

# KBN CONNECTION

Spring 2023  
Vol 14, Issue 2, Edition 75

## *You Make a Difference!*

### *May is National Nurses Month*



**NURSING LICENSURE  
SURVEY RESULTS**

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**IV HYDRATION, SHOULD  
I BE DOING THIS?**

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## STATISTICS CORNER

As of APRIL 17, 2023

(in-state and out of state)

**RN ACTIVE: 75,561**

**LPN ACTIVE: 12,979**

**ADVANCED PRACTICE  
REGISTERED NURSES (APRN): 12,858**

**DIALYSIS TECHNICIAN (DT)  
CREDENTIALS: 765**

**SANE ACTIVE: 366**

**LICENSED CERTIFIED PROFESSIONAL  
MIDWIVES (LCPM) ACTIVE: 30**



# President's Message

I hope you read my last message in the Winter *KBN Connection* about *The Perfect Storm* happening in the United States compounding the nursing shortage. I want to continue that message in this edition. But first, I want to acknowledge the upcoming National Nurses Month in May. The theme is "You Make a Difference," which is very fitting given the topic of the nursing shortage.

I would ask myself, "What can I do about this storm of a nursing shortage? I am only one person, what impact can I have on the shortage?"

I say, you as individuals can have a major impact on the nursing shortage! How? Here are some anchors and umbrellas for us to consider.

1. Improve the image of nursing. News coverage of nurses working during the pandemic, especially the early days, was hard to see. It looked like nurses were suited up for chemical warfare just to take care of their patients, working long hours and burning out or dropping out of the workforce. While it is true, that time was hard, what about all the joys of nursing? Many covid patients got better and went home. Babies were born and cancer patients went into remission. Nursing is so much more than what many of those depictions showed.
  - a. Go to a high school or middle school career day and talk about nursing as a career.
  - b. When working with nursing students, encourage them to do their best and tell them the rewards of being a nurse.
  - c. When young people express an interest, tell them of the many options available to nurses – working in pediatrics, traveling, caring for the elderly, etc. Nurses also make a great living wage so can provide for their family.
  - d. Speak positively about the profession! You chose nursing as a career for a reason.
2. Further your education.
  - a. Return to school and obtain your RN to BSN or MSN degree.
  - b. Become a faculty member for a nursing program
  - c. Share your knowledge with nursing students and colleagues.
  - d. Tutor a nursing student.
3. Get involved!
  - a. Join your local, state or national nursing organization and specialty association.
  - b. Know the issues and vote for candidates who support the nursing profession and providing scholarships.

Nursing is an ever-evolving profession. The need for nurses is greater now than ever, and we as professionals can all take an active role in helping navigate future storms.

In closing, I would like to acknowledge all nurses across our great state of Kentucky. I appreciate all the hard work and dedication seen every day in hospitals, nursing homes, home health and other settings. Our patients and clients are the true beneficiaries of your caring and kindness. We, nurses, are with people at their most vulnerable time, providing that ear to listen or hand to hold. I cannot think of a greater way to give back all that nursing has given to me.

## 2023 KBN MEETING DATES

### BOARD MEETINGS

10 a.m. Thursdays:  
June 15  
August 24  
October 19  
December 14

### COMMITTEE MEETINGS

Governance 10 a.m.,  
Consumer Protection 11 a.m.,  
Education 1 p.m. Thursdays:  
May 18  
July 20  
September 21  
November 16

### Practice 9 a.m. Fridays:

May 19  
July 21  
September 22  
November 17

Yours in Nursing,

Audria Denker, DNP, RN, FAADN  
President, Kentucky Board of Nursing



# Executive Director's Message



## It's Spring!

And with the change in season comes new beginnings and all the things we have come to expect: unpredictable weather, the Run for the Roses, and National Nurses Month in May. This year's theme, "You Make a Difference," honors various nursing roles as well as the positive impact nurses make in people's lives.

KBN staff and other organizations continue working professionally and personally to promote nursing as a promising career path full of opportunities to succeed and serve. This mission was supported during the last legislative session when Senate Bill 54 was signed in March by the Governor, creating an "approved workforce solutions training program" through Kentucky's community and technical college system and expanding scholarships and postsecondary school choices for high-achieving high school students.

This is just one step toward helping alleviate the ongoing nursing shortage, but as nurses, we must all do more to encourage others to go into the nursing field. KBN President Audria Denker shares some additional thoughts about this in her letter to you.

One essential tool to plan for the future is accurate and reliable data on which to base decision-making both for the Board and our leaders in Frankfort. That is why I am so pleased to include in this issue an overview of nursing licensure workforce data that was collected during the license renewal period last fall, consisting of responses to mandatory questions asked of Kentucky's nearly 90,000 LPNs, RNs and APRNs.

**These questions comprise the most comprehensive survey of nurses in Kentucky ever undertaken!** And responses will continue to be mandatory as part of the annual license renewal process, which will give us a strong foundation on which to build and help establish trends based on reliable data rather than optional surveys or limited sampling. This is highly valuable and important feedback offering a true representation of the status of the nursing profession in Kentucky.

The numbers are encouraging in terms of the solid percentage of younger nurses in the workforce employed for 10 years or less. In addition, the number of nurses who have been in the field for more than 30 years involves a relatively smaller number of potential retirees than one might have thought. Results indicate a generally stable workforce with opportunities for improvement. Learn more starting on page 8.

One eye-opening graph shows nursing wages, the only optional question in the survey. Leaders, lawmakers and employers need to understand what it really takes to keep nurses in the workforce, and to attract new ones to these positions. Paying competitive wages is at the top of the list.

What is not fully understood is how wages and other considerations together influence the lack of nursing program applicants. As an example, for all prelicensure and advanced programs of nursing monitored by the KBN, empty seats reported in these programs for the spring 2023 semester totaled 5,257 – an unfortunate number that, in addition to lack of interest, is exacerbated by unfilled faculty and staff positions and a lack of availability for clinical practice experience.

As always, we have plenty of work to do, but implementing new technologies including the Optimal Regulatory Board System (or ORBS) cloud-based license management system that went live March 20 is transforming the work of the Board. ORBS eliminates paper documentation and storage, provides more flexibility to prioritize and automate workflow, and creates greater efficiencies to investigate and resolve complaints that come before the Board. All of these benefits allow us to better fulfill our main mission of public protection.

Spring 2023 will always be remembered as the time before and after ORBS. Years of planning and work by staff and consultants from the National Council of State Boards of Nursing went into this monumental transition, and we continue to troubleshoot glitches. But, just like the coming of Spring, change is good.

Finally, I want to personally thank all of you for dedicating your lives to caring for others, and I wish you all a Happy Nurses Month! I am proud to be a nurse alongside of you.

A handwritten signature in black ink that reads "Kelly Jenkins".

Sincerely,  
Kelly Jenkins MSN, RN, NE- BC  
Executive Director, Kentucky Board of Nursing

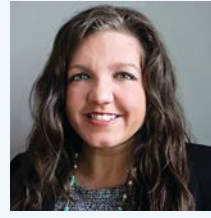
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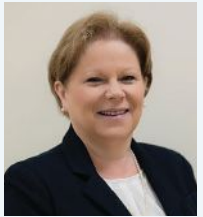
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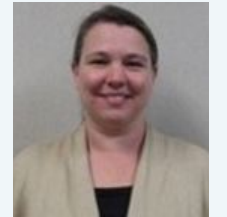
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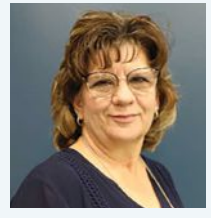
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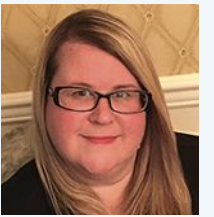
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# 2022 Kentucky Nursing Licensure Survey Results

“Recent actions by the Kentucky Board of Nursing to collect nurse workforce data as part of the annual licensure renewal process has made Kentucky a leader in collecting information to provide a clear picture of the current nurse workforce for use in workforce planning. As data are collected across years, such data will provide valuable information on career pathways and inform activities to help attract and retain nurses at the bedside.”

~ Timothy Dall, Executive Director for Life Sciences Consulting at GlobalData, which collects and analyzes data to create comprehensive, authoritative, and granular intelligence on a global scale

## Licensee Employment Status/Area

Nursing License	Kentucky	Out-of-State	Reinstatements/ New Licensees	Retired	Total
Licensed Practical Nurse	9,197	793	2,093	529	12,612
Registered Nurse	44,252	7,116	9,537	3,737	64,642
Advanced Practice Nurse	8,531	2,173	1,499	101	12,304
<b>Total Nurses</b>	<b>61,980</b>	<b>10,082</b>	<b>13,129</b>	<b>4,367</b>	<b>89,558</b>

Last fall, the Kentucky Board of Nursing implemented mandatory responses to workforce questions required as part of the licensure renewal process, to better understand the dynamics of the nursing population and the status of the nursing profession in Kentucky. The data collected in these responses from Kentucky’s nearly 90,000 LPNs, RNs and APRNs is highlighted in the following charts and graphs. Individuals who were licensed after May 2022 are not included in the data as they were not required to renew their license in the fall.

## Employment Status of Licensed Nurses

Variable	LPN	RN	APRN
<b>Employment Status, N (%)</b>			
Full-time Nursing	8,191 (64.95)	41,671 (64.46)	9,415 (76.52)
Part-time/PRN Nursing	1,627 (12.9)	9,083 (14.05)	1,252 (10.22)
Volunteering as Nurse	58 (0.46)	381 (0.59)	41 (0.33)
Non-nursing employment	558 (4.42)	1,565 (2.42)	65 (0.53)
Needs Employment	414 (3.28)	1,325 (2.05)	137 (1.11)
Not Seeking Employment	563 (4.46)	2,342 (3.62)	115 (0.93)
Retired	529 (4.19)	3,737 (5.78)	101 (0.82)

As KBN Executive Director Kelly Jenkins writes in her message on page 5, this information offers highly useful and timely feedback, and it establishes a foundation on which the Board can build through subsequent annual surveys. The results will help identify trends based on reliable data rather than optional surveys or limited sampling, findings specific to Kentucky that may or may not reflect national trends or the extremes some states are reporting.

