

ARKANSAS STATE BOARD OF NURSING

Enabling Laws

Act 88 of 12
A.C.A. §17-87-203 & 205

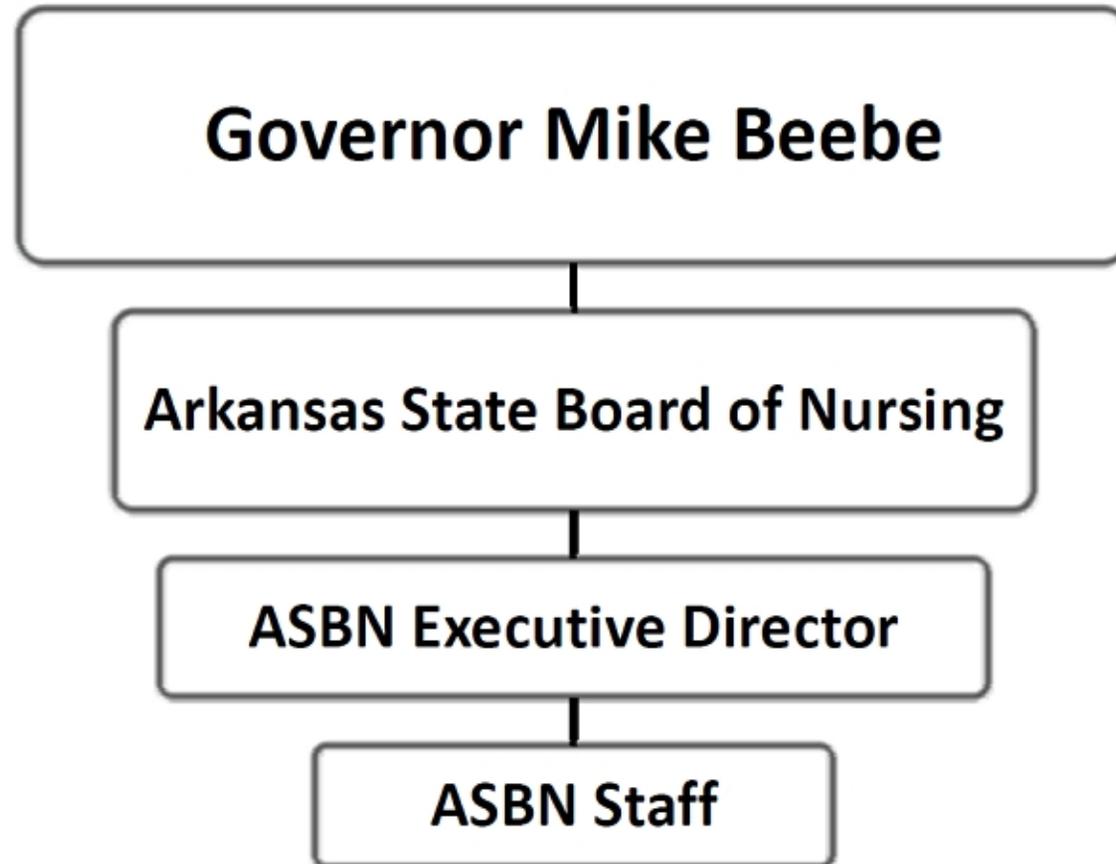
History and Organization

The "State Board of Nurse Examiners" was created by Act 128 of 1913. The Board is composed of thirteen members, appointed by the Governor, subject to confirmation by the Senate. The mission of the Arkansas State Board of Nursing is to protect the public and act as their advocate by effectively regulating the practice of nursing.

Statutory Responsibility & Primary Activities: Pursuant to A.C.A. §17-87-203, the Board of Nursing carries out the following responsibilities in the interest of public protection: (1) Cause the prosecution of persons violating the nurse practice act; (2) Employ personnel necessary for carrying out its functions; (3) Study, review, develop and recommend role levels of technical classes of nursing service and practice to state and federal health agencies and to public and private administrative bodies; (4) Prescribe minimum standards and approve curricula for educational programs preparing persons for licensure as registered nurses, advanced practice nurses, registered nurse practitioners, licensed practical nurses, licensed psychiatric technician nurses and preparing persons for certification as medication assistants; (5) Provide for surveys of such programs at such times as it deems necessary, or at the request of the schools; (6) Approve programs that meet the requirements of the law; (7) Deny or withdraw approval from educational programs for failure to meet prescribed standards; (8) Examine, certify, and renew the certifications of qualified applicants for medication assistants; (9) Examine, license and renew the licenses of duly qualified applicants for professional nursing, practical nursing, and psychiatric technician nursing; (10) License and renew the licenses of qualified applicants for registered nurse practitioner and advanced practice nursing; (11) Grant certificates of prescriptive authority to qualified advanced practice nurses; (12) Convene an advisory committee as provided for in the law to assist with oversight of prescriptive authority and medication assistants; and (13) Conduct disciplinary proceedings as provided for in the law. There are currently 50,263 licenses, 1,022 certificates and 744 temporary permits issued by the Board.

