

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2010-2011

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

March 17-18, 2011

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:00 a.m. on March 17, 2011. The following Board members were present: Pamela Autrey, PhD., MSN, RN, President; Amy Price, MSN, RN, Vice-President; Sharon Pugh, LPN, Secretary; Melissa Bullard, LPN; Monica Cauley, MSN, RN; Catherine Dearman, RN, PhD; Maggie Lee Hopkins, LPN; Gregory Howard, LPN; Lynda F. LaRue, RN, ADN, CMTE; Martha G. Lavender, RN, DSN; Gregory D. Pugliese, JD; Carol Stewart, CRNP; and E. Laura Wright, MNA, CRNA, PhD(c). Genell Lee, MSN, RN, JD, Executive Officer and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Katie Drake-Speer, MSN, RN, Education; Charlene Cotton, MSN, RN, Advanced Practice; Carolyn Morgan, MSN, RN, Practice/Continuing Education; Jennifer Weaver, Chief Fiscal Officer; Frank Mitchell, Chief Special Investigator; David Pinnock, Special Investigator; Wyatt Gantt, Special Investigator; Nate Nunnelley, Special Investigator; Danny Bond, Special Investigator; Karen Grimes, Docket Clerk; Cathy Boden, MSN, RN, Legal Nurse Consultant; LaDonna Patton, MSN, RN, Legal Nurse Consultant; Katie Wetherbee, Assistant General Counsel; and Alice Maples Henley, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with thirteen Board members present on March 17, and thirteen members present on March 18.

C. Statement of Compliance with Open Meetings Act

Prior notice of this meeting was posted on the Secretary of State's web site in accordance with the Alabama Open Meetings Act.

D. Review of Agenda

1. Additions, Modifications, Reordering

VI.G. Board Attendance Report was removed from the Consent Agenda and placed on the Agenda for discussion.

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

- II.A. January 21-22, 2011 Board Meeting Minutes
- II.B. February 17, 2011 Board Meeting Minutes
- III.A. Board Action Follow-up
- V.A. FY 11 1st Quarter NCLEX-PN Results
- V.B. FY 11 1st Quarter NCLEX-RN Results
- VI.A. Executive Officer
- VI.A.2. FYI
- VI.D.1. General Counsel/Deputy Attorney General
- VI.D.2. Assistant General Counsel Report
- VI.D.3. Voluntary Disciplinary Alternative Program
- VI.D.4. Investigations Report
- VI.D.5. Legal Nurse Consultant Report
- VI.D.6. Probation Monitoring Report
- VI.D.7. Public Records Requests
- VI.E. Operations/Personnel Report
- VI.F. Licensing Division
- VII.A. 2009-2013 Strategic Plan Update
- IX.A.1. Practice Report
- IX.B.1. Continuing Education Report
- X.A. Education Report

On March 17, Dr. Lavender moved that the Board adopt the Consent Agenda, as amended. Ms. Pugh seconded. Motion carried.

3. Adoption of Agenda

On March 17, Ms. Pugh moved that the Board adopt the Agenda, as amended. Ms. Cauley seconded. Motion carried.

II. REVIEW OF MINUTES

A. January 20-21, 2011 Board Meeting Minutes

The January 20-21, 2011 Board Meeting Minutes were accepted on the Consent Agenda.

B. February 17, 2011 Board Meeting Minutes

The February 17, 2011 Board Meeting Minutes were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow Up

Ms. Lee's report of Board action follow up was accepted, as information, on the Consent Agenda.

IV. NATIONAL COUNCIL OF STATE BOARDS OF NURSING, INC.

A. APRN Committee Report: Dr. Lavender

Dr. Lavender reported on her attendance at the APRN Committee meeting and provided a written report.

B. Disciplinary Resources Committee Report: Dr. Autrey

Dr. Autrey reported on her attendance at the Disciplinary Resources Committee meeting.

Dr. Autrey requested a review of Nursys and how it works.

C. Board of Directors Report: Dr. Autrey

Dr. Autrey reported on her attendance at the Board of Directors meeting.

Dr. Autrey requested that the Board consider requiring a certain number of practice hours in addition to continuing education for license renewal.

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2011 1st Quarter NCLEX-PN® Results

The 1st Quarter NCLEX-PN® Results for FY 2011 were accepted on the Consent Agenda.

B. FY 2011 1st Quarter NCLEX-RN® Results

The 1st Quarter NCLEX-RN® Results for FY 2011 were accepted on the Consent Agenda.