## Years of Nursing Practice

Variable	LPN	RN	APRN
<b>Years Nursing, N (%)</b>			
10 or less	5,136 (40.72)	27,703 (42.86)	3,903 (31.72)
11 to 20	3,577 (28.36)	14,805 (22.9)	4,383 (35.62)
21 to 30	2,444 (19.38)	11,809 (18.27)	2,544 (20.68)
>30	1,455 (11.54)	10,325 (15.97)	1,474 (11.98)

Most important, this data will assist the Board, lawmakers, healthcare leaders and our partner organizations to develop robust workforce projection models and action plans keyed to relevant findings.

Special thanks to Julie Marfell, DNP, APRN, FNP-BC, FAANP; Paul E. Norrod, DrPH RN; Amanda Thaxton-Wiggins, PhD; and Daniel Keown, RN, for their assistance in creating these graphs using KBN data.



## Reported Nurse Wages

Variable	LPN	RN	APRN
Salary, N (%)			
<\$40	2,341 (18.56)	3,466 (5.36)	182 (1.48)
\$40k to \$60k	4,922 (51.81)	10,969 (23.21)	271 (3.1)
\$60 to \$80k	1,758 (18.51)	16,786 (35.53)	546 (6.24)
\$80 to \$100k	342 (3.6)	3,695 (7.82)	1,826 (20.86)
\$100-\$120k	82 (0.86)	3,695 (7.28)	2,939 (33.57)
\$120-\$140k	28 (0.29)	1,132 (2.4)	1,291 (14.75)
\$140k+	27 (0.28)	987 (2.09)	1,700 (19.42)

## Employment for Board Licensed Nurses

Employment setting	LPN	RN	APRN
1. Ambulatory care/Outpatient	480 (4.81)	5,206 (10.14)	1,807 (16.88)
2. APRN Office	48 (0.48)	70 (0.14)	1,274 (11.9)
3. Assisted Living Facility	406 (4.07)	157 (0.31)	22 (0.21)
4. Community Health	144 (1.44)	564 (1.1)	233 (2.18)
5. Correctional Health	299 (3)	303 (0.59)	64 (0.6)
6. Dialysis Center	58 (0.58)	609 (1.19)	19 (0.18)
7. Extended Care	88 (0.88)	128 (0.25)	11 (0.1)
8. Home Health	592 (5.93)	1,832 (3.57)	195(1.82)
9. Hospice	88 (0.88)	893 (1.74)	45 (0.42)
10. Hospital Inpatient	897 (8.99)	23,034 (44.86)	2,290 (21.39)
11. Insurance Claims/Benefits	94 (0.94)	1,655 (3.22)	20 (0.19)
12. Infusion Therapy Center	1 (0.01)	351 (0.68)	13 (0.12)

## Employment for Board Licensed Nurses

Employment Setting	LPN	RN	APRN
13. Medical/Device Sales	8 (0.08)	59 (0.11)	1 (0.01)
14. Nurse Consulting	17 (0.17)	299 (0.58)	12 (0.11)
15. Nursing Home/Long Term Care	3,241 (32.49)	2,478 (4.83)	207 (1.93)
16. Occupational Health	63 (0.63)	362 (0.71)	102 (0.95)
17. Pain Clinic	10 (0.1)	115 (0.22)	135 (1.26)
18. Palliative Care	6 (0.06)	37 (0.07)	55 (0.51)
19. Personal Care	115 (1.15)	80 (0.16)	15 (0.14)
20. Pharmaceutical Sales	5 (0.05)	23 (0.04)	6 (0.06)
21. Physician's Office	1,286 (12.89)	1,411 (2.75)	1,353 (12.64)
22. Policy/Planning/Regulatory/Licensing Agency		77 (0.15)	4 (0.04)
23. Practice Owner with Employees	7 (0.07)	21 (0.04)	61 (0.57)
24. Public Health	62 (0.62)	593 (1.15)	70 (0.65)

## Employment for Board Licensed Nurses

Employment Setting	LPN	RN	APRN
25. Psychiatric/Mental Health	265 (2.66)	1,148 (2.24)	425 (3.97)
26. Rehab Care	297 (2.98)	645 (1.26)	43 (0.40)
27. Self Employed/Independent Contractor	27 (0.27)	128 (0.25)	135 (1.26)
28. School Health Service/School Nursing	265 (2.66)	1,032 (2.01)	91 (0.85)
29. School of Nursing/Nursing Education	29 (0.29)	1,028 (2)	239 (2.23)
30. Staffing Agency Nurse	97 (0.97)	197 (0.38)	7 (0.07)
31. Travel Nurse	79 (0.79)	1,168 (2.27)	35 (0.33)
32. Urgent Care	81 (0.81)	172 (0.33)	556 (5.19)
33. Veterans/Military Facility	102 (1.02)	504 (0.98)	119 (1.11)
34. Non-Nursing Setting	70 (0.7)	438 (0.85)	16 (0.15)
35. Other	649 (6.51)	4,530 (8.82)	1,025 (9.57)



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# IV Hydration, Should I Be Doing This?

IV spa hydration therapy is provided to individuals often without medical necessity and is offered for “wellness” on a cash basis. This therapy is becoming increasingly more popular as a solution to improve wellness or recovery. The facilities offering these practices are not individually licensed and regulated in Kentucky at this time.

IV therapy is a complex, learned skill. Practitioners choosing to provide this therapy must make several decisions in order to ensure safe practice.

IV spa hydration involves inserting an IV catheter into the client’s vein to infuse fluid that has been compounded with vitamins or medications. When initiating IV therapy services, including the administration of medications such as isotonic IV fluids, a valid provider order should be obtained.

IV spa hydration and vitamin infusion therapy provided by nurses should be part of a medically prescribed plan of care. In the interest of safety, the non-traditional sites where the therapy is provided should be held to the same standards as conventional practice settings for client assessment, medical necessity for treatment, record keeping, informed consent, and sterility.

A medical plan of care should include a “good faith” exam, which would include reviewing a medical history. A thorough and easily understood informed consent form should be provided to and reviewed with the client. Accurate and timely documentation will support the establishment of a patient/provider relationship, which is another aspect of a medical plan of care.

If protocols are to be used in the provision of the therapy, they should include the therapy being provided, the rationale, and an assessment of the client’s response. If substances have been added to the fluids, a statement should include the substances, the concentration/amount, and the facility providing the enhanced fluids. Providers should become knowledgeable about the Federal and state rules and regulations surrounding compounded medications.

The fact that this new service is not currently regulated does not absolve the trained healthcare provider of the responsibility delineated in KRS 314.021(2).

All individuals licensed or privileged under provisions of this chapter and administrative regulations of the board shall be responsible and accountable for making decisions that are based upon the individuals’ educational preparation and experience and shall practice with reasonable skill and safety.

See the KBN Scope of Practice Decision-Making Model for APRNs on page 11. You can also find this and more at the KBN website, <https://kbn.ky.gov/Practice/Pages/Nursing-Practice.aspx>. The Board also has many practice advisors who can assist with questions. Please use your resources. Keeping your clients safe will keep you safe.

*This article is an edited and amended version of an article written by Ginger Rogers, DNP, APRN, and printed in the Winter 2022 issue of Nebraska Board of Nursing News. It has been shortened to fit space requirements, and relevant Kentucky regulations have been cited.*



Office of Diversity, Equity & Inclusion

## Committed to advancing equity

in nursing, higher education, health care and community.

Join our team:



Have you created your account yet in KBN's new license management portal? The Optimal Regulatory Board System (ORBS) Nurse Portal is now live.



ALL applications for renewal or new licenses must be submitted via the portal, so everyone licensed, credentialed or certified by KBN in any capacity MUST create an account prior to the license renewal period starting September 15.

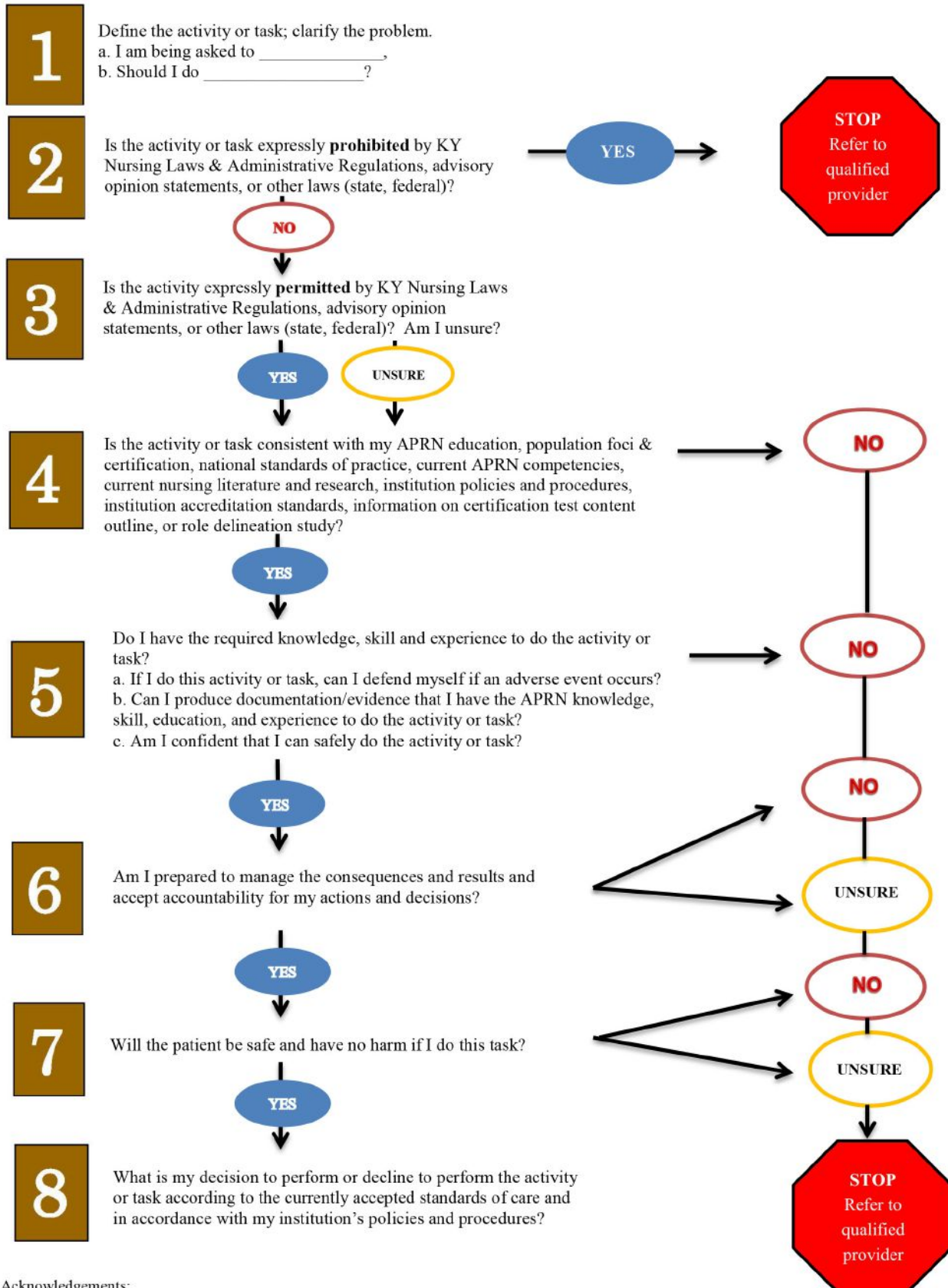
Without an active account, you will not receive messages, updates or renewal notices from KBN or be able to conduct other business with the Board online. Please note, every user is now required to have a personal, unique email address to create their individual account.

