

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC
DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING
THE STATE OFFICE BUILDING
333 WILLOUGHBY STREET CONFERENCE ROOM A & C
JUNEAU, AK
BOARD OF NURSING
MEETING MINUTES

April 6-8, 2011

By authority of AS 08.01.070(2) and in compliance with the professions of AS 44.62, Article 6, a meeting of the Board of Nursing was held in the State Office Building conference room A.

Wednesday, April 6, 2011

Agenda Item 1 CALL TO ORDER

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:00 a.m.

Roll Call

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Ekstrom, MS, RN, ANP, Secretary, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Erin Pringle, MS, RN, Anchorage
- Julie Gillette, Public Member, Wasilla
- Kevin Dougherty, Public Member, Anchorage

The LPN seat on the Board remains vacant.

Staff present at various times from the Division of Corporations, Business and Professional Licensing:

- Nancy Sanders, PhD, RN, Executive Administrator
- Karen Wilke, Paralegal

Via teleconference:

- Ken Weimer, Senior Investigator
- Colleen Nelson, Investigator III
- Jo Anna Williamson, Investigator III

Via teleconference from the Department of Law:

- Jeffrey A. Friedman, ALJ, DOL

Agenda

The agenda was adopted as amended.

Introductions

There was a new Board member introduced: Julie Gillette, public member from Wasilla.

Guests present in the room and on the teleconference offered self-introductions. See attached sheet for those present.

Ethics Report

Dr. Nancy Sanders submitted the Ethics Disclosure Form for a grant from National Council of State Boards of Nursing (NCSBN) to attend the NCSBN Midyear meeting in Chicago, IL. Also received was a grant from NCSBN to attend the nurse compact meeting (NLC). This was reviewed by Beth Farnstrom, Board Chair and Board's ethics supervisor, and deemed to not be an ethical violation.

Beth Farnstrom reported receiving a grant from NCSBN to attend the Midyear meeting. The Ethics Disclosure Form was submitted to Linda Perez, the chair's ethics officer.

Julie Gillette reported reading the ethics information.

The all other Board members in attendance reported no ethics violations since January, 2011.

Agenda Item 2

Consent Agenda

The Board reviewed the consent agenda.

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and passed unanimously, it was

RESOLVED the Board adopted the Consent Agenda.

Agenda Item 2B INFORMATION EXCHANGE

Informational items were reviewed and discussed by the Board.

Agenda Item 3 Adjudication

Agenda Item 3 B-D, F Probation Report/Investigative/Litigation Report/Cases from Investigator case(s)/case review verbal presentation-advice

Investigators Ken Weimer, Joanna Williams, and Investigator Colleen Nelson joined the Board via teleconference.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c) (2) for the purpose of reviewing the cases and reports presented by the investigative team.

The Board entered into executive session at 9:42 a.m.

The Board came out of executive session at 10:53 a.m. and recessed for a break.

The Board reconvened after a break at 11a.m.

Administrator Law Judge, Jeffrey Friedman, joined the Board via teleconference.

On a motion duly made by Erin Pringle, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(d) (1) for the purpose of reviewing an administrative law judge decision.

The Board entered into executive session at 11:00 a.m.

The Board came out of executive session at 11:16 a.m.

On a motion duly made by Thomas Hendrix, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska having examined the administrative law judge's Proposed Decision, Case # 10-0409-CNA, Board Case # 2010-000591, Susan Taylor CNA Certificate applicant, adopted the decision as final under the authority of AS 44.64.060(e)(1). Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with AS 44.62.560 and Alaska R. App. P. 602(a)(2) within 30 days after the date of this decision.

Beth Farnstrom, Chairperson, signed the original document.

On a motion duly made by Erin Pringle, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c) (2) for the purpose of reviewing the cases and reports presented by the investigative team.

The Board entered into executive session at 11:24 a.m.

The Board came out of executive session at 12:04 p.m.

The Board recessed for lunch as 12:04 p.m.