VI. REPORTS

A. Executive Officer

1. Report

Ms. Lee provided a written report to the Board outlining her activities from January 1, 2011, through February 28, 2011.

In addition to her written report, Ms. Lee reported that the Voice over IP phone system is scheduled to be installed on April 1, 2011. All phone numbers will change except for the 800 number. The Licensing Management System (LMS) is back on track. The tentative implementation date is July 1.

Ms. Lee reported that since bringing the subscription service in house many issues with the former vendor have been identified.

Ms. Lee reported that all Board members are required to complete the Mandatory Ethics Training, print, sign and send the Certificate of Attendance to her. The Examiners of Public Accounts will check for compliance.

Ms. Lee reported that she has requested to fill an ASA I and an ASA II position. She agreed to consider those state employees who are being laid off.

Ms. Lee reported that the scholarship bill has been introduced.

Pursuant to Alabama Board of Nursing Administrative Code, Rule 610-X-8-.05, Ms. Lee accepted the voluntary surrender

for revocation for each of the following Alabama nursing licenses:

<u>Licensee's Name</u>	<u>License Number</u>	<u>Date of Acceptance</u>
Hawthorne, Doris Ann	1-120893	01/05/2011
Brooks, Ramona Leslie	1-056354	01/07/2011
Clark, Susan Kathleen Castillo	1-043901	01/07/2011
Eggerd, Annette	1-084520	01/19/2011
Leftwich, Crystal Dianne	2-045115	01/21/2011
Rozear, Carol Beth	1-046307	01/21/2011
Mansuetta, Valerie Ann	1-059042	01/21/2011
Hunter, Amy Denise	1-100758	01/25/2011
Reaves, Delaine Clement	1-037717	01/26/2011
Butler, M. Dianette	1-017814	01/28/2011
Stacy, Jennifer Autumn	1-121017	01/31/2011
Rankin, Janina Denise	1-090208	02/02/2011
Shearin, Connie Patricia	1-080791	02/02/2011
Golden, Connie Joyce	1-024075	02/04/2011
Grady, Angela Pauline	1-110104	02/07/2011
Weathington, Shalena Maelene	1-117926	02/08/2011
Bodley, Melissa Ellen	1-095535	02/08/2011
Reed, Jeffrey Allen	1-085994	02/09/2011
Knight, Kathy Jean	1-093998; 2-043004	02/16/2011
Holmes, Vilus Sue	2-043908	02/16/2011
Alexander, Valerie Hope	1-102087	02/16/2011
Stanford, Frances Lynne	1-034328	02/17/2011
Holtz, Angela Renee	2-058255	02/17/2011
O'Banion, Ina Lavonia	1-088756	02/23/2011

2. FYI

There were no FYI items.

B. Executive Committee

1. President's Report

There was no report from the President.

C. Financial Reports

1. Reports

Ms. Weaver, Chief Fiscal Officer, provided a Revenue and Expenditure Summary for FY 2011. Revenues and expenditures for FY 2011, and a spreadsheet reflecting payments for all in-state and out-of-state travel-related expenses through January 31, 2011, was presented. Ms. Weaver also provided a cost allocation report with a breakdown of expenditures by program and object codes, along with a report of dishonored checks through January 31, 2011. Ms. Weaver provided a variance report reflecting actual expenditures and revenue variances from the budget through January 31, 2011, and cash balance as of January 31, 2011.

The Board reviewed and discussed the reports presented with Ms. Weaver.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from December 31, 2010 through February 24, 2011, the number of open disciplinary cases, and the number of cases on appeal or subject to litigation was accepted, as information, on the Consent Agenda.

2. Assistant General Counsel

A written report on the number of pending cases on the docket of the Assistant General Counsel as of February 24, 2011 was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of

February 28, 2011 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of February 25, 2011 was accepted, as information, on the Consent Agenda.

5. Legal Nurse Consultant Report

A written report on the number of open cases assigned to each legal nurse consultant as of February 25, 2011 was accepted, as information, on the Consent Agenda.

6. Probation Monitoring

A written report on the number of nurses monitored on probation, the number of outstanding probation violations, the number of nurses released from probation, and the number of cases resulting in revocation by Board Order as of February 24, 2011 was accepted, as information, on the Consent Agenda.

7. Public Records Requests

A written report on the number of public records request completed between December 31, 2010 and February 25, 2011 was accepted, as information, on the Consent Agenda.

