

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2011-2012

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

May 17-18, 2012

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:00 a.m. on May 17, 2012. The following Board members were present: Gregory D. Pugliese, JD, Secretary; Pamela Autrey, PhD., MSN, RN; Melissa Bullard, LPN; Catherine Dearman, RN, PhD; Maggie Lee Hopkins, LPN; Gregory Howard, LPN; Francine Parker, EdD, MSN, RN; Lynda F. LaRue, RN, ADN, CMTE; Carol Stewart, CRNP, MSN; and E. Laura Wright, MNA, CRNA, PhD. Genell Lee, MSN, RN, JD, Executive Officer, and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Charlene Cotton, MSN, RN, Advanced Practice Consultant; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Carolyn Morgan, MSN, RN, Practice/Continuing Education; Jennifer Broomfield, Chief Fiscal Officer; Howard Kenney, Special Investigator; David Pinnock, Special Investigator; Wyatt Gantt, Special Investigator; Nate Nunnelley, Special Investigator; Tina Leonard, Docket Clerk; Dawn Daniel, MSN, RN, Probation Nurse Consultant; Cathy Boden, MSN, RN, Legal Nurse Consultant; LaDonna Patton, MSN, RN; Patrick Samuelson, Assistant General Counsel; and Alice Maples Henley, General Counsel.

B. Declaration of Quorum

A quorum was declared with ten Board members present on May 17, and ten members present on May 18. Miriam Ellerbe, LPN, arrived at 9:05 a.m. on May 17. Carol Stewart, CRNP, MSN, was not present on May 18. Amy Price, MSN, RN, President, and Martha G. Lavender, RN, DSN, Vice-President, 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

III.B. EO Response to the 2011 Evaluation was added to the agenda.

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

- II.A. March 15-16, 2012 Board Meeting Minutes
- II.B. April 19, 2012 Board Meeting Minutes
- III.A. Board Action Follow-up
- V.A. FY 12 2nd Quarter NCLEX-PN Results
- V.B. FY 12 2nd Quarter NCLEX-RN Results
- VI.A.1. Executive Officer Report
- 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 May 17, Dr. Dearman moved that the Board adopt the Consent Agenda. Ms. Bullard seconded. Motion carried.

3. Adoption of Agenda

On May 17, Ms. LaRue moved that the Board adopt the Agenda, as amended. Mr. Howard seconded. Motion carried.

II. REVIEW OF MINUTES

A. March 15-16, 2012 Board Meeting Minutes

The March 15-16, 2012 Board Meeting Minutes were accepted on the Consent Agenda.

B. April 19, 2012 Board Meeting Minutes

The April 19, 2012 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.

B. EO Response to the 2011 Evaluation

Mr. Howard reported that Ms. Lee submitted a response to the 2011 EO Evaluation. The Board has not addressed the response and it needs to be addressed.

On May 17, Mr. Howard moved that the Board address the EO response to the 2011 evaluation at the June 2012 Board Meeting. Dr. Autrey seconded. Motion carried without objection.

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

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2012 2nd Quarter NCLEX-PN® Results

The 2nd Quarter NCLEX-PN® Results for FY 2012 were accepted on the Consent Agenda.

B. FY 2012 2nd Quarter NCLEX-RN® Results

The 2nd Quarter NCLEX-RN® Results for FY 2012 were accepted on the Consent Agenda.

VI. REPORTS

A. Executive Officer

1. Report

The Executive Officer report was accepted as information on the Consent Agenda.

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>
Gurley, Katherine Renee	2-055707	02/28/2012
Lovett, Erin Kay	1-128371	03/06/2012
Burke, Glenda Ann Trosclair	2-041383	03/07/2012
Swanson, Patti Jean	2-037158	03/12/2012
Hancock, Mary Ann Popwell	1-035439	03/12/2012
Welch, Amy Nicole	LP-008191	03/14/2012
Lewis, Tonja Denise	1-083377; 2-034261	03/19/2012
Swearingen, Donna Handy	1-078322; CRNP	03/26/2012
Thrasher, Mary F.	2-055810	04/04/2012
Billingsley, Delores Jean	2-048993	04/06/2012
Williams, Michelle Keith	1-109782	04/12/2012
Swindal, Candace Ann Beasley	1-117182	04/12/2012
Ellington, Shirley Scarver	1-059574; 2-026888	04/17/2012
Kelly, Cory Clyde	1-072221	04/18/2012
Nichols, Katherine Dycus	2-042182	04/19/2012
Lancaster, Heather Charee	1-098701	04/20/2012
Byars, Kristen Elizabeth	1-110183	04/24/2012
Armstrong, Leanne Marie	1-089267	04/24/2012
Bratcher, Sharon Rena	1-076813; 2-031620	04/24/2012

Goggins, Donna Lynn	2-033009	04/30/2012
Bratcher, Steven Lee	1-073862	04/30/2012

2. FYI

Ms. Lee provided a copy of a letter from Senator Paul Bussman, Chairman, Sunset Committee, regarding future Sunset Evaluations.