The Board reconvened from lunch at 1:00 p.m.

On a motion duly made by Thomas Hendrix, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c) (2) for the purpose of reviewing the cases and reports presented by the investigative team.

The Board came out of executive session at 2:30 p.m.

Agenda Item 5 Practice Issues

Agenda Item 5B **Department of Corrections**

Stacy Cox, RN, Nursing Supervisor at the Fairbanks Correctional Center, joined the Board telephonically to discuss the Remand Screening Form used at DOC. Dr Sanders had given a verbal approval for LPN's to complete page 1 of the form. Ms Cox was requesting permission for LPN's to complete pages 1-3. An Advisory Opinion was established.

On a motion duly made by Denise Ekstrom, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that LPN's may complete the Department of Corrections Inmate Health form 807.14A revised 11/2010 pg. 1-3 with the exception of the mini CIWA portion. An RN or health care provider needs to review and sign the form within 24 hours of intake.

Dr Sanders will send an email to Joyce DeGroot to report the Board's action.

The Board recessed for a break at 3:26 p.m.

The Board reconvened from break at 3:40 p.m.

Agenda Item 5 **Practice**

Agenda Item 5C2 **CRNA & AO about nurses taking X-Rays**

Jeff Worrell, CRNA joined the Board telephonically. An Advisory Opinion was established regarding CRNA's performing fluoroscopic training.

On a motion made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that CRNA's with specified fluoroscopic training and a minimum of 10 hour of instruction in the safe operation of the fluoroscope may operate medical fluoroscopic equipment under authority AS 18.60.475, AS 18.60.485 and 7 AAC 18.420(c).

Agenda Item 3 **Adjudication**

Agenda Item 3G **Disciplinary Matrix- draft**

Janine McCready joined the Board telephonically to discuss a disciplinary matrix she and Dr Sanders have drafted for the Board's consideration. The matrix would be used to guide decisions about disciplinary sanctions. The Texas Board of Nursing matrix was used as a template with Alaska regulations implemented in the draft. Discussion and revisions to the draft will continue. The Board thanked Janine and Dr. Sanders for their effort in this project.

Agenda Item 5C4 Laser Fat Removal Techniques

Leeanne Mercier, ANP joined the Board telephonically to discuss expansion to scope of practice regarding laser fat removal techniques she is performing in her clinic, All About You Medical Spa, in Anchorage. The Board would like further information and time to consider the proposed expansion of scope of practice for ANP Mercier. No decision had been made.

Agenda Item 5C5 Pioneer Home question – glucosamine and chondroitin administration

Dorene Lukas, RN requested that the Pioneer Home nurses have the ability to delegate the administration of a specific USP-verified brand of glucosamine and chondroitin to residents when ordered by a physician and verified by the in-house pharmacists. The Board requested more information regarding the history of this discussion. This topic will be moved to the July, 2011 meeting. No action was taken.

The Board recessed at 5:25 p.m. until 9:00 a.m. on Thursday, April 7, 2011.

Thursday, April 7, 2011

Agenda Item 1 CALL TO ORDER

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:00 a.m.

Roll Call

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Ekstrom, MS, RN, ANP, Secretary, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Erin Pringle, RN, MS, Anchorage
- Julie Gillette, Public Member, Wasilla

- Kevin Dougherty, Public Member, Anchorage

The LPN seat on the Board remains vacant.

Staff present at various times from the Division of Corporations, Business and Professional Licensing:

- Nancy Sanders, PhD, RN, Executive Administrator
- Gayle Horetski, Assistant Attorney General
- Cathy Winfree, RN, Contract Employee
- Karen Wilke, Paralegal

Introductions

Guests present in the room through out the day and on the teleconference offered self-introductions. Some of those introduced included:

- Carrie Doyle, RN, MSN Providence Medical Center
- Debbie Thompson RN, ANA
- Senator Fred Dyson
- Chuck Kopp, Chief of Staff for Senator Dyson
- Linda Knott, ANP

Public Testimony

Public testimony began at 9:05 a.m. and ended at 9:35 a.m.

