I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:01 a.m. on May 20, 2010. The following Board members were present: Pamela Autrey, PhD., MSN, RN, President; Sharon Pugh, LPN, Secretary; Melissa Bullard, LPN; Monica Cauley, MSN, RN; Maggie Lee Hopkins, LPN; Gregory Howard, LPN; Lynda F. LaRue, RN, ADN, CMTE; Martha G. Lavender, RN, DSN; Gregory D. Pugliese, JD; and E. Laura Wright, MNA, CRNA. 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, Advance Practice; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Katie Drake-Speer, MSN, RN, Education; Carolyn Morgan, MSN, RN, Practice/Continuing Education; Frank Mitchell, Chief Special Investigator; David Pinnock, Special Investigator; Wyatt Gantt, Special Investigator; Nate Nunnelley, Special Investigator; Danny Bond, Special Investigator; Ginny Pettway, Docket Clerk; Cathy Boden, MSN, RN, Legal Nurse Consultant; LaDonna Patton, MSN, RN, Legal Nurse Consultant; and Alice Maples Henley, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with ten Board members present on May 20, and nine members present on May 21. Sylvia Nobles, MSN, CRNP; Cathy Dearman, RN, PhD; and Amy Price, MSN, RN, were not present. Gregory Howard, LPN, was not present on May 21.

C. Statement of Compliance with Open Meetings Act

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

1. Additions, Modifications, Reordering

VI.D.1. General Counsel/Deputy Attorney General Report was removed from the Consent Agenda and placed on the Agenda for discussion.

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

II.A. March 18-19, 2010 Board Meeting Minutes
II.B. April 15, 2010 Board Meeting Minutes
III.A. Board Action Follow-up
V.A. FY 10 2nd Quarter NCLEX-PN Results
V.B. FY 10 2nd Quarter NCLEX-RN Results
VI.A. Executive Officer
VI.A.2. FYI
VI.D.2. Voluntary Disciplinary Alternative Program
VI.D.3. Probation Monitoring
VI.E. Operations/Personnel Report
VI.F. Licensing Division
VI.G. Board Member Attendance
VII.A. 2009-2013 Strategic Plan Update
IX.A.1. Practice Report
IX.B.1. Continuing Education Report
X.A. Education Report

On May 20, Dr. Lavender moved that the Board adopt the Consent Agenda, as amended. Ms. Pugh seconded. Motion carried without objection.

3. Adoption of Agenda

On May 20, Mr. Pugliese moved that the Board adopt the Agenda, as amended. Ms. Hopkins seconded. Motion carried without objection.

II. REVIEW OF MINUTES

A. March 18-19, 2010 Board Meeting Minutes

The March 18-19, 2010 Board Meeting Minutes were accepted on the Consent Agenda.
B. April 15, 2010 Board Meeting Minutes

The April 15, 2010 Board Meeting Minutes were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow Up

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

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

A. Model Language for Boundaries and Sexual Misconduct

Ms. Boden reported that the NCSBN 2010 Discipline Committee was charged with “developing model rules on sexual misconduct, including boundaries.” The proposed model language was developed following a survey of Member boards. The committee plans to present the model language to the NCSBN Board of Directors at their May Board meeting and if adopted, the model language will be voted on by NCSBN membership during the 2010 Delegate Assembly. If approved by Member boards, the model language will become available to Member boards for adaptation to fit their jurisdictions. Board staff members do not propose changes to the pending Discipline rules.

Ms. Boden provided copies of the proposed model language for boundaries and sexual misconduct for the Board’s information and review.

The Board reviewed the proposed language and directed the staff to question whether the time frame for the relationship for mental health services “ending two years after discharge or discontinuance of services” is evidence-based.

B. Election of Delegates for Annual Meeting

Ms. Lee reported that the Board of Nursing is a member of the National Council of State Boards of Nursing, Inc. (NCSBN). NCSBN holds an Annual Meeting each year. In 2010, the meeting
is scheduled for August 11-13, 2010 in Portland, Oregon. While the details of the meeting have not been released, beginning in early summer the Board begins to receive requests from NCSBN regarding the names of delegates and alternate delegates for the Annual Meeting.

Each Board is entitled to two voting delegates at each meeting. The Board typically elects two delegates and two alternate delegates.

Ms. Wright nominated Ms. Price as a delegate; Ms. Pugh nominated Ms. Bullard as a delegate; and Ms. Bullard nominated Dr. Lavender as a delegate.

**Ms. Price and Ms. Bullard were elected as delegates.**

Ms. Pugh nominated Dr. Lavender as an alternate delegate and Ms. Bullard nominated Ms. Pugh as an alternate delegate.