Advisory Board or Commission: A.C.A. §17-87-205 created a Prescriptive Authority Advisory Committee to assist the Board in implementing the provisions for prescriptive authority, which was authorized by Act 409 of 1995. This is a five (5) member multidisciplinary committee, which meets as needed to deal with prescriptive issues. A.C.A. §17-87-710 created a Medication Assistive Persons Advisory Committee to assist the Board in implementing the provisions of the medication assistant legislation passed in 2005.

In addition, the Board has an advisory group comprised of directors of each nursing education program in the State. The Nurse Administrators of Nursing Education Programs is a fifty-eight (58) member advisory group, composed of the deans of nursing education programs, which advises the Board on nursing educational issues in the State.



Agency Commentary

Receipts from license fees finance the Board of Nursing's operations. The Board is responsible for licensing, examination, endorsement, education and discipline of over 50,000 nurses and has sufficient revenue and fund balance to accommodate the requests described herein. In order to execute the Board's responsibilities and fulfill the public protection mission, the following change requests are imperative.

The Board of Nursing requests Base Level for the 2013-2015 Biennium plus the following Change Level request:

IT related Capital Outlay of \$17,995 in FY2014 and \$26,495 in FY2015 is requested by the Board to cover expenses of IT equipment. The IT equipment request is to add two (2) production scanners, and to replace the renewals scanner equipment that is too expensive to maintain. The hardware items are include in the Board's IT plan as follows: 1) Hardware-Insight 2 Scanner (renewals scanner) 2) Hardware-Production Scanners (DR-X10C). These purchases would assist the agency in moving toward more paperless processing and to maintain efficient operations.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
ARKANSAS STATE BOARD OF NURSING
FOR THE YEAR ENDED JUNE 30, 2011

Findings

Recommendations

None

None

State Contracts Over \$25,000 Awarded To Minority Owned Businesses Fiscal Year 2012

None

Employment Summary

	Male	Female	Total	%
White Employees	1	20	21	81 %
Black Employees	1	4	5	19 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			5	19 %
Total Employees			26	100 %

Publications

A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
Annual Report	17-87-203(4)	Y	N	200	Statutory requirement and public information for workforce data

Department Appropriation Summary

Historical Data

Agency Request and Executive Recommendation

Appropriation	2011-2012		2012-2013		2012-2013		2013-2014						2014-2015					
	Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
286 Board of Nursing-Operations	2,676,207	27	2,545,034	27	2,636,928	27	2,533,286	27	2,551,281	27	2,551,281	27	2,534,261	27	2,560,756	27	2,560,756	27
2MA Nursing Education Workshops	10,362	0	35,000	0	35,000	0	35,000	0	35,000	0	35,000	0	35,000	0	35,000	0	35,000	0
56K Background Check Fee	82,695	0	156,750	0	156,750	0	156,750	0	156,750	0	156,750	0	156,750	0	156,750	0	156,750	0
58J Scholar Loans	71,100	0	387,065	0	500,000	0	387,065	0	387,065	0	387,065	0	387,065	0	387,065	0	387,065	0
Total	2,840,364	27	3,123,849	27	3,328,678	27	3,112,101	27	3,130,096	27	3,130,096	27	3,113,076	27	3,139,571	27	3,139,571	27

Funding Sources		%		%		%		%		%		%		%		%	
Fund Balance	4000005	3,265,393	56.3	2,959,457	52.9	2,468,640	49.0	2,468,640	49.0	2,468,640	49.0	2,303,544	47.2	2,285,549	47.1	2,285,549	47.1
Special Revenue	4000030	2,426,626	41.8	2,446,820	43.8	2,393,368	47.5	2,393,368	47.5	2,393,368	47.5	2,393,368	49.1	2,393,368	49.3	2,393,368	49.3
Cash Fund	4000045	107,802	1.9	186,212	3.3	178,426	3.5	178,426	3.5	178,426	3.5	178,426	3.7	178,426	3.7	178,426	3.7
Total Funds		5,799,821	100.0	5,592,489	100.0	5,040,434	100.0	5,040,434	100.0	5,040,434	100.0	4,875,338	100.0	4,857,343	100.0	4,857,343	100.0
Excess Appropriation/(Funding)		(2,959,457)		(2,468,640)		(1,928,333)		(1,910,338)		(1,910,338)		(1,762,262)		(1,717,772)		(1,717,772)	
Grand Total		2,840,364		3,123,849		3,112,101		3,130,096		3,130,096		3,113,076		3,139,571		3,139,571	

Variance in fund balance due to unfunded appropriation in appropriation (58J) Scholar Loans.

