

Nevada State Board of **NURSING**

MINUTES OF THE ADVANCED PRACTICE ADVISORY COMMITTEE November 8, 2011

The meeting of the Nevada State Board of Nursing Advanced Practice Advisory Committee was called to order by Debra Scott, MSN, RN, FRE, Executive Director, Chair, at 3:00 p.m. via videoconference at the Board of Nursing, 5011 Meadowood Mall Way, #300, Reno, Nevada, 89502 and the Board of Nursing, 2500 W. Sahara, #207, Las Vegas, Nevada, 89102.

CALL TO ORDER **MEMBERS PRESENT**

Debra Scott, MSN, RN, FRE, Executive Director, Chair
Doreen Begley, MS, RN, Board Liaison
Susan VanBeuge, DNP, APN, FNP-BC
Josh Hamilton, DNP, RN-C, FNP-C, MHNP-BC, CNE
Gregory L. Peistrup, MSN, RN, APN, FNP-C, CFRN, CEN, EMS-RN
Arthur C. Savignac, CRNA, MHS (via teleconference)
Kate Sheppard, PhD, RN, APN-BC (via teleconference)
Matthew Khan, MSN, FNP-BC, APN
Joy Reineck, CNM, MS

OTHERS PRESENT

Fred Olmstead, General Counsel
Patty Shutt, LPN, Site Operations Supervisor
Jeanette Belz, Nevada Psychiatric Association
Ashley Blakeley, Edison State College, BSN student
Greg Kronenberg (via teleconference)
Ryan Bauman, Fisher Consulting
Diane McGinnis, AANP/AHAT
Susan Fisher, NAPSPAC
Amber Joiner, NSMA
Dean Polce, NSSA
Cheryl Brousserd
Mary Powers
Jeanine Swygman
V. C. Smith

CALL TO ORDER: The meeting was called to order at 3:00 p.m. by D. Scott, committee chair.

PUBLIC COMMENTS: F. Olmstead reported that the Board is actively involved in making regulation changes in several sections of the NAC. He reviewed the process for regulation promulgation and invited those in attendance to be active in the process. Public workshops are planned for December 21, 2011, and a Public Hearing is planned for January 10, 2012.

D. Scott highlighted several items for public comment, including:

- an article entitled, *When the Nurse Wants to be Called "Doctor"*
- a news release from the American Nurses Association entitled, *ANA Calls Iowa Decision a Setback for Patients* regarding fluoroscopy

- information received from Purdue Pharma L.P. regarding a new drug application for Butrans (buprenorphine)
- an email from Nevada Hospital Association regarding CMS proposing several changes to allow APNs and PAs to serve in an expanded role, e.g. to order medication for patients, as well as document and sign-off on those medications

A. APPROVAL OF MINUTES: It was moved and seconded to approve the minutes of the August 9, 2011 meeting as written.

B. OLD BUSINESS

1. Report from the September 2011 Board meeting: D. Scott reported the highlights of the September 2011 Board meeting.
2. Review, discussion and action regarding the use of Summary of Physician Orders for Scope of Treatment (SPOST) forms: D. Scott presented this agenda item. The SPOST form may be filled out by any “care provider” including, but not limited to a nurse, a CNA, a social worker or APN, but the physician must complete Section C, Physician Signature.
3. Review, discussion and action regarding the role of the CRNA utilizing fluoroscopy in pain management procedures: F. Olmstead presented this agenda item. There is facility law that only allows physicians to utilize fluoroscopy. The NSBN may not waive the law to allow CRNAs to utilize fluoroscopy. There were some temporary regulatory changes that were made to the law; however, those changes did not address other providers utilizing fluoroscopy. D. Scott referred Greg Kronenberg, also on teleconference during the meeting, to contact Tracy Green, Nevada’s State Health Officer, for further information about the process to change the law.
4. Review, discussion and action regarding the use of the title “Dr.”: F. Olmstead presented a draft Advisory Opinion which was written in response to a request by the committee at the last APNAC meeting. The majority of the APNAC members were not in support of going forward with the Opinion. There was discussion that it is always the nurse’s responsibility to clearly communicate her role as an APN to a patient at the onset of the patient/nurse relationship and through ongoing credential display and nametag designation. Further discussion ensued which considered the role of the NSBN in directing practitioners in how they should address their patients. It was moved and seconded to reject the proposed Advisory Opinion, and the motion carried.

C. NEW BUSINESS

1. Orientation of new committee members: D. Scott reviewed the orientation materials for the newest member, Matthew Khan, highlighting expectations for both the committee members and for the Board. All members welcomed Matthew to the committee.
2. Legislative update: Information about the upcoming Regulatory Workshops and Hearings were discussed under Public Comment.
3. Review and discussion regarding Federal Supremacy and nursing scope of practice: Mary Powers, VA Quality Manager and Jeanine Swygman, VA Urgent Care Nurse Practitioner, reviewed a Memorandum from the General Counsel of the Department of Veterans Affairs dated May 23, 2011, which outlines the Federal Government’s Federal Supremacy and Nursing Scope of Practice stance on APRNs who practice in the VA national health care system. M. Powers and J. Swygman inquired as to what the NSBN’s stance would be if all APRNs in the VA system, even though they were licensed and certified in Nevada, were to work under the scope of practice as developed by the Department of Veterans Affairs. F. Olmstead, NSBN General Counsel, stated that it is

clear that the VA has the authority to establish qualifications for and regulate the professional conduct of its health care practitioners.

4. Review, discussion and action regarding APN's scope of practice relating to:
 - Removing chest tubes following cardiac surgery
 - Removing epicardial pacing wires
 - Removing thorocostomy tubes
 - Removing intra-aortic balloon pump

The committee members discussed this agenda item and came to the conclusion that if the APN is trained and competent to perform the above tasks, the APN may perform those tasks as long as they are outlined in his protocols and there is a physician immediately available.

5. Review, discussion and action regarding the role of the APN during conscious sedation for procedures in an outpatient facility with and/or without a physician present: Discussion ensued around the role of the APN during conscious sedation. The question was posed to the committee whether or not the APN could supervise conscious sedation while a physician is "in the building" and immediately available if needed. The committee and guests who discussed the practice agreed that the physician does not need to be "in the room" although the APN and RN who are doing the procedure and performing the conscious sedation must follow the guidelines of the Board's practice decision, "The Role of the RN in Conscious Sedation."
6. Review, discussion and action regarding APNs performing ultrasounds: The committee members agreed that it is within the scope of practice for APNs to perform ultrasounds as long as the procedure is addressed in the APN/physician protocols. The APN must be trained and competent to perform the ultrasounds.

D. RECOMMENDATIONS FOR AGENDA ITEMS FOR THE NEXT MEETING: The committee members suggested that the next meeting's agenda include a discussion on the role of the APN in supervising and delegating to medical assistants.

ADJOURNMENT: The meeting was adjourned at 4:50 p.m.