

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2010-2011

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

September 15-16, 2011

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:03 a.m. on September 15, 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; Maggie Lee Hopkins, LPN; Gregory Howard, LPN; Martha G. Lavender, RN, DSN; 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: Jennifer Broomfield, Chief Fiscal Officer; Charlene Cotton, MSN, RN, Advanced Practice; Katie Drake-Speer, MSN, RN, Education; Carolyn Morgan, MSN, RN, Practice/Continuing Education; Tina Leonard, Docket Clerk; Dawn Daniel, MSN, RN, Probation Nurse Consultant; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Cathy Boden, MSN, RN, Legal Nurse Consultant; LaDonna Patton, MSN, RN, Legal Nurse Consultant; Frank Mitchell, Chief Special Investigator; David Pinnock, Special Investigator; Wyatt Gantt, Special Investigator; Nate Nunnelley, Special Investigator; Danny Bond, Special Investigator; and Alice Maples Henley, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with ten Board members present on September 15, and eleven members present on September 16. Greg Pugliese, JD, was not present on September 15. Catherine Dearman, RN, PhD, and Lynda F. LaRue, RN, ADN, CMTE, were not present for the meeting.

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

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

- II.A. July 21-22, 2011 Board Meeting Minutes
- II.B. August 18, 2011 Board Meeting Minutes
- III.A. Board Action Follow-up
- V.A. FY 2010 3rd Quarter NCLEX-PN® Results
- V.B. FY 2010 3rd 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 September 15, Dr. Lavender moved that the Board adopt the Consent Agenda. Mr. Howard seconded. Motion carried without objection.

3. Adoption of Agenda

On September 15, Dr. Lavender moved that the Board adopt the Agenda, as amended. Mr. Howard seconded. Motion carried without objection.

II. REVIEW OF MINUTES

A. July 21-22, 2011 Board Meeting Minutes

The July 21-22, 2011 Board Meeting Minutes were accepted on the Consent Agenda.

B. August 18, 2011 Board Meeting Minutes

The August 18, 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.

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2011 3rd Quarter NCLEX-PN® Results

The 3rd Quarter NCLEX-PN® Results for FY 2011 were accepted on the Consent Agenda.

B. FY 2011 3rd Quarter NCLEX-RN® Results

The 3rd Quarter NCLEX-RN® Results for FY 2011 were accepted on the Consent Agenda.

VI. REPORTS

A. Executive Officer

1. Report

Ms. Lee reported that 1,402 out of 19,233 LPNs have renewed so far. Fourteen renewed retired.

The Examiners of Public Accounts is conducting the legal compliance audit.

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>
Greenwell, Jo Anne	1-049652	06/29/2011
Woods, Juanita Faye	1-013841	06/29/2011
Ellis, Jeffrey Perham	1-099866	07/01/2011
Douglas, Cheryl Elaine	1-101253	07/06/2011
Shariett, Jimmie Leo	2-055028	07/07/2011
Watwood, Anika Danielle	2-060507	07/11/2011
Pugh, Christina Alexandria	2-053880	07/11/2011
Kimbrell, Jennifer Conway	1-092627	07/11/2011
Herrick, Cindy Darlene	1-062861	07/11/2011
Herrick, Jahn Damien	1-088280	07/11/2011
Lowery, Paula Renee	2-040146	07/13/2011
Ott, Ryan Derek	2-045616	07/13/2011
Washington, Betty Jaye	2-051851	07/15/2011
Taylor, Nancy Marie	1-049659	07/15/2011
Butler, Christopher Charles	1-126139	07/15/2011
Abrams, Jacquelyn Yvonne	1-040454	07/19/2011
Johnson, Karen Denise	1-120517; 2-036795	07/19/2011
Baisden, Rebecca Crystal	1-118791	07/20/2011
McKelvey, Christy Nicole	1-119994	07/20/2011
Moseley, Richard Martin	2-044446	07/22/2011
Moncrief, Kristin Leigh	1-097851	07/25/2011
Howard, Tamara Lynne	1-066687	08/01/2011
Kimbrell, April Larae	2-047947	08/05/2011

Jenkins, Elizabeth Ann	2-028374	08/08/2011
Whitney, Bonnie Sue	2-037662	08/10/2011
Colvin, Jodi Lafonda	1-077171	08/10/2011
Twilley, Carol Lynn	1-056766	08/10/2011
Dean, Janet Zona	1-039717	08/11/2011
Ethridge, Sherry Darlene	2-037382	08/11/2011
Welch, Tammy Marie	2-060115	08/11/2011
Prickett, Kristin Ann	1-093848	08/12/2011
Creel, Hannah	1-088642	08/16/2011
Goodgame, Eleanor A.	1-027168	08/17/2011
Casey, Tania M.	1-111650	08/24/2011
Guy, Kristen Leigh-Ann	1-102716	08/24/2011
Hargrove, Vickie Sue	2-031741	08/25/2011
May, Charles Colby	1-049941; 2-026095	08/26/2011

2. FYI

Ms. Lee provided a copy of a letter from Calhoun Community College announcing Dr. Lynn S. Hogan, DNP, RN, as the Nursing Program Director.