Find instructions and a tutorial video on how to create a Nurse Portal account at <https://kbn.ky.gov/General/Pages/nursing-portal.aspx> or access the Nurse Portal directly at [https://kybn.boardsfnursing.org/kybn\\_](https://kybn.boardsfnursing.org/kybn_)



## Kentucky Board of Nursing (KBN) Scope of Practice Decision-Making Model for APRNs

Use the process flow below to think through your scope of practice decision. Please see the Kentucky Board of Nursing (KBN) Guidelines for Determination of APRN Scope of Practice for additional consideration.



### Acknowledgements:

Adapted and reprinted with permission from the American Nurses Association 2015.  
Based on KBN Decision Tree/Guidelines for Determining Scope of Practice, Approved 2/88.  
3/16/15

# MANDATORY Continuing Education Requirements Suicide Prevention and Implicit Bias

for all NURSES - RNs, LPNs, and APRNs • MUST BE COMPLETED BY JULY 1, 2023

## Suicide Prevention - 2 Total Contact Hours

One (1) contact hour of suicide prevention generally; and

One (1) contact hour which addresses the following:

1. Chronic toxic stress and secondary traumatic stress potentially increasing the incidence of suicide amongst nurses;
2. A confidential and standardized pathway to care for nurses that addresses screening, assessing, safety planning, referrals, and follow-up for nurses at risk for suicide;
3. Systems of care, evidence-informed approaches, and best practices to reduce suicide rates; and
4. Ethical legal considerations of caring for patients and nurses who are suicidal.

All nurses must complete content specific requirements\* in suicide prevention and implicit bias by July 1, 2023.

*\*Both are one-time requirements.*

These hours may be completed at any KBN approved/accepted provider. However, the Kentucky Nurses Association (KNA) has developed courses that specifically meet these requirements. If interested, contact the KNA at [https://kentucky-nurses.nursingnetwork.com/nursing-news/189143-kna-mandatory-ce-courses-are-available-now-24-7-on-the-kna-on-demand-portal-?utm\\_medium=email&utm\\_source=group&utm\\_campaign=batch\\_announcement\\_promotion](https://kentucky-nurses.nursingnetwork.com/nursing-news/189143-kna-mandatory-ce-courses-are-available-now-24-7-on-the-kna-on-demand-portal-?utm_medium=email&utm_source=group&utm_campaign=batch_announcement_promotion).

When selecting a CE offering, be sure the provider is approved to offer nursing CE by the KBN, another state board of nursing, or one of the national nursing organizations listed in 201 KAR 20:220 and verify the objectives include the topics listed above.

Maintain all continuing education records for at least 5 years. All documents related to these courses including announcements, presentation schedules and completion certificates should be maintained in your own records. You will not need to send them to the Board unless you are selected for the CE Audit. If selected for the CE Audit, you will be notified and required to submit these documents through CE Broker.

RNs and LPNs may use the contact hours completed for these requirements towards the 14 contact hours required annually for the earning period in which they are completed.

APRNs may not apply hours earned in suicide prevention and implicit bias to their annual CE pharmacology requirements.

Visit the KBN website at: <https://kbn.ky.gov/Education/Pages/Continuing-Education-Competency.aspx> for additional information on CE requirements.

## Implicit Bias - 1.5 Total Contact Hours

One and one-half (1.5) contact hours that address the following:

1. The impact of historical racism and other forms of invidious discrimination on the provision of healthcare;
2. Methods of evaluating the presence and extent of implicit bias; and
3. Measures that may be taken to reduce implicit bias.

**APRNs with a CAPA-CS Annual CE Requirements - Revised**  
Effective January 13, 2022, all APRNs with a CAPA-CS must complete 1.5 contact hours in the dual subject of pharmacology and either pain management or addiction disorders annually between November 1 – October 31st. These hours may be applied to the total of five (5) contact hours in pharmacology required for all APRNs annually. The course must include pharmacology to be applied to an APRN's annual requirement of 5 hours in pharmacology CE Requirements. CE courses related to KASPER will not meet the CAPA-CS Requirements any longer, however, they may be used to meet other CE requirements.

Visit the KBN website at: <https://kbn.ky.gov/Education/Pages/Continuing-Education-Competency.aspx> for additional information on CE requirements.

## Kentucky Nurses Association now offers mandatory CE programs.

### "Implicit Bias in Healthcare"

KBN #1-0001-12-22-121  
Contact Hours: 1.5

### "Nurse Suicide Prevention"

KBN #1-0001-12-22-122  
Contact Hours: 2.4



To save lives and meet KBN requirements,  
all nurses must complete these courses by July 1, 2023.

This is a one-time mandatory CE requirement.

The cost per course is \$5.00.

<https://kna.sclivelearningcenter.com/mvsite/default.aspx>

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As you approach graduation, **your top priority is to pass the NCLEX RN exam.** Concurrently you should be working with your student advisor to apply for your OPT work authorization.

## OPT WORK AUTHORIZATION

**WorldWide HealthStaff Solutions Ltd.** will connect you with an employer who will hire you directly into a full-time position and sponsor your green card visa.

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# KBN is Leveraging Technology to Transform its Role in Public Protection



## Recent KBN Press Release

Leveraging technology to increase staff productivity, support students and nursing education programs, and improve public safety are at the heart of a push by the Kentucky Board of Nursing to adopt several high-tech digital platforms this year that are transforming the work of the Board and its role in public protection.

In March, the Board completed its transition to a new, comprehensive online portal to streamline licensing and discipline functions for the more than 90,000 professionals licensed, credentialed or certified by KBN. The Optimal Regulatory Board System, or ORBS, is a proprietary software developed by the National Council of State Boards of Nursing (NCSBN) and offered free to state regulatory boards. Utilizing this licensing software also makes it easier for Kentucky and the other 38 states and jurisdictions signed onto the Nurse Licensure Compact to track license status and discipline, and monitor nurses working within the multistate jurisdictions.

Staff from every administrative branch have worked on the buildout over the last year to create the detailed customization required to tailor the ORBS platform for KBN needs. In addition to digitizing paper processes, the ORBS system reduces manual data

input, offers features like automatic alerts and notifications, and ensures recovery in case of disaster.

“With rapidly changing technology, and a move toward remote work and education, ORBS is a game-changer for us and our licensees,” said Kelly Jenkins, MSN, RN, NE-BC, KBN Executive Director. “Eliminating paper documentation and storage, having more flexibility to prioritize and automate workflow, and providing greater efficiencies to investigate and resolve complaints that come before the Board allows us to better fulfill our main mission of public protection.”

Concurrently, KBN has also transitioned to the EDvera regulatory management system, which automates and simplifies oversight of KBN-approved pre-licensure and advanced practice (APRN) nursing education programs, dialysis technician and sexual assault nurse examiner (SANE) training program providers, and continuing education program providers. Oversight of these institutions in the licensing and permitting process involves a substantial amount of ongoing documentation, reporting and time spent by both program faculty and KBN staff.

Finally, because continuing education is so critical to licensure, KBN now offers an official online tracking system available free to licensees, which completes the circle to making license management fully digital. CE Broker allows users to track and manage continuing education contact hours on an ongoing basis and includes a search function that lists courses needed for the applicant to fulfill license renewal.

“Implementing these electronic delivery systems brings KBN to the forefront in using technology to provide the most efficient service to Kentuckians and the professionals we license,” Jenkins said. “Meeting the challenges of a dynamic and ever-changing healthcare environment, and pursuing excellence and quality in the delivery of services, are also integrated in KBN’s core values and vision.”

KBN is charged with protecting the public through the development and enforcement of state laws governing the safe practice of nurses, dialysis technicians, and licensed certified professional midwives. These include registered nurses, licensed practical nurses, and APRNs such as certified registered nurse anesthetists, clinical nurse specialists and nurse practitioners

## Follow KBN on Social Media

**Facebook** [www.facebook.com/kentucky.nursingboard](http://www.facebook.com/kentucky.nursingboard)

**Twitter** [www.twitter.com/BoardNursing](http://www.twitter.com/BoardNursing)

**Instagram** [www.instagram.com/kyboardofnursing](http://www.instagram.com/kyboardofnursing)

**LinkedIn** [www.linkedin.com/company/kentucky-board-of-nursing](http://www.linkedin.com/company/kentucky-board-of-nursing)



Board staff received an anonymous complaint, stating that APRN HC refused to prescribe monoclonal antibodies for an elderly, chronically ill patient (also not named). Per current Board processes, staff requested HC's prescriber KASPER, and conducted a review of her APRN portal page for completeness.

HC's portal page was complete and current. However, staff identified 22 controlled substance prescriptions written outside legal limits. Board staff composed a complaint for HC's review and response.

HC replied, via her attorney, with a notarized explanation of each identified problematic prescription. The explanation did not demonstrate an understanding of the issues with the prescriptions, so Board staff scheduled an Investigative Meeting with HC, her attorney, Board Staff attorney, the APRN Investigator, and another Nurse Investigator acting as scribe.

Specifically, HC was able to state that Schedule III medications prescribed by APRNs in Kentucky are not eligible for refills. However, she neglected to cite the 30-day supply limit. Several of the prescribed medications were compounded medications. These can be problematic concerning the 30-day supply limit. HC also wrote some prescriptions as one prescription with a 90-day supply (often a less expensive option than a 30-day supply), but no refills. Finally, HC authorized some e-scripts without actually reviewing the directions. These prescriptions were refills for prescriptions written by an MD and not subject to the limitations.

