

Wyoming State Board of Nursing
Board Meeting Minutes

PUBLIC SESSION: The Wyoming State Board of Nursing (WBON) held its regularly scheduled meeting on April 7, 8, & 9, 2008, at the Board Office, 1810 Pioneer Avenue, Cheyenne, Wyoming.

**Voting numbers on all decisions and motions are as follows:
IN FAVOR – OPPOSED – ABSTAINING – ABSENT**

CALL TO ORDER: The meeting of the Wyoming State Board of Nursing was called to order by President Clausen at 8:30 a.m., Monday, April 7, 2008.

ROLL CALL: President Clausen took the roll call.

Board Members Present:

Kellie Clausen, FNP, WHCNP, RN, President, Douglas
Jennifer Zettl, BSN, RN, Vice President, Casper
Marguerite Herman, Consumer Member, Secretary, Cheyenne
Kim Williamson, LPN, Member, Torrington
Jenny Heuck, MS, RN, Member, Sheridan
Marcie Burr, RN, HSA, CCHP, Member, Pavillion
Tracy Wasserburger, RNC, Member, Gillette

Board Members Absent:

None

Staff Present:

Mary Kay Goetter, Executive Director (4/7/08, 8:00 – 10:45 a.m., 1:00 – 2:30 p.m.; 4/8/08, 8:00 – 11:45 a.m., 1:00 – 3:30 p.m.)
Mary Beth Stepan, Assistant Executive Director and Practice & Education Consultant
Bridget Horne, Compliance Consultant
JoAnn Reid, Executive Assistant
Cindy Stillahn, Fiscal and Human Resource Officer (4/8/08, 2:00 – 3:30 p.m.)
Ken Nelson, JD, Senior Assistant Attorney General (4/7/08, 9:00 a.m. - 3:00 p.m., 4/8/08, 8:00 - 9:10 a.m.; 4/9/08, 8:50 – 11:00 a.m., 1:00 – 2:35 p.m.)
Angela Dougherty, JD, Senior Assistant Attorney General (4/7/08, 8:00 a.m. – 1:50 p.m.)
Bill Pilger, Assistant Attorney General (4/7/08, 10:30 – 11:45 a.m.)
Patricia Back, Assistant Attorney General (4/7/08, 9:00 – 11:45 a.m.)

Staff Absent:

None

Visitors Present:

Jackson Waters, RN, Board Representative, Wyoming Professional Assistance Program (4/7/08 8:30 a.m. – 3:00 p.m.)
Chris Newman, Deputy Administrator, Department of Health, Developmental Disabilities Division (4/7/08, 1:00 – 3:00 p.m.)
Don Riske (4/8/08, 3:55 – 4:40 p.m.; 4/9/08, 8:10 – 10:40 a.m.)
Joann Buster (4/9/08, 8:10 – 11:00 a.m.)
Thea Orr (4/9/08) 9:20 – 11:00 a.m.)
Kathy Kendrick, Wyoming Reporting Service (4/9/08, 1:00 – 1:45 p.m.)

DECLARATION OF QUORUM:

President Clausen declared a quorum present.

NEW BOARD MEMBERS AND STAFF:

President Clausen formally introduced the new Board Member, Tracy Wasserburger RNC, Gillette, and the new Executive Director, Mary Kay Goetter, MS, RNC.

REORDERING OF AGENDA:

Dr. Stepan added information on the Nursing Capacity Summit to the Education section of the agenda and also informed the Board Chris Newman, Department of Health, Division of Developmental Disabilities will be present to discuss medication administration at 1:00 Monday.

APPROVAL OF MEETING MINUTES**Minutes of the January 7-10, 2008 Board Meeting and January 17, 2008 Special Board Conference Call:**

The Board agreed to approve the following minutes:

Motion: It was moved and seconded, April 7, 2008, to approve the minutes with recommended changes for the January 7-10, 2008 Board meeting.

The vote on the above motion was 7-0-0-0.

Motion: It was moved and seconded, April 7, 2008, to approve the minutes for the January 17, 2008 Special Board Conference Call.

The vote on the above motion was 7-0-0-0.

GOVERNOR'S OFFICE

President Clausen explained the appointment of Tracy Wasserburger and the reappointment of Kim Williamson and the areas of nursing that they represent. Member Wasserburger represents various Registered Nurses and Member Williamson represents Licensed Practical Nurses.