Debbie Thompson, Executive Director of AaNA, discussed AaNA's efforts to examine a peer review group for nurses with substance abuse problems that would offer help for recovery prior to disciplinary actions be taken on their license. The Board requested more information regarding this topic.

Agenda Item 2B6

Information Exchange

Senator Dyson and Chuck Kopp spoke to the Board regarding Senator Dyson's sponsorship of SB 14 pertaining to a health care provider's expression of professional conscience. The Board thanked Senator Dyson for his time. This was for the Board's information only. No action was taken.

Agenda Item 3

Adjudication

At the request of the Board, Gayle Horetski, Assistant Attorney General, joined the Board to discussed adjudication.

On a motion duly made by Kevin Dougherty, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(c) (2) for the purpose of reviewing a disciplinary case.

The Board entered into executive session at 10:05 a.m.

The Board came out of executive session at 10:57 a.m.

The Board recessed for break at 10:57 a.m.

The Board reconvened from break at 11:15 a.m.

Agenda Item 5 Practice

Agenda Item 5D 1&2 Expansion/Determination of UAP Scope of Practice

Linda Knott, ANP, expressed her desire for nurses at the assisted living homes (ALH) where she is employed have the ability to delegate the nursing task of doing straight urinary catheterization to unlicensed assistive personal (UAP's). ANP Knott was also requesting nurses be allowed to delegate the administration of prn narcotic medication to the residents at the same ALH. The Board expressed their recognition of the lack of regulation in ALH's regarding patient care and asked that ANP Knott write up a sample of the language that would cover the circumstances she is presenting to the Board. This should be submitted to Dr Sanders for the Board's consideration at the July 2011 meeting. No action was taken.

The Board recessed for lunch at 12:02 p.m.

The Board reconvened from lunch at 1:00 pm.

Agenda Item 6 Education

Agenda Item 6A CNA Program reviewer report

Cathy Winfree, RN reported there was an additional CNA program sites requiring site visits, Anchorage School District, and some updated forms from Heritage Place are needed. She plans to conduct the visits prior to the end of her contract in June 2011.

Someone still needs to do Cathy's sites of Fairbanks, Kotzebue and Bethel. The site visit reports were presented to the Board for their review today.

Agenda Item 6B **Plan for PECC r/t low pass rates on CNA exam**

Under authority 12 AAC 44.858(b)(1)(2) Providence Extended Care Center (PECC) submitted their reply to Dr Sanders's letter of concern sent in January, 2011 regarding the low pass rate. The Board reviewed the letter and asked Dr Sanders request from Belle Cunningham, Staff Development Instructor to clarify the details of PECC's plan.

Agenda Item 6C **Notification from AVTEC of intent to develop an RN AAS degree program**

Under authority 12 AAC 44.040(a) the Board reviewed the letter of intent from AVTEC communicating their plans to initiate development of an Associate Degree in Nursing program. This was for the Board's information only. No action was required.

Agenda Item 6D **Charter College RN program letter**

Under authority 12 AAC 44.040(a) the Board reviewed a letter of intent submitted by Charter College regarding their intent to initiate an Associate Degree of Nursing program in Alaska. This was for the Board's information only. No action was taken.

Agenda Item 6E **Additions to approved medication administration course for Anchorage Medical & Surgical Clinic**

Under authority 12 AAC 44.966(c) Denise Ekstrom asked the Board to approve a training course in administration of medication. More information was needed and will be put on the July, 2011 agenda.

Agenda Item 6F **Medication Aide-Certified proposal**

The Board reviewed the University of Alaska Fairbanks Community and Technical College's CNA medication aide course presented by Cathy Winfree.

On a motion duly made by Thomas Hendrix, seconded by Denise Ekstrom, and carried unanimously the Board of Nursing for the State of Alaska approved the UAF Community and Technical College's medication course for CNA's.