Agency Position Usage Report

FY2010 - 2011						FY2011 - 2012						FY2012 - 2013					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
26	27	0	27	-1	-3.85 %	27	27	0	27	0	0.00 %	27	27	0	27	0	0.00 %

Budgeted Positions exceeds Authorized in due to the addition of one supplemental position.

Analysis of Budget Request

Appropriation: 286 - Board of Nursing-Operations

Funding Sources: SBN - State Board of Nursing Fund

The State Board of Nursing is funded from the receipt of fees charged by the Agency, as authorized by Arkansas Code Annotated §17-87-306. The mission of the Board is to protect the public and act as their advocate by effectively regulating the practice of nursing.

Base Level Regular Salaries and Personal Services Matching includes Career Service payments for eligible employees. Personal Services Matching also includes a \$20 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$410 per month. Base Level salaries and matching do not include appropriation for a Cost of Living Adjustment or Merit Pay Increases. The Base Level request for Regular Salaries includes board member stipend payments.

This is the operations appropriation for the Board of Nursing and supports 27 full-time positions as well as maintenance and operation expenses totaling \$2,533,286 in FY14 and \$2,534,261 in FY15.

The Agency is requesting Capital Outlay appropriation of \$17,995 in FY14 and \$26,495 in FY15 to purchase two production scanners and a renewals scanner.

The Executive Recommendation provides for Agency Request.

Appropriation Summary

Appropriation: 286 - Board of Nursing-Operations

Funding Sources: SBN - State Board of Nursing Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2011-2012 Actual	2012-2013 Budget	2012-2013 Authorized	2013-2014			2014-2015		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	1,383,001	1,377,219	1,462,153	1,381,122	1,381,122	1,381,122	1,381,922	1,381,922	1,381,922
#Positions	27	27	27	27	27	27	27	27	27
Personal Services Matching 5010003	423,781	424,415	431,375	432,564	432,564	432,564	432,739	432,739	432,739
Operating Expenses 5020002	598,115	632,075	632,075	632,075	632,075	632,075	632,075	632,075	632,075
Conference & Travel Expenses 5050009	23,538	29,048	29,048	29,048	29,048	29,048	29,048	29,048	29,048
Professional Fees 5060010	23,455	57,477	57,477	57,477	57,477	57,477	57,477	57,477	57,477
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Grants and Aid 5100004	50,000	0	0	0	0	0	0	0	0
Refunds/Reimbursements 5110014	900	1,000	1,000	1,000	1,000	1,000	1,000	1,000	1,000
Capital Outlay 5120011	173,417	23,800	23,800	0	17,995	17,995	0	26,495	26,495
Total	2,676,207	2,545,034	2,636,928	2,533,286	2,551,281	2,551,281	2,534,261	2,560,756	2,560,756
Funding Sources									
Fund Balance 4000005	2,773,094	2,523,513		2,425,299	2,425,299	2,425,299	2,285,381	2,267,386	2,267,386
Special Revenue 4000030	2,426,626	2,446,820		2,393,368	2,393,368	2,393,368	2,393,368	2,393,368	2,393,368
Total Funding	5,199,720	4,970,333		4,818,667	4,818,667	4,818,667	4,678,749	4,660,754	4,660,754
Excess Appropriation/(Funding)	(2,523,513)	(2,425,299)		(2,285,381)	(2,267,386)	(2,267,386)	(2,144,488)	(2,099,998)	(2,099,998)
Grand Total	2,676,207	2,545,034		2,533,286	2,551,281	2,551,281	2,534,261	2,560,756	2,560,756

Change Level by Appropriation

Appropriation: 286 - Board of Nursing-Operations
Funding Sources: SBN - State Board of Nursing Fund

Agency Request

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
BL	Base Level	2,533,286	27	2,533,286	100.0	2,534,261	27	2,534,261	100.0
C08	Technology	17,995	0	2,551,281	100.7	26,495	0	2,560,756	101.0

Executive Recommendation

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
BL	Base Level	2,533,286	27	2,533,286	100.0	2,534,261	27	2,534,261	100.0
C08	Technology	17,995	0	2,551,281	100.7	26,495	0	2,560,756	101.0

Justification

C08	IT related Capital Outlay of \$17,995 in FY2014 and \$26,495 in FY2015 is requested by the Board to cover expenses of IT equipment. The IT equipment request is to add two (2) production scanners, and to replace the renewals scanner equipment that is too expensive to maintain. The hardware items are include in the Board's IT plan as follows: 1) Hardware-Insight 2 Scanner (renewals scanner) 2) Hardware-Production Scanners (DR-X10C). These purchases would assist the Agency in moving toward more paperless processing and to maintain efficient operations.
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Analysis of Budget Request

Appropriation: 2MA - Nursing Education Workshops

Funding Sources: NNB - Cash in Treasury

The Board conducts Continuing Education Workshops as mandated by A.C.A. §17-87-207. Currently, the Board is conducting onsite workshops as well as online courses for nurses. Funding for this appropriation is from registration fees.