EXECUTIVE SESSION

Motion: It was moved and seconded April 7, 2008, to enter into Executive Session at 8:50 a.m. to discuss personnel issues.

The vote on the above motion was 7-0-0-0.

The Board returned to open session at 9:50 a.m.

Motion: It was moved and seconded April 7, 2008, to offer a service contract to Cheryl Koski to be a consultant to Executive Officer Mary Kay Goetter.

The vote on the above motion was 7-0-0-0.

Motion: It was moved and seconded April 9, 2008, to enter into Executive Session at 9:00 a.m. to discuss personnel issues.

The vote on the above motion was 7-0-0-0.

The Board returned to open session at 10:30 a.m.

BOARD MEMBER ORIENTATION

Ken Nelson, JD, Senior Assistant Attorney General, discussed his role as attorney for the Board and the role of the Board in protecting the public. It is the Board's duty to ensure those who are licensed or certified are practicing within their scope or role. The Nurse Practice Act is the basis by which the Board exists and sets forth authority and sets boundaries for the practice of nursing. Mr. Nelson also discussed formal motions, Executive Session, the process of adopting new Rules and Regulations and contested case hearings. He explained that Board Members can not act alone. All actions must be during a public meeting and notice of the meeting must be given. He stressed the importance of confidentiality and caution when Board Members are together outside of a meeting that Board business is not discussed.

Angela Dougherty, JD, Senior Assistant Attorney General, gave an update of how WBON cases are being handled at the Attorney General's Office and that other attorneys have been recruited to assist with any backlog. She stated the number of cases has increased from all Boards and they are restructuring to meet the needs of all agencies. Ms. Dougherty explained the role of the Application Review Committee and the Discipline Committee.

Mary Beth Stepan, PhD, RN, Assistant Executive Director and Practice and Education Consultant, presented the Board Member Orientation PowerPoint presentation covering statistics in nursing; the Nurse Practice Act; licensing; and powers and duties of the Board. Bridget Horne, BSN, RN, Compliance Consultant, discussed compliance procedures.

NEW MEMBER COMMITTEE APPOINTMENT

Motion: It was moved and seconded, April 7, 2008, that Member Zettl be removed from the Discipline Committee, Member Burr be moved from Application Review Committee to the Discipline Committee and Member Wasserburger be appointed to the Application Review Committee.

The vote on the above motion was 7-0-0-0.

ATTORNEY GENERAL'S OFFICE

Wyoming Healthcare Commission: Ryan Sandefer from the Wyoming Healthcare Commission requested an updated listing of APRNs including their license number in case of marriage or other name change. The Board discussed the release of license numbers and decided in a previous meeting this information would not be given out. The Board does not want to prohibit the research and agreed by consensus to provide the

license numbers under the condition they not be released and should be deleted from data at the end of the survey.

Primary Source Verification/Website Disclaimer: Board staff shared concerns about the many phone calls received in the office requesting Primary Source Verification. Many callers state they can not use the on-line verification due to the disclaimer "This is not an official verification". Staff is also concerned at the different definitions of "primary source". The Board agreed by consensus that it is up to the facility to ensure they are providing the correct verification for the position and chose to remove the disclaimer from the website.

WYOMING PROFESSIONAL ASSISTANCE PROGRAM

The Board reviewed the letter from George Vandel, WPAP Executive Director, dated April 1, 2008 giving the 2008 1st quarter statistics.

Jackson Waters, BSN, RN, informed the Board that Cheryl Koski has been elected as the new member of the WPAP Board to represent nursing at large. Carol Shotwell will continue with WPAP as the financial director and Nancy Freudenthal continues as legal counsel. Mr. Waters also presented the WPAP 2007 Annual Report.

There was discussion between Mr. Waters and the Board concerning Amendment Two and Three of the contract between WBON and WPAP. In Amendment Three, George Vandel and Carol Shotwell had requested financial report be due on an annual basis only. The original contract states this information will be presented quarterly. This matter was not supported by a motion. The contract will remain as it currently reads and reports will continue to be presented quarterly.