8. Absolute Bar to Licensure

Ms. Henley reported that Board members have asked for information regarding absolute bars to licensure. The *Alabama Nurse Practice Act* provides: The Board may also deny, revoke, or suspend any license issued by it or otherwise discipline a licensee upon proof of any of the following regarding the licensee: (a) is guilty of fraud or deceit in procuring or attempting to procure a license; (b) has been convicted of a felony; (c) is guilty of a crime involving moral turpitude or of gross immorality that would tend to bring reproach upon the nursing profession; (d) is unfit or incompetent due to the use of alcohol, or is addicted to the use of habit-forming drugs to such an extent as to render him or her unsafe or unreliable as a licensee; (e) is unable to safely practice nursing with reasonable skill and safety to

patients by reason of illness, inebriation, excessive use of drugs, narcotics, alcohol, chemicals, or any other substance, or as a result of any mental or physical condition; (f) has been convicted of any violation of a federal or state law relating to controlled substances; (g) is guilty of unprofessional conduct of a character likely to deceive, defraud, or injure the public in matters pertaining to health; and (h) has willfully or repeatedly violated this article, as defined by board rules and regulations.

The one instance in which the Board has no discretion in suspending or revoking a license is when the Board receives notice from the Alabama Department of Human Resources that DHR has suspended or revoked the occupational license of someone for non-payment of child support obligations. In that instance, "Upon receipt of a notice from the department or its agent to withhold, restrict use of, suspend, or revoke a license, a licensing authority shall implement the withholding, restricted use, suspension, or revocation of the license by doing all of the following: (1) determining that it has issued a license to the obligor whose name appears on the notice; (2) entering the suspension or revocation on the appropriate records; (3) if required by law, demanding surrender of the suspended or revoked license."

Ala. Code (1975) § 30-3-174(a). In fact, "[a] notice issued by the department or its agent to withhold, restrict use of, suspend, or revoke a license shall be processed by the licensing authority without any additional review or hearing by the licensing authority. The licensing authority shall have no jurisdiction to modify, reword, reverse, or stay the decision of the department or its agent." Ala. Code (1975) § 30-3-174(b). DHR is the entity authorized to conduct the hearings on whether to take action against the obligor's occupational license. Ala. Code (1975) § 30-3-171.

The Board does not possess the authority to create absolute bars to licensure through the regulatory process. In order to create absolute bars to licensure as a nurse, legislation is required. It is possible that the legislature could at some point create another law of general applicability requiring the denial or revocation of licenses in certain situations. Alternatively, the Board could seek an amendment to the Alabama Nurse Practice Act to create absolute bars to licensure. It is important to note, however, that even in the presence of an "absolute bar" an applicant or licensee likely would still be entitled to a hearing on the issue.

An informal review of the practice acts of some of the other Alabama regulatory agencies suggests very few have any absolute bars to licensure. The agencies almost all use the permissive term “may” to describe grounds for denial or revocation of a license.

In 2010, the National Council of State Boards of Nursing (NCSBN) conducted a survey of member boards regarding whether those boards have bars to licensure. Forty boards responded to the survey, and of those, ten reported absolute bars to licensure. Nine boards reported absolute bars based on convictions of certain crimes. California reported an absolute bar for sexual misconduct. Some boards reported time-limited bars. Massachusetts reported a five year bar to licensure for conviction of crimes not requiring a permanent bar, cheating on the NCLEX, or falsification of application information.

Ms. Henley provided copies of the survey results for the Board’s information and review.

The Board reviewed and discussed the information provided.

E. Operations/Personnel Report

A written report of the Board’s operations and personnel, along with a call allocation summary and a telecommunications report was accepted, as information, on the Consent Agenda.

E. Licensing Division

A written report on the number of licenses issued from October 1, 2010, through February 23, 2011 was accepted, as information, on the Consent Agenda.

F. Board Member Attendance

The Board Member Attendance report was removed from the Consent Agenda. The following correction was made: Mr. Pugliese was present on January 20, 2011.

VII. STRATEGIC PLANNING

A. 2009-2013 Strategic Plan Update

An update of the ABN 2009-2013 Strategic Plan, was accepted, as information, on the Consent Agenda.

VIII. ADVANCED PRACTICE

A. Advanced Practice Nursing

1. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the Board of Medical Examiners (BME) met on March 16, 2011 to review the collaborative practice applications.