**Dr. Lavender was elected as the first alternate delegate.**

Ms. Wright nominated Ms. Pugh as an alternate delegate and Ms. Bullard nominated Ms. Cauley.

**Ms. Pugh was elected as the second alternate delegate.**


Ms. Boden and Ms. Davis reported on their attendance at the NCSBN Substance Abuse Guidelines Meeting.

Ms. Davis provided copies of the Draft Guidelines for Alternative Programs and Discipline Monitoring Programs and reviewed the specific areas that VDAP and probation differ from the proposed guidelines.

D. **Report of IT Summit, May 11-12, 2010**

Mr. Rollins reported on his attendance at the NCSBN IT Summit.

E. **Report from the Board of Directors**

Ms. Lee reported that Dr. Autrey provided copies of the Center to Champion Nursing in America, Access to Care and Advanced Practice Nurses, *A Review of Southern U.S. Practice Laws* for the Board’s review.
Ms. Lee and Ms. Cotton reviewed the parts of the report that are not accurate regarding Alabama.

Dr. Autrey reported on her attendance at the Board of Directors meeting and the American Organization of Nurse Executives (AONE) meeting.

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2010 2nd Quarter NCLEX-PN® Results

The 2nd Quarter NCLEX-PN® Results for FY 2010 were accepted on the Consent Agenda.

B. FY 2010 2nd Quarter NCLEX-RN® Results

The 2nd Quarter NCLEX-RN® Results for FY 2010 were accepted on the Consent Agenda.

VI. REPORTS

A. Executive Officer

1. Report

Ms. Lee provided a written report to the Board outlining her activities from March 1, 2010, through April 30, 2010.

In addition to her written report, Ms. Lee reported that $1.25 million has been transferred to the General Fund. Although the cut backs have been very helpful, ABN will start FY 2011 with about $20,000.

The scholarship bill did not pass so the Board will have two parallel scholarship programs again this year.

The new licensing management system (LMS) should be complete in June, so staff can begin final testing between June and August. The go live date is September 1, 2010.

The new Board room should be ready by the June 17, Board meeting.

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:

<table>
<thead>
<tr>
<th>Licensee's Name</th>
<th>License Number</th>
<th>Date of Acceptance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Velazco, Teresa E.</td>
<td>1-096039</td>
<td>03/05/2010</td>
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<tr>
<td>Howard-Adair, Sarah Katherine</td>
<td>2-053446</td>
<td>03/11/2010</td>
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<tr>
<td>Griffin, Dana Alice</td>
<td>1-086010</td>
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<tr>
<td>Travis, William Barrett</td>
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<td>Willoughby, Gina Michelle</td>
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<tr>
<td>Holt, Michelle Leigh</td>
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<td>Hartzell, Amanda Jill</td>
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<td>Shuffler, Derae Nell</td>
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<td>Hayes, Kristy Lynn</td>
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<td>Lockard, Kathryn Lenore</td>
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<td>Puckett, Karen K.</td>
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<td>Ray, Brenda K.</td>
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<td>Powell, Martha Louise</td>
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<td>Easterling, Terry L.</td>
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<td>Swann, Deborah Sue</td>
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<td>Huff, Robin Jennings</td>
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</table>
Richardson, William Stanton 1-113924 04/28/2010
Neal, Ricky Lee 1-062872 04/28/2010
Carpenter, Cristy McGinnis 1-091771 04/29/2010

2. FYI

Ms. Lee provided the following items for the Board’s information: (1) a letter from the Council for Healthcare Regulatory Excellence (CHRE) inviting the ABN to become a member of the CHRE International Observatory on the Regulation of Health Professionals; (2) a report from the Oregon Center for Nursing on career satisfaction of RNs in Oregon; (3) and the 2009 National Healthcare Quality Report.

3. RN License Renewal

Ms. Lee reported that RN renewal begins September 1, 2010. Typically, a brochure is mailed in August to all active and active/probation licensees to inform and remind them of RN renewal. There were multiple issues with the 2008 RN renewal, primarily with the online service provider. We anticipate switching to a new provider this year. Cyberbest is building the new licensing management system as well as online applications.

Ms. Lee reported that Ms. Henley reviewed the regulatory questions and made minor changes.

Ms. Lee provided copies of the proposed RN renewal brochure language and the proposed RN renewal regulatory questions for the Board’s review and approval.

The Board reviewed and discussed the brochure and regulatory questions.

On May 20, Dr. Lavender moved that the Board approve the proposed regulatory questions for RN license renewal. Mr. Howard seconded. Motion carried without objection.