Motion: *It was moved and seconded April 7, 2008, to reappoint Jackson Waters, BSN, RN, to be the Wyoming Board of Nursing representative on the WPAP Board.*

The vote on the above motion was 7-0-0-0.

EDUCATIONAL PROGRAMS

Summary of Educational Programs:

Dr. Stepan presented the "Summary of the Educational Programs" report with the updates from the January, 2008 meeting. She informed the Board that the University of Wyoming is going to cut down on the number of students admitted into the program. The Board would like to encourage UW to consider Wyoming residents first. UW has also asked that the students be able to sign a release so names can be provided if the NCLEX is not passed. The Board also discussed the shortage of nursing educators and the importance of keeping pressure on the nursing programs for faculty meeting all criteria.

Dr. Stepan also discussed with the Board the scheduled site visits for Northwest College and Western Wyoming College Outreach – Evanston.

Nursing Education Capacity Summit:

Dr. Stepan informed the Board of this invitation and thought it would be a good idea to attend. Dr. Stepan will be in charge of organizing and Members Heuck and Herman will assist. Member Heuck will contact NEW and Member Herman will contact the Governor's office to determine if there is already a task force in place for WBON to join or if one needs to be started.

Motion: *It was moved and seconded April 8, 2008 to pursue the formation of a team to attend in the Nursing Education Capacity Summit, June 26-27, 2008, in Arlington, VA.*

The vote on the above motion was 7-0-0-0.

The Education Committee gave their recommendations to the Board, and the following motions were made:

Casper College:

Motion: *It was moved and seconded April 7, 2008, to accept the Education Committee's recommendation to approve the request to proceed with application for provisional approval to offer a PN option. The Board looks forward to reviewing the leveled curriculum which shows that all content at a basic level is offered within the first year of the program. The Philosophy and Mission statement should be revised to be congruent with these changes.*

The Board acknowledges plans by Casper College to revise curriculum and looks forward to reviewing these changes.

The vote on the above motion was 7-0-0-0.

Laramie County Community College:

Motion: *It was moved and seconded April 7, 2008, to accept the Education Committee's recommendation to accept Peg Bratton's request to extend time frame for completion of Master's degree in Nursing to 2010 – The Board would like to see Ms. Bratton's Program of Study with time-lines.*

The vote on the above motion was 7-0-0-0.

Northwest College:

Motion: *It was moved and seconded April 7, 2008, to accept the Education Committee's recommendation to accept Deb Williams' FQS and overview of the four year option to complete the Bachelor's Degree in Nursing. The Board requests that Ms. Williams provide completion date for BSN and date of acceptance into the Master's program and to accept Amie Kirkendol's FQS and program of study for Advanced Practitioner of Nursing.*

The vote on the above motion was 7-0-0-0.

Western Wyoming Community College:

Motion: *It was moved and seconded April 7, 2008, to accept the Education Committee's recommendation to acknowledge receipt of answers to questions about nutrition within the curriculum and receipt of Dorothy Sizenbach's FQS.*

The vote on the above motion was 7-0-0-0.

Northeastern Junior College:

Motion: *It was moved and seconded April 8, 2008, to accept the Education Committee's recommendation to approve the offering of NUR211 Nursing Care of the Psychiatric*

Client at CRMC in Cheyenne, pending receipt of the FQS for the administrator and instructor, assuring that Wyoming licenses are in place.

The vote on the above motion was 7-0-0-0.

Rio Salado College:

Motion: It was moved and seconded April 8, 2008, to accept the Education Committee's recommendation of the following:

- *Acknowledge receipt of satisfactory answers to questions posed during the January Board meeting within the letter dated March 10, 2008;*
- *Acknowledge that the program will be discontinued at Powell Valley Healthcare due to inadequate number of students; and*
- *Approve the request to offer nursing courses in Gillette, Wyoming.*

The vote on the above motion was 7-0-0-0.

CNE-Net Practical Nurse Refresher Course Changes:

Motion: It was moved and seconded April 8, 2008, to accept the Education Committee's recommendation to accept the revisions in the CNE-Net Refresher course.

The vote on the above motion was 7-0-0-0.

Self Study LPN Refresher Course:

Motion: It was moved and seconded April 8, 2008, to accept the Education Committee's recommendation to accept the course revisions and updated course description for the LPN Refresher course developed by Patrica L. Truitt, RN.