3. Clarification of Professional Development Goals

Ms. Lee reported that the Board identified some professional development goals at the time of the EO evaluation in January 2012. Ms. Lee asked for clarification on the following professional development goals: (1) create an environment of positive relationships, professionalism, and mutual respect between board staff, board members, board guests, and external stakeholders and constituents; (2) refine education for staff and board concerning administrative hearing procedures and protocols to ensure fair rulings, as well as discipline; (3) develop action plan to improve EO leadership and liaison role consistent with the mission of the board; (4) envision change and innovation with the board through fluid strategic plan; (5) develop and implement a formalized succession plan; (6) assist the board to develop and implement an effective, objective process for 360 evaluation of the EO; and (7) assist the board to develop and implement an effective process for evaluation of the board.

The Board discussed the professional development goals.

After discussion, the Board asked the EO Evaluation Committee to review the professional development goals that were added to the EO evaluation tool.

Mr. Howard reported that the EO Evaluation Committee is scheduled to meet in June.

On May 17, Dr. Dearman moved that the Board eliminate the professional development goals for the 2012 evaluation and until the EO Evaluation Committee can review the evaluation tool and bring a recommendation

to the Board. Mr. Howard seconded. Motion carried without objection.

4. Legislative Update

Ms. Lee reported that the scholarship bill passed and she will be bringing proposed rules to the Board for approval. The Alabama State Nurses Association (ASNA) and ABN has to go to the Budget Committee every year to try to get money because there is no money attached. A bill was passed requiring that the social security number be on all initial licensure applications but not renewal applications. The nurse practitioner bill never made it to committee. Changes to the Immigration Law passed late on the last day of the session. There was a bill that would make changes to the Administrative Procedures Act requiring rules to go to the Governor but not sure if it passed. The bill to expedite licensure applications for military spouses passed. The Community Mental Health provider bill did not make it to committee.

5. 2012 RN Renewal

Ms. Lee reported that license renewal for registered nurses begins September 1, 2012 and ends December 31, 2012. Each renewal year, the Board mails out notices in August to those who have an active or active/probation license.

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

The Board reviewed and discussed the renewal brochure.

On May 17, Dr. Wright moved that the Board approve the language for the official 2012 RN license renewal notice. Ms. Bullard seconded. Motion carried without objection.

6. Deputy Director Position

Ms. Lee reported that the Board identified the need for a succession plan for the EO. Various options have been discussed. Ms. Lee met with state personnel on April 13, 2012 to discuss how to accomplish a formal succession plan. The best option is to establish a Deputy Director position. The addition of a Deputy Director position requires approval by the Finance Director and the Personnel Board.

State personnel would support the addition of the position when it is considered by the State Personnel Board.

Approval of a new position requires identification of duties, as well as knowledge, skills and abilities for the position. Establishment of a new position would provide an open competitive process so that any internal candidates could apply as well as external candidates.

There is sufficient money in the budget for the position for FY 2013, and if the position is established, it will be added to the budget beyond FY 2013.

The Board discussed adding a Deputy Director position.

On May 17, Ms. Bullard moved that the Board approve a Deputy Director position for the Board. Dr. Wright seconded. Motion carried without objection.

7. Governmental Relations Manager

Ms. Lee reported that during discussions with State Personnel staff, the Director identified that the Department of Senior Services employed a Governmental Relations Manager full-time and was considering dividing the position with another agency. The Governmental Relations Manager position advocates for agencies in the state legislature and talks with other agencies about common legislative issues. While state agencies are not allowed to lobby, the position of Governmental Relations Manager is allowed.

Ms. Lee met with Neal Morrison, Director of Senior Services, to discuss the possibility of sharing the position. The cost to the Board would be about \$30,000 per year.

With the new legislators, the number of bills introduced that impact the Board of Nursing requires someone to be in the legislature every day during the regular 2013 legislative session. Before the session, a Governmental Relations Manager could speak with legislators regarding upcoming legislation. The number of bills during the regular 2012 session required several staff members to take time away from their regular jobs to attend committee meetings.

