

**KENTUCKY BOARD OF NURSING
SUMMARY OF MAJOR ACTIONS
Board Meeting
October 15, 2015**

PRESIDENT'S REPORT

The Kentucky Board of Nursing President and Executive Director attended a workshop sponsored by the Governor's Office of Boards and Commissions including presentations from the Ethics Commission; Commonwealth Office of Technology; Office of State Budget Director; and the Attorney General's office. A future Board in-service will be planned to include ethics training.

FINANCIAL OFFICER'S REPORT

The Financial Officer report for the current FY 2016 budget as well as the 2017-2018 biennial budget request due were presented. The information was discussed and accepted.

EXECUTIVE DIRECTOR'S REPORT

The written Report of the Executive Director was presented and included information on Administrative Staff; Telehealth Board Meeting – June 15, 2015 and September 21, 2015; Strategic Plan Updates; Legal Matters; Administrative Regulation Information; License, Registration and Credential Statistical Reports; Investigation & Discipline Case Timeline; Investigation & Discipline Data; Sex Offender Registry; Presentations and Conferences Report; approved Agreed Orders, Consent Decrees, and Removals from Probation. The report was accepted.

EDUCATION COMMITTEE

The September 17, 2015 Education Committee Meeting Report was presented. The Report was accepted and the following actions were taken:

- Approved the Education Committee Scope and Functions Statement.
- Approved the Education Committee Objectives for 2015-2016.
- Approved the request to increase enrollment in the Practical Nursing Programs Bluegrass Community and Technical College, Leestown and Danville Campuses submitted on April 14, 2015, by Susan Hayes, Assistant Dean, Lexington, KY.

Ashland C&TC – ADN Program. Site Visit Report. April 22 & 23, 2015

- Accepted the April 22 & 23, 2015 Site Visit Report of Ashland Community & Technical College Associate Degree Nursing Program, Ashland, KY.
- Directed that Ashland Community and Technical College Associate Degree Nursing Program, Ashland, KY, remain on Conditional Approval Status since it meets the regulatory requirements of 201 KAR 20:260-360, and with the understanding that the programmatic changes that were fully implemented in 2014 may not be realized until 2016.

Beckfield College – ADN Program. Site Visit Report. May 11 & 12, 2015 & Response Dated August 7, 2015

- Accepted the May 11 & 12, 2015 Site Visit Report of Beckfield College Associate Degree Nursing Program, Florence, KY.
- Approved the requirements in the May 11 & 12, 2015 Site Visit Report of Beckfield College Associate Degree Nursing Program.
- Directed that a site visit be conducted in the spring of 2016, to ensure sufficient resources are available to meet program outcomes for implementation of the revised curriculum and 2015 admission of an additional cohort.
- Directed that the Beckfield College Associate Degree Nursing Program remain on Conditional Approval Status pending the receipt of the 2016 Site Visit Report and 2015 NCLEX-RN Pass Rate.

Daymar College – ADN Program. Site Visit Report. June 8 & 9, 2015

- Accepted the June 8 & 9, 2015 Site Visit Report of Daymar College Associate Degree Nursing Program, Owensboro, KY
- Approved the requirements in the June 8 & 9, 2015 Site Visit Report of Daymar College Associate Degree Nursing Program.
- Directed that the Daymar College Associate Degree Nursing Program, Owensboro, KY, remain on Conditional Approval Status.

Jefferson C&TC – PN Program. Site Visit Report. April 28 & 29, 2015

- Accepted the April 28 & 29, 2015 Site Visit Report of Jefferson Community & Technical College Practical Nursing Program, Louisville, KY.
- Approved the Requirements to be Met as stated in the April 28 & 29, 2015 Site Visit Report of Jefferson C&TC Practical Nursing Program, Louisville, KY.
- Directed that Full Approval Status be continued by the Jefferson Community & Technical College Practical Nursing Program, Louisville, KY.

Graduate Program Proposal – University of the Cumberlands – MSN/APRN. Family Nurse Practitioner

- Accepted the September 8, 2015, Approval for new APRN Program Staff Report for the University of the Cumberlands, Williamsburg, Kentucky, to establish a new MSN/APRN, Family Nurse Practitioner.
- Approved the Requirements to be Met as stated in the September 8, 2015, Staff Report, Approval for the new APRN Program for the University of the Cumberlands, Williamsburg, Kentucky.
- Directed that requirements of 201 KAR 20:260 and 201 KAR 20:062 be fully met to ensure continued regulatory compliance.
- Granted Developmental Approval to the University of the Cumberlands, Williamsburg, Kentucky, new MSN/APRN, Family Nurse Practitioner Program.

PRACTICE COMMITTEE

The September 18, 2015 Practice Committee Meeting Report was presented. The Board accepted the Report and the following actions were taken:

AOS #32 Administration of Medications for Procedural Sedation and Analgesia by Nurses

- Due to additional information received prior to the Board Meeting, the proposed revision to AOS #32, Administration of Medications for Procedural Sedation and Analgesia by Nurses was referred back to Practice Committee for review.

Review of Legal Opinion “Jurisdiction of Out of State Nurses Telephoning Into the State”

- Approved an interpretive statement regarding telehealth licensure requirements as follows:

The Kentucky Board of Nursing interprets KRS Chapter 314 as defining that nursing care occurs in the location of the patient and, therefore, any nurse providing care via telehealth routes is required to maintain licensure in Kentucky, effective October 30, 2015.

Practice Committee Scope and Functions – Proposed Revision

- Approved the proposed revision to the Practice Committee Scope and Functions.

2015-2016 Practice Committee Objectives

- Approved the proposed 2015-2016 Practice Committee Objectives.

201 KAR 20:490 LPN IV Therapy Scope of Practice – Proposed Work Group

- Directed that a Work Group be established to consider revision to 201KAR 20:490, LPN IV Therapy Scope of Practice.

Scope of Registered Nursing Practice in EMTALA Screening and Determination of False Labor

- Reaffirmed the 2006 Advisory Opinion regarding False Labor as follows:
Recognizing the term “false labor” as a term common to both nursing and medical practice, it was the advisory opinion of the board that the certification of false labor is within the scope of registered nursing practice. The registered nurse, as a qualified medical person, must be educationally prepared and clinically competent in the determination of false labor, and would perform this act according to established protocol officially approved by the facility’s medical and nursing staff.
- Rescinded the 2009 Advisory Opinion regarding the Scope of Registered Nursing Practice in the performance of medical screening exams under EMTALA. It will be reconsidered by the Practice Committee.

Proposed Re-Publication of AOS #1, AOS #2, AOS #6, and AOS #7

- Approved the republication of:
AOS #1, Role of the Registered Nurse/Licensed Practical Nurse in Spinal Screening for Detection of Common Abnormal Curvatures of the Spine,
AOS #2, Scope of Nursing Practice in Gynecological Cancer Detection,
AOS #6, The Performance of Arterial Puncture by Registered Nurses, and
AOS #7, Roles of Nurses in Superficial Wound Closure with Editorial Revisions.

AOS #09 – The Performance of Wound Debridement by Nurses – Proposed Editorial Revision Draft

- Approved the proposed revision to AOS #09, The Performance of Wound Debridement by Nurses.

AOS #14 – Roles of Nurses in the Implementation of Patient Care Orders – Proposed Editorial Revision

- Approved the proposed revision to AOS #14, Roles of Nurses in the Implementation of Patient Care Orders.

CONSUMER PROTECTION COMMITTEE

The September 17, 2015 Consumer Protection Committee Meeting Report was presented. The Board accepted the Report and the following actions were taken:

Agreed Order Audit

- Approved the Agreed Order Audit Report.

Review of Kentucky Alternative Recovery Effort (KARE) for Nurses Program Agreements

- Approved the proposed changes to the Kentucky Alternative Recovery Effort (KARE) for Nurses program agreements.

Review of KAR 20:162. Procedures for disciplinary hearings pursuant to KRS 314.091.

- Approved the proposed change to 201 KAR 20:162. Procedures for disciplinary hearings pursuant to KRS 314.091.

APRN COUNCIL

The October 2, 2015 APRN Council Meeting Report was presented. The Board accepted the Report and the following actions were taken:

APRN Council Scope and Function

- Approved the APRN Council Scope and Functions Statement.

2015-2016 APRN Council Objectives

- Approved the APRN Council Objectives for 2015-2016.

201 KAR 20:057 Scope and standards of practice of advanced practice registered nurses

- Approved the proposed revisions to Administrative Regulation 201 KAR 20:057.

Defining Same or Similar Specialty for the APRN in Choosing a Collaborating Physician

- Approved the revision of the document entitled “Defining Same or Similar Specialty for the APRN Choosing a Collaborating Physician.”

APRN Scope of Practice in the Utilization of Fluoroscopy for the Performance of Fluoroscopic-Guided Procedures

- Approved that the utilization of fluoroscopy and the operation of the equipment in the performance of fluoroscopic-guided procedures is within the scope of advanced practice registered nursing practice for the APRN who is currently educationally prepared and clinically competent in performing fluoroscopic-guided procedures. Additionally,
 1. The fluoroscopic-guided procedure and the utilization of fluoroscopy is performed according to an established, approved policy and procedure in the health care facility; and
 2. The APRN has been granted clinical privileges to perform the fluoroscopic-guided procedure and utilize fluoroscopy through the health care facility’s credentialing process.
- Further it is within the scope of practice of the APRN to supervise the medical imaging technologist when assisting the APRN in the performance of the fluoroscopic-guided procedure.
- Approved that previous advisory opinions on the scope of practice of the APRN in the utilization of fluoroscopy by reviewed and combined into an advisory opinion statement.

APRN Scope of Practice in Prescribing Testosterone Pellets

- Approved that an interagency task force be convened with a charge to identify the regulatory issues related to the prescriptive authority of the APRN to order, store, and prescribe extended-release testosterone (CIII) pellets and other testosterone-containing compounds and report back to the APRN Council.

CREDENTIALS REVIEW PANEL

The Report of the Credentials Review Panel Meetings held August 28, 2015 and September 18, 2015 were presented. The report was accepted and no actions were taken.

GOVERNANCE COMMITTEE

The September 17, 2015 Governance Committee Meeting Report was presented. The Board accepted the Report and the following actions were taken:

Review 201 KAR 20:162

- Approved the proposed amendments to 201 KAR 20:162.

Review Committee Scope and Functions

- Approved the revisions to the Governance Committee Scope and Functions.

Review KBN Guidelines

- Approved that no changes be made to the Executive Branch Guidelines 1, 2, 8, and 14.
- Approved the proposed revisions to Executive Branch Guideline 7.
- Deferred Executive Branch Guideline 15 to the November Governance Meeting.

DISCIPLINARY ACTION

- Approved seventeen (17) Recommended Orders, as written, and received reports on the approval of 31 (thirty-one) Agreed Orders, 22 (twenty-two) Consent Decrees, and 3 (three) Removal of Licenses from Probation.