The Board is requesting Base Level appropriation of \$35,000 each year of the 2013-2015 Biennium.

The Executive Recommendation provides for Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: 2MA - Nursing Education Workshops

Funding Sources: NNB - Cash in Treasury

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
	2011-2012 Actual	2012-2013 Budget	2012-2013 Authorized	2013-2014			2014-2015		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Operating Expenses 5020002	9,862	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000
Conference & Travel Expenses 5050009	0	0	0	0	0	0	0	0	0
Professional Fees 5060010	500	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	10,362	35,000	35,000	35,000	35,000	35,000	35,000	35,000	35,000
Funding Sources									
Fund Balance 4000005	39,152	43,730		28,114	28,114	28,114	10,790	10,790	10,790
Cash Fund 4000045	14,940	19,384		17,676	17,676	17,676	17,676	17,676	17,676
Total Funding	54,092	63,114		45,790	45,790	45,790	28,466	28,466	28,466
Excess Appropriation/(Funding)	(43,730)	(28,114)		(10,790)	(10,790)	(10,790)	6,534	6,534	6,534
Grand Total	10,362	35,000		35,000	35,000	35,000	35,000	35,000	35,000

Analysis of Budget Request

Appropriation: 56K - Background Check Fee

Funding Sources: NNB - Cash in Treasury

The appropriation allows the Board to continue online criminal background check services provided by Information Network of Arkansas (INA). The INA bills the Board \$22 for each state criminal background check and \$16.50 for each federal background check conducted online. This appropriation will allow the Board to process 3,800 requests each year. During the current biennium online processing of federal background checks was made available. The Board received additional appropriation from the DFA Cash Holding Account for this processing.

The Board is requesting Base Level appropriation of \$156,750 each year of the 2013-2015 Biennium.

The Executive Recommendation provides for Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: 56K - Background Check Fee

Funding Sources: NNB - Cash in Treasury

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
		2011-2012 Actual	2012-2013 Budget	2012-2013 Authorized	2013-2014			2014-2015		
					Base Level	Agency	Executive	Base Level	Agency	Executive
Operating Expenses	5020002	82,695	156,750	156,750	156,750	156,750	156,750	156,750	156,750	156,750
Conference & Travel Expenses	5050009	0	0	0	0	0	0	0	0	0
Professional Fees	5060010	0	0	0	0	0	0	0	0	0
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		82,695	156,750	156,750	156,750	156,750	156,750	156,750	156,750	156,750
Funding Sources										
Fund Balance	4000005	7,139	7,373		7,373	7,373	7,373	7,373	7,373	7,373
Cash Fund	4000045	82,929	156,750		156,750	156,750	156,750	156,750	156,750	156,750
Total Funding		90,068	164,123		164,123	164,123	164,123	164,123	164,123	164,123
Excess Appropriation/(Funding)		(7,373)	(7,373)		(7,373)	(7,373)	(7,373)	(7,373)	(7,373)	(7,373)
Grand Total		82,695	156,750		156,750	156,750	156,750	156,750	156,750	156,750

Analysis of Budget Request

Appropriation: 58J - Scholar Loans

Funding Sources: NNB - Cash In Treasury

Initially authorized for the current biennium, this appropriation is used by the Board to provide loans to persons studying to become a registered or licensed practical nurse and nurse educator. In FY10, Act 656 of 2009 authorized the transfer of funds from the State Board of Nursing Fund and the Nursing Student Loan Revolving Fund for the loan program. The Board contracts with the Department of Higher Education to review applications.

The Board is requesting Base Level appropriation of \$387,065 each year of the 2013-2015 Biennium.

The Executive Recommendation provides for Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: 58J - Scholar Loans

Funding Sources: NNB - Cash In Treasury

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2011-2012	2012-2013	2012-2013	2013-2014			2014-2015		
	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Nursing Student Loan Program 5900046	71,100	387,065	500,000	387,065	387,065	387,065	387,065	387,065	387,065
Total	71,100	387,065	500,000	387,065	387,065	387,065	387,065	387,065	387,065
Funding Sources									
Fund Balance 4000005	446,008	384,841		7,854	7,854	7,854	0	0	0
Cash Fund 4000045	9,933	10,078		4,000	4,000	4,000	4,000	4,000	4,000
Total Funding	455,941	394,919		11,854	11,854	11,854	4,000	4,000	4,000
Excess Appropriation/(Funding)	(384,841)	(7,854)		375,211	375,211	375,211	383,065	383,065	383,065
Grand Total	71,100	387,065		387,065	387,065	387,065	387,065	387,065	387,065