The Board could evaluate at the end of the 2013 regular session if having a part-time Governmental Relations

Manager was useful and could decide whether to continue dividing the position with the Department of Senior Services.

The Board discussed hiring a part-time Governmental Relations Manager.

On May 17, Dr. Wright moved that the Board approve the addition of a part-time Governmental Relations Manager. Dr. Autrey 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, Chief Fiscal Officer, provided a Revenue and Expenditure Summary for FY 2012. Revenues and expenditures for FY 2012, and a spreadsheet reflecting payments for all in-state and out-of-state travel-related expenses through March 31, 2012, 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 March 31, 2012. Ms. Broomfield provided a variance report reflecting actual expenditures and revenue variances from the budget through March 31, 2012, and cash balance as of March 31, 2012.

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

2. Changes to Out of State Travel Policy

Ms. Broomfield reported that the Governor's Office and the Comptroller's Office have made changes to the out of state travel policy as of May 1, 2012. These changes were made in order to move toward an electronic submission process for out of state travel requests.

All receipts must be retained and submitted to receive reimbursement. This includes hotel, airfare, meals, shuttles,

taxis, parking and registration. Hotel receipts must show a zero balance. If paying for a meal by credit card, you must retain the itemized meal receipt and the credit card receipt.

The biggest change is the new meal caps that are based on Federal reimbursement rate of the city traveled to. These caps are per meal and cannot be combined. The mileage rate for out of state travel is the same as in state travel and is currently .555 per mile.

Ms. Broomfield provided examples of the meal cap changes for the Board's information.

3. Review of Pay Stub

Ms. Broomfield reported that on January 1, 2012, the Comptroller's Office changed the format of all pay stubs. Due to Internal Revenue Service laws, non-overnight per diem for in state travel is taxable so the Comptroller's Office now reimburses in state travel on payroll. They added boxes for taxable travel and non-taxable travel.

The non-taxable travel section consists of mileage and overnight per diem and is not included in the gross wages. The taxable travel section consists of non-overnight per diem and is included in the gross wages box.

Board compensation may be determined by subtracting the amount in the taxable travel box from the amount in the gross wages box.

Ms. Broomfield provided an example of the items on the pay stub for the Board's information.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from February 25, 2012 through April 27, 2012, 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 April 27, 2012 was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of April 27, 2012 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of April 27, 2012 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 April 27, 2012 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 April 25, 2012 was accepted, as information, on the Consent Agenda.

7. Public Records Requests

A written report on the number of public records request completed between February 25, 2012 and April 27, 2012 was accepted, as information, on the Consent Agenda.

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, 2011, through April 27, 2012 was accepted, as information, on the Consent Agenda.

F. 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. Advanced Practice Nursing

1. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the Joint Committee met on May 15, 2012 to review the collaborative practice applications as listed in the published roster. The Committee recommended approval of the applications for collaboration with Alabama physicians with deferred action on the following two requests for additional duties and specialty drugs: 1) Julie Reavie, 1-133674, and Dr. Salpy V. Pamboukian, 25214; and 2) Patricia Hauser, 1-062284, and Dr. Edward Childs, Jr., 8140.

The Board of Medical Examiners (BME) deferred action on the following applications until the collaborative practice fee has been paid and the applications are reviewed at the next meeting: 1) Mary Hess, 1-056060, and Dr. Taraneh Soleymani, 30415; 2) Sidney Lankford, Jr., 1-107882 and Dr. Jay Thomas Heidecker, 27302; and 3) Gloria J. Jackson, 1-068063, and Dr. Bernita McCants Mims, 28458.

The roster included one collaboration, Carol Edwards, 1-066475, and Dr. Sharon Thomas-McKelvy, that was terminated during the period of temporary approval and prior

to review by the Joint Committee. The Committee recommended approval of the collaboration for the period from date of temporary approval until termination.

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

On May 17, Ms. LaRue moved that the Board accept the Recommendations from the Joint Committee and approve the applicants for collaborative practice as listed in the published roster, excluding items deferred by the Joint Committee and applicants deferred by the BME for nonpayment. Mr. Howard seconded. Motion carried without objection.

Ms. Stewart was not present from 10:21 – 10:24 a.m.
Dr. Dearman was not present from 10:21 – to 10:23 a.m.