Applications for remote site practice, additional skills and/or formulary will be presented to the Joint Committee at the April 19, 2011 meeting.

Ms. Cotton provided copies of the roster of applications for the Board's review and approval.

On March 17, Mr. Pugliese moved that the Board approve the applicants for collaborative practice as listed in the roster. Mr. Howard seconded. Motion carried without objection.

IX. PRACTICE AND CONTINUING EDUCATION

A. Practice

1. Report

A written report on the standardized procedures activity and Annual Report of Standardized Procedures as of February 25, 2011, was accepted, as information, on the Consent Agenda.

B. Continuing Education

1. Report

A written report on Continuing Education Provider applications and CE Plan Update as of February 25, 2011 was accepted, as information on the Consent Agenda.

X. EDUCATION

A. Report

A written report on nursing education programs was accepted, as information, on the Consent Agenda.

B. Request for Curriculum Change, Tri State Institute PN Program

Tri State was deleted from the agenda.

C. Improvement Plan, University of Mobile ADN Program

Ms. Drake-Speer reported that on January 25, 2010 a Notice of Deficiency was sent to the University of Mobile Associate Degree program for its FY 2009 NCLEX-RN® pass rate of 78.3% with a deadline of September 30, 2011 to correct the deficiency. The program submitted a written plan of improvement addressing the deficiency which the Board reviewed at its July 2010 meeting. A deficiency survey visit was conducted June 8-9, 2010. On December 7, 2010 a Notice of Continued Deficiency was sent for its FY 2010 NCLEX® pass rate of 76.9%. Included within the notice was notification that the program would be on the Board's March 17, 2011 agenda to address the deficiency and discuss strategies implemented to improve graduates' NCLEX-RN® scores.

Ms. Drake-Speer provided copies of the 2008-2009 evaluation plan, 2009-2010 ADN program evaluation plan, plans to resolve the deficiency, and the ABN 2010 deficiency survey visit report for the Board's information and review.

Dr. Richard McElhaney, Dean, and Dr. Kathryn Sheppard, Chair, were present and provided additional information for the Board.

The Board reviewed and discussed the information provided.

D. Administrative Hearing, Herzing University PN to ADN Mobility Program

The Administrative Hearing for Herzing University PN to ADN Mobility Program was continued until April 21, 2011.

E. Stillman College BSN Program

On March 17, Dr. Lavender moved that the Board accept the Findings of Fact, Conclusions of Law, but reject the Recommendation of the Hearing Officer due to Stillman College's BSN program having had sufficient time to make corrections to the program and evidence that it has not made those corrections, and continue provisional approval of the Stillman BSN Program for a probationary period extending until thirty days after receipt of the Board results of first time graduate testers taking the test in FY 2011, up to and including June 30, 2011. At such time, if the Stillman BSN first time graduate testers fail to meet or exceed an 80% passage threshold, approval of the program will be withdrawn. If the Stillman BSN first time graduate testers meet or exceed an 80% passage threshold, and the program is in compliance with other Board regulations, Board approval will be automatically extended. Dr. Dearman seconded. Motion carried with one opposition (Mr. Howard).

On March 17, Ms. Cauley moved that all Stillman BSN students currently enrolled, accepted and prospective students, be notified of the Board's ruling within fourteen days of the effective date of the Order and notify the Board of the steps taken to comply with the Order. Ms. Pugh seconded. Motion carried without opposition.

XI. POLICY

A. ABN Administrative Code, Chapter 610-X-1, Administration and Organization

Ms. Lee reported that the Board reviews regulations every three years. Changes were made to Chapter 610-X-1 in 2006.

The Alabama Administrative Procedures Act and the Alabama Open Meetings Act were reviewed to assure compliance with those statutes. Alabama public records law was also reviewed and some of the statements related to public records are no longer accurate.

Ms. Lee provided copies of the proposed changes for the Board's review and approval.

The Board reviewed and discussed the proposed changes.

On March 17, Mr. Pugliese moved that the Board approve amendments to ABN Administrative Code, Chapter 610-X-1, Administrative and Organization. Mr. Howard seconded. Motion carried without objection.

B. ABN Administrative Code, Chapter 610-X-4-.13, Verification of Licensure

Ms. Lee reported that when the subscription service was started about four years ago, rules addressing that service were not enacted. The fee was added to the fee schedule "up to \$2000 annually" but there were no corresponding narrative rules. The subscription service has been quite successful and is recognized by the Joint Commission for Accreditation of Healthcare Organizations as meeting their standards for primary source verification. As the need for primary source verification increases, we are receiving requests for non-employers who want primary source verification that they can in turn sell to clients.