3. Board Member Compensation

Ms. Lee reported that the Board establishes Board member compensation each September in compliance with ABN Administrative Code, Rule 610-X-1-.12(1-2).

Current Board compensation is \$161 per day and has been that amount for three years. The President receives an additional \$161 per month.

On September 15, Ms. Cauley moved that the Board increase Board member compensation to \$175 per day. Ms. Bullard seconded. Motion failed with seven oppositions (Ms. Stewart, Ms. Wright, Ms. Price, Ms. Pugh, Dr. Lavender, Mr. Howard and Ms. Hopkins).

On September 15, Dr. Lavender moved that the Board maintain Board compensation at \$161 per day. Ms.

Wright seconded. Motion carried without objection.

On September 15, Ms. Wright moved that the Board maintain an additional \$161 per month for the Board President. Dr. Lavender seconded. Motion carried without objection.

B. Executive Committee

1. President's Report

There was no report from the President.

C. Financial Reports

1. Reports

Ms. Broomfield 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 July 31, 2011, was presented. Ms. Broomfield also provided a cost allocation report with a breakdown of expenditures by program and object codes, along with a report of dishonored checks through July 31, 2011. Ms. Broomfield provided a variance report reflecting actual expenditures and revenue variances from the budget through July 31, 2011, and cash balance as of July 31, 2011.

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

2. Selection of Post-Baccalaureate Scholarships

Ms. Broomfield reported that the **Code of Alabama, 1975**, Section 34-21-60, authorizes the Board to annually award fifteen scholarships in the amount of \$3,800.00 each for post-baccalaureate nursing education. ABN Administrative Code, Chapter 610-X-11, addresses the candidate qualifications, scholarship conditions, selection of recipients, scholarship payments, and consequences of failure to comply with the conditions. The legislature appropriated \$22,945 for FY 2012, which reduces the award to \$1,529.67 each.

Of the fifty-seven applicants, twelve were ineligible – one did

not have a BSN, two were obtaining a certificate, two did not submit a transcript, four submitted ineligible proofs of residency and three did not meet the deadline for submission. Eight applicants applied for both scholarships.

The committee members consisting of the Executive Officer, one nurse consultant and the Operations Manager were supplied with application summaries for each eligible applicant, a copy of the ABN Administrative Code Chapter 610-X-11 for qualifications and criteria for selection, and a tally sheet to list their top fifteen choices. Applicant codes were used so the names of the individuals were not known to the committee members. The committee members returned the tally sheet to the Chief Fiscal Officer for tabulation.

Those applicants receiving unanimous or near unanimous approval from the tally sheets were automatically selected. The remainder of the applicants were reviewed to ensure the recipients/alternates were geographically distributed throughout the state as required.

Ms. Broomfield reported that scholarship amount increased to \$1,689 due to \$2,300 that rolled over from FY 2011 that was not used.

Ms. Broomfield provided a list of proposed recipients and alternates recommended by the committee and a map for the geographic distribution.

On September 15, Dr. Lavender moved that the Board award the post-baccalaureate nursing scholarship to the applicants recommended by the staff, and in the event any of those selected either refuse the scholarship or are determined ineligible, approve the ranked alternates to replace them. Mr. Howard seconded. Motion carried without objection.

3. Selection of Education Instructor Scholarships

Ms. Broomfield reported that legislation was passed during the 2011 legislative session appropriating \$172,945 of Education Trust Funds to the Board of Nursing to administer scholarships for nurses. During FY 2012, ABN will administer two scholarship programs: 1) \$22,945 for the Post-Baccalaureate Nursing Education Scholarship which is

covered in the ABN Administrative Code, Chapter 610-X-11; and 2) \$150,000 earmarked to “be expended exclusively for scholarships for advanced degrees to train instructors to teach nursing classes in Alabama colleges and universities”.