The vote on the above motion was 7-0-0-0.

CERTIFIED NURSING ASSISTANTS

Dr. Stepan informed the Board that 172 CNAs have been certified since the beginning of 2008 and a total of 805 were certified in 2007. She answered the question posed by President Merrill during the January Board meeting of who is responsible for ensuring completion and implementation of the home health aide training program. She informed the Board that WBON is to do site visits and has contracted with Toni Decklever to complete this by June 30, 2008.

Dr. Stepan also informed the Board of notification from American Red Cross concerning loss of \$14,000 per year on Wyoming CNAs. She said there has been discussion of cutting Ms. Decklever's salary and closing test sites.

NCSBN

The Board discussed the e-mail from Kristin Hellquist, M.S., Policy & Government Relations Director, NCSBN, to Mary Beth Stepan, stating our Governor speaking favorably about the Nurse Licensure Compact.

President Clausen reported on the Mid-Year Meeting, March 4-5, 2008, in Chicago. She said a lot of good information was received. She discussed retention and the Transition to Practice program.

Upcoming Meetings:

Mary Kay Goetter will attend the Executive Officer Orientation, May 5-7, 2008, in Chicago.

JoAnn Reid and Erin Peterson will attend the IT Summit, May 13-14, 2008, in Chicago.

Bridget Horne and Angela Dougherty will attend the Board Investigator & Attorney Workshop, May 18-21, 2008, in Savannah, GA.

Motion: It was moved and seconded April 8, 2008, to send Mary Beth Stepan to the Workshop on Regulation of Unlicensed Assisted Personnel in Chicago, June 13, 2008.

The vote on the above motion was 7-0-0-0.

Mary Kay Goetter will attend the NCSBN Executive Officer Seminar, June 23-24, 2008, in Santa Fe, NM.

The Board discussed the attendance of Board Members and Staff at the Annual Meeting, August 5-8, 2008, in Nashville, TN.

Motion: It was moved and seconded April 8, 2008, to approve payment for attendance at the NCSBN Annual Meeting:

- *President Clausen and Mary Kay Goetter elected as Delegates*
- *Vice President Zettl and Member Heuck elected as Alternates*
- *Plus staff and additional Board Members as budget allows.*

The vote on the above motion was 7-0-0-0.

CONTRACTS/MOUs:

Memorandum of Understanding (MOU) OVW FY2008 Rural Domestic Violence, Dating Violence, Sexual Assault and Stalking Assistance Program: The Board reviewed and gave consensus for signing to President Clausen since we are the only State Board to sign. Mr. Nelson gave his endorsement also.

Memorandum of Understanding between the Wyoming Department of Health and the Wyoming State Board of Nursing: Dr. Stepan informed the Board this MOU needs to be renewed but more research is required before we can draft a new agreement. This has been tabled until the July, 2008, meeting.

State of Wyoming Surplus Property Resolution:

This document needs to be signed by the Board in order for Staff to purchase supplies from Surplus Property. President Clausen will sign the original.

BUDGET

Cindy Stillahn presented the Administration and Nurse Aide budget as of March 31, 2008. She also discussed B-11 for unbudgeted or unplanned expenditures and mileage for the benefit of new Board Members. Ms. Stillahn was asked by President Clausen to find out if there was enough money to send Board Members and Staff to the NCSBN Annual Meeting.

Ms. Stillahn also discussed the purchasing of a fingerprint card scan machine that will allow for instant results to background checks. She thought funds might need to be requested through a B-11 but after research said there were enough funds in the 200 series to cover this expense.

Two new staff positions were also discussed. These positions were originally slashed by the Governor; however, negotiations made it possible for two AWEC positions. Dr. Stepan explained that one position is to be a NU02 Nurse Investigator and the other is an AD02. Dr. Stepan said she would take steps necessary to get this process started.

Motion: *It was moved and seconded April 8, 2008, to permit the Board Staff to post openings for two positions: AD02 and Nurse Investigator; to be funded through a supplemental budget request.*

The vote on the above motion was 7-0-0-0.

