

The Florida

# Board of Nursing

## Long Range Policy Planning Meeting Minutes

**June 5, 2020 2:20 p.m.**

**Meet Me #:**

888-585-9008

**Participation Code:**

275-112-502



**Deborah McKeen, CD-LPN, BS**  
Chair

**Diana Forst, BA, RN**  
Vice Chair

**Joe Baker, Jr.**  
Executive Director

## Call to Order

The meeting was called to order by the Board Chair, Ms. McKeen at 2:21 p.m.

## I. Roll Call

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### **Board Members:**

Deborah McKeen, CD-LPN, BS – Chair  
Diana Forst BA, RN – Vice Chair  
Kathryn L. Whitson, MSN, RN  
Jody Bryant Newman, EdD, EdS, Consumer  
Lori Desmond, MSN, RN, NE-BC  
Heather Baumwald, Consumer  
Francine Paschall, MBA, DNP, RN, CENP  
Mary Julie Talmadge, DNP, APRN

### Absent:

Derrick C. Glymph, DNAP, CRNA, APRN, COL, AN, USAR- Excused

### **Attorneys:**

Deborah Loucks, Senior Assistant Attorney General  
John Fricke, Assistant Attorney General  
Matthew Witters, Chief Legal Counsel

### **Board Staff:**

Joe Baker, Jr., Executive Director  
Melissa Passett, Program Operations Administrator  
Nicole Benson, Program Operations Administrator  
Sherri Sutton-Johnson, DrPH, MSN, RN, CCHW, Director of Nursing Education  
Angela Falls, BSN, RN, Nursing Education Consultant  
Aprille Alward, Regulatory Supervisor/Consultant  
Zoë McCook, Regulatory Specialist III

## A. Items for Discussion

1. Licensure Renewal Waivers for Probable Cause Panel Members- A motion was made by Whitson to request a waiver for CE and fee requirements for renewal for current and former board members serving on Probable Cause panels if there is a Department package for 2021. Motion passed with Newman in opposition.
2. Discussion of CNA Skills- Demonstration Exam- the board members requested board staff to discuss alternative options for clinical exam administration during their next scheduled call.
3. Updates to the Disciplinary Guidelines for Applicants- A motion was made by Paschall to approve. Motion passed unanimously.
4. Amend Applications and Rules – Related to HB115 and Section 456.0635, FS- A motion was made by McKeen to approve the proposed changes to questions related to HB 115. Motion passed unanimously.
  - a. A motion was made by McKeen to approve the proposed CNA Endorsement application. Motion passed unanimously. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.
  - b. A motion was made by McKeen to approve the proposed Nursing Examination application. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.
  - c. A motion was made by McKeen to approve the proposed Nursing Endorsement application. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.
5. Florida Center for Nursing Report- informational. Bob Harris present for discussion.

## B. 2020 Legislation Implementation

### 1. House Bill 607 - Direct Care Workers

A. Autonomous APRNs- Registration Form- A motion was made by McKeen to approve and open the rule for development. Motion passed unanimously. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.

#### B. Autonomous APRNs- Financial Responsibility

a. Must an Autonomous APRN have two sets of financial responsibility or would she/he only maintain the version found in S. 464.0123(4), FS? A motion was made by McKeen that only the Autonomous Financial Responsibility would be required. Motion passed unanimously. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.

b. Financial Responsibility Form for Autonomous APRNs- informational

C. Adverse Incident Reporting for APRNs- A motion was made by McKeen to approve. Motion passed unanimously. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.

D. Discussion of Practice Requirements- A motion was made by McKeen to define "Primary Care" to include health promotion, disease prevention, health maintenance, counselling, patient education, and diagnosis and treatment of acute and chronic illnesses in a variety of healthcare settings. Motion passed unanimously.

Cindy Parsons, DNP, APRN-BC, FAANP, and Michael Valenti, PhD, RN, president of the American Psychiatric Nurses Association, Florida Chapter, both commented on a written position statement which they had provided to the Board for inclusion

with the record of the discussion. Their association affirmed its position that Psychiatric-Mental Health APRNs are primary care providers.

Mary Thomas from the Florida Medical Association present and objected to including Psychiatric Mental Health Nurse Practitioners in autonomous practice.

E. Discussion of Rules

- a. Rule 64B9-14, FAC- Delegation to Unlicensed Assistive Personnel- no action taken
- b. Rule 64B9-15.002, FAC- Certified Nursing Assistant Authorized Duties- no action taken
- c. Rule 64B9-15.009, FAC- Disciplinary Guidelines- no action
- d. Rule 64B9-15.011, FAC- In-Service Training Requirements for CNAs- no action
- e. Rule 64B9-15.012, FAC- Standards for In-Service Training for CNAs- Board Counsel will bring proposed language back to the board in August.

Dr. Paschall left the meeting at 5:42 p.m.

F. Equivalency – APRNs as Faculty Teaching Differential Diagnosis and Pharmacology- A motion was made by McKeen to define equivalency to 3 graduate level hours as 45 CE hours in differential diagnosis and 45 hours in pharmacology offered by a board-approved provider or a national organization empowered to accredit nursing CE in the past 5 years. Motion passed unanimously.

**2. House Bill 713, Sections 19-22 - Health Regulation**

A. Updated Conviction Record Guidelines- A motion was made by Whitson to approve the proposed changes. Motion passed unanimously.

B. Application Updates- A motion was made by McKeen to approve. Motion passed unanimously. A motion was made by McKeen to acknowledge that the proposed amendment would not have an adverse effect on small businesses or likely directly or indirectly increase regulatory costs to any entity, including government, in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. Motion passed unanimously. A motion was made by McKeen that a violation of this rule would not constitute a minor violation. Motion passed unanimously.

**3. House Bill 743- Non-opioid Alternatives-** informational

**4. Senate Bill 1084, Section 4- Emotional Support Animals-** informational

**5. House Bill 81, Section 4- Health Care for Children-** informational

**6. Disciplinary Guidelines – Rules 64B9-8.006 and 64B9-15.009, FAC (Telehealth Providers)-** Board Counsel will bring proposed language back to the board in August.

### C. 2021 Proposed Legislation

1. Proposed language for Section 464.018(1)(e), FS – Disciplinary Actions- informational.  
Mr. Witters presented a proposed item for session in 2021.

2. Other recommendations

### D. General Discussion

## I. Adjournment

The meeting adjourned at 6:29 p.m.