At the July board meeting, the Board approved the following guidelines for the \$150,000 earmarked funds since the only legislative restriction is it be spent for advanced degrees to train instructors to teach nursing classes in Alabama colleges and universities: 1) twenty scholarships in the amount of \$7,500 each for both masters and doctoral recipients; 2) Qualifications: (a) must have been a resident of Alabama for a period of at least one year immediately preceding application with two proofs of residency; (b) must have an active unencumbered Alabama registered nurse license; (c) must have been admitted to an accredited program seeking an advanced degree enabling the candidate to train instructors to teach nursing classes in Alabama colleges and universities, applicants may attend programs outside the state, if professionally accredited; (d) must hold or substantially meet the requirements for a baccalaureate degree in nursing from an accredited school of nursing; an official transcript or certification from the registrar stating requirements were met is required; (e) must agree to teach nursing full-time in an Alabama college or university for at least one year immediately after graduation; (f) must be a person of good character; and (g) must submit a completed application with all required documentation on or before August 01, 2011.

The Board also approved the following scholarship conditions: (a) must teach nursing full-time in an Alabama college or university for at least one year immediately following completion of the graduate program; (b) must attend school for at least six (6) hours for two consecutive semesters and funds must be disbursed prior to October 1, 2012; (c) must sign a promissory note and an agreement to fulfill obligations; and (d) must keep the Board informed of the status of the above conditions and must immediately inform the Board of the failure to comply with the conditions.

The Board approved the following guidelines for selection of scholarship recipients: (a) applicants already teaching at a school of nursing; (b) students at Alabama schools seeking doctorate in nursing, other doctoral degree in a health related field, MSN or other master’s degree in a health

related field; (c) students at schools outside Alabama seeking doctorate in nursing, other doctoral degree in a health related field, MSN, or other master's degree in a health related field; and (d) recipients of this scholarship may not receive the Post-Baccalaureate Nursing Education Scholarship.

Of the thirty-six applications received, five were ineligible – two did not have a BSN or certification from the registrar, one did not submit transcripts, two did not meet the deadline and were late. Eight applicants applied for both scholarships.

The committee members consisting of the Executive Officer, one Nurse Consultant and the Operations Manager were supplied with application summaries for each eligible applicant, qualifications and criteria for selection, and a tally sheet to list their top choices. Applicant codes were used so the names of the individuals were not known to the committee members. The committee members returned the tally sheet to the Chief Fiscal Officer for tabulation.

Those applicants receiving unanimous or near unanimous approval from the tally sheets were automatically selected. The remainder of the applicants were reviewed to ensure the guidelines listed above were followed.

Ms. Broomfield provided a list of proposed recipients and alternates recommended by the committee and a map for the geographic distribution.

On September 15, Ms. Price moved that the Board award the education scholarship to the applicants recommended by the staff, and in the event any of those selected either refuse the scholarship or are determined ineligible, approve the ranked alternates to replace them. Mr. Howard seconded. Motion carried without objection.

4. Out of State Travel Changes

Ms. Weaver reported that in July the Finance Department in conjunction with the Governor's Office announced several new procedures and forms related to out of state travel. All travel beginning on or after October 1, 2011 will be subject to the new forms and policies. The Finance Department requests that individuals travel out of state only when

absolutely necessary and that they use the most economical and efficient means of transportation. Finance has also requested that agencies plan and coordinate travel, such as sharing taxi service while at an event.

All meals claimed for reimbursement will require a receipt. If no receipt is provided, no reimbursement can be claimed. Vehicle travel is allowed for out of state travel within an approximate 150 mile radius of Montgomery or the traveler's base.

Ms. Broomfield provided copies of the out of state travel procedures and an out of state map for the Board's information and review.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from July 1, 2011 through August 25, 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 Report

There was not a report from the Assistant General Counsel as this position is vacant.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of August 26, 2011 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of August 26, 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 August 26, 2011 was

accepted, as information, on the Consent Agenda.

6. Probation Monitoring Report

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 August 25, 2011 was accepted, as information, on the Consent Agenda.

7. Public Records Request

A written report on the number of public records request completed between July 1, 2011 and August 26, 2011 was accepted, as information, on the Consent Agenda.

E. Operations/Personnel Report

A written report of the Board's operations and personnel was accepted, as information, on the Consent Agenda.

F. Licensing Division

A written report on the number of licenses issued from October 1, 2010, through August 24, 2011, was accepted, as information, on the Consent Agenda.

G. Board Member Attendance

A written report on Board member attendance was accepted as information on the Consent Agenda.