WYOMING DEPARTMENT OF EMPLOYMENT

Dr. Stepan discussed the study done by the Department of Employment, Nurses in Demand: Statement of the Problem. This study found that public health nurses are nearest to retirement and that wages across the state were not good, especially in long term care. She discussed the interagency agreement with the Department of Employment that allows for the WBON to provide information and the possibility of renewing the contract. This decision by consensus was tabled until the July Board meeting.

OFFICE OF THE CHIEF INFORMATION OFFICER

Dr. Stepan shared the memorandum from the Office of the Chief Information Officer dated January 4, 2008 concerning safeguarding digital assets.

LEGISLATIVE ISSUES

The Board reviewed articles in Legislative Network for Nurses, Vol.24, No.12.

WYOMING NURSE REPORTER

The Board discussed "thinkaboutitnursing" Scholarship Fund. Dr. Stepan will send a letter to Publishing Concepts, Inc., asking what they are looking at for academic achievement and how they weigh each criteria.

Dr. Stepan informed the Board the Wyoming Nurse Reporter is published four times per year and there are times it has been a struggle to get enough articles. She thought it would be nice to have a theme for each issue and for the Board Members to take responsibility for an article each time. She stressed that this is a great way to educate the nurses of Wyoming.

SCOPE OF PRACTICE

Delegation of Medication Administration: Chris Newman, Deputy Administrator, Department of Health, Developmental Disabilities Division, was present to discuss medication aides and unlicensed personnel in the communities. She stressed the importance of the situation in that more people are choosing to stay out of facilities, but still need assistance in every day things which leads to friends and family administering medications with no oversight.

Dr. Stepan discussed with the Board that restrictions and restraints placed on unlicensed personnel dispensing medication is an ongoing problem. She would like endorsement from the Board for her involvement on a task force to discuss possible solutions. President Clausen would like to wait on development of a task force until Dr. Stepan attends the workshop on Regulation of Unlicensed Assisted Personnel in Chicago on June 13, 2008.

Motion: *It was moved and seconded April 7, 2008, to recognize the participation of Board Staff and Members on multi-disciplinary task forces addressing specific needs of unlicensed personnel distributing and monitoring medication.*

The vote on the above motion was 6-0-0-1. President Clausen turned the meeting over to Vice President Zettl in order for her to attend a phone conference.

PICC Line Insertion: Advisory Opinions 07-177 and 94-58:

The Board received a request for revision of Advisory Opinion 07-177 from Arlis Wozniak, Sheridan, WY:

1. By only addressing the MST PICC method in this opinion, it is holding MST PICC nurses to a higher standard than the nurses using the old method. All PICC nurses should be held to the same high level of care. Anything less is discouraging advancement and growth by these nurses and ultimately not providing the best practice for Wyoming patients.
2. My other concern is on the last page where it states "PICC lines may be inserted using MST only with radiology AND surgical back-up available." Possibly another way of saying this is "PICC lines may be inserted only with appropriate physician back-up to deal with any potential complications." Having surgery and radiology back-up is extreme for a routine procedure.
3. The final statement "All PICC line insertions require follow-up X-Ray to identify PICC placement by a radiologist." In many places, nurses are taught and qualified to verify proper PICC placement. At times, the radiologist isn't available and I will have an ER doctor verify placement. Also, Radiology PA's are becoming more common and they are qualified to read chest X-rays. Maybe the statement should be "All PICC line insertions require a follow-up X-ray to verify appropriate PICC tip placement by a qualified practitioner."

Motion: *It was moved and seconded April 9, 2008 to accept the Practice Committee's recommendation to rescind Advisory Opinion Number 94-58 and to revise Advisory Opinion Number 07-177 as follows:*

Educationally and experientially prepared registered professional nurses (RNs) who meet the minimum requirements established by the Wyoming State Board of Nursing shall be allowed to peripherally insert central venous catheters with or without using the Modified Seldinger Technique (MST) with ultrasound guidance.

