

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2011-2012

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

August 16, 2012

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:04 a.m. on August 16, 2012. The following Board members were present: Amy Price, MSN, RN, President; Martha G. Lavender, RN, DSN, Vice-President; Carol Stewart, CRNP, MSN, Secretary; Eugene Akers, PhD; Pamela Autrey, PhD., MSN, RN; Melissa Bullard, LPN; Catherine Dearman, RN, PhD; Miriam Ellerbe, LPN; Maggie Hopkins, LPN; Gregory Howard, LPN; Francine Parker, EdD, MSN, RN; Lynda F. LaRue, RN, ADN, CMTE; and E. Laura Wright, PhD, MNA, CRNA. Genell Lee, MSN, RN, JD, Executive Officer and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Charlene Cotton, MSN, RN, Advanced Practice; Carolyn Morgan, MSN, RN, Practice/Continuing Education; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Dawn Daniel, MSN, RN, Probation Nurse Consultant; Peggy Benson, MSN, RN, Legal Nurse Consultant; Cathy Boden, MSN, RN, Legal Nurse Consultant; LaDonna Patton, MSN, RN, Legal Nurse Consultant; Patrick Samuelson, Assistant General Counsel; and Alice Maples Henley, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with thirteen Board members present.

C. Statement of Compliance with Open Meetings Act

Prior notice of this meeting was posted on the Secretary of State's web site in accordance with the Alabama Open Meetings Act.

- D. Review of Agenda
 - 1. Additions, Modifications, Reordering
 - 2. Adoption of Agenda

On August 16, Dr. Lavender moved that the Board approve the Agenda, as amended. Mr. Howard seconded. Motion carried without objection.

II. OPEN FORUM

- A. Kathy Apple, MS, RN, FAAN, Chief Executive Officer, National Council of State Boards of Nursing

Ms. Lee introduced Kathy Apple, Chief Executive Officer, National Council of State Boards of Nursing (NCSBN).

Ms. Apple discussed strategic planning, national trends, and major initiatives of NCSBN and answered questions from the Board.

Ms. Apple provided handouts for the Board.

III. ADVANCED PRACTICE

- A. Collaborative Practice Applications

Ms. Cotton reported that the Joint Committee met on August 14, 2012 and recommended approval of 124 of the 144 applications listed in the published roster. The Board of Medical Examiners (BME) met on August 15, 2012 and accepted the Committee's recommendations.

The BME deferred action on the following applications until BME receives payment and the application is reviewed: 1) item 37, Theresa J. Calhoun, 1-083858, and Dr. Celia L. Turney, 00011042; 2) item 52, Timiya Sharel Nolan, 1-118248, and Dr. Ronald Orso, 00006333; and 3) Kristen Johnston, 1-077982, and Dr. Robert Goolsby, 00017106.

The roster includes three collaborative practice applications that were terminated by the physician during the period of temporary approval and prior to the review by the Joint Committee. The Joint Committee recommends approval of the collaboration for the period from date of temporary approval until termination for the

following applicants: 1) Jennifer E. Muraski, 1-100696, and Dr. Mark Brian Ellis, DO-0463; 2) Andrea L. Roberts, 1-038985, and Dr. Agustin G. Rivas; and 3) Cynthia Frederick, 1-080820, and Dr. Sreelekha Banerjee, L-2474.

The Joint Committee deferred action on the following applications pending clarification of medical coverage at remote practice sites: 1) Latoya Holmes, 1-107524, and Dr. Oludayo B. Dawodu, 00027555; 2) Elizabeth Mills, 1-116555, and Dr. Henry Davis, III, 00011870; 3) Martty Jo Webb, 1-101024, and Dr. Michael Reeves, 00010228; 4) Lisa Gayle Lassiter, 1-043709, and Dr. Mukesh B. Patel, 00021207; 5) Judith Lee Cooley, 1-048423, and Charles Edwards Moore, Jr., 00015163; 6) Amanda Godsey, 1-092695, and Dr. David Alan Hollis, 00011228; and 7) Don Max Thrower, 1-085891, and Dr. Charles Lambert, 00005151.

The Committee deferred action on the following applications requesting additional duties and skills pending review by the BME at the September meeting: 1) Traci Morrison, 1-105980, and Dr. Ariel Anguiano, Jr., 00030019; 2) Terri Lynn Singletary, 1-068298, and Dr. Keith Thompson, 00015808; 3) Carly Rae Turner, 1-122277, and Dr. Matthew A. Kutny, 00030908; and 4) Christine Chilomo, 1-109362, and Dr. William P. Vaughan, 00016251.

Ms. Cotton provided copies of the roster for the Board's review and approval.

The Board reviewed and discussed the information provided.

On August 16, Dr. Wright moved that the Board accept the recommendations of the Joint Committee and approve the applicants for collaborative practice as listed in the published roster, excluding items deferred by the Joint Committee and applicants deferred by the Board of Medical Examiners for nonpayment. Mr. Howard seconded. Motion carried without objection.