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. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the roster included in the Board packet was the incorrect roster. The Joint Committee is scheduled to meet September 20, 2011, to review the applications for collaboration with Alabama physicians as listed in the roster.

The roster includes applications that meet the criteria for fast track approval. Applications for remote site practice, collaboration without a covering physician, additional skills and/or special formulary will be presented to the Joint Committee at the September 20 meeting. The Board of Medical Examiners (BME) will receive the Joint Committee's recommendations on September 21 and consider the applications for approval. Upon approval by both Boards, the applicants will be notified.

Pending recommendation from the Joint Committee, the ABN may proceed with approval of the applications for remote site practice, collaboration without a covering physician, additional skills and/or special formulary. Applications that are not approved will be reported to the ABN at the October meeting.

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

On September 15, Ms. Wright moved that the Board approve applicants 1 – 46 for collaborative practice as listed in the roster, and approve applicants 47- 192 for collaborative practice pending recommendation from the Joint Committee on September 20, 2011. Ms. Cauley seconded. Motion carried without objection.

IX. PRACTICE AND CONTINUING EDUCATION

A. Practice

1. Report

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

B. Continuing Education

1. Report

A written report on Continuing Education Provider applications and quarterly audit, and a CE plan update 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. Education Subcommittee

Ms. Drake-Speer reported that the Board established the Education Subcommittee and charged the committee to review the systematic plan of evaluation and the annual report of nursing education. The committee made a report to the Board at its regular August meeting.

Ms. Drake-Speer conducted a power point presentation showing the screen shots.

The Board reviewed the Education Subcommittee recommendations and made minor changes.

On September 15, Mr. Howard moved that the Board accept the recommendations of the Education Subcommittee, as amended. Ms. Hopkins seconded. Motion carried without objection.

XI. DECLARATORY RULING

A. Stephen B. Eberhart

Ms. Lee reported that on April 19, 2011, Stephen Eberhart applied for licensure as an RN by endorsement from Minnesota. Mr. Eberhart graduated from Excelsior College in New York. He is presently licensed in Georgia. Although he is a resident of Alabama, he works in Georgia because he was licensed there. Following a review of Mr. Eberhart's materials, he was notified that he was not eligible for Alabama licensure as he did not meet the requirements of the law. He was advised that he could file a petition for declaratory ruling if he wanted the Board to consider his application.

Excelsior College does not have clinical as part of its program. While there is a clinical performance evaluation, it does not come close to meeting the prelicensure clinical required in Alabama approved nursing programs. In order to be endorsed, the law specifies that the school from which the applicant graduated has to be substantially similar to approved programs. In the past, the Board considered that LPNs who went to the Excelsior program could be considered for licensure by exam or endorsement if they had the clinical experiences in their LPN program. As a result, the Executive Officer reviews all applications. Mr. Eberhart's only nursing courses are those through Excelsior. Prior to Excelsior, he worked as a respiratory therapist. His explanation is that he learned more than an LPN because he went to different areas of the hospital. Because he is not an LPN and has not met the clinical requirement, he was advised that a Petition for Declaratory Ruling was the appropriate means for his application to be considered by the Board.

In ongoing communication with the Alabama Commission on Higher Education (ACHE), Excelsior is not in compliance with other Alabama law. Excelsior is not registered with the Secretary of State as a foreign corporation, does not have a private school license, and has never been approved by ACHE. Excelsior's legal counsel has a different opinion. Thus, the legality of Excelsior offering services to Alabama students is unclear as to how that relates to licensure application.

Ms. Lee provided copies of the Petition for Declaratory Ruling, and the endorsement application and accompanying materials for the Board's information and review.

The Board reviewed and discussed the information provided.

On September 15, Ms. Cauley moved that the Board deny Mr. Eberhart's endorsement application because he has not demonstrated that he meets the legal requirements for licensure. Upon the Board's receipt of evidence that he has had clinical education from an approved school of nursing in the areas of psychiatric, maternal/infant, and pediatric nursing, his application will be reconsidered. Dr. Lavender seconded. Motion carried without objection.

B. Elizabeth Zwagil

Ms. Lee reported that on April 4, 2011, Elizabeth Zwagil applied for

licensure as an RN by endorsement from Tennessee. Ms. Zwagil is a resident of Florida. Following a review of Ms. Zwagil's materials, she was notified that she was not eligible for Alabama licensure as she did not meet the requirements of the law. She was advised that she could file a petition for declaratory ruling if she wanted the Board to consider her application.