On May 20, Ms. Pugh moved that the Board approve the language for RN license renewal mailing. Mr. Howard seconded. Motion carried without objection.
4. **Revised Organizational Chart**

Ms. Lee reported that the Board approved a revised organizational chart in February 2010. Subsequent to that time, the Board approved an Attorney I/II position that has also been approved by the Finance Director and State Personnel. Now that the position has been approved, the organizational chart is revised again to reflect the second attorney position.

Ms. Lee provided copies of the revised organization chart for the Board’s review and approval.

**On May 20, Dr. Lavender moved that the Board approve the revised organizational chart to reflect the new Attorney I/II position. Ms. Pugh seconded. Motion carried without objection.**

Ms. Lee reported that the new attorney starts June 1, 2010.

B. **Executive Committee**

1. **President’s Report**

   There was no report from the President.

C. **Financial Reports**

1. **Reports**

Ms. Lee provided a Revenue and Expenditure Summary for FY 2010. Revenues and expenditures for FY 2010, and a spreadsheet reflecting payments for all in-state and out-of-state travel-related expenses through March 31, 2010, was presented. Ms. Lee 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, 2010. Ms. Lee provided a variance report reflecting actual expenditures and revenue variances from the budget through March 31, 2010, and cash balance as of April 30, 2010.

Ms. Lee reported that the May examination fees are not reflected in the financial reports. The cash balance as of May 17, is $3.6 million.
The Board reviewed and discussed the reports presented with Ms. Lee.

2. Graduate Scholarships

Ms. Lee reported that the Education Trust Fund (ETF) budget passed by the legislature for Fiscal Year 2011 contains an appropriation to the Board for $237,725.00 for scholarship funding. The statement in the appropriation is that “The above appropriation shall be expended pursuant to the provisions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63. Notwithstanding the limiting provisions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63, $200,000 of the above appropriation shall be expended exclusively for scholarships for advanced degrees to train instructors to teach nursing classes in Alabama colleges and universities.” This means that the amount for the Post-Baccalaureate scholarship is reduced to $37,725 while the Nursing Instructor scholarship is funded at $200,000.

In the past two years, staff has had to demand payment from several recipients who did not comply with the terms of the agreement (did not graduate, moved out of state within a year of graduation, or did not provide verification of one year work requirement). Board staff has requested repayment from fourteen recipients. Nine have repaid the scholarship they were awarded. Five have had complaints filed and their information has been sent to the Legal department for action.

Applications will be posted on the Board’s web site by June 1, 2010 and all nursing programs will be notified via email about the availability of funds.

An issue the Board should consider as criteria for eligibility would be whether receiving the award in a prior year would disqualify the recipient from receiving the award again.

Another issue for consideration is the review of the selection process. Currently a limited number of staff members, usually consisting of nurse consultants, read all the eligible applications and then make recommendations for awards. The recommendations are evaluated for unanimous selections first, nearly unanimous next, and so on until the required number of awards is met. The Board should decide
if this process is appropriate or some other method, such as staff reviewing the applications for eligibility and eligible applicants should be put in a hat by region and names drawn, is more appropriate. Priorities of selection should also be determined at this time.

Currently there are fifteen post-baccalaureate scholarships reduced to $2,515.00 each for FY 2011; and forty nursing instructor scholarships at $5,000.00 each for FY 2011.

The qualifications are: (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 (nursing education scholarship); or for post-baccalaureate, must have been admitted to an accredited program seeking an advanced degree in nursing; (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 or must agree to practice in Alabama for at least one year immediately following graduation; (f) must be a person of good character; and (g) must submit a completed application with all required documentation on or by July 30, 2010.

The scholarship conditions are: (a) must teach nursing full-time in an Alabama college or university for at least one year immediately following completion of the graduate program or must practice in Alabama for at least one year immediately following completion of the graduate program in nursing; (b) must attend school for at least six hours for two consecutive semesters and funds must be disbursed prior to October 1, 2011; (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 priorities of selection are: (a) students at Alabama schools seeking a doctorate in nursing; (b) students at Alabama schools seeking a doctorate in a health-related field; (c) students at Alabama schools seeking a masters in nursing; (d) students at Alabama schools seeking a masters in a health-related field; and (e) students at schools outside Alabama seeking any of the above enumerated degrees.

Ms. Lee provided copies of the Scholarship Agreement and Promissory Notes for both scholarships for the Board’s information and review.

The Board reviewed and discussed the scholarship qualifications, scholarship funding formula, method of selection, priorities of selection and scholarship conditions.

On May 20, Mr. Pugliese moved that the Board keep the review process as is. Ms. Wright seconded. Motion carried without objection.

On May 20, Dr. Lavender moved that the Board approve the scholarship funding formula. