of students in Louisiana, expiration date for nursing accreditation, and expiration date of current Louisiana Board of Regents approval.

**Motion:** by P. Prechter, seconded, that the Board defer until the October 2016 Board Meeting.

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

Motion Carried

### **Agenda Item 3.1.3**

#### **Chamberlain College of Nursing- Step I of Establishing Undergraduate Program**

Summary/background presented by P. Dufrene and recommended approval.

Ms. Nelda Webb, Sr. Manager, State Licensing and Regulation, Chamberlain College of Nursing; Dr. Jennifer Couvillon, Director of System Nursing Professional Development, Ochsner Health Systems; Dr. Carla Sanders, Vice President, Chamberlain College of Nursing, were present for comments and to provide information, and were questioned by Board members.

Dr. Gail Poirrier was present for comments

Lengthy discussion ensued regarding Board's concerns.

Eileen Creel, Associate Professor, Southeastern Louisiana University College of Nursing and Health Sciences; and Dr. Sharon Hutchinson, Chair, Dillard University, were present and expressed their concerns regarding the impact of this item.

Discussion continued regarding Board's concerns

**Motion:** by S. Westbrook, seconded, that the Board deny the request from Chamberlain College of Nursing.

**Amended**

**Motion:** by S. Westbrook, seconded, to defer action on this request from Chamberlain until a task force is assembled to further study the impact this would have on the schools of nursing in Louisiana.

Dr. Dufrene will facilitate moving this task force forward which will be comprised of Dr. Jennifer Couvillon, from Ochsner Health System, Representatives from Chamberlain, members of LACANE, Dr. Porche, Dr. Prechter, Dr. Westbrook, Dr. Kindall, and Dr. Harris and those who have a negative impact statement reported will form this task force.

N. Davis was recused from voting.

Voice Vote: L. Bonanno-yes; J. Harris-yes; T. Kindall-yes;  
T. McNabb-yes; D. Porche-yes; P. Prechter-yes; S. Westbrook-yes

Motion Carried

**(Break taken at this time)**

**AGENDA ITEM 3.1.4**

**NORTHWESTERN STATE UNIVERSITY'S NOTIFICATION OF PROGRAM EXTENSION**

(No action required)

Summary/background presented by P. Dufrene

Dr. Dana Clawson, NSU College of Nursing, was present for comments, present information and to answer any questions by Board members.

(No action was required)

**AGENDA ITEM 3.1.5**

**Chapter 35**

(No Action Required)

The Board appointed a task force to revise the Educational Rules (Chapter 35). Educational Rules related to APRN in Chapter 45 were merged into Chapter 35. The Task Force convened and developed the document that was presented for approval to proceed to rule making.

On June 20, 2016, these rules were promulgated and published in the Louisiana Register. The Educational Rules (Chapter 35) was promulgated and is on the website.

### **AGENDA ITEM 3.1.6**

#### **DISTANT EDUCATION IMPACT ON LOUISIANA PROGRAMS**

Summary/background presented by P. Dufrene and recommended acceptance.

(See report)

P. Dufrene presented background information on the approval process and development of the distance education impact form. Summaries were presented from the October 2015, LSBN Board Meeting, the December 2015 Board Meeting, the April 2016 Board Meeting, and the July 21, 2016 LACANE meeting regarding the distance education impact on Louisiana programs.

Dr. Lyon provided additional information and summary of the July 21, 2016 meeting regarding the distance education impact on Louisiana programs. Program Heads were encouraged to attend the Board meeting and provide evidence of concerns identified on the impact form.

Dr. Porche requested that staff require the nursing education degree programs seeking approval to submit the completed impact form to the Louisiana program and the LSBN.

**Motion:** by N. Davis, seconded, that the Board accept the report regarding impact of distance education on Louisiana undergraduate and graduate nursing education degree programs.

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

Motion Carried

### **AGENDA ITEM 3.2**

#### **RN Practice/Credentialing**

Ms. York presented a department report on RN Practice/Credentialing

Ms. York stated they have been working on the development of the ORBS Licensure Program. Most recently, they have been working with the renewal application for the upcoming license renewal season. Ms. York thanked Dr. Lyon for her leadership on this project and bringing all the directors together.

I. Brown explained that ORBS (Optimal Regulatory Board System) is their new licensing management system. The public side of ORBS is called the Nurse Portal.

Ms. York reported she is in the final year of her IRE project with the National Council State Boards of Nursing and has received IRB approval last week. Ms. York is on target for having her project completed and presented to the National Council in January 2017. Her final report will be submitted for publication in May of 2017 and poster presentation in the fall of 2017.

Ms. York also reported that she is in the last year of her DNP program.

Ms. York is continuing her work with the National Association State Controlled Substance Authority (NASCSA).

In the last legislative session, Resolution 113 was filed by Senator Mills. This is to establish a commission on preventing opioid abuse. Dr. Lyon has requested Ms. York to serve on that commission. Mr. Malcolm Broussard, Executive Director at the Pharmacy Board and Mr. Eric Torres, Executive Director for the LSBME, will be co-chairing that commission. The first meeting will be August 18, 2016. Ms. York will be reporting back to the Board on the progress of the group.