Excelsior College does not have clinical as part of its program. While there is a clinical performance evaluation, it does not come close to meeting the prelicensure clinical required in Alabama approved nursing programs. In order to be endorsed, the law specifies that the school from which the applicant graduated has to be substantially similar to approved programs. In the past, the Board considered that LPNs who went to the Excelsior program could be considered for licensure by exam or endorsement if they had the clinical experiences in their LPN program. As a result, the Executive Officer reviews all applications. Ms. Zwagil's only nursing courses are those through Excelsior. Prior to Excelsior, she worked as a respiratory therapist. She has slightly more than a decade of RN experience. Because she is not an LPN and has not met the clinical requirement, she was advised that a Petition for Declaratory Ruling was the appropriate means for her application to be considered by the Board.

In ongoing communication with the Alabama Commission on Higher Education (ACHE), Excelsior is not in compliance with other Alabama law. Excelsior is not registered with the Secretary of State as a foreign corporation, does not have a private school license, and has never been approved by ACHE. Excelsior's legal counsel has a different opinion. Thus, the legality of Excelsior offering services to Alabama students is unclear as to how that relates to licensure application.

Ms. Lee provided copies of the Petition for Declaratory Ruling and the endorsement application and accompanying materials for the Board's information and review.

On September 15, Ms. Price moved that the Board deny Ms. Zwagil's endorsement application because she has not demonstrated that she meets the legal requirements for licensure. Upon the Board's receipt of evidence that she has had clinical education from an approved school of nursing in the areas of psychiatric, maternal/infant, and pediatric nursing, her application will be reconsidered. Ms. Wright seconded. Motion carried without objection.

XII. DISCIPLINARY CASES

On September 16, 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. Price 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 8:57 a.m. and voted on the Consent Orders.

A. Consent Orders

1. Farrow, Shelly Marie Haywood – LPN, 2-043325

Ms. Farrow signed a Consent Order that would place her LPN license on probation, with practice-related stipulations, for a period to run concurrent with her Court-ordered probation.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

2. Robinson, Sherine – LPN, 2-061049; RN Exam Applicant

Ms. Robinson signed a Consent Order that would allow her to take the NCLEX-RN®, and if successful, her license when issued will be placed on probation for a period to run concurrent with her Court-ordered probation but not less than twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on critical thinking, and pay a fine in the amount of \$600.00. Ms. Robinson's LPN license is subject to the same terms and conditions.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

3. Savage, Rebecca Lee Nabors – RN, 1-035455; CRNP

Ms. Savage signed a Consent Order that would place her license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on Advanced Practice Nurse (APN) Standards, Approval and Renewal, and APN Regulations for CRNP and CNM in Collaborative Practice, and pays a fine in the amount of \$500.00.

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

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

4. Champion, Lara Michelle Bryant Johnston – RN, 1-102322

Ms. Champion signed a Consent Order that would terminate her May 21, 2010 Order upon the Board's acceptance of this instant Order that would suspend her RN license for a minimum of six months, and 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 and compliance with all treatment recommendations; (b) entry into and full participation in an aftercare program; (c) negative random monthly urine drug screens; (d) active participation in Twelve Step Meetings; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Ms. Champion'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 September 16, Mr. Puglese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

5. Hepburn, Susan Diane Gray – RN, 1-071369

Ms. Hepburn signed a Consent Order that would terminate her January 22, 2010 Order upon the Board's acceptance of this instant Order that would place her RN license on

probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on critical thinking, legal/ethical aspects of nursing and documentation, and pay a fine in the amount of \$500.00.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

6. Likely, Lyndia Joyce Kent – RN, 1-109654; LPN, 2-049638 (Lapsed)

Ms. Likely signed a Consent Order that would terminate her March 22, 2009 Order upon the Board's acceptance of this instant Order that would suspend her license until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking and anger management, and pays a fine in the amount of \$500.00. Upon reinstatement, Ms. Likely's license will be placed on probation for a period of twenty-four months, with practice-related stipulations. Should Ms. Likely attempt to renew her LPN license, it too would be subject to the same terms and conditions.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

7. MacMahon, Angela Marie – RN, 1-106623

Ms. MacMahon signed a Consent Order that would terminate her March 20, 2009 Order upon the Board's acceptance of this instant Order that would suspend her LPN license for a minimum of three months and until such time as the Board is in receipt of satisfactory documentation of: (a) payment of a fine in the amount of \$1000.00; (b) successful completion of Board-approved educational courses on critical thinking and medication safety; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. Upon reinstatement, Ms. MacMahon's license will be placed on probation for a period of thirty-six months, with practice-related stipulations, and she will be required to complete an RN refresher course within one year of reinstatement. 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.