Ms. Cotton reported that in March 2012, the BME and Joint Committee deferred action on the formulary request for antineoplastic agents from Dr. Robert Ruth and Deborah McBride, CRNP. The Committee voted to deny approval for antineoplastic agents in the collaborative practice for Dr. Ruth and Ms. McBride.

2. Recertification for Clinical Nurse Specialist (CNS) in Adult Diabetes Management

Ms. Cotton reported that Grady Harrison James received Board approval for Clinical Nurse Specialist (CNS) on July 31, 2007, based on education and specialty certification as a CNS. He completed the combined CNS-NP curriculum in Gerontology & Diabetes at the University of South Alabama. His graduate nursing course work included nineteen semester hours in advanced nursing for gerontology and diabetes.

The American Nurses Credentialing Center (ANCC) granted certification to Mr. James as a CNS in Advanced Diabetes Management effective June 27, 2007 through June 26, 2012. Mr. James has recertified with the American Association of Diabetes Educators (AADE), and the Board received verification for clinical nurse specialist in Advanced Diabetes Management. This is his only CNS certification. The Board has not recognized AADE as a certification agency for CNS certification.

ANCC launched the certification exam for Advanced Diabetes Management in 2001 for CNS and CRNP, in cooperative agreement with the AADE. ANCC discontinued the certification for Advanced Diabetes Management in 2010, and AADE bought the rights to the exam. The Consensus Model for Advanced Practice Nursing does not include advanced diabetes management as a population-based advanced practice certification. Diabetes management would be a sub-specialty rather than a Board-recognized specialty.

Two additional nurses hold CNS in Advanced Diabetes Management in addition to CNS certification in Adult Health. Mr. James is the only CNS who would be affected by Board decision to accept or reject the AADE certification for CNS in Advanced Diabetes Management.

Ms. Cotton provided copies of the ACNN and AADE statement on the advanced diabetes management exam and verification for Mr. James for the Board's information and review.

The Board reviewed and discussed the information provided.

On May 17, Mr. Howard moved that the Board approve the Clinical Nurse Specialist recertification in Advanced Diabetes Management for continuation of ABN CNS approval for Grady Harrison James, 1-075206. Ms. LaRue seconded. Motion failed with nine oppositions (Dr. Dearman, Ms. Hopkins, Dr. Wright, Ms. Bullard, Dr. Autrey, Dr. Parker, Ms. Ellerbe, Ms. LaRue and Mr. Howard).

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 April 27, 2012, 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 April 27, 2012 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.

XI. BOARD DEVELOPMENT

A. Sexual Assault Nurse Examiner Regulations and Practices: Ladonna Patton, MSN, RN

Ms. Patton reported that the Board initially adopted rules specific to nursing practice as a Sexual Assault Nurse Examiner (SANE) that went into effect June 25, 2004. Board staff member, LaDonna Patton, MSN, RN, CEN, attended SANE training in Montgomery, Alabama, in 2007, and upon completion of the supervised clinical practice, began practicing as a SANE in 2008.

Ms. Patton reported on her attendance at the First Annual Alabama Chapter of the International Association of Forensic Nurses (IAFN) Conference "Forensics is More than an Eight Letter Word" held in Orange Beach, Alabama in April 2012.

Ms. Patton conducted a power point presentation and reviewed some definitions related to this specialized nursing practice area.

B. Nurse Delegation Program, Community Mental Health Residential Services

Ms. Lee reported that in 2009, one of the Assistant Commissioners of the Alabama Department of Mental Health (ADMH) approached the Board of Nursing to discuss compliance of community mental health agencies with the *Alabama Nurse Practice Act* and the ABN Administrative Code. At the time, ADMH stood to lose approximately \$200 million for its Medicaid Waiver program for

non-compliance with the *Nurse Practice Act* related to medications. After several public hearings and discussions, the Board approved Rule 610-X-7-.06, ADMH Residential Community Programs on a vote of seven to six. The Alabama State Nurses Association (ASNA) and other organizations were opposed to the rules and the Joint Legislative Regulation Committee reviewed the proposed regulations. The legislature approved the rule and the rule became effective in December 2009.

During the 2012 legislative session, a bill was introduced that would exempt agencies that provide services for developmentally disabled individuals from the ABN's regulations. After meeting with the sponsor, representatives of providers, and staff from ADMH, a decision was made not to push the bill but for all interested parties to get together and discuss some potential changes in the curriculum and possibly the rules. The curriculum, developed by a psychiatrist and a CRNP employed by ADMH, has not been reviewed extensively since 2009. Dr. Timothy Stone is the new Medical Director for ADMH and he is interested in making some changes but he supports the program. ADMH stands to lose \$400 million for the Medicaid Waiver program if the rule is repealed. ADMH is reviewing and revising the curriculum and it will come before the Board for approval before implementation.

Issues raised by the providers were the required twenty-four hours of training, the way training is provided, the inability to stock over-the-counter drugs, requiring twenty-four hour nursing coverage for as needed medications, and continuous tube feeding requiring a licensed individual. Another issue was the administration of insulin and that some patients could not go on field trips or to restaurants because a nurse was not available to go with them all the time.

Ms. Lee asked the Board to discuss what sections, if any, of the rules could possibly be amended and what sections, if any, are off limits for amendments.

Ms. Lee provided copies of Rule 610-X-7-.06, Community Mental Health Residential Programs and the Disability Nurses Association Report for the Board's information and review.

The Board discussed each issue raised by the providers.

After discussion, the Board decided not to make any changes at this time but will look at revising the rules to include all community settings rather than having rules for specific groups.

XII. DISCIPLINARY CASES

On May 18, Dr. Wright 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. Mr. Howard seconded. Motion carried without objection.

Mr. Pugliese reported that the Board would reconvene in open session at approximately 9:00 a.m.

The Board reconvened in open session at 8:48 a.m. and voted on the Consent Orders.

A. Consent Orders

1. Nichols {Davis}, Didi Sheree Davis – LPN, 2-053827

Ms. Nichols signed a Consent Order that would place her LPN license 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 professional accountability, and pay a fine in the amount of \$300.00.

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

2. Walker, Daniell Sheree – LPN, 2-059645

Ms. Walker signed a Consent Order that would place her LPN license on probation for a period to run concurrent with her Court-ordered probation but not less than twelve months, with practice-related stipulations, and she will be required to successfully complete a Board-approved educational course on professional accountability.

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

3. Wilson, Emily Elizabeth Robinson – RN, 1-118280

Ms. Wilson signed a Consent Order that would suspend her RN license until such time as she provides evidence of: (a) payment of a fine in the amount of \$500.00; (b) successful completion of a Board-approved educational course on professional accountability; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. 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 May 18, Dr. Autrey moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

4. Johnson, Terrence Kareem – RN, 1-104721

Mr. Johnson signed a Consent Order that would place his RN license on probation until such time as he provides evidence of successful completion of Board-approved educational courses on documentation and professional accountability, and pays a fine in the amount of \$900.00.

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

5. Mayhan, Megara Karla – LPN, 2-045464

Ms. Mayhan signed a Consent Order that would suspend her LPN license for a minimum of nine months and until such time as she provides evidence of successful completion of a Board-approved educational course on legal/ethical aspects of nursing 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 May 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

6. Michael, Sharmila – RN, 1-116320

Ms. Michael 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 mental health evaluation from a Board-approved provider; (b) compliance with all treatment recommendations; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. Upon reinstatement, Ms. Michael's license will be placed on probation for a period of twenty-four months, with practice-related stipulations, and she will be required to pay a fine in the amount of \$600.00.

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

7. Powell, Christy Ledelphia Wright – RN, 1-073346

Ms. Powell signed a Consent Order that would place her RN license on probation until such time as she provides evidence of successful completion of the ABN Mandatory Class Part 2: Standards of Practice and Scope of Practice, and pays a fine in the amount of \$300.00.

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

8. Farris, Mary Lynne – RN, 1-084127

Ms. Farris signed a Consent Order that would terminate her November 19, 2010 Order upon the Board's acceptance of this instant Order that would suspend her RN license until such time as she provides evidence of successful completion of Board-approved educational courses on chemical dependency and professional accountability, and pays a fine in the amount of \$800.00. Upon reinstatement, Ms. Farris' license will be placed on probation for a period of twenty-four 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 May 18, Ms. Bullard moved that the Board accept the Consent Order. Mr. Howard seconded. Motion carried without objection.

9. Miller, Sara Alice – LPN, 2-053032

Ms. Miller signed a Consent Order that would terminate her September 16, 2011 Order upon the Board's acceptance of this instant Order that would approve her reinstatement of a lapsed license application and 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 professional accountability, and pay a fine in the amount of \$500.00.

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

10. Gainey, Brenda Marie Holmes – LPN, 2-043717

Ms. Gainey 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, medication safety, and the ABN Mandatory Class Part 7: Ethical Issues & Nursing Practice, and pay a fine in the amount of \$300.00.

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

11. Henry, Joel Stephen – RN, 1-076869

Mr. Henry signed a Consent Order that would suspend his RN license until such time as he provides evidence of successful completion of Board-approved educational courses on critical thinking and pain management, and pays 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, his license status will be considered as and listed as revoked.

On May 18, Mr. Howard moved that the Board accept the

Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

12. Hodivsky, Deborah Ann Rollins – RN, 1-061337

Ms. Hodivsky 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 critical thinking and pays a fine in the amount of \$300.00.

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

13. Matthews, Melissa Guess – LPN, 2-055930

Ms. Matthews 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 documentation and medication errors, and pays a fine in the amount of \$300.00.

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

14. Paul, Rena Anderson – LPN, 2-038840

Ms. Paul 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; (g) and payment of appropriate fees. Should Ms. Paul 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. Paul's license will be reinstated on

probation for a period of twelve 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 \$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 May 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

15. Rahman, Rebekah Sheree Casey – LPN, 2-055151

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

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

16. Raspberry, Annie L. Durbin – RN, 1-019740

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

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

17. Skipper, Rogenea – RN, 1-055517

Ms. Skipper 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.

Ms. LaRue recused herself from the discussion and vote concerning Ms. Skipper.

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

18. Williams, Artheria Camille – RN, 1-123245; LPN, 2-058344 (Lapsed)

Ms. Williams 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 professional accountability and pay a fine in the amount of \$300.00. Should Ms. Williams attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

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

19. Woodruff, Jean G. Allen – LPN, 2-010228

Ms. Woodruff 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 ethics of nursing and documentation, and pays a fine in the amount of \$300.00.

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

20. Benefield, Deana Kay Dykes – RN, 1-104418

Ms. Benefield 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. Benefield'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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

21. Gardner, Mylinda Elizabeth McCarley – RN, 1-122216 (Lapsed); LPN, 2-058985 (Lapsed)

Ms. Gardner 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; (g) payment of appropriate fees; and (h) completion of a reinstatement of lapsed license application. Upon reinstatement, Ms. Gardner'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. Should Ms. Gardner attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

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

22. Hayes, Jr., John Wesley – RN, 1-099073; CRNP

Mr. Hayes 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.

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

23. Hulse, Kristen Renee – RN Exam Applicant

Ms. Hulse 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 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

24. Jarrells, Darrin Wayne – LPN, 2-058269

Mr. Jarrells signed a Consent Order that would suspend his 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 Mr. Jarrells be deemed in need of treatment, his license will be reinstated 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. If not deemed in need of treatment, Mr. Jarrells' license will be reinstated on probation for a period of thirty-six months, with illegal/illicit drug-use stipulations, he will be required to successfully complete a 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, his license status will be considered as and listed as revoked.

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

25. Mahoney, Joni Maria McMahon – RN, 1-041395 (Lapsed)

Ms. Mahoney 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; (g) payment of appropriate fees; and (h) completion of a reinstatement of lapsed license application. Upon reinstatement, Ms. Mahoney'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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

26. Williams, Sheila Denise Walker – RN, 1-065557 (Lapsed)

Ms. Williams 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; and (h) completion of a reinstatement of a lapsed license application. Should Ms. Williams 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 \$1,600.00. If not deemed in need of treatment, Ms. Williams' 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 \$1,600.00. 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

27. Abbott, Sandra Kay Cofer – RN, 1-061124

Ms. Abbott 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 ethics of nursing and professional accountability, and pays a fine in the amount of \$500.00.

On May 18, Ms. Hopkins moved that the Board accept the Consent Order. Dr. Wright seconded. Motion carried without objection.

28. Crump, Kayla Mashburn – RN, 1-097092

Ms. Crump 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, professional accountability, and behavior management, and pays a fine in the amount of \$300.00.

On May 18, Ms. Hopkins moved that the Board accept

the Consent Order. Dr. Wright seconded. Motion carried without objection.

29. Wilson, Shannon Denise Hardy – LPN, 2-047605

Ms. Wilson signed a Consent Order that would suspend her LPN license for a minimum of three months and until such time as she provides evidence of successful completion of Board-approved educational courses on professional boundaries and professional accountability, and pays a fine in the amount of \$900.00.

On May 18, Ms. Hopkins moved that the Board accept the Consent Order. Dr. Wright seconded. Motion carried without objection.

