

**VIRGINIA BOARD OF NURSING  
COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE  
MINUTES  
April 17, 2013**

**TIME AND PLACE:** The meeting of the Committee of the Joint Boards of Nursing and Medicine was convened at 9:07 A.M., in Conference Board Room 2, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**MEMBERS PRESENT:** Patricia M. Selig, RN, FNP, PhD, Chairperson  
Allison Gregory, RN, FNP-BC  
Louise D. Hartz, Citizen Member  
Robert Hickman, MD  
Wayne Reynolds, DO

**MEMBERS ABSENT:** Claudette Dalton, MD

**STAFF PRESENT:** Jay P. Douglas, RN, MSM, CSAC, Executive Director, Board of Nursing  
William Harp, MD, Executive Director, Board of Medicine  
Gloria D. Mitchell, RN, MSN, MBA, Deputy Executive Director, BON  
Arne Owens, Chief Deputy Director, DHP  
Elaine Yeatts, Senior Policy Analyst, DHP  
Charlotte Creed, Office Manager, BON  
Darlene Graham, Senior Discipline Specialist, BON

**ADVISORY COMMITTEE MEMBERS PRESENT:**

Joseph Borzelleca Jr., MD, MPH  
Carola Bruflat, MSN, WHNP, FNP  
Wendy Dotson, CNM, MSN  
Mary Duggan, MS, ACNP-BC  
Thomas Pajewski, PhD, MD  
Tom Watters, RN, CRNA

**ADVISORY COMMITTEE MEMBERS ABSENT:**

Carlton Everhart, MD, FAAFP  
Ranjit Pullarkat, MD

**OTHERS PRESENT:** Howard M. Casway, Senior Assistant Attorney General.

**ESTABLISHMENT OF A QUORUM:** With five (5) members of the Committee present, a quorum was established.

**INTRODUCTIONS:** Committee members, Advisory Committee members, staff members, and individuals observing the meeting introduced themselves.

ORDERING OF  
AGENDA:

Dr. Selig reviewed and ordered the agenda.

REVIEW OF  
MINUTES:

The minutes of the business meeting, June 13, 2012, are accepted as entered.

PUBLIC COMMENT:

None

NEW BUSINESS:

**Report on Attendance at NCSBN Advanced Practice Registered Nurse (APRN) Roundtable**

Dr. Selig provided an overview of the meeting and discussed the APRN Compact Agreement being developed. Dr. Selig informed the Committee that an update on progress towards implementation of the Consensus Model in all states was discussed. Segments of the conference will be posted on the NCSBN web-site.

**NCSBN Mid-year meeting Report Advanced Practice Nursing Issues**

Ms. Douglas provided an overview and discussed issues related to grandfathering provisions NCSBN Model Act and Rules, Veterans Affairs implementation of APRN Consensus Model, NCSBN map of states level of conformance with APRN Consensus Model, for which the NCSBN provides information on how states are categorized on their web-site, and APRN Compact which is based on the APRN's state of residency.

**Review of Nurse Practitioner Regulations and comment on regulations related to the Governors Regulatory Reform & Status of Regulatory Activity**

Ms. Yeatts reviewed the regulatory actions regarding 18VAC90-30-10 et seq. Regulations Governing the Licensure of Nurse Practitioners and 18VAC90-40-10 et seq. Regulations for Prescriptive Authority for Nurse Practitioners and advised that no approval has been received from the Governor's office on these regulations. Ms. Yeatts questioned if there were any changes or amendments to these regulations.

The Committee reviewed public comments received with the majority coming from CNM's that addressed opposition to HB346.

Ms. Hartz moved to adopt the emergency regulations and that the regulations continue in the process without further changes or amendments. The motion was seconded and carried unanimously.

**90-11 Joint Board Guidance Document Review**

Ms. Yeatts provided a copy of Guidance Document 90-11 to be reviewed for consistency with changes adopted in HB346 (2012). The word "protocol" was replaced with "practice agreement".

Ms. Gregory moved to accept the guidance document with changes as presented. The motion was seconded and carried unanimously.

### **2013 Legislative Actions affecting Nurse Practitioners**

Ms. Yeatts provided an overview on the Report of the 2013 General Assembly and the status of House Bills.

Dr. Harp discussed HB1933 Lyme Disease and informed he was planning to send a mailing to Nurse Practitioners.

Dr. Harp advised of the Ad-hoc committee consisting of members from the Board of Medicine and the Board of Pharmacy to address changes in the law regarding the collaborative agreement between Pharmacists and Prescribers. Dr. Selig expressed concern and requested that a Nurse Practitioner be represented on the committee.

### **NCSBN Report of Certification Alignment with Consensus Model**

Ms. Douglas reviewed the report and discussed its' impact on licensees to ensure the education, accreditation, certification, licensure and practice requirements for APRN's are the same throughout the country. Ms. Douglas suggested that categories of Nurse Practitioners would need to be aligned with national certification exams in the future.

### **BON staff operations report on implementation of HB346**

Ms. Creed discussed issues that have impacted the BON since implementation of this law in 2012. Further discussion occurred of ways to improve the communication to the licensees as well as employers. The main issue identified was that the BON is still receiving practice agreements and because new regulations are not approved, there is a lot of confusion. Currently the BON sends a written letter to licensees notifying them of the new change in process when practice agreements are received. Other suggestions were made to improve upon communication to the public to include a mailing to all Nurse Practitioners and posting a PowerPoint presentation.

### **National Association Boards of Pharmacies letter regarding DEA and CRNA's**

A copy of the letter was provided to the Committee and Advisory Board members. Mr. Watters advised that CRNA's are aware that registration is required with the proper Board of Pharmacy or DEA to administer, dispense, or prescribe controlled substances.

**Consideration of Agency Subordinate Recommendation:**

**Lisa Napier, RN, LNP 0001-124224/0017-139188/0024-166144**

**CLOSED SESSION:**

Ms. Hartz moved that the Committee of Joint Boards of Nursing and Medicine convene a closed session meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia at 11:20 a.m., for the purpose of consideration of the agency subordinate recommendation. Additionally, Ms. Hartz moved that Ms. Douglas, Ms. Mitchell, and Mr. Casway attend the closed meeting as their presence will aid the Board in its' deliberations.

The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 11:23 a.m.

Ms. Hartz moved that the Committee of the Joint Boards of Nursing and Medicine certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Dr. Reynolds moved to accept the agency subordinate recommendation.

The motion was seconded and carried unanimously.

**ADJOURNMENT:**

The meeting was adjourned at 11:25 a.m.

---

Gloria D. Mitchell, RN, MSN, MBA  
Deputy Executive Director