

**BOARD OF NURSING
PRACTICE COMMITTEE**

Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor as required by Section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, April 4, 2013

Time: 8:30 a.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Members Present: Matthew Bishop, DNP, APRN, Practice Co-Chair
Amy Stone Murai, MS, APRN, Practice Co-Chair
Jaeda Elvenia, MS, RN

Staff Present: Lee Ann Teshima, Executive Officer ("EO")
Shari Wong, Deputy Attorney General ("DAG")
Lisa Kalani, Secretary

Guest: Denise Cohen, UHMC

Call to Order: Co-Chair Stone Murai called the meeting to order at 8:30 a.m.

Amendments to and Approval of the Agenda: There being no amendments, upon a motion by Co-Chair Bishop, seconded by Ms. Elvenia, it was voted on and unanimously carried to accept the agenda as circulated.

Approval of Minutes: Co-Chair Stone Murai called for a motion in regards to the minutes of the October 4, 2012 meeting.

There being no discussion, upon a motion by Co-Chair Bishop, seconded by Ms. Elvenia, it was voted on and unanimously carried to accept the minutes of the October 4, 2012 meeting as circulated.

Old Business: **APRN and APRN-Rx Applications – Status report**

The EO reported she is still working on the applications for APRN and APRN-Rx. The APRN and APRN-Rx applications will still be separate with no fee for the APRN-Rx application. The APRN-Rx non-controlled and controlled substance applications will be merged to one application. However, until the new applications are created, the current applications and instructions will remain the same and still be used and accepted.

Correspondence: **Nurses Dispensing Medications**

Email from Michelle Brooks

The Committee reviewed an email from Michelle Brooks regarding nurses or APRN dispensing medications from a Department of Health clinic. Ms. Brooks indicated that the providers of these clinics order the medications through a HRSA discounted pharmacy known as 340B. The clinicians see the clients and write prescriptions for take-home medications and the nursing staff then dispenses from the clinic stock.

Co-Chair Stone Murai stated when dispensing was removed from the rules, it created some unforeseen problems for title 10 clinics and federally qualified healthcare centers.

Ms. Cohen asked if she could address the Committee.

The Chair acknowledged Ms. Cohen who stated that many federally qualified community clinics on the neighbor islands, for example Lanai Clinic, are run by nurse practitioners. There is no pharmacy on site and the clinics serve the uninsured and under insured community. The drugs, which are mainly birth control pills and STD medications, are bought through the 340B program. Family planning clinics rely on APRN's heavily because of cost.

The EO asked if there is physician/medical director in charge of these clinics.

Ms. Cohen stated, yes there is an M.D. or D.O. medical director in charge of the clinics.

Co-Chair Stone Murai believes changes to the statutes need to be made to address this issue.

Co-Chair Bishop stated the Board needs to weigh the pros and cons of statute changes and see if this is something the Board wants to do. If the clinic cannot function without an M.D. or D.O. as its medical director, which under federal law allows the M.D. or D.O. to delegate an APRN to dispense, then there is not a need to change statutes at this time.

The EO stated she will check with the Department of Health to see if they have jurisdiction over these facilities. If they do, and there is a requirement that the director be an MD or DO, then the director, who is a licensed M.D. or D.O., can delegate to an APRN to act as their authorized agent pursuant to HRS 328 which addresses physician dispensing.

Co-Chair Stone Murai suggested deferring this discussion so the committee can review the federal and state regulations related to this issue.

Email from Denise Cohen

Ms. Cohen's email was related to Ms. Brooks email.

Email from Cecilia Mukai

Ms. Mukai's email included questions from Heather Hirata, FNP, Assistant Director for Medical Services, Student Health & Wellness Programs at the University of Hawaii at Hilo and requesting clarification from the Board.

Next Meeting: Thursday, June 6, 2013
8:30 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 3rd Floor
Honolulu, Hawaii 96813

Adjournment: There being no further business to discuss, the meeting was adjourned at 9:05 a.m.

Review and approved by:

Taken by:

/s/ Lee Ann Teshima
Lee Ann Teshima
Executive Officer

Lisa Kalani
Lisa Kalani
Secretary

LAT:fn

4/5/13

Minutes approved as is.
 Minutes approved with changes; see minutes of _____.