### **AGENDA ITEM 3.3** **Advanced Practice**

Dr. Lyon reported that the Board of Medical Examiners (BME) and the State Board of Nursing are embarking on collaborative efforts and will be working together. Mr. Eric Torres was welcomed by Dr. Lyon.

Mr. Torres, stated that three of their board members, who have volunteered to be on the committee, approached Dr. Lyon about having a discussion to understand how they can work together to develop and implement any rulemaking that they need to do to try and strengthen that relationship within the current legal structure.

### **AGENDA ITEM 3.4** **Operations**

#### **AGENDA 3.4.1** **2016 Louisiana Compliance Questionnaire**

I Brown asked the Board for their acceptance and approval of the 2016 Louisiana Compliance Questionnaire and also acceptance and approval of the 2016 Board Resolution that accompanies the Compliance Questionnaire.

**Motion:** by N. Davis, seconded, for the Acceptance and Approval of the 2016 Louisiana Compliance Questionnaire and the Acceptance and Approval of the 2016 Compliance Questionnaire Board Resolution

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

Motion Carried



**AGENDA ITEM 3.4.2**

**Presentation of Historical Data for LSBN Investment Account**

(No action required)

I. Brown gave a presentation of the performance of LSBN's portfolio from a historical perspective over the last few years. (See attachment)

Discussion ensued.

A handout was provided to Board members regarding turnover rates. The turnover rate for the LSBN for Fiscal Year 2015 is 5.76%. The State's average turnover rate is 16.09%.

Ms. Brown reported they are still in audit. The Legislative Auditors arrived on July 25<sup>th</sup> and are expected to stay until August 31<sup>st</sup>. By the October 13, 2016 Board meeting, the audit report should be available.

Discussion ensued

**AGENDA ITEM 3.5**

**RNP/Monitoring**

Report on RNP/Monitoring was given by B. McGill.

**Agenda Item 3.6**

**Investigations**

Report on Investigations was presented by R. Callegan.

**Agenda Item 3.7**

**Hearings**

Report on Hearings was presented by W. Matthews.

**AGENDA ITEM 3.8**

**Center for Nursing**

(See attachment)

Report on the Center for Nursing was given by Dr. Bienemy.

**AGENDA ITEM 3.9**

**Office of General Counsel**

Report of the Office of General Counsel was presented by D. Bolton

**4. REPORTS**

**AGENDA ITEM 4.1**

## **Report of the President**

(Report Attached)

N. Davis reported that the Board is currently accepting nominations for LSBN officers for 2017. If any board members are interested in serving in the position of President, Vice President, or Alternate Officer, please contact N. Davis by September 1, 2016.

### **AGENDA ITEM 4.2**

#### **Report of the Vice President**

(Report Attached)

### **AGENDA ITEM 4.3**

#### **Report of the Executive Director**

(Report Attached)

Dr. Lyon sent out an article from CGFNS to Board members concerning the ethical recruitment and treatment of foreign educated nurses.

Dr. Lyon announced that LSBN's requirements for approving distance nursing education programs in Louisiana takes precedence over the Board of Regents approving such programs through the SARAH legislation.

## **5. PROFESSIONAL DEVELOPMENT**

### **AGENDA ITEM 5.1**

#### **RNP Celebration**

### **AGENDA ITEM 5.2**

#### **Utilizing Disciplinary Trends to Perpetuate Improvement Initiatives**

(Report Attached)

A presentation was given by R. Huet on Utilizing Disciplinary Trends to Perpetuate Improvement Initiatives.

## **6. NATIONAL COUNCIL STATE BOARDS OF NURSING**

### **AGENDA ITEM 6.1**

#### **ORBS Update**

(See Agenda Item 3.2)

### **AGENDA ITEM 6.2**

#### **Expert Panel: Delegation in Nursing Home Settings**

Dr. Lyon was asked to be on a panel regarding a research project at National Council for delegation within nursing home settings to try to help nursing homes that have more LPNs and unlicensed assisted personnel. Educational modules are being developed for helping the Directors of Nursing and the RNs in these entities to have a better understanding of the Nurse Practice Act within their state, as to what the delegation rules are and how to delegate. The modules were sent out and feedback was received from a sample of nurse directors in nursing homes across the United States.

## **7. PUBLIC COMMENTS**

(No public comments.)

**Motion:** by T. McNabb, seconded, for the Board to go into Executive Session for the purposes of hearing the Report on Litigation and Personnel issues.

Voice Vote: Davis-yes; J. Harris-yes; T. McNabb-yes; P. Prechter-yes;  
D. Porche-yes

Motion Carried

(The Board entered into Executive Session at 1:50 p.m.)

## **ADJOURNMENT:**

**Motion:** by L. Bonanno, seconded, to adjourn

Voice Vote: Davis-yes; J. Harris-yes; T. McNabb-yes; P. Prechter-yes;  
D. Porche-yes

Motion Carried

The meeting adjourned at 2:12 p.m.

  
NANCY DAVIS, PRESIDENT  
LOUISIANA STATE BOARD OF NURSING