Under the public records laws, the name and address, license status and expiration date of the license are public. We do provide a license look up on our web site that is updated only once per day and it is clear that section of the web site is not primary source verification. JCAHO seems to allow third parties to provide verification services if the third party is a designated agent for the licensing board. NurSys, for example, is a designated agent for many licensing boards. However, the Alabama Board of Nursing has never designated an agent for verifications and since it is the duty of the Board to provide verifications, designating a non-governmental entity to provide primary source verification is questionable.

Rather than addressing the purpose for the primary source verification, the proposed amended rule would make it clear to the public that being a subscriber to the service, if not an employer of nurses, is not a designation of an agent by the Board. Without the regulation being clear on the topic, there could be some question as to how the data is used and who authorized its use.

Ms. Lee provided copies of the proposed amendments for the Board's review and approval.

The Board reviewed and discussed the proposed amendments.

On March 17, Mr. Pugliese moved that the Board approve amendments to ABN Administrative Code, Rule 610-X-4-.13, Verification of Alabama Licensure. Ms. Price seconded. Motion carried without objection.

XII. DISCIPLINARY CASES

On March 18, Mr. Pugliese moved that the Board enter into Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licensees. Ms. Pugh seconded. Motion carried without objection.

Dr. Autrey reported that the Board would reconvene in open session at approximately 9:30 a.m.

The Board reconvened in open session at 8:58 a.m. and voted on the Consent Orders.

A. Consent Orders

1. Kirchner, Leah Montise – RN, 1-109526

Ms. Kirchner signed a Consent Order that would suspend her LPN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Ms. Kirchner be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, she will be required to successfully complete a Board-approved educational course on professional accountability, and pay a fine in the amount of \$1,300.00. If not deemed in need of treatment, Ms. Kirchner's license will be reinstated on probation for a

period of twenty-four months, with illegal/illicit drug-use stipulations, she will be required to successfully complete Board-approved educational course on chemical dependency, and pay a fine in the amount of \$900.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Ms. Price moved that the Board accept the Consent Order. Ms. Pugliese seconded. Motion carried without objection.

2. Kidd, Kimberly Nashaw – LPN Exam Applicant

Ms. Kidd signed a Consent Order that would allow her to take the NCLEX-PN®, and if successful, her license will be issued on probation for a period of twelve months, with practice-related stipulations, she will be required to successfully complete a Board-approved educational course on critical thinking, and pay a fine in the amount of \$600.00.

On March 18, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

3. Lee Cheryl Lyn Nichols – RN, 1-074004; LPN, 2-038118 (Lapsed)

Ms. Lee signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, and require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability. Should Ms. Lee attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On March 18, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

4. Burgess, Kelly Marie Cagle – LPN, 2-057494

Ms. Burgess signed a Consent Order that would suspend her LPN license until such time as she provides evidence of successful completion of Board-approved educational

courses on chemical dependency, behavior management and professional accountability, and pays a fine in the amount of \$500.00. Upon reinstatement, Ms. Burgess' license will be placed on probation for a period of twelve months, with practice-related stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried with four oppositions (Mr. Pugliese, Dr. Lavender, Mr. Howard and Ms. Hopkins).

5. Harper, Wanda K. Pitchford – LPN, 2-011576

Ms. Harper signed a Consent Order that would suspend her LPN license until such time as she provides evidence of successful completion of Board-approved educational courses on ethics of nursing, medication errors and professional accountability, and pays a fine in the amount of \$500.00. Upon reinstatement, Ms. Harper's license will be placed on probation for a period of twelve months, with practice-related stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

6. McWaters, Virginia Ann Grant – LPN, 2-060749

Ms. McWaters signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on medication errors and documentation, and pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

7. Kirksey, Coretta Patricia – RN, 1-104523

Ms. Kirksey signed a Consent Order that would place her RN license on probation, for a period of twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on documentation, and pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

8. Bailey, Leisa Anne Griffith – LPN, 2-059278

Ms. Bailey signed a Consent Order that would suspend her LPN license until such time as she provides evidence of successful completion of Board-approved educational courses on assessment, critical thinking and documentation, and pays a fine in the amount of \$500.00. Upon reinstatement, Ms. Bailey's license will be placed on probation for a period of twelve months, with practice-related stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

9. Cole, Deloris Simpson – LPN, 2-034036

Ms. Cole signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability, documentation, and focused renal and urinary assessment, and pays a fine in the amount of \$600.00.