30. Parker, Chalee Floyd – RN, 1-105261

Ms. Parker 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. Parker'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 May 18, Mr. Howard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

31. Harvey, Mary Elizabeth Bryan – LPN, 2-043691 (Lapsed)

Ms. Harvey signed a Consent Order that would approve her reinstatement of a lapsed license application and issue her a public reprimand.

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

32. Shuford, Velma Lee Sanders – LPN, 2-027782 (Lapsed)

Ms. Shuford signed a Consent Order that would approve her reinstatement of a lapsed license application, issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

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

33. Francis, Tuky Ephesus – LPN, 2-062280; RN Exam Applicant

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

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

34. Johnson, Suzan Sanders – RN, 1-044833

Ms. Johnson 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

35. Jones, Vivian Diana Shell – LPN, 2-048124

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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

36. McCutcheon, Teresa Ann Hardin – LPN, 2-039154

Ms. McCutcheon 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

37. Waters, Heather Ann Jernigan – RN Endorsement Applicant

Ms. Waters was deleted from the agenda.

38. Hauser, Patricia Ann – RN, 1-062284; CRNP

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

39. O'Bryant, Sandra Ann – LPN, 2-038246

Ms. O'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 May 18, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

40. Fisher, Dovie Ileen Wilkes – LPN, 2-035412

Ms. Fisher 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

41. Johnson, Barbara Faye Booth – LPN, 2-045671

Ms. Johnson 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

42. Klein, Wanda Sue Harbison – LPN, 2-024639

Ms. Klein 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

43. Nelson, Barbara Ruth Emmons – LPN, 2-057970

Ms. Nelson 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 May 18, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

44. Trawick, Cynthia Yvonne Kelly – RN, 1-083880

Ms. Trawick signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$500.00.

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

45. Yasinsac, Cristin Marie – RN, 1-121593

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

Dr. Dearman recused herself from the discussion and vote concerning Ms. Yasinsac.

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

46. Knox, Jennifer Elaine – LPN, 2-056386

Ms. Knox 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 May 18, Ms. Bullard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

47. Williams, Charlene Lynette – LPN, 2-062660

Ms. Williams 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 May 18, Ms. Bullard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

48. Williams, Gale Ruth – LPN, 2-047996

Ms. Williams 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 May 18, Ms. Bullard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.

B. Reinstatement: Consent Orders

1. Lee, Sonja Gaye – RN, 1-083832

Ms. Lee signed a Consent Order that would reinstate her RN 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 the ABN Mandatory

Class, and pay a fine in the amount of \$1,000.00. Should Ms. Lee fail to reinstate her lapsed license within two months of the effective date of this Order, her licensure status will be considered as and listed as revoked.

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

C. Formal Hearings

On May 18, Dr. Dearman 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. Mr. Howard seconded. Motion carried without objection.

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

The Board returned to open session at 9:28 a.m.

1. Batchelor, Wendy Ann Odom – LPN, 2-056342

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Recommendation of the Hearing Officer to include a fine for Count 7, and suspend Ms. Batchelor's 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. Batchelor'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. Dr. Autrey seconded. Motion carried without objection.

2. Blozik, Jennifer Lynn – RN, 1-080233

On May 18, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and issue Ms. Blozik a public reprimand and require her to pay a fine in the amount of \$500.00. Mr. Howard seconded. Motion carried with one opposition (Dr. Autrey).

3. Christain, Jennifer Pitts – RN, 1-105468 (Lapsed)

On May 18, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and revoke Ms. Christain's RN license. Ms. Bullard seconded. Motion carried without objection.

4. Cross, Carla Jane – LPN, 2-059538 (Lapsed/Probation)

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Cross' LPN license. Ms. Hopkins seconded. Motion carried without objection.

5. Culbertson, Jean M. Nafziger – LPN, 2-059091 (Lapsed)

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Culbertson's LPN license. Ms. LaRue seconded. Motion carried without objection.

6. Gentzel, Davis Shelby – LPN Exam Applicant

On May 18, Dr. Wright moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve Mr. Gentzel's Exam application, and if successful, place his license on probation for a period of sixty months, with practice-related stipulations, require him to successfully complete Board-approved educational

courses on ethics and professional accountability, and pay a fine in the amount of \$1,000.00. Dr. Dearman seconded. Motion carried without objection.

7. Mote, Linda Sharon Jones – RN, 1-045023 (Lapsed); LPN, 2-015682 (Lapsed)

On May 18, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Mote's license. Dr. Dearman seconded. Motion carried without objection.