The Board recessed for a break at 2:39 p.m.
The Board reconvened from a break at 2:57 p.m.

Agenda Item 3 Adjudication

On a motion duly made by Erin Pringle, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000106, Suzette L. Becker, CNA applicant, adopted the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000102, Terri J. Ditty, CNA applicant, adopted the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001033, Amber L. Griffin, CNA applicant, adopted the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001032, Glenn B. Howard, CNA certificate # NUA A 66, adopted the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Kevin Dougherty, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001277, Felicia R. Kayotuk, CNA applicant, adopted the Consent Agreement and Decision and Order in this matter. This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000342, Martha Lockuk, expired CNA certificate # NUA A 5937, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Erin Pringle, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-000661, Mary Lauren Periman, CNA certificate # NUA A 10885 and lapsed LPN license # NUR P 6678, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000116, Lucinda L. Sparks, RN License # NUR R 30908, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-000985, Chantell Cabanski-Luckasson, LPN license # NUR P 5754, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001088, Juliet P. Castillo, LPN license # NUR P 4683, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001344, Patricia A Cranford, RN license # NUR R 29422, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Kevin Dougherty, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001114, Adrienne J. Dahlgren, lapsed RN license # NUR R 23317, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Erin Pringle, seconded by Denise Ekstrom, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000121, Deborah A. Falco, RN license # NUR R 26354, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-0001203, Kim J. Hall, RN license # NUR R 27456, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-000120, Audrey C Howard, RN license # NUR R 27541, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001255, Tabi M. Jayd, RN license # NUR R 30696, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Kevin Dougherty, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000119, Jason Kolomick, RN license # NUR R 32228, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Denise Ekstrom, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001045, Esther E. Landeis, RN license # NUR R 15429, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001270, Anetra D. Parker, LPN license # NUR P 6627, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001237, Michelle P Peschke, RN license # NUR R 29829, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Denise Ekstrom, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-001359, Jennifer L. Rees-Benyo, RN license # NUR R 16768, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-000993, Katie L. Reeves, LPN license # NUR P 6625, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000118, Sherry L. Rickards, RN license # NUR R 19814, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000147, Debra Lynn Sanner, lapsed RN license # NUR R 18110, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Denise Ekstrom, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000185, Elizabeth A. Stark, applicant for reinstatement of RN license number 9367, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Thomas Hendrix, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2010-000657, Cheri L. Stamecky, RN license # NUR R 26344, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

On a motion duly made by Julie Gillette, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case # 2011-000183, Janice Marie Wright, RN license # NUR R 26539, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in the accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement and Decision and Order by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement and Decision and Order.

Paralegal Cases

On a motion duly made by Denise Ekstrom, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Voluntary Surrender of Nurse Aide Certificate and Order, in the matter of Sharon Cinkota, Case # 2010-001376, hereby adopts the Voluntary Surrender on CNA Certificate # 17046, effective immediately.

On a motion duly made by Denise Ekstrom, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order in Case # 2010-00139, Carolyn Cooper CNA# 2641, hereby adopts the Consent Agreement and Decision and Order in this matter. The Consent Agreement, Decision and Order will take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Denise Ekstrom, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order in Case # 2011-000260, Delores Gonzalez, CNA certificate # NUA A 1535, hereby adopts the Consent agreement and Decision and Order in this matter.

On a motion duly made by Thomas Hendrix, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order in Case # 2010-001388, Belynda Gregg, CNA certificate # NUA A 4948, hereby adopts the Consent Agreement and Decision and Order in this matter.

On a motion duly made by Erin Pringle, seconded by Julie Gillette, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order in Case # 2011-000235, Sylvia Lamb, CNA certificate # NUA A 6805, hereby adopts the Consent Agreement and Decision and Order in this matter.