The opinion was revised on January 9, 2008, to be in line with the recommendations of the Infusion Nurses Society for PICC line insertion;

Peripheral Insertion of Central Venous Catheters (PICC) lines is within the scope of practice of a RN who meets the following criteria:

1. *Current Advanced Cardiac Life Support (ACLS) certification;*
2. *Documented 1600 hours of clinical practice in infusion therapy responsibilities over the previous two (2) years;*
3. *Documented experience in central venous access device (CVAD) management;*

4. Completed a didactic course in PICC insertion, care, and management;
5. Completed a practical component which shall include supervised and/or precepted PICC insertions by a qualified instructor until competency has been determined including:
 - a. The didactic component;
 - b. Emphasis on the ability to perform the insertion procedure safely;
 - c. The clinician must be cognizant of his/her accountability for the outcome.
6. Responsible for meeting the organization/facility requirements in order to maintain qualification;
7. Complete annual organizational competency validation
 - a. Review of didactic component;
 - b. Practical component:
 - 25 documented successful insertions per year on a specific patient population (adult or pediatric)

Clinicians Providing Course Instruction for PICCs

1. Meet the educational recommendations for clinicians inserting PICCs;
2. Documented twenty-five (25) successful insertions to instruct PICC insertions;
3. Documented five (5) successful catheter insertions to precept or observe the PICC insertions by another clinician;
4. Documented comprehension of adult principles of learning (derived from the organization's existing educational structures)
 - a. Assessment of learner's needs;
 - b. Program development processes
 - c. Appropriate teaching and learning strategies;
 - d. Evaluation processes

RNs placing PICC lines using the MST must assure safety measures are in place before line insertion. PICC lines may be inserted only with appropriate physician backup to deal with potential complications.

All PICC line insertions require follow-up X-Ray to verify appropriate PICC tip placement by a qualified practitioner.

The vote on the above motion was 7-0-0-0.

Administration of Pre-Packaged Anti-Viral/Antimicrobial Medications during a Flu Pandemic:

The Board received a request for revision of Advisory Opinion 07-173 from Tracy Murphy, Wyoming State Epidemiologist:

Tom Henry with the WDH Public Health Nursing did request an opinion regarding handing out pre-packaged antivirals. The question is: Would this also cover handing out pre-packaged and labeled antibiotics under the order of a physician (County Health Officer or State Health Officer) in an emergency? If not, Dr. Murphy requests that the language be changed to include "antimicrobials." He feels that antibiotics should be included in this practice opinion.

Motion: *It was moved and seconded April 9, 2008 to accept the Practice Committee's recommendation to revise Advisory Opinion Number 07-173 to read as follows:*

Administration of Pre-Packaged Anti-Viral/Antimicrobial Medications During a Flu Pandemic – Licensed Nurses

The Practice Committee reviewed a request for an Advisory Opinion from Tom Henry, RN, as to whether it is within the scope of practice for a licensed nurse to administer a pre-packaged course of antiviral/antimicrobial medications for mass dispensing in a pandemic emergency.

Upon review of the information the Practice Committee recommended and the Board voted that it is within the scope of practice of a licensed nurse to administer pre-packaged medications under the lawful order of the county/state health officer for mass antiviral/antimicrobial dispensing in a pandemic emergency as long as there is no mixing or repackaging of medications from the manufacturer.

The vote on the above motion was 7-0-0-0.

Performance of Spirometry by Licensed Nurses:

The Board received a request for Advisory Opinion from Allen Thomas, RN, Cody, WY: Can LPNs be trained to perform spirometry?

Motion: *It was moved and seconded April 9, 2008, to accept the Practice Committee's recommendation of the following:*

It is within the scope of practice of a licensed nurse to perform spirometry and pulmonary function testing following the completion of a training course approved by the National Institute for Occupational Safety and Health.

The course design must include at least 16 hours of instruction with the following components:

- 1. At least four hours of formal lectures and/or audio visual material;*
- 2. At least eight hours of small group practical instruction;*
- 3. At least two hours per student devoted to evaluation and testing of the student's spirometry testing skills.*

Evaluation consists of a written and a practical examination.

The course content should include:

- 1. Basic physiology of the forced vital capacity maneuver and the determinants of airflow limitation with emphasis on the relation to reproducibility of results;*
- 2. Instrumentation requirements including calibration procedures and sources of error and their correction;*
- 3. Performance of testing including subject coaching, recognition of improperly performed maneuvers and corrective actions;*
- 4. Data quality with emphasis on reproducibility;*
- 5. Actual use of the equipment under supervised conditions;*
- 6. Measurement of tracings and calculation of results.*

The vote on the above motion was 7-0-0-0.