Board staff gave HC several suggestions to avoid these issues. First, the KANPNM has an excellent Prescribing Guide. Be familiar with each schedule and the limits. Write clearly on the prescription "30-day supply" or "72-hour supply" to cover any mathematical errors. Finally, it is up to the licensee to contact the pharmacy to correct pharmacy errors. The pharmacy is obligated to correct the error.

The Board issued a Consent Decree, which included a civil penalty of \$500 and completion of 30 CEUs beyond those required for license renewal. Fifteen of the CEUs were to cover Documentation, and

fifteen CEUs were to cover Controlled Substance Prescribing. A Consent Decree is not considered a formal discipline, and is not reported to any outside entities. It will be maintained in HC's file with the Board.

The original anonymous complaint was not pursued as there was not enough information to make a determination.

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Andrea Gutwein  
FNU student

[frontier.edu/kbn](http://frontier.edu/kbn)



# Nursing Incentive Scholarship Fund (NISF) applications due June 8

Eric Velazquez  
Information Management Section Supervisor

The Nursing Incentive Scholarship Fund (NISF) provides scholarships to Kentucky residents attending approved LPN, BSN, ADN, or graduate nursing programs. Scholarship funds are mailed directly to the recipient and may be used for cost-of-living or school expenses.

Students in prelicensure (LPN & RN) and BSN completion nursing programs must complete a minimum of 12 credit hours per academic year (August – July) of published requirements for the nursing program. Graduate nursing students must complete 9 credit hours per academic year. The required minimum number of credit hours can be divided between the fall, spring and summer sessions. Students must maintain a minimum grade point average, which will allow continuation in a nursing program.

The scholarship requires that after graduation, the recipient must work the equivalency of full-time as a nurse in Kentucky for one year per each academic year funded. If the recipient does not complete the nursing program within the timeframe specified by the program, or does not complete the required work obligation, then the recipient will be required to repay any funding awarded plus accrued interest.

The NISF application is available on the KBN website but must be submitted through the KBN's new Optimal Regulatory Board System (or ORBS) cloud-based license management system, which will require the applicant to register and set up an account. For more

information including a tutorial, visit <https://kbn.ky.gov/General/Pages/nursing-portal.aspx>.

## Before You Begin

Potential applicants are encouraged to visit and review information about the scholarship fund, eligibility requirements, and the application process at <https://kbn.ky.gov/Education/Pages/nursing-incentive-scholarship-fund.aspx>. The site includes a detailed timeline, from application submittal through award funding, with Frequently Asked Questions at the bottom of the page.

- Utilize the NISF Application Checklist for step-by-step instructions on how to complete and submit an application.
- Applications with missing or invalid required documentation will be considered ineligible.
- HURRY! Applications must be received no later than Thursday, June 8.

## What Happens Next?

- Recipients will receive notification of scholarship awards via the KBN ORBS web portal Message Center only.
- Notification of unsuccessful or incomplete applications will also go to the ORBS web portal Message Center only.
- Notifications of application status routinely occur before the end of September

For questions, email [kbn.webmaster@ky.gov](mailto:kbn.webmaster@ky.gov) or contact Jason Oney, NISF Coordinator, at 502-380-6023.

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- Caring Faculty
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School of Nursing and Health Professions

For more information, visit [murraystate.edu/sonhp](http://murraystate.edu/sonhp)

## APPLY NOW FOR A NURSING INCENTIVE SCHOLARSHIP FUND (NISF) AWARD!

Visit the KBN website  
[www.kbn.ky.gov](http://www.kbn.ky.gov)  
for additional information.

The deadline to apply is  
June 8, 2023





# What's your why? Meet a Wellpath healthcare hero from the Louisville Metro Jail



**Lachesha Gold**  
Nurse, Louisville Metro Jail

## How did you get into healthcare?

I initially wanted to be an attorney before healthcare, but I found myself always taking care of someone. I took care of my great grandmother before she passed and she was adamant that I go to school and become a nurse. I fought it for years and one day I signed up for school and here I am today a correctional nurse.

## What is your Wellpath career path?

I started in 2017 from a Facebook post by a previous HSA. I wanted to do something different, but I didn't know correctional nursing was going to be my path. I came in as a floor nurse and I was quickly asked if I wanted to be a detox nurse. I agreed and became the dayshift detox nurse for two years. I then became a Wellpath Warrior where I traveled and worked alongside other nurses and corporate team members to help new facilities get acclimated with Wellpath. Now, I am a fill-in charge nurse and continue to learn and grow every day.

## What gets you up every day to do this important work?

To be honest, I wake up every day to do this job because I feel as if I am helping the community of people that no one wants to help. Over the years I have grown to understand that the patients we serve simply need someone just to be kind to them so that they can make it day to day.

## Is it unsafe to work in a jail?

I have never felt unsafe working in this environment. It is the strangest thing because the people that I take care of are very protective of me. I've always had respect for my patients, and they respect me.

## What is the best part about your work?

The best part of my work is I feel accomplished when I leave work. I know in my heart I've done my due diligence as a nurse, to provide the best healthcare within my means to someone that can't do it for themselves.

## Now is your moment to make a difference!

Correctional healthcare offers a great way to take the next step in your career while making a profound difference in the lives of an underserved patient population.

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We have great opportunities to help the underserved in all of the Louisville Metro Jail.

Scan here to apply!





# National Nurses Month – YOU Make a Difference!

For the past three years, the American Nurses Association has championed May as National Nurses Month, allowing for greater opportunities to promote understanding of and appreciation for the invaluable contributions of nurses in every specialty area.

This year's theme, "You Make A Difference," was selected to encourage nurses, other health care professionals, employers, community leaders and the public to recognize and promote the vast contributions and positive impact of America's nurses on all our lives! Nurses also make a difference by influencing and shaping health policy decisions that ensure all Americans have access to high-quality, affordable healthcare coverage.

Celebrating, honoring and supporting nurses throughout the month further provides an opportunity to promote the value of nursing, advocate for the profession, conduct media outreach, and host events. Watch for social media posts highlighting each of the four weekly focus areas and download the ANA 2023 Nurses Month toolkit at <https://bit.ly/3NcJbRO>.

## **Week One: May 1-7, Self Care**

Dedicated to cultivating and maintaining optimal mental health and physical well-being.

## **Week Two: May 8-14, Recognition**

Honoring the work of nurses who lead, excel and innovate in our healthcare systems and our communities, making them vital to transforming the future of healthcare.

## **Week Three: May 15-21, Professional Development**

Highlighting resources and insights to guide you in your professional development and how you can excel and lead in your nursing career or inspire and help others in their professional nursing journey.

## **Week Four: May 22-21**

Encouraging nurses to engage with your community, whether virtually or in-person. Educate members of your community on what nurses do beyond the bedside — advocacy, shaping public policy, and/or serving on an organization board.

## 2023 NURSING RECOGNITION DAYS/WEEKS MAY - AUGUST

### MAY

National Nurses Month – May  
National Critical Care Awareness and Recognition Month  
Oncology Nursing Month  
National Nurses Day – May 6  
National Nurses Week – May 6-12  
National Student Nurses Day – May 8  
International Nurses Day – May 12  
National Hospital Week – May 7-13  
National School Nurse Day – May 10  
National Skilled Nursing Care Week – May 14-20  
Neuroscience Nurses Week – May 14-20  
Women's Health Week – May 14-20  
Healthcare Documentation Integrity Week – May 14-20

### JUNE

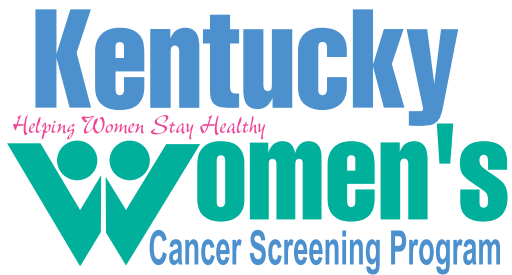
National Healthcare Recruiter Recognition Day – June 6  
Men's Health Week – June 12-18  
National Career Nursing Assistant Day – June 14  
Certified Nursing Assistants Week – June 15-21  
Healthcare Risk Management Week – June 19-23

### JULY

System Administrator Appreciation Day – July 28

### AUGUST

National Health Center Week – Aug. 6-12  
National Nurse Educator Day – August 8  
Health Unit Coordinator Day – Aug. 23



Do you have **uninsured** patients in need of **FREE** breast and/or cervical screening?



Please refer program eligible patients to a participating local health department or a contracted provider to receive FREE Mammograms and Pap Tests.

### Eligibility Requirements:

- Age 21 or older
- Has a household income at or below 250% of the federal poverty level
- Has no health insurance (no Medicare, no Medicaid, or no private health insurance)

For a list of contracted screening providers, scan this **QR code** and scroll down to the state map.



**All I Need to Know is Where I Need to Go! Call 1-844-249-0708!**

The Kentucky Women's Cancer Screening Program (KWCSPP) offers FREE breast and cervical cancer screenings. The program provides Mammograms and Pap tests and follow-up services, education and outreach to low income, eligible women. Once in the program, if a woman has an abnormal screening, the KWCSPP covers the cost of most diagnostic tests. If a pre-cancer or cancer is found, the program connects her to treatment through Medicaid's Breast and Cervical Cancer Treatment Program (BCCTP). The KWCSPP provides services through Kentucky's local health departments, community health clinics and other healthcare providers. A woman does not have to reside in the same county in which she receives services. Healthcare providers, please refer eligible women to a participating KWCSPP clinic/provider. For a participating clinic/provider listing call KWCSPP, 1-844-249-0708.





# Congratulations Patricia Smith!



Photo, from left: General Counsel Jeff Prather, Tricia, KBN Executive Director Kelly Jenkins, and KBN Board President Audria Denker

Congratulations to Compliance Branch Manager Patricia Smith, honored by the Board and KBN leadership at the February Board meeting for 20 years of service! The following tribute was read by General Counsel Jeff Prather, who said it was “insufficient to summarize her 50 years of experience and two-decade contribution to the Kentucky Board of Nursing.” Please join us in congratulating Tricia on a job well done!

Today on behalf of KBN it is my honor to recognize Patricia Smith’s 20 years with the Board. Tricia will tell you she never believed she would be at the Board for twenty years! When asked what she wanted the Board to say in her recognition, she responded, “She has been here 20 years, she has got to do a lot of fun things and worked with great people. Congratulations.”