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order in Case # 2010-001432, Valaree Nilsen CNA# 7941, hereby adopts the Consent Agreement and Decision and Order in this matter. The Consent Agreement, Decision and Order will take immediate effect upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Kevin Dougherty, seconded by Tom Hendrix, and carried unanimously, it was

Resolved that the Board of Nursing for the State of Alaska, having examined the consent agreement and proposed decision and Order, Case # 2010-000884, Mary M. Hillstrand, RN license # NUR R 7951 and ANP authorization NUR U 540 does not adopt the consent agreement and decision and order in this matter.

The Board of Nursing submitted suggestions for a revised consent agreement to be sent to the investigative team for their review and action.

Beth Farnstrom, Board Chair signed all documents related to the investigative cases.

The Board recessed for a break at 2:39 p.m.

The Board reconvened from a break at 2:55 p.m.

Agenda Item 6 Education

Agenda Item 6F Career Academy ADN program proposal

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska in accordance with AS 08.68.100(4), 12 AAC 44.010, and 12 AAC 44.010 and 020 grants the Career Academy ADN program provisional approval as stated in 12 AAC 44.020(b).

The Board recessed for a break at 4:01 p.m.

The Board reconvened from a break at 4:12 p.m.

Agenda Item 3 Adjudication

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska, enters into executive session in accordance with AS 44.62.310(d) (1) for the purpose of reviewing an administrative law judge's decision.

The Board came out of executive session at 5:14 p.m.

The Board recessed at 5:15 p.m. until 9:00 a.m. on April 8, 2011.

Friday April 8, 2011

Agenda Item 1 CALL TO ORDER

Beth Farnstrom, BSN, RN, Chairperson, called the meeting to order at 9:01 a.m.

Roll Call

Those present, constituting a quorum were:

- Beth Farnstrom, BSN, RN, Chairperson, Anchorage
- Denise Ekstrom, MS, RN, ANP, Secretary, Anchorage
- Thomas Hendrix, PhD, RN, Nurse Educator, Anchorage
- Erin Pringle, RN, MS, Anchorage
- Julie Gillette, Public Member, Wasilla
- Kevin Dougherty, Public Member, Anchorage

The LPN seat on the Board remains vacant.

Staff present at various times from the Division of Corporations, Business and Professional Licensing:

- Nancy Sanders, PhD, RN, Executive Administrator
- Cathy Winfree, RN, Contract Employee
- Jun Maiquis, Regulation Specialist

Introductions

Guests present in the room and on the teleconference offered self-introductions. Some of those introduced included:

- Carrie Doyle, RN, MS, Providence Alaska Medical Center
- Debbie Thompson RN, AaNA
- Sharon Kindle, RN
- Dr. Ives
- Janet Stookey, RN

Public Testimony

Public testimony began at 9:10 a.m. and ended at 9:35 a.m.

Debbie Thompson, Executive Director of AaNA discussed an ethics conference that she attended.

Debbie Thompson also reminded the Board of the AaNA Banquet on May 6, 2011, which is Nurse's Day.

Agenda Item 5

Practice

Agenda Item 5C

Increasing scope of practice

Janet Stookey, RN, Dr. Ives, and Sharon Kindle joined the Board telephonically from Fairbanks to continue the discussion regarding Ms. Stookey's expanded scope of practice in performing sclerotherapy.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty, and carried unanimously, it was decided that the Board of Nursing for the State of Alaska approved the expansion in the scope of practice for an RN to perform visual sclerotherapy if the following requirements are met:

- **The RN is under the direct supervision of a qualified physician, ANP, or PA who has expertise in sclerotherapy.**

- **Only an RN who has completed a formal course based upon the core curriculum for sclerotherapy which follows the guidelines of the American College of Phlebology and**
- **has had a minimum of 24 hours of supervised one on one training with a qualified physician, ANP or PA is allowed to perform sclerotherapy.**

The Board recessed to attend the legislative session at the State Capital Building at 10:35 a.m.

The Board reconvened from a break and lunch at 1:00 p.m.