8. Murphree, Sonya Ann Steele – RN, 1-076916

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Murphree's RN license. Ms. Ellerbe seconded. Motion carried without objection.

9. Price, Heaven Leigh – LPN, 2-052685 (Lapsed)

On May 18, Dr. Parker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Price's LPN license. Ms. LaRue seconded. Motion carried without objection.

10. Reynolds, Debra Anne – RN, 1-079183 (Lapsed)

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law with the correction to the numbering, and the Recommendation of the Hearing Officer, and approve Ms. Reynolds' reinstatement of a lapsed license application and suspend her license until such time as the Board is in receipt of a recommendation from a Board-approved chemical dependency treatment provider allowing her return to nursing practice. Upon reinstatement, Ms. Reynolds' 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. Mr. Howard seconded. Motion carried with one opposition (Ms. Bullard).

11. Robbins, Deanna Sue Bowling – LPN, 2-060818 (Lapsed/Probation)

On May 18, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law with the correction to the numbering, and the Recommendation of the Hearing Officer, and revoke Ms. Robbin's LPN license. Ms. Bullard seconded. Motion carried without objection.

12. Ryberg, Tina Louise Curtis – RN, 1-092367 (Lapsed); LPN, 2-037847 (Lapsed)

On May 18, Dr. Dearman moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Ryberg's license. Dr. Wright seconded. Motion carried without objection.

13. Weimer, Donna Lin Moody – RN, 1-061851 (Lapsed)

On May 18, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and revoke Ms. Weimer's RN license. Ms. Bullard seconded. Motion carried without objection.

14. White, Natalie Michelle Hughes – LPN, 2-058762 (Lapsed)

On May 18, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and suspend Ms. White's LPN license for a minimum of six months. Upon reinstatement, Ms. White's license will be placed on probation for a period of thirty-six months, with practice-related stipulations. Dr. Dearman seconded. Motion failed with nine oppositions (Ms. Hopkins, Ms. Bullard, Dr. Wright, Dr. Autrey, Dr. Parker, Ms. Ellerbe, Ms. LaRue, Mr. Howard and Dr. Dearman).

On May 18, Dr. Autrey 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 grant Ms. White's reinstatement of a lapsed license application and issue her a public

reprimand and require her to pay a fine in the amount of \$300.00. Ms. LaRue seconded. Motion carried without objection.

D. Reinstatements – Formal Hearings

There were no Reinstatement Formal Hearings.

XIII. NEXT BOARD MEETING

June 21, 2012, 9:00 a.m., Suite 350, RSA Plaza

XIV. OTHER

- Mr. Pugliese welcomed the students from Auburn University.
- Ms. Lee reported that she received an email from the Commission on Professional Issues through the ASNA asking that the workforce questions on license renewal applications be mandatory. Ms. Lee reported that the Board cannot legally make the workforce questions mandatory.
- Ms. Lee reported that she received the list of significant items that will appear in the report to the Sunset Committee on the operations of the Board. Ms. Lee reported that she has to respond in writing to the Examiners of Public Accounts. The Board reviewed and discussed each item.
- Ms. Lee reviewed the Sunset process for the Board. Ms. Lee reported that she would let the Board know the time when she finds out.
- Ms. Lee reported that the Department of Human Resources (DHR) have residents in community settings that cannot self-medicate. DHR sent a draft curriculum for Ms. Lee's review when she was out of the office.
- Ms. Lee reported that we are receiving more complaints against home health nurses.
- Ms. Lee reported that she had a meeting with the American Diabetes Association to discuss allowing unlicensed personnel to administer insulin to students in the school setting. The Department of Education liked the idea but the bill did not get submitted.
- Ms. Lee reported that she and Ms. Morgan met with the school nurses to discuss revising the school nurse curriculum. Once the revision is complete, it will be presented to the Board for approval.
- Ms. Lee introduced Howard Kenney, Special Investigator, and Lauren Topping, Legal Intern.
- The Board discussed purchasing new laptops that are lighter.

- Mr. Rollins reported on what other Boards do for Board meetings. Mr. Rollins will review all options and bring recommendations to the Board.
- The Board expressed interest in having a Board page on the web site for Board packet materials. Each Board member would have to log on to the page to view the Board packet materials.

XV. BOARD MEETING DEBRIEFING

XVI. ADJOURNMENT

The meeting adjourned at 10:35 a.m. on May 18, 2012.

Amy Price, President

Greg Pugliese, Secretary

Submitted by: _____
Recorder: Leslie Vinson
05/17-18/2012