On March 18, Ms. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

10. Cross, Carla Jane Kamper – LPN, 2-059538

Ms. Cross signed a Consent Order that would place her LPN

license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability and medication errors, and pays a fine in the amount of \$600.00.

Ms. Bullard recused herself from the discussion and vote concerning Ms. Cross.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

11. Barrett, Mary Ann Bembenek – LPN, 2-045796

Ms. Barrett signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on professional accountability, ethics of nursing and documentation, and pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

12. Buckelew, Amy Denise Kerr – LPN, 2-044754

Ms. Buckelew signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on medication safety and critical thinking: administering medication to elderly patients, and pays a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

13. McAllester, Eslie Elizabeth Williams – RN, 1-063416

Ms. McAllester signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment

provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Ms. McAllester be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. McAllester's license will be reinstated on probation for a period of thirty-six months, with illegal/illicit drug-use stipulations, she will be required to successfully complete Board-approved educational course on chemical dependency, and pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

14. Morgan, Randa La'Sha – RN, 1-118307 (Lapsed)

Ms. Morgan signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; (g) completed application for reinstatement of a lapsed license; and (h) payment of appropriate fees. Should Ms. Morgan be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Morgan's license will be reinstated on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, she will be required to

successfully complete Board-approved educational course on chemical dependency, and pay a fine in the amount of \$600.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

15. Phillips, Kimberly Kay Eaton – LPN, 2-047823

Ms. Phillips signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency, professional accountability and medication errors, and pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

16. Ellis, Edna Earl – RN, 1-065250

Ms. Ellis signed a Consent Order that would place her RN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking, medication safety and legal/ethical aspects of nursing, and pays a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

17. Poole, Monica Anne Collins – RN, 1-084966

Ms. Poole signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full

participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Ms. Poole be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,300.00. If not deemed in need of treatment, Ms. Poole's license will be reinstated on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, she will be required to successfully complete Board-approved educational course on chemical dependency, and pay a fine in the amount of \$900.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

18. Wages, II, Stephen Carlton – RN, 1-110276

Mr. Wages signed a Consent Order that would place his RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require him to successfully complete Board approved educational courses chemical dependency, documentation and medication safety, and pay a fine in the amount of \$600.00.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

19. Hammett, Lisa Diane McClellan – LPN, 2-033273

Ms. Hammett signed a Consent Order that would suspend her LPN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens;

(e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Hammett's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

20. Eaton, Kim Jan Kizziah – RN, 1-063663

Ms. Eaton signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and critical thinking, and pay a fine in the amount of \$600.00.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

21. Worley, Bonny Elizabeth – RN, 1-115107

Ms. Worley signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$600.00.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

22. Dunlap, Jonathan Mark – RN, 1-117608

Mr. Dunlap signed a Consent Order that would suspend his RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a

comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Mr. Dunlap's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, he will be required to successfully complete a Board-approved educational course on professional accountability, and pay a fine in the amount of \$1,300.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

23. Watts, Lakeitha Evette McCurdy – LPN, 2-057623

Ms. Watts signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, pay a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

24. Bradford, Julie Mae Dawson – RN, 1-101698 (Lapsed); LPN, 2-047556 (Lapsed)

Ms. Bradford signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and medication errors, and pay a fine in the amount of \$900.00. Should Ms. Bradford attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

25. Frazier, Kizzy Naweesa Williams – LPN, 2-058206

Ms. Frazier signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability and ethics of nursing, and pays a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

26. Belcher, Cornelia Lashun – LPN, 2-058836

Ms. Belcher signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$600.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

27. Kimbrell, Jennifer Conway Reed – RN, 1-092627

Ms. Kimbrell signed a Consent Order that would place her RN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on documentation, and pay a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

28. Johnson, Dana Lynn Browning – LPN, 2-056778

Ms. Johnson signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully

complete Board-approved educational courses on documentation and professional accountability, and pay a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

29. Hay, Terri Lee Blair – LPN, 2-056531

Ms. Hay signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on professional accountability and documentation, and pay a fine in the amount of \$600.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

30. Griggs, Lisa Chree Simmons – LPN, 2-057838

Ms. Griggs signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking and dementia in the elderly, and pays a fine in the amount of \$600.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

31. Greeley, Lisa Janine Stringfellow – RN, 1-065157

Ms. Greeley signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

32. Hudson, Heather Michelle – RN, 1-098251; LPN, 2-039023 (Lapsed)

Ms. Hudson signed a Consent Order that would place her RN license on probation until such time as she provides evidence of successful completion of a Board-approved educational course professional accountability, pays a fine in the amount of \$300.00.