Procedural Sedation:

The Board received a request from Baerbel Merrill, Vice President of Missions, Campbell County Memorial Hospital, to revisit the issue of procedural sedation by qualified, trained and supervised emergency room nurses.

The Board discussed Advisory Opinions 06-157 IV Conscious Sedation and 06-163 Administration of Anesthetic Agents such as Propofol, Etomidate and Ketamine by RNs

for IV Conscious Sedation. It was suggested this be researched further and possibly invite emergency room nurses to discuss and hear their concerns. This matter has been tabled until the July, 2008, Board meeting.

Nitrous Oxide Administration:

The Board received a request from Baerbel Merrill, Vice President of Missions, Campbell County Memorial Hospital, to review the Arizona Board of Nursing's Advisory Opinion Nitrous Oxide Administration.

Motion: It was moved and seconded April 9, 2008, to accept the Practice Committee's recommendation to use the Arizona Board of Nursing advisory opinion as a model for RN nitrous oxide administration, pending approval by the Arizona State Board of Nursing.

The vote on the above motion was 7-0-0-0.

Electrical Stimulation:

The Board received a request for an Advisory Opinion from Linda Rode, Professional Home Care, Jackson, WY. Can CNAs assist a patient who is alert and oriented but has lost function of extremities utilizing E-stim (electrical stimulation)? Involves placing the pads containing electrodes over area that is painful, turning up the intensity of the stimulation to a point the patient can feel it, turning it off and removing pads within twenty (20) minutes. Careplan initiated by physical therapist, taught to specific CNA, to a specific patient and supervised 60 days – done in the home under home care.

Motion: It was moved and seconded April 9, 2008, to accept the Practice Committee's recommendation to rescind Advisory Opinion Number 99-96 Assistance with Self-Administration of Medications and revise Advisory Opinion 05-150 Assistance with the Self-Administration of Medications as follows:

The Practice Committee recommends to the Board the following criteria for assistance with the self-administration of medication or treatments. After delegation by a Registered Nurse (RN) to a Certified Nursing Assistant (CNA), the CNA may assist the client with self-administered medications or treatments following the criteria listed below:

- *The assistance that may be provided:*
 - *Reminding the client to take medications or treatments;*
 - *Removing medication container from storage;*
 - *Assisting with removal of cap;*
 - *Assisting with the removal of a medication from a container for clients with a disability (i.e., arthritis) which prevents independence in this act;*
 - *Observing the client take the medication or treatments;*
 - *Assisting in the placement and discontinuation of treatment devices to include electrical stimulation devices for pain control;*
 - *May open and pour premixed unit dose medication into a nebulizer cup with the patient is physically unable to do so; and*
 - *May assist a patient in instilling over-the-counter eye drops.*
- *The assistance that may not be provided:*
 - *May not assist the client to crush a medication or mix it with food products. Rationale: the effectiveness of many medications is altered when crushed; patients' rights may be violated by putting medication in food; and the patient may not be able to identify the crushed medication.*

- *Prescription medications shall be dispensed from a licensed pharmacist, labeled with the following:*
 - *Name, address and phone number of the pharmacy;*
 - *Name of client;*
 - *Name and strength of drug;*
 - *Directions for use;*
 - *Date filled;*
 - *Expiration date;*
 - *Prescription number;*
 - *Name of physician;*
 - *Controlled substances shall have a warning label on the bottle.*
- *The RN maintains accountability and responsibility for supervision and management of all medication and treatment administration,*

The vote on the above motion was 7-0-0-0.

BOARD ADMINISTRATIVE RULES AND REGULATIONS

Chris Bartholomew, RN, MS, NCSN and Susan Fabian, RN were present to discuss the obstacles registered nurses practicing in the school setting are facing. Students are returning to class sooner after hospitalization. More and more medications are coming into the school for students' needs. They are struggling with the restrictions and are concerned about Chapter IX regarding delegation. It was suggested they bring concerns with possible solutions to the Practice Committee for consideration. The Practice Committee will also revisit Advisory Opinion 02-117 Delegation of Medication Administration.