She then asked, “Where’s my gold watch?”

Her simple statement, however, is insufficient to summarize her 50 years of experience and two-decade contribution to the Kentucky Board of Nursing.

Tricia was born in Missouri – we are not saying what year.

She graduated as a diploma nurse from the Burge, MO School of Nursing in 1972. At that time, nursing students not only staffed the hospital, they lived there as well. Tricia recalled getting calls in the middle of the night to come to the ER to assist or, if needed, to donate blood.

She attended Meharry Medical College in Nashville, the first medical school for African Americans. As a student, she delivered her first baby at Vanderbilt Hospital, and she also worked at Mound Bayou Hospital, Mississippi.

Tricia had to take her certification test and triage clinical in Jackson, MS. At that time, the tests were sent to midwives around the nation who scored them. Tricia passed, and she obtained her midwifery diploma in 1974.

When she graduated, she was shopping for a home and living at Holiday Inn in Dyersburg, TN. The staff at the Holiday Inn celebrated her graduation by announcing it on their marquee.

Tricia said she has always been, lucky. While living in Dyersburg she was wounded by an aggressive bullmastiff while she was protecting her own dog. Consequently, Tricia needed stitches on her fingers and right arm. When she called her boss, an OB-GYN, he offered to do it, but warned her it would look like an episiotomy. As for fending off dogs, her future husband, Larry, told her, “Next time, use a hose.”

Tricia worked as a certified nurse midwife in Tennessee until 1982, when she and Larry moved to Kentucky. There were few midwifery jobs in Kentucky, and Tricia did not seek certification. Instead, Tricia did what we have seen her do – she adapted. She went to work at UofL Hospital as a staff nurse in psychiatry.

Speaking of luck, while Tricia was at UofL, she and Larry’s car stalled on railroad tracks. “It was like the movies,” she said, “we could see the light coming.” Thankfully, they were able to get out of the car in time, but it was destroyed by the train. Tricia, a diligent employee, called the hospital as soon as she got home to let them know that she was in a train wreck and was going to be a little late to work that day.

That is probably one of the reasons that she rode the number 19 bus to the hospital.

In 1987, Tricia left psychiatry to spend a short time as an OB-GYN clinic director. We would say that was a “bad fit”; however, Tricia called it a “big mistake.” The work took her from the front lines, and she did not enjoy management.

Tricia returned to UofL Hospital in 1988, this time as a manager in a postpartum and high-risk prenatal unit. She remained in that role and was promoted to house manager a decade later.

Around 2002, Tricia received a call from human resources. They wanted her to meet with one of the nurses who had substance use disorder and was in monitoring. Tricia met her, heard her story, and became interested in work at the Board. Tricia asked if she could

attend the meeting with the nurse and the Board investigator – to see how monitoring worked.

Tricia learned how the disease of substance use disorder can affect even the best nurses, and how unforgiving the associated stigma can be for the nurse. During that time, Tricia received a call from the Board’s attorney to be a witness in the hearing of the nurse’s case. Tricia will tell you that she was “freaked out.”

Nevertheless, because of this experience, Tricia came to work for the Board of Nursing as a nurse investigator on June 16, 2002. She still loved being at the hospital, and she remained there as a PRN for a couple of years delivering babies and working at psychiatry. She will tell you that she had a wonderful career, and her prior experience prepared her for her work at the KBN.

Fortunately, Tricia had experience with newborns, as the Kentucky Alternative Recovery Effort (KARE) for Nurses Program was in its infancy. KARE was implemented in 1998, and the first nurse was admitted in 2001. Tricia not only watched KARE grow, she has been a driving force instrumental in its evolution, and she has made multiple presentations to schools of nursing and other facilities. She continues to oversee the program.

In 2011, Tricia transitioned into the KBN Compliance Branch as a supervisor. In spite of her personal experience directing a clinic years before, in 2015 she agreed to accept a role as manager.

Today, due to staffing and needs dictated by the staff’s caseload, she also continues to work as an investigator.

Tricia says she enjoys working at the board because it recognizes substance use disorder as the disease that it is. She has worked with many nurses who have not made it through recovery, but there are those who have been successful, and that is very rewarding. She appreciates that the Board has always been fair to its licensees, and that the Board supports her and all of her coworkers.

Yes. Tricia Smith has been here 20 years. She has gotten to do a lot of fun things and worked with a lot of great people.

We all wish you a heartfelt congratulations.



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## Update on the Elimination of the X-waiver

The X-waiver is a Drug Enforcement Administration (DEA) certification that allowed clinicians to prescribe buprenorphine (Suboxone) for treating patients who struggle with opioid addiction.

On December 29, the President signed the Consolidated Appropriations Act, which eliminated the requirement that healthcare providers possess a DEA X-waiver to prescribe buprenorphine to treat opioid use disorder.

In addition, the Act created a new one-time, eight-hour training requirement for all Drug Enforcement Administration (DEA)-registered practitioners on the treatment and management of patients with opioid or other substance use disorders. On March 27, the DEA issued a letter regarding this training requirement to all DEA-registered practitioners. It may be found at the link below:

[https://www.deadiversion.usdoj.gov/pubs/docs/MATE\\_Training\\_Letter\\_Final.pdf](https://www.deadiversion.usdoj.gov/pubs/docs/MATE_Training_Letter_Final.pdf)

More information may be obtained at the DEA Diversion Control Division website: [www.DEAdiversion.usdoj.gov](http://www.DEAdiversion.usdoj.gov), or by calling the Diversion Control Division Policy Section at (571) 362-3260.

Board staff is reviewing the repeal of the X-waiver requirement and the potential necessary regulatory changes to comply with its elimination and to incorporate educational requirements announced by the DEA.

In addition, Board staff is reviewing other changes necessitated by the recent passage of Senate Bills 94 and 47 during the 2023 Kentucky legislative session that also affect the practice of Advanced Practice Registered Nurses (APRNs). See more, below. Any proposed regulatory changes will need to be reviewed and recommended by the Kentucky APRN Council and the KBN Practice Committee then presented to the full Board for consideration before being formally filed with the Legislative Research Commission.

## Statutory Changes

### Senate Bill 47

This bill legalizes medical marijuana in Kentucky. Generally, the 124-page bill allows patients with qualifying medical conditions, such as cancer, chronic pain, epilepsy and post-traumatic stress disorder, to obtain a written certification to use cannabis medicinally, which does not include consumption by smoking. Patients will be permitted to possess a 10-day supply of cannabis on their person and a 30-day supply at home. The final version of the bill may be found at:

<https://apps.legislature.ky.gov/recorddocuments/bill/23RS/sb47/bill.pdf>

However, below is a summary of the changes regarding authorizing APRNs to issue written certifications, and disciplinary actions against licensees who may hold a written certification to use medicinal cannabis:

- The Cabinet for Health and Family Services (CHFS) is responsible for implementing, administering, and overseeing the medicinal cannabis program.
- SB 47 establishes the “Board of Physicians and Advisors,”

which will include two APRNs, who will be appointed by the KBN. All appointed members need to be confirmed by the Kentucky Senate.

- Provides that an APRN may be authorized by the Board of Nursing as a medicinal cannabis practitioner, if the APRN is able to prescribe controlled substances under KRS 314.042.
- Provides that the practitioner must establish a bona fide practitioner-patient relationship with the patient, which excludes via telehealth.
- Provides that, after a diagnosis, the practitioner may prescribe medicinal cannabis for qualifying medical conditions, such as cancer, chronic pain, epilepsy, multiple sclerosis, chronic nausea, post-traumatic stress disorder; and any other medical condition for which there is sufficient scientific data and evidence to demonstrate that medicinal cannabis provides medical, therapeutic, or palliative benefits.
- Provides that a practitioner may not dispense medicinal cannabis; or written certifications for the use a family member or the practitioner.
- Provides that the applicant may not possess an ownership or investment interest in or compensation agreement with a cannabis business.
- Provides that a cardholder/licensee who is licensed KRS Chapter 314 may be subject to intervention or disciplinary action by the Board, if there is probable cause to believe that the cardholder has become impaired or abused medicinal cannabis; or has a medically diagnosable disease that is characterized by chronic, habitual, or periodic use of medicinal cannabis.
- Requires administrative regulations be promulgated by the Kentucky Board of Nursing by July 1, 2024. The regulations shall establish the conditions and application process for authorization; the renewal process; continuing education requirements for medicinal cannabis practitioners; reasons authorizations may be suspended or revoked; and the minimal standards of care.

SB 47 was signed by the Governor on March 31, 2023. It will go into effect on January 1, 2025, with some sections taking effect July 1, 2024.

### Senate Bill 94

This bill amends Kentucky Revised Statutes (KRS) 314.042. The bill,

- Changes requirements related to “Collaborative Agreement for the Advanced Practice Registered Nurse’s Prescriptive Authority for Controlled Substances” (CAPA-CS) and the relationship between an Advance Practice Registered Nurse (APRN) and the collaborating physician;
- Establishes the CAPA-CS Committee and its membership and duties, including creating a standardized CAPA-CS form to be used by all APRNs and physicians who enter into a CAPA-CS;
- Instructs the Board of Nursing to promulgate an administrative regulation to implement the standardized CAPA-CS form;



- Provides for exemption after four years for an APRN from the CAPA-CS requirements, if the APRN is in good standing and meets statutory requirements; and
- Creates a new section of KRS Chapter 218A to establish the Controlled Substances Prescribing Council, and establishes the membership, duties, and reporting requirements of the council.

SB 94 was signed by the Governor on March 23, 2023, and will go into effect on or about July 1, 2023. The full bill may be found at: <https://apps.legislature.ky.gov/recorddocuments/bill/23RS/sb94/bill.pdf>

### Senate Bill 110

This bill does the following:

- It expands KRS 314.091 to include as reportable violations being listed on the adult caregiver misconduct registry and substantiated finding or a judicial finding of the abuse or neglect of a child;
- It reinstates the limiting language in KRS 314.101 to allow licensed nurses from another state who are in the state on a non-routine basis to practice as a nurse, but not to exceed seven days;
- Amends KRS 314.121 to remove congressional district requirements, but to limit the nurse educators on the Kentucky Board of Nursing from three to six;
- Creates a new statute in KRS Chapter 314 mandating that the Board promulgate regulations educational and training requirements to certify medication aides to practice in long-term care facilities; and
- Creates categories for assisted living communities and levels of resident care, and authorizes the Office of the Inspector General to promulgate regulations regarding licensing classifications within those categories and standards to help ensure the health, safety, and well-being of residents.