The Legislature approved the appointments of Beth Farnstrom, RN Anchorage, Erin Pringle, RN Anchorage and Julie Gillette, Public Member, Wasilla to the Board of Nursing.

Agenda Item 3 Adjudication

Administrative Law Judge Jeffery Friedman joined the Board telephonically to discuss a discipline case.

On a motion duly made by Erin Pringle, seconded by Kevin Dougherty and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska enters into executive session in accordance with AS 44.62.310(d)(1) for the purpose of reviewing the administrative law judge’s decision.

The Board went into executive session at 1:02 p.m.
The Board came out of executive session at 1:21 p.m.

The Board recessed for a break at 1:22 p.m.
The Board reconvened from a break at 1:27 p.m.

Agenda Item 5 Practice

Agenda Item 5E Proposed regulation changes-comments and adoption

The Board reviewed regulations that were sent out for public comment and reviewed the public comments.

Agenda Item 7 Organization

Agenda Item 7A Budget report and review

Cathy Mason, Administrator Officer was not available to discuss the budget with the Board. The Board would like to see a more comprehensive budget report and did not find the submitted report to be very helpful.

Agenda Item 7B **Information and issues update**

Division Director Don Habeger was not available for questions and updates from the Board.

Agenda Item 5 **Practice**

Agenda Item 5E **Proposed regulation changes- comments and adoption.**

Regulation Specialist, Jun Maiquis, joined the Board.

Under authority AS 08.68.100 the Board has identified regulations that are obsolete or in need of updating.

On a motion duly made by Kevin Dougherty, seconded by Erin Pringle, and carried unanimously, it was

RESOLVED that the Board of Nursing for the State of Alaska adopted regulation changes as presented and amended. In considering public comments, the Department of Commerce, Community and Economic Development has paid special attention to the cost to private persons of the regulatory action being taken.

Beth Farnstrom, Board Chairperson signed the official original document.

Agenda Item 3 **Adjudication**

Agenda Item 3H **Sexual misconduct Advisory Opinion**

Kevin Dougherty has written a draft regarding sexual misconduct to guide the Board and Investigative team in determining appropriate possible disciplinary sanctions regarding sexual misconduct. The draft will continue to be reviewed and revised. No action was taken.

On a motion duly made by Julie Gillette, seconded by Thomas Hendrix the Board of Nursing supports SB 14 as presented by Senator Fred Dyson.

After discussion, the motion was withdrawn by Julie Gillette and seconded by Thomas Hendrix.

Agenda Item 8A-D Governance

Agenda Item 8C Elections

On a motion duly made by Denise Ekstrom, seconded by Thomas Hendrix, and carried unanimously, Erin Pringle was nominated as the secretary for the Alaska State Board of Nursing. Erin Pringle accepted the nomination.

On a motion duly made by Beth Farnstrom, seconded by Kevin Dougherty, and carried unanimously, Denise Ekstrom was nominated for Vice Chairperson for the Alaska State Board of Nursing. Denise Ekstrom accepted the nomination.

On a motion duly made by Erin Pringle, seconded by Thomas Hendrix, and carried unanimously, Beth Farnstrom was nominated chairperson for the Alaska State Board of Nursing. Beth Farnstrom accepted the nomination.

On a motion duly made by Kevin Dougherty, seconded by Erin Pringle, and carried unanimously, the Board went into executive session to review Dr Sanders' evaluation.

The Board went into executive session at 4:42 p.m.

The Board reconvened from executive session at 5:07 p.m.

Agenda Item 8A Board meeting evaluation was completed.

Agenda Item 8D Beth Farnstrom will send out the task list to Board members.

The Board of Nursing for the State of Alaska adjourned at 5:09 p.m. until July 20, 2011 in Anchorage, Alaska.

Respectfully submitted:

Nancy Sanders, Executive Administrator
Board of Nursing

Approved:

Beth Farnstrom, Chair
Board of Nursing

Date