The Board reviewed all comments that were received during the open comment period for all chapters of the rules and regulations. Comments were received for Chapters II, IV, V, VI, VII and IX. In light of the comments made, changes were made to Chapters IV and VII. One comment on Chapter IV discussed the issue of having to provide the prescribers license number on a prescription. The Board discussed privacy and security issues and made the following motion:

Motion: *It was moved and seconded, January 9, 2008 to delete "and the prescriber's advanced practice registered nurse license number assigned by the board" from Chapter IV, Section 8(d)(ii).*

The vote on the above motion was 7-0-0-0.

Chapters IV and VII will need to go out for another forty-five (45) day public comment period. Because Chapter IX ties in with Chapter VII it will be released for public comment again as well. Dr. Stepan will draft a template of responses for the comments to the other chapters. The Board members will review prior to responses being sent. President Clausen asked that Dr. Stepan send a letter to all Certified Registered Nurse Anesthetists alerting them to the changes regarding Prescriptive Authority in Chapter IV.

Motion: *It was moved and seconded January 10, 2008 to accept Chapters I through VI and Chapter VIII as written.*

The vote on the above motion was 7-0-0-0.

DISCIPLINE**Disciplinary Statistics:**

Bridget Horne presented disciplinary statistics for January 1, 2008 through March 31, 2008.

Ms. Horne also discussed discipline reporting procedures for Nursys, HIPDB and NPDP.

Discipline Committee:**Docket #06-7-030 – Mary Calkins, RN #14235:**

Motion: It was moved and seconded April 9, 2008 to accept the Findings of Fact, Conclusions of Law and Order constituting a public reprimand for plagiarism in the case of Mary Calkins, RN, and authorize the President of the Board to sign on behalf of the Board.

The vote on the above motion was 5-0-2-0. Member Williamson and Member Wasserburger abstained from voting.

A guest to the meeting, Attorney Don Riske asked that a copy of the motion be forwarded to him. The Board conferred with Ken Nelson. Per his instruction, the motion can not be released until the minutes of the April, 2008 Board Meeting are approved in July.

BOARD ISSUES**Rules and Regulations Chapter VI:**

Thea Orr was present to discuss her opposition to the changes in Chapter VI that would require nursing programs to offer hands-on clinicals. Ms. Orr is currently a student in an online program that does not offer hands-on clinical experience. She has already paid thousands of dollars and has been enrolled since August of 2007. She was not aware this change was being proposed at the time of enrollment.

1:00 p.m. April 9, 2008: Public Hearing on the Proposed Changes to Chapters IV, VII and IX:

The Board heard comments from participants during a public hearing on the proposed changes to Chapters IV, VII and IX of the Administrative Rules and Regulations.

Public Hearing proceedings concluded at 1:32 p.m. The Board discussed all written and verbal comments received. Due to being a new member of the Board and not having taken part in the changes of the rules, Member Wasserburger asked to be excused from being included in the vote.

The Board made the following motions:

Motion: It was moved and seconded April 9, 2008, to accept Chapter IX as written.

The vote on the above motion was 6-0-1-0. Member Wasserburger abstained from voting.

Motion: It was moved and seconded April, 2008, to accept Chapter VII as written.

The vote on the above motion was 6-0-1-0. Member Wasserburger abstained from voting.

After discussion of the proposal that Certified Registered Nurse Anesthetists be required to hold prescriptive authority and the difficulty in obtaining the continuing education required to renew prescriptive authority, the Board made the following motion:

Motion: *It was moved and seconded, April 9, 2008, to accept Chapter IV with suggested revisions to Section 6(a)(iv):*

"This requirement shall take effect with the licensing cycle beginning January 1, 2009."

The vote on the above motion was 6-0-1-0. Member Wasserburger abstained from voting.

Motion: *It was moved and seconded April 9, 2008, to accept Chapters I, II, III, V, VI and VIII as written.*

The vote on the above motion was 6-0-1-0. Member Wasserburger abstained from voting.

ADJOURNMENT: Having no further business to come before the Board, the meeting was adjourned by President Clausen at 2:35 p.m. on April 9, 2008.

Submitted by:



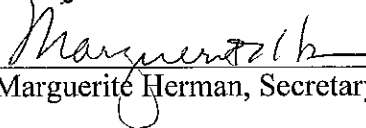
JoAnn Reid, Executive Assistant, Recorder



Kellie Clausen, FNP, WHCNP, RN, President



Jennifer Zettl, BSN, RN, Vice President



Marguerite Herman, Secretary