Dr. Lavender recused herself from the discussion and vote concerning Ms. MacMahon.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

8. Smith, Xaviera Rose – LPN, 2-059275

Ms. Smith signed a Consent Order that would terminate her September 17, 2010 Order upon the Board's acceptance of this instant 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; (g) payment of appropriate fees. If deemed in need of treatment, Ms. Smith's 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 critical thinking, and pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Smith'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 a Board-approved educational course on critical thinking, 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

9. Torbert, Elizabeth Shawn Gambill – LPN, 2-056756

Ms. Torbert signed a Consent Order that would terminate her January 21, 2011 Order upon the Board's acceptance of this instant Order that would suspend her LPN license for a minimum of six months, and until such time as the Board is in receipt of satisfactory documentation of: (a) payment of a fine in the amount of \$600.00; (b) successful completion of a Board-approved educational course on critical thinking; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. Upon reinstatement, Ms. Torbert's license will be placed on probation for a period of thirty-six months, with illegal/illicit drug-use 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

10. Baughn, Amanda Lenah Huguley – RN, 1-121744

Ms. Baughn 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 Board-approved educational courses on medication errors and professional accountability, and pay a fine in the amount of \$300.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

11. Collins, Barbara Sheree – LPN, 2-060909

Ms. Collins 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 documentation, and pays a fine in the amount of \$300.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion

carried without objection.

12. Elkins, Sharon Faye Byrd – RN, 1-100060

Ms. Elkins 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 \$300.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

13. Howell, Brenda Joyce – LPN, 2-036521

Ms. Howell 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) payment of appropriate fees. If deemed in need of treatment, Ms. Howell's license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, she will be required to successfully complete Board-approved educational courses on documentation and professional accountability, and pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Howell'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 courses on chemical dependency, documentation and professional accountability, and pay a fine in the amount of \$1000.00. 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 September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

14. Landrum, Mary Ann – RN, 1-056521

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

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

15. Lucas, Gregory M. – LPN, 2-054672

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

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

16. Pearson, Lynne Elizabeth Edgar – RN, 1-069573

Ms. Pearson 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 Board-approved educational courses on patient privacy, professional accountability and medication errors, and pay a fine in the amount of \$300.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

17. Reese, Brandy Leigh Ivie – RN, 1-109460

Ms. Reese signed a Consent Order that would suspend her

RN license until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking and ethics of nursing practice, and pays a fine in the amount of \$1,000.00. Upon reinstatement, Ms. Reese'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 September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

18. Smith, Kristen Daniella Sumner – LPN, 2-058295

Ms. Smith 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, patient safety and documentation, and pay a fine in the amount of \$500.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

19. Upton, Barbara Louise Harden – LPN, 2-053250

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

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

20. Allen, Lisa Jo – LPN, 2-058832

Ms. Allen was deleted from the Agenda.

21. Cotten, Shellie Ann Adams – LPN, 2-061335

Ms. Cotten 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 a Board-approved educational course on chemical dependency and pay a fine in the amount of \$300.00.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

22. Glaude, Mark Da Rell – RN, 1-103785

Mr. Glaude 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 and mental health 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. Glaude's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and he 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, his license status will be considered as and listed as revoked.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

23. Holcomb, Elihue Kimble – RN, 1-098507; CRNA

Mr. Holcomb 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 a Board-approved educational course on chemical dependency and pay a fine in the amount of \$300.00.

Ms. Wright recused herself from the discussion and vote concerning Mr. Holcomb.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

24. Humphrey, Bethany Anne Beard – RN, 1-095928

Ms. Humphrey 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. Humphrey'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 \$1,300.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

25. Kelly, Catherine Birk – RN, 1-121074

Ms. Kelly 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.

Kelly'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.

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

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

26. Mathews, Shannon Leigh – LPN, 2-032595

Ms. Mathews 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 a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$600.00.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

27. Miller, Sara Alice – LPN, 2-053032

Ms. Miller 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 a Board-approved educational course on chemical dependency and pay a fine in the amount of \$300.00.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

28. Pettus, Marcy Teon – LPN, 2-057298

Ms. Pettus 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 a Board-approved educational course on chemical dependency and pay a fine in the amount of \$300.00.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

29. Roden, Jennifer Leigh – RN, 1-108689

Ms. Roden 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. Roden'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 \$1,300.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On September 16, Dr. Lavender moved that the Board reject the Consent Order. Ms. Price seconded. Motion carried without objection.