On March 18, Ms. Price moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

33. Boyd, Jennifer Pilkerton – RN, 1-094522

Ms. Boyd signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Boyd's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$500.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

34. Lightcap, Theresa Lynn Durbrock – RN, 1-044574

Ms. Lightcap signed a Consent Order that would issue her a public reprimand.

On March 18, Dr. Lavender moved that the Board accept the Consent Order with the correction to Conclusions of Law #2: Licensed Practical Nurse should be Registered

Nurse. Ms. Pugh seconded. Motion carried without objection.

35. Harris, Tavares Laron – LPN Exam Applicant

Mr. Harris signed a Consent Order that would allow him to take the NCLEX-PN®, and if successful, issue him a public reprimand and require him to pay a fine in the amount of \$300.00.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

36. Robertson, Shannon Sherece – RN, 1-119276

Ms. Robertson signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

37. Miller, Jocelyn Renee – RN Exam Applicant

Ms. Miller signed a Consent Order that would allow her to take the NCLEX-RN®, and if successful, issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

38. Swanson, Patti Jean Watson – LPN, 2-037158

Ms. Swanson signed a Consent Order that would issue her a public reprimand.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

39. Johnson, Melissa Jean Nichols – LPN Exam Applicant

Ms. Johnson signed a Consent Order that would allow her to take the NCLEX-PN®, and if successful, issue him a public reprimand and require him to pay a fine in the amount of \$300.00.

On March 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

40. Enyong, Alice Manyong – LPN Endorsement Applicant

Ms. Enyong signed a Consent Order that would approve her LPN endorsement application and issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

41. Barreras, Paige Elaine Lawrence – LPN, 2-045435

Ms. Barreras signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

42. Moore, Tammie Sharonda – LPN, 2-060652; RN Exam Applicant

Ms. Moore signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

43. Griffin, Phillip Gregory – LPN, 2-055147

Mr. Griffin signed a Consent Order that would issue him a

public reprimand and require him to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

44. Pope, Belinda Gail Hunt – LPN, 2-044115

Ms. Pope signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

45. Tyner, Tricia Lashon – LPN, 2-060772

Ms. Tyner signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

46. Brown, Alicia Colleen Blankenship – RN, 1-103532 (Lapsed)

Ms. Brown signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

47. Walker, Anna Marie Hoffman – RN, 1-081901

Ms. Walker signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

48. Neidhardt, Diane Ellen Luck – RN, 1-079091

Ms. Neidhardt signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

Dr. Autrey recused herself from the discussion and vote concerning Ms. Neidhardt.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

49. Brady, Yvette Lavonne Jinright – RN, 1-061389

Ms. Brady signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

50. Varden, Teresa Darlene – RN, 1-116506

Ms. Varden signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

51. Cox, Carol Lynn Flanagan – RN, 1-095447; LPN, 2-049360 (Lapsed)

Ms. Cox signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

52. Bryant, Misty Lynn – RN, 1-122725

Ms. Bryant signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

53. Davis, Cynthia Lynn Singleterry – RN, 1-094622; LPN, 2-046466 (Lapsed)

Ms. Davis signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$900.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

54. Hannah, Vicki Lynn Sullivan – RN, 1-030549; CRNP

Ms. Hannah signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Dearman seconded. Motion carried without objection.

55. Newell, Melissa Diane – RN, 1-064052; CRNA

Ms. Newell signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$1,000.00.

On March 18, Ms. LaRue moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

56. Sauls, Rita Lajuana Grady – RN, 1-039839

Ms. Sauls signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On March 18, Ms. Pugh moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

B. Reinstatement: Consent Orders

1. Baker, Julie Anne Hollis – RN, 1-044776

Ms. Baker signed a Consent Order that would reinstate her RN license on probation for a period of thirty-six months, with chemical dependency stipulations, require her to successfully complete Board-approved educational courses on professional accountability and the Board provided mandatory course, and pay a fine in the amount of \$1,000.00.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

2. Brewster, Steven Van – RN, 1-026089

Mr. Brewster signed a Consent Order that would reinstate his license on probation for a period of sixty months, with chemical dependency stipulations, require him to successfully complete a Board-approved educational course on professional accountability and the Board provided mandatory course, and pay a fine in the amount of \$1,000.00.