SB 110 was signed by the Governor on March 22, 2023, and will go into effect on or about July 1, 2023. The full bill may be found at:

<https://apps.legislature.ky.gov/recorddocuments/bill/23RS/sb110/bill.pdf>

### Administrative Regulations

201 KAR 20:360

This administrative regulation establishes standards for continuing approval and periodic evaluation of prelicensure registered nursing and licensed practical nursing programs. The proposed amendments:

- Update and simplify the Annual Report to align with the reporting required by the National Council of State Boards of Nursing (NCSBN); and
- Amend the regulation to state that

graduation rates calculations are to be based on on-time graduations, but provides exclusions for students who have left the program of nursing due to documented extenuating circumstances.

The revised Annual Report was reviewed and recommended by the Education Committee to the full Board on March 10, 2022.

- On June 16, 2022, the Board reviewed the recommended changes, and accepted them, but for questions regarding the graduation rate calculation.
- On September 15, 2022, the Education Committee formed a workgroup to review potential changes to the graduation rate calculation.
- On December 9, 2022, the workgroup met and these changes were reviewed and recommended to the Education Committee.
- On January 19, 2023, the Education Committee reviewed the changes and recommended they be presented to the full Board.
- On January 30, 2023, the full Board held a special meeting and approved the amendments to the graduation rate calculation and counsel noted that the Annual Report had been previously approved.
- On February 10, 2023, the revisions to the Annual report and the amendments regarding the graduation rate were filed with the LRC for consideration by the General Assembly.
- A public hearing date has been tentatively set for April 24, 2023 and the comment period is scheduled to end on April 30, 2023.

Continued on page 24>>

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### 201 KAR 20:370

This administrative regulation governs applications and the applications are included as material incorporated by reference (MIR).

- On September 15, 2022, the Governance Committee considered and recommended changes to initial applications for licensure.
- On October 20, 2022, the full Board approved the changes.
- On November 9, 2022, Board staff filed the regulation and the MIR with the LRC regulations compiler.
- A public hearing date was tentatively set for January 24, 2023, but a hearing was not requested.
- The comment period ended on January 31, 2023.
- On February 14, 2023, the Administrative Regulation Review Subcommittee (ARRS) considered and passed the regulation.
- The Senate and House Standing Committees on Health Services each considered and passed the regulation on March 8, 2023, and March 9, 2023, respectively.

### 201 KAR 20:390

This administrative regulation establishes standards for the Nursing Incentive Scholarship Fund (NISF) The proposed amendments:

- 1) Revise the criteria for NISF awards to include prelicensure applicants; and
- 2) Update the NISF application included as MIR to conform with the online process.

- On July 22, 2022, the Board held a special meeting and approved the changes to the NISF Application.
- On October 20, 2022, the Board considered revising the NISF award criteria.
- A workgroup was formed and reviewed the changes to the graduation rate calculation on December 9, 2022, and these changes were reviewed and recommended to the full Board by the Education Committee on January 19, 2023.
- On January 30, 2023, the full Board held a special meeting and reviewed and approved the award criteria and revised application.
- On February 10, 2023, the revisions regarding the application and the applicant criteria for NISF awards were filed with the LRC for consideration by the General Assembly.
- A public hearing date has been tentatively set for April 24, 2023 and the comment period is scheduled to end on April 30, 2023.

### 201 KAR 20:411

This administrative regulation establishes the Sexual Assault Nurse Examiner (SANE) Program standards and credential requirements. The proposed amendment updates the SANE Application for Credential included as MIR.

- The Board considered these changes and approved the amendments on December 15, 2022.
- On January 11, 2023, the regulation was filed with the LRC for consideration by the General Assembly.
- A public hearing date was tentatively set for March 22, 2023, but a hearing was not requested. The comment period



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ended on March 31, 2023 and no comments were received.

- On April 11, 2023, the ARRS considered and passed the regulation.

#### 201 KAR 20:472

This administrative regulation establishes the Dialysis Technician (DT) standards for the initial approval for dialysis technician training programs. On November 3, 2022, the DT Council met and recommended:

- 1) Amending the list of national credentialing agencies to remove the National Association of Nephrology Technicians/Technologists, because it no longer exists; and
  - 2) Cleaning up and directing references to the certifying national organizations into the list within this regulation.
- The Practice Committee considered these changes on November 18, 2022, and recommended them to the full Board.
  - The Board considered these changes and approved the amendments on December 15, 2022.
  - On January 11, 2023, the regulation was filed with the LRC for consideration by the General Assembly.
  - A public hearing date was tentatively set for March 22, 2023, but a hearing was not requested. The comment period ended on March 31, 2023 and no comments were received.
  - On April 11, 2023, the ARRS considered and passed the regulation.

#### 201 KAR 20:476

This administrative regulation establishes the DT credentialing requirements for initial credentialing, renewal, and reinstatement. On November 3, 2022, the DT Council met and recommended the following amendments:

- 1) The DT Applicant shall practice dialysis care under the supervision of a registered nurse, an advanced practice registered nurse, a physician, or a physician's assistant;
- 2) Cleaning up and directing references to the certifying national organizations into the list within 201 KAR 20:472 Section 5;
- 3) Providing that a DT Applicant shall be issued a provisional credential once, and it shall expire after 18 months; and
- 4) Provides for a path to credentialing for DTs whose credential has lapsed for more than one year, by allowing a provisional credential for 18 months, but that the path is only available once.

- The Practice Committee considered these changes on November 18, 2022, and recommended them to the full Board.
- The Board considered these changes and approved the amendments on December 15, 2022.
- On January 11, 2023, the

regulation was filed with the LRC for consideration by the General Assembly.

- A public hearing date was tentatively set for March 22, 2023, but a hearing was not requested. The comment period ended on March 31, 2023 and no comments were received.
- On April 11, 2023, the ARRS considered and passed the regulation.

#### 201 KAR 20:478

This administrative regulation establishes the DT scope of practice, discipline, and other miscellaneous requirements.

- On November 3, 2022, the DT Council met and recommended amending the scope of practice to include preparation and access to central venous catheters with 6-months training and experience.
- The Practice Committee considered these changes on November 18, 2022, and recommended them to the full Board.
- The Board considered these changes and approved the amendments on December 15, 2022.
- On January 11, 2023, the regulation was filed with the LRC for consideration by the General Assembly. A public hearing date was tentatively set for March 22, 2023, but a hearing was not requested. However, comments were received before the comment period ended on March 31, 2023. Board staff has filed an extension to allow the Board time to consider the comments.

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# SUMMARY OF BOARD ACTIONS

## BOARD MEETING – FEBRUARY 16, 2023

### STAFF RECOGNITION

KBN General Counsel, Jeff Prather, recognized Patricia Smith for 20 years of service at KBN.

### PRESIDENT'S REPORT

Audria Denker, KBN Board President, provided a brief report from the January 20, 2023 NCSBN President's Network Meeting, including the following highlights:

- APRN compact update – Kentucky was praised as a champion for this campaign initiative
- NCLEX NextGen update
- Using AI for remote proctoring – this will also be discussed at the March mid-year conference
- Review of national patient safety goals

Dr. Denker also announced that there are several open seats available for various NCSBN committees that Board members can join, if interested.

### FINANCIAL OFFICER'S REPORT

- It was moved and seconded to accept the financial officer's report (January financial summary), which was approved by acclamation.

### EXECUTIVE DIRECTOR'S REPORT

Kelly Jenkins, Executive Director, presented the Executive Director's report and included information on the following: Building; Operations [ORBS; EdVERA; workforce data; KBN apparel]; Professional Development; Social Media; Personnel; Training for Board Members

- It was moved and seconded to accept the Executive Director's report, which was approved by acclamation.

There was a question and a brief discussion about the transition from Oracle to ORBS.

### GENERAL COUNSEL'S REPORT

Jeff Prather, General Counsel, presented the General Counsel's Report. A brief legislative session report was also provided, which included an update on the following bills:

- » HB108 – APRN compact
- » SB94 – APRN prescribing
- » SB105 & HB200 – Healthcare investment fund

- It was moved and seconded to accept the General Counsel's report, which was approved by acclamation.

### CREDENTIALS REVIEW PANEL

- It was moved and seconded to accept the reports of the December 15, 2022, and January 19, 2023 Credentials Review Panel meetings, which were approved by acclamation.

### EDUCATION COMMITTEE

Education Committee Report – January 19, 2023

- It was moved and seconded to accept the January 19, 2023 Education Committee report, which was approved, as amended, by acclamation. The following committee recommendations were moved and seconded and were approved by acclamation after discussion and presentation of background materials:

#### Bellarmine University Adult Gerontology-Acute Care Nurse Practitioner Track Letter of Intent

- The Bellarmine University Adult Gerontology-Acute Care Nurse Practitioner Track Letter of Intent be approved. Additionally, the University's intent to establish an Adult Gerontology Track and an Acute Care Nurse Practitioner track also be approved.

#### Spalding University Program Proposal – PMHNP Track

- The Spalding University Program Proposal – PMHNP Track be approved.

#### ATA College ASN Program Site Visit Report

- ATA College of Nursing to remain on initial status until requirements are met with quarterly progress reports providing supportive evidence concerning the program's progress in fulfilling the Requirements to be Met, to be submitted beginning May 2023.

#### Galen College of Nursing PN Program – Pikeville Campus Letter of Intent

- The Galen College of Nursing PN Program – Pikeville Campus Letter of Intent be deferred to the March Education Committee meeting to allow for public comments, which will be

reviewed and discussed at the March meeting.

#### Galen College of Nursing ASN (Bridge) Program – Pikeville Campus Letter of Intent

- The Galen College of Nursing ASN (Bridge) Program – Pikeville Campus Letter of Intent be deferred to the March Education Committee meeting to allow for public comments, which will be reviewed and discussed at the March meeting.

#### Gateway Community and Technical College ASN Program Site Visit Report

- The Gateway Community and Technical College ASN Program of Nursing be granted continued Program Approval Status, with quarterly progress reports providing supportive evidence concerning the program's progress in fulfilling the Requirements to be Met, to be submitted beginning March 30, 2023, and a follow-up site visit within 1 year from the last one (Oct 2022).