30. Sweatt, Anthony B. – RN, 1-115345

Mr. Sweatt was deleted from the Agenda.

31. Weaver, Kathleen Chaufty – RN, 1-042357

Ms. Weaver signed a Consent Order that would place her RN license on probation, 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 September 16, Dr. Lavender moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried without objection.

32. Aaron, Chrisy Jean Sparks – RN, 1-073163; LPN, 2-034281 (Lapsed)

Ms. Aaron signed a Consent Order that would place her RN license on probation, 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. Should Ms. Aaron attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

33. Blackman, Brenda Jean Gray – RN, 1-037968; LPN, 2-011168 (Lapsed)

Ms. Blackman 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 Board-approved educational courses on professional accountability and ethics of nursing, and pay a fine in the amount of \$900.00. Should Ms. Blackman attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

34. Bowen, Allison Hildreth – RN, 1-117809 (Lapsed)

Ms. Bowen signed a Consent Order that would suspend her RN license until such time as she provides evidence of successful completion of Board-approved educational courses on HIPPA for health care professionals and ethics of nursing, and pays 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.

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

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

35. Harrell, Barbara Ann Thomas – LPN, 2-020754

Ms. Harrell 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 standards of practice and scope of practice and patient privacy, and pays a fine in the amount of \$500.00.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

36. Jones-Storey, Melissa – LPN, 2-056181

Ms. Jones-Storey 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 practice and medication safety, and pays a fine in the amount of \$1,000.00.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

37. Lane, Gina Yvonne Mayton – RN, 1-111050; LPN, 2-037374 (Lapsed)

Ms. Lane 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 on professional accountability, and pays a fine in the amount of \$500.00. Should Ms. Lane attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

38. Purser, Cynthia Dawn Mason – LPN, 2-050282

Ms. Purser 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 and professional accountability, and pays 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

39. Swann, April Marie – RN, 1-105608

Ms. Swann 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 on patient privacy, and pays a fine in the amount of \$1,000.00.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

40. Alexander, Debra Leigh Robison – RN, 1-118433

Ms. Alexander signed a Consent Order that would terminate her August 6, 2010 VDAP Agreement upon the Board's acceptance of this instant Order that would place her RN license on probation for a period of sixty months, with chemical dependency stipulations, and require her to pay a fine in the amount of \$1,100.00.

On September 16, Ms. Wright moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

41. Nguyen, Hai Thi – RN Exam Applicant

Ms. Nguyen 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 \$300.00.

On September 16, Ms. Pugh moved that the Board accept the Consent Order. Ms. Cauley seconded. Motion carried without objection.

42. Brown, Dedra Denise Williams – RN, 1-099674

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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

43. Denmark, Misti Delena Meeks – RN, 1-101034

Ms. Denmark signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.0.

On September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

44. Harris, Martha Sue Goodwin – RN, 1-066632

Ms. Harris 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

45. Jones, Francine Clark – RN, 1-093969

Ms. Jones 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded.

Motion carried without objection.

46. Melochick, Melisa Dawn North – RN, 1-119350 (Lapsed)

Ms. Melochick 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

47. Moore, Misty Marlene Rhodes – LPN, 2-050077

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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.

48. Graham, Tina Marie Covas – RN, 1-115359

Ms. Graham 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

49. Ishee, Margaret Elaine – RN, 1-039510; CRNA

Ms. Ishee 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

50. Kerby, Barbara Lynn Walker – RN, 1-084216

Ms. Kerby 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 September 16, Mr. Pugliese moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

51. Glover, Tammy Sue – RN, 1-092820

Ms. Glover signed a Consent Order that would place her RN license on probation, stay the probation and place her license on lapsed status due to her medical condition.

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

B. Reinstatement: Consent Orders

1. Lyons, Christina Barbara Chrisman – RN, 1-069442

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

On September 16, Dr. Lavender moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

C. Formal Hearings

On September 16, Mr. Pugliese 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. Bullard 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 9:18 a.m.

1. Brazil, Alice Yvette – RN, 1-068198 (Lapsed); LPN, 2-030518 (Lapsed)

On September 16, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and revoke Ms. Brazil's license. Dr. Lavender seconded. Motion carried without objection.

2. Hodges, Victoria Linda Taylor – LPN, 2-038000

On September 16, Ms. Pugh 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. Ms. Hopkins seconded. Motion carried without objection.