On March 18, Dr. Lavender moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried with one opposition (Mr. Pugliese).

C. Formal Hearings

On March 18, Ms. Pugh moved that the Board enter into Executive Session in its capacity as a quasi-judicial body to deliberate and discuss evidence and testimony presented during contested case hearings and vote on the outcomes. Ms. LaRue seconded. Motion carried without objection.

Dr. Autrey reported that the Board would reconvene in open session at approximately 9:45 a.m.

The Board returned to open session at 9:53 a.m.

1. Capshaw, Steven Michael – RN, 1-076578 (Lapsed)

On March 18, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Capshaw’s RN license. Dr. Lavender seconded. Motion carried without objection.

2. Dunkin, Gina Hartzog – LPN, 2-058607 (Active/Probation)

On March 18, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Dunkin’s LPN license. Ms. LaRue seconded. Motion carried without objection.

3. Hall, Lori A. – LPN Endorsement Applicant

On March 18, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Hall’s LPN endorsement application. Mr. Howard seconded. Motion carried without objection.

4. Hodges, Bemmer Dean – LPN, 2-050367 (Lapsed)

On March 18, Ms. Price moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Hodges’ LPN license. Mr. Howard seconded. Motion carried without objection.

5. Hofer, Susan Marie – RN, 1-036575

On March 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, but reject the Recommendation of the Hearing Officer because respondent failed to provide sufficient evidence to justify the termination of the VDAP Agreement, and respondent needs to continue to be monitored; and deny the request for early termination. Ms. Hopkins seconded. Motion carried with one opposition (Ms. Wright).

6. Miller, Tasha Leigh St. John – LPN, 2-054439 (Lapsed)

On March 18, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Miller’s LPN license. Mr. Howard seconded. Motion carried without objection.

7. Ned, Latoya Ashia – LPN Endorsement Applicant

On March 18, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Ned’s LPN endorsement application. Ms. Hopkins seconded. Motion carried without objection.

8. Shaw, Cindy Leigh Southern – RN, 1-055516 (Lapsed)

On March 18, Ms. Hopkins moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve Ms. Shaw’s reinstatement of a lapsed license application and issue her a public reprimand. Ms. Pugh seconded. Motion carried with one opposition (Ms. Bullard).

- D. Reinstatements – Formal Hearings

There were no reinstatement formal hearings.

XIII. REPORTS OF MEETINGS ATTENDED

- A. NCSBN Midyear Meeting, Chicago, IL – March 14-16, 2011

Ms. Hopkins, Ms. Pugh, Mr. Howard, and Dr. Autrey reported on their attendance at the NCSBN Midyear Meeting.

Ms. Pugh provided a written report.

- B. 2011 NCSBN Annual Institute of Regulatory Excellence Conference, Orlando, FL – February 8-11, 2011

No one attended the Annual Institute of Regulatory Excellence Conference.

XIV. NEXT MEETING

April 21, 2011, 9:00 a.m., Suite 350, RSA Plaza

XV. OTHER

- Ms. Lee reported that Dr. Linda Forte, Program Director, and Dr. Bradford from Stillman College arrived at the Board office on the afternoon of March 17. Ms. Lee could not serve them with the Order because they are represented by counsel but did outline the action taken by the Board.
- Ms. Lee reported that the Board received an Honorable Mention Award in Digital Government for the legal process simulation.
- The Board requested to review the nursing education program's systematic plans of evaluation that do not contain any data.
- Dr. Lavender expressed her appreciation to Ms. Lee for all of the hard work put into the Alabama Nursing Hall of Fame nominations.
- Mr. Howard thanked Ms. Lee for her forward thinking and her willingness to consider hiring state employees who have been laid off.
- Ms. Lee reported that she did invite Governor Bentley to a Board meeting but has not received a response.

XVI. BOARD MEETING DEBRIEFING

XVII. ADJOURNMENT

The meeting adjourned at 10:30 a.m. on March 18, 2011.

Pamela Autrey, President

Sharon Pugh, Secretary

Submitted by: _____
Recorder: Leslie Vinson
03/17-18/2011