#### Southeast Community and Technical College PN Program – Cumberland Campus Site Visit Report

- The November 8-10, 2022 Site Visit Report from Southeast Community and Technical College PN Program – Cumberland Campus be deferred to the March Education Committee meeting, and requested that Southeast CTC provide the following information to be included in the materials for the March meeting:

- » An update on staffing and faculty recruitment
- » 2022 outcomes

#### Southeast Community and Technical College PN Program – Request for Exemption

- The Southeast Community and Technical College PN Program – Request for Exemption be deferred to the March Education Committee meeting.

#### LMU BSN Program – Lexington Campus Letter of Intent

- After a review of the meeting materials, the regulation, and advice from KBN General Counsel, the following Board recommendation was moved, seconded and approved by acclamation:

The LMU BSN Program – Lexington Campus Letter of Intent be referred back to the Education Committee for a hearing.

## PRACTICE COMMITTEE

Practice Committee January 20, 2023 Report

- It was moved and seconded to accept the January 20, 2023 Practice Committee report, which was approved by acclamation. The following committee recommendations were moved and seconded and were approved by acclamation after discussion and presentation of background materials:

October 2012 Advisory Opinion on

Dispensing Medication to Inmates

- The October 2012 advisory opinion on dispensing medications to inmates be rescinded, AND;
- It is within the scope of practice for nurses practicing in a correctional facility to provide patient specific medications to incarcerated patients who have a current prescription upon their release. This should be performed in accordance with facility policies and procedures.

Scope of Practice of Nurses in the

Performance of Safety Checks/Searches

- A safety search of a patient is within the scope of practice for the nurse, when clinically indicated. A safety search should be conducted per facility policy and when there is an inherent risk to the patient, staff, or the public safety. Appropriate clinical judgment, justification, and professionalism should be used to ensure an environment of safety for the patient, staff, and the public while maintaining the patient's dignity and privacy.
- The act of a safety search may be uncomfortable for the patient and the nurse should strive to maintain a therapeutic environment by explaining to the patient why the safety search is warranted.
- When possible, the decision to perform a safety search should be determined by the multi-disciplinary team and performed by two staff members. A nurse who performs a safety search should be educationally prepared and clinically competent to perform the task.
- After the safety search has been completed, the patient should be offered a debriefing to support the nurse-patient relationship.

Continued on page 28>>

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### ADVANCED PRACTICE REGISTERED NURSE COUNCIL

Advanced Practice Registered Nurse (APRN) Council February 1, 2023 Report

- It was moved and seconded to accept the February 1, 2023 APRN Council report, which was approved by acclamation. The following committee recommendations were moved and seconded and were approved by acclamation after discussion and presentation of background materials:

Scope of Practice for APRNs in the Performance of X-Ray Procedures and Operating Mobile X-Ray Equipment

- The February 2017 advisory opinion:
- The performance of limited X-ray procedures and operating mobile x-ray equipment is within the scope of advanced practice registered nursing practice, for the APRN who is educationally prepared and clinically competent, in the performance of X-ray procedures and operation of mobile

X-ray equipment, and the previously issued opinion that the performance of limited X-ray procedures and operating mobile X-ray equipment is not within the scope of registered nursing practice nor within the scope of licensed practical nursing practice, be reaffirmed.

### GOVERNANCE COMMITTEE

- It was moved and seconded to accept the January 19, 2023 Governance Committee report, which was approved by acclamation.

### ACTION ON LICENSES

- It was moved and seconded that 13 orders, with no exceptions filed, discussed in closed session be adopted, which were approved by acclamation.
- It was moved and seconded that two (2) orders, with exceptions filed, discussed in closed session be adopted, which were approved by acclamation.

### PERSONNEL ACTIONS

- It was moved and seconded that the Board accept the staff changes that were discussed in closed session which were accepted by acclamation.

### HEARING TRANSCRIPT

A copy of the transcript from the following hearing was provided for information only:

- Carter, Brittany – Condensed

### INFORMATION/ANNOUNCEMENTS

Other

The following items were provided for information only:

- KBN organizational chart, updated February 7, 2023
- 2023 KBN Revised Meeting Calendar
  - » Note: the April 19, 2023 APRN Council Meeting has been changed to May 3, 2023 at 3:00 pm

# SUMMARY OF BOARD ACTIONS SPECIAL BOARD MEEETING – JANUARY 30, 2023

### NEW BUSINESS

#### 1. Consideration of Proposed Regulation Changes

#### 201 KAR 20:390 – Nursing Incentive Scholarship Fund

KBN General Counsel, Jeff Prather, outlined the proposed changes to 201 KAR 20:390.

- It was moved and seconded to accept the proposed changes to 201 KAR 20:390 as written.

#### Nursing Incentive Scholarship Fund (NISF) Application

KBN General Counsel, Jeff Prather, outlined the proposed changes to the NISF application.

- It was moved and seconded to accept the proposed changes to the NISF Application as written.

#### 201 KAR 20:360 – Continuing Approval and Periodic Evaluation of Prelicensure Registered Nursing and Licensed Practical Nursing Programs

KBN General Counsel, Jeff Prather, outlined the proposed changes to 201 KAR 20:360.

- It was moved and seconded to accept the proposed changes to 201 KAR 20:360 as written.

### Mark Your Calendar – Upcoming Education Meetings

10:30 a.m. Wednesday, May 10, via Zoom  
EDvera Training Session #3

10 a.m. Thursday, May 11, via Zoom  
(Rescheduled from April 21)  
Prelicensure Town Hall Forum

Noon Thursday, May 11, via Zoom  
(Rescheduled from April 21)  
APRN Town Hall Forum

Noon-1 p.m. Tuesday, May 23, via Zoom  
APRN Faculty Essentials

Monday, May 29  
Memorial Day – KBN Office Closed

9 a.m. Friday, June 16, via Zoom  
Prelicensure Faculty Essentials  
Registration is required via the Faculty Essentials Registration Form  
For information email [kbn.education@ky.gov](mailto:kbn.education@ky.gov)

Tuesday, July 4  
Independence Day – KBN Office Closed

\*Note: all times EDT unless otherwise noted

### OTHER

#### Informational

KBN General Counsel, Jeff Prather, and KBN Executive Director, Kelly Jenkins provided an explanation and update on Operation Nightingale, an investigation of programs of nursing being conducted by the FBI.



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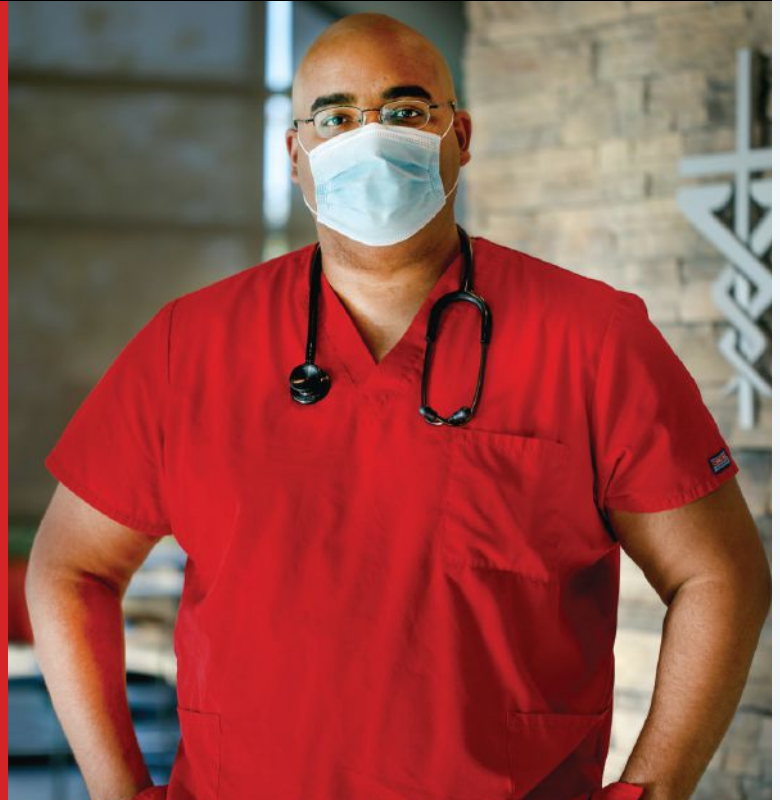
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# Disciplinary Actions

Since the publication of the last edition of the KBN Connection, the Board has taken the following actions related to disciplinary matters as authorized by the Kentucky Nursing Laws (KRS) Chapter 314. A report that contains a more extensive list of disciplinary actions is available on the KBN website <https://kbn.ky.gov/General/Documents/discipline.pdf>. Licensure status of licensees against whom temporary action has been taken may have changed since data collection and publication. Please visit the Online Validation section of the Board's website <https://secure.kentucky.gov/kbn/bulkvalidation/basic.aspx> to confirm current licensure status of individual nurses.

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<b>IMPOSTER</b>			
Fuller, Trevecca Michelle Walters		Nicholasville, KY	Eff. .... 2/8/23
<b>IMMEDIATE TEMPORARY SUSPENSION OF LICENSE/CREDENTIAL</b>			
Agyiri, Diana	RN License 1164757; LPN License 2053896	Burlington, NJ	Eff. .... 2/7/23
Bout, Aleethia Charie	RN License 1133411	Lexington, KY	Eff. .... 3/14/23
Chavez, Andrea Hinojoza	RN License 1177659	Auburn, KY	Eff. .... 2/28/23
Coots, Mekisha Almada	LPN License 2033061	Manchester, KY	Eff. .... 2/28/23
Dessify, Rachel Ann	RN License 1149283	Louisville, KY	Eff. .... 2/28/23
Donathan, Alma L.	LPN License 2024648	Jeffersonville, KY	Eff. .... 3/28/23
Higdon, Donna	RN License 1069114	Roundhill, KY	Eff. .... 3/29/23
Miller, April	RN License 1141561	Florence, KY	Eff. .... 2/16/23
Napier, Tina L.	LPN License 2039276	Huddy, KY	Eff. .... 3/10/23
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Lappin, Kristina C.	FL RN License 9389305	Pace, FL	Eff. .... 3/23/23
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Goins, Stephanie Danielle	RN License 1127444; APRN License 3008514	Covington, KY	Eff. .... 2/16/23
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Lewallen, Ashley	RN Applicant by Examination	Louisville, KY	Eff. .... 2/14/23
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Burrack, Jessi R.	RN License 1180428	Harlan, KY	Eff. .... 1/18/23
Cheek, Alison Ingrid	RN License 1131620	Lexington, KY	Eff. .... 3/25/23
Chesser, Martin	RN License 1136440	Harrodsburg, KY	Eff. .... 3/23/23
Craig, Laura Anne	RN License 1119724	Florence, KY	Eff. .... 3/14/23
Elam, Courtney Renee	RN License 1117086; APRN License 3008162	West Liberty, KY	Eff. .... 1/30/23
Erb, Amanda Kaye	LPN License 2038515	Owensboro, KY	Eff. .... 2/16/23
Fox, Farrah Lynn	LPN License 2047661	Georgetown, KY	Eff. .... 2/14/23
Gross, Ashley	RN License 1143263	Corbin, KY	Eff. .... 3/7/23
Herndon, Colin E.	RN License 1161628	Eddyville, KY	Eff. .... 1/3/23
Honeycutt, Kari Renee	APRN License 3008068	Jellico, TN	Eff. .... 2/14/23
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Newsom, Cara	LPN License 2053989	Ashland, KY	Eff. .... 1/23/23
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Payton, Ashlee Dunn	RN License 1135477; LPN License 2046534	Vine Grove, KY	Eff. .... 1/6/23