3. Jones, Sharon Shana Mims – LPN, 2-044187 (Active/Probation)

On September 16, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Jones' LPN license. Ms. Bullard seconded. Motion carried without objection.

4. Short, Tracey Lynn Keeton – LPN, 2-057497 (Active/Probation)

On September 16, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Short's LPN license. Mr. Pugliese seconded. Motion carried without objection.

5. Smith, Nicole G. – LPN, 2-052478

On September 16, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Recommendation of the Hearing Officer to be consistent with similar cases, and suspend Ms. Smith's 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; (g) payment of appropriate fees. If deemed in need of treatment, Ms. Smith's license will be reinstated on probation for a period of sixty months, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Smith'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 a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$1000.00. 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. Dr. Lavender seconded. Motion carried without objection.

6. Stanton, Yvonne Annette Daffin – RN, 1-045422

On September 16, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Recommendation of the Hearing Officer to be consistent with similar cases, and place Ms. Stanton's 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. Dr. Lavender seconded. Motion carried without objection.

7. Wahl, Christie Diana Brewer – RN, 1-120145 (Lapsed)

On September 16, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Wahl's RN license. Ms. Cauley seconded. Motion carried without objection.

8. Washington, Rotondalyn Michelle Johnson – LPN, 2-046138 (Active/Probation)

On September 16, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Washington’s LPN license. Ms. Hopkins seconded. Motion carried without objection.

9. Williams, Becky Geeslin – RN, 1-070577

On September 16, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Williams’ license. Ms. Hopkins seconded. Motion carried without objection.

10. Williams, Diane Lynn Sealey – RN, 1-093157 (Lapsed/Probation); LPN, 2-036620 (Lapsed)

On September 16, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Williams’ license. Mr. Pugliese seconded. Motion carried without objection.

11. Ziegler, Natalie Lynn Neubarth – RN Endorsement Applicant

On September 16, Ms. Hopkins moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve Ms. Ziegler’s endorsement application and issue her a public reprimand and require her to pay a fine in the amount \$300.00. Ms. Wright seconded. Motion carried without objection.

D. Reinstatements – Formal Hearings

There were no formal hearing reinstatements.

XIII. POLICY

A. ABN Administrative Code, Rule 610-X-4-.14, Fee Schedule

Ms. Lee reported that the Board is required by regulations to review the fee schedule at each September meeting. "The Board shall set fees and charges annually. At each September meeting of the Board, the previous schedule of fees and charges shall be automatically readopted unless the Board proposes a revised schedule." (Ala. Admin Code, Rule 610-X-4-.14(7)).

A review of the fee schedule by staff led to some minor suggestions for increases. However, based on the current economy, the recommendation is that the Board adopt the fee schedule without changes.

Ms. Lee provided copies of ABN Administrative Code, Rule 610-X-4-.14, Fee Schedule for the Board's review and approval.

On September 15, Ms. Price moved that the Board readopt the current fee schedule, Rule 610-X-4-.14, Fees. Mr. Howard seconded. Motion carried without objection.

XIV. REPORTS OF MEETINGS ATTENDED

A. NCSBN Long-Term Care Conference: A Regulatory Perspective and Future Implications, Chicago, IL – August 23-24, 2011

Ms. Bullard and Mr. Howard reported on their attendance at the NCSBN Long Term Care Conference and provided written reports.

XV. NEXT MEETING DATE

October 20, 2011, RSA Plaza, Suite 350

XVI. OTHER

- Ms. Lee reviewed the Board action taken against the nursing education programs and reported that a review of the rules and hearing process will occur at the October meeting.
- Ms. Lee reported that the AUM Marketing Review will be presented to the Board at the October meeting.
- Ms. Lee reported NCSBN will invoice the Board for conference registration but other conferences will not invoice. If a Board member attends a conference that will not invoice, the Board member must pay the registration fee and get reimbursed.
- Ms. Lee reported that the Board members who are on NCSBN

committees still need Governor approval to travel out of state.

- Ms. Lee reported that she invited the Alabama Department of Public Health (ADPH) and the Nursing Home Association to a Board meeting to discuss long term care. Dr. Geary, ADPH, has agreed to come.
- Ms. Wright reported that she should be a Ph.D. by the October Board meeting.

XVII. BOARD MEETING DEBRIEFING

XVIII. ADJOURNMENT

The meeting adjourned at 9:21 a.m. on September 16.

Pamela Autrey, President

Sharon Pugh, Secretary

Submitted by: _____
Recorder: Leslie Vinson
09/15-16/2011