B. Joint Committee Update

Ms. Cotton reported that the Joint Committee for Advanced Practice Nurses met on August 14, 2012. The Committee received the report on ABNs plan for public hearings to gain input from CRNPs, CNMs, and other interested parties.

The Committee discussed the following topics: 1) controlled substance prescribing authority for CRNP and CNM, preliminary information about the regional public hearings; 2) review of the

standard formulary and restricted drug groups, specifically antineoplastics and drugs used to treat rheumatic disease; and 3) ABN approval of axillary botox injection protocol for CRNP. Ms. Cotton reported that the BME denied axillary botox injection protocol for CRNPs due to patient safety issues.

IV. GENERAL COUNSEL

A. Board Guidelines for Suboxone

Ms. Henley reported that anecdotal evidence seen by Board staff suggests that more nurses are utilizing Suboxone as a treatment for opiate dependence. Board staff needs direction from the Board about its position regarding the use of Suboxone or Subutex by licensees. Further research may be required in order for the Board to make a determination regarding whether and in what circumstances nurses might be permitted to engage in the monitored practice of nursing while taking Suboxone or Subutex.

Dr. Wright conducted a power point presentation on Suboxone.

Ms. Henley asked the Board to decide if they want staff guidelines for Suboxone use.

Ms. Henley provided copies of a 2012 Suboxone article, Pennsylvania Methadone case, FDA information, and information on suboxone for the Board's information and review.

The Board discussed the information provided.

The Board directed staff to invite Dr. Doleys, Doleys Clinic, to a future Board meeting.

V. UPDATE ON PUBLIC HEARINGS

Ms. Lee reported that a survey was sent to CRNP and CNM advanced practice nurses via the ABN list serv on July 30, 2012. The survey identified the Board's plans for public hearings throughout the state and asked for input.

Ms. Lee reviewed the survey results and provided a list of locations to hold the public hearings. Times and locations were chosen based on availability and parking.

Ms. Lee reported that the Huntsville and Tuscaloosa locations have been confirmed. She is waiting on confirmation for Montgomery and Dothan.

Ms. Bullard, Ms. LaRue, Dr. Wright and Ms. Hopkins reported that they would attend the public hearing in Huntsville on September 14. Dr. Autrey, Mr. Howard, Ms. Hopkins and Dr. Dearman reported they would attend the public hearing in Tuscaloosa on September 25.

VI. REPORT OF MEETINGS ATTENDED

A. NCSBN Annual Meeting, Dallas, TX – August 8-10, 2012

Ms. Stewart, Mr. Howard, Ms. Hopkins and Ms. Bullard reported on their attendance at the NCSBN Annual Meeting.

B. Alabama Action Coalition/ANLEP Update

Dr. Lavender provided an update on the Alabama Action Coalition/ANLEP meeting.

VII. CORRECTED CONSENT ORDER: Sharotta Denise Jones, LPN, 2-040086

Ms. Henley reported that at the July 20, 2012 Board meeting, the Board considered and approved a consent order for Sharotta Jones addressing her violations of the terms of her probation. Although the Board summary correctly noted that Ms. Jones was to be suspended until conditions met and placed on illegal/illicit probation, a clerical error occurred and the actual consent order placed Ms. Jones on practice probation.

Ms. Jones has satisfied the terms of her suspension and has already returned to probationary status. She has been made aware of the need to correct the order and has signed a corrected consent order.

Ms. Henley provided copies of the corrected consent order for the Board's information and review.

On August 16, Mr. Howard moved that the Board withdraw the consent order for ABN case number 2012-0913 approved at the July 20, 2012 Board meeting and substitute the corrected consent order in its place. Dr. Wright seconded. Motion carried without objection.

VIII. NEXT MEETING DATE

The next Board meeting is September 20-21, 2012, Suite 350, RSA Plaza.

IX. OTHER

- Ms. Price welcomed Dr. Gene Akers, Consumer Board member.
- Ms. Lee introduced Peggy Benson, Legal Nurse Consultant.
- Dr. Dearman reported that the Education Committee and the Executive Officer Evaluation Committee need to meet again. Dr. Dearman reported that the Education Committee will meet from noon until 2:00 p.m. on September 19, 2012 to review the nursing education annual report screen shots. The Executive Officer Evaluation Committee will meet immediately after the Education Committee meeting.
- Ms. Lee reported that the NCLEX Workshop registrations are coming in and asked how many Board members planned to attend.
- Dr. Dearman, Mr. Howard, Ms. LaRue, Ms. Hopkins, Ms. Bullard, Ms. Stewart, Ms. Price, Dr. Lavender, Ms. Ellerbe and Dr. Parker indicated they plan to attend the NCLEX Workshop.
- Ms. Lee reported that the staff have received thirty-nine scholarship applications.

X. BOARD MEETING DEBRIEFING

XI. ADJOURNMENT

The meeting adjourned at 2:30 p.m. on August 16, 2012.

Amy Price, President

Carol Stewart, Secretary

Submitted by: _____
Leslie Vinson, Recorder
8/16/2012