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Planche Rodriguez, Elier	RN License 1179251	Louisville, KY	Eff. .... 1/27/23
Riley, Collette	RN License 1145892	Bardstown, KY	Eff. .... 1/6/23
Robertson, Sue Ann Maier	RN License 1102275; APRN License 3006902	Calhoun, KY	Eff. .... 1/18/23
Simpson, Angel Dawn Heflin	RN License 1096560	LaGrange, KY	Eff. .... 3/27/23
Smith, Michelle Annette Lauderdale	RN License 1104124	Paducah, KY	Eff. .... 3/7/23
Visbal, Shannon Hughes	RN License 1157035	Georgetown, KY	Eff. .... 2/13/23
Williams, Mollie L.	RN License 1074887	Louisville, KY	Eff. .... 3/15/23

**CONSENT DECREES ENTERED FISCAL YEAR TO DATE**

Imposition of civil penalty for practice without a current active license or temporary work permit	15	Imposition of civil penalty for falsification of an application for licensure	46
Imposition of civil penalty for failure to meet mandatory continuing education requirement	86	Imposition of civil penalty for a positive drug screen	9
Imposition of civil penalty for a practice issue	39		

**DID YOU KNOW...**

**Not having a current email or mailing address on file with KBN is a violation of state law?**

According to Kentucky Revised Statutes (KRS) 314.107 “Any person licensed by the board shall maintain a current mailing address and an electronic mailing address with the board and immediately notify the board in writing of a change of mailing address or electronic mailing address.” See also, Kentucky Administrative Regulations 201 KAR 20:085, Section 4. In fact, not having an email or mailing address on file with KBN is a violation of these nursing laws. See KRS 314.091(1)(j and l). However, the email address provided is not subject to open records.

Name and address changes must now be submitted through the Board’s new Optimal Regulatory Board System (ORBS) cloud-based license management Nurse Portal. KBN encourages individuals licensed, credentialed or certified through KBN to not delay in setting up an account, as without an active account **you will also not receive messages, updates or renewal notices from KBN or be able to conduct other business with the Board online.** Direct communications through ORBS will also include updates to current laws and regulations, urgent notices, and the latest issue of KBN’s quarterly magazine, *KBN Connection*.

For more about how to update your email or mailing address, see <https://kbn.ky.gov/General/Pages/Name-Change-and-Address-Change.aspx>

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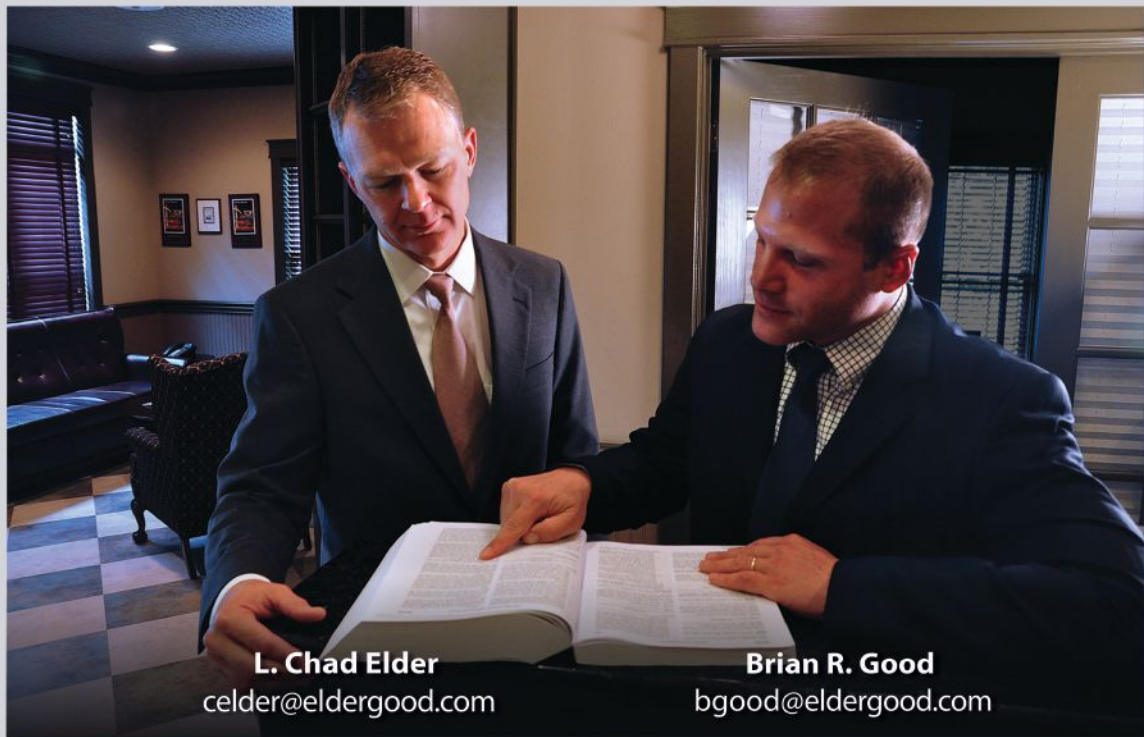
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# A Note About License Numbering in the New ORBS Online Platform

Please be aware that a new licensing/credentialing/certification numbering system is now in effect with KBN's recent transition to the Optimal Regulatory Board System (ORBS) online license management platform in late March.

ORBS is a proprietary software developed by the National Council of State Boards of Nursing (NCSBN), offered free to state regulatory boards, which makes it easier for all of the participating jurisdictions signed onto the Nurse Licensure Compact to track license status and discipline across multiple states. The new numbering system is a feature of this shared platform.

As of March 20, all NEW licenses, credentials and certifications issued by KBN (including provisional and temporary licenses) will be a 7-digit number starting with the number 4, and these will be the license/credential/certification number for all subsequent licenses/credentials/certifications issued by KBN.

**All numbers issued PRIOR to ORBS implementation will remain the same.** Even if an individual's RN license has been lapsed since 2006, they will still keep that same license number when they reinstate.

Continued on page 38>>

## Primary Source Board of Nursing Report Summary for JOHN DOE

For a more accurate search, select "Search by License Number" or "Search by NCSBN ID" above. Partial name searches are accepted.

This report is not sufficient when applying to another board of nursing for licensure. Use the following Nurse License Verification service (<https://www.nursys.com/NLV/NLVTerms.aspx>) to request the required verification of licensure.

Contact the National Council of State Boards of Nursing (<https://www.ncsbn.org/contact-bon.htm>) for details about the Nurse Practice Act.

### Board of Nursing - Temporary and Permanent (Post Exam) Licenses

Name on License	Board of Nursing - License Type	License Number	License Status	Original Issue Date	Current Expiration Date	Compact Status	Discipline
DOE, JOHN	RN	4000123	Active	08/01/2025	10/31/2026	Multistate	NO

Name on License	Board of Nursing - License Type	License	License Status	Original Issue Date	Current Expiration Date	Compact Status	Discipline
DOE, JOHN	APRN-CNP	4000123	Active-APRN KYRN	05/01/2027	10/31/2028	N/A	NO

Name on License	Board of Nursing - License Type	License Number	License Status	Original Issue Date	Current Expiration Date	Compact Status	Discipline
DOE, JOHN	SRNA Certification	5012345	Lapsed	03/31/2022	03/31/2026	N/A	NO

### Board of Nursing - Grad Permits (Pre Exam)

Name on License	Board of Nursing - License Type	License Number	License Status	Original Issue Date	Current Expiration Date	Compact Status	Discipline
DOE, JOHN	RN	4000123	Lapsed	06/28/2025	08/01/2025	N/A	NO

#### Primary Source Board of Nursing Messages & Notifications

- This Provisional License is issued until the applicant meets all of the licensure requirements for a permanent license.

### Nurse Licensure Compact (NLC) information

- Multistate licensure privilege:** Authority to practice as a licensed nurse in a remote state under the current license issued by the individual's home state provided both states are party to the Nurse Licensure Compact and the privilege is not otherwise restricted.
- Single state license:** A license issued by a state board of nursing that authorizes practice only in the state of issuance.
- More information about the Nurse Licensure Compact (NLC) (<https://www.ncsbn.org/nurse-licensure-compact.htm>)











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Previously, the first digit of a KBN-issued license number depended on the type of license/certification/credential being issued. RN licenses began with 1, LPN licenses began with 2, APRN licenses with 3, state registered nurse aide (SRNA) certifications with 5, dialysis technician credentials with 8, licensed certified professional midwives (LCPM) licenses with 9, and sexual assault nurse examiner (SANE) credentials with 1-788.

Now, if Jane Doe was issued her LPN license in January 2023 with license number 2109876, this will always remain her LPN license number. If she then applies for her RN license in May 2024 through the ORBS platform, she will additionally be issued a different number for her RN license starting with the number 4. This latter number will

then be used for any subsequent license/credential/certification or renewal.

If John Doe is issued an SRNA credential in July with the number 40000123, that number would remain the same even if later he is issued a provisional RN license, once he passes the NCLEX, and again if in the future he is issued an APRN license.

The KBN License Verification Portal is available to validate all licenses, credential and certification types issued by KBN (including provisional and temporary licenses), and the portal differentiates between license types and expiration dates. For example, John Doe's verification page would look like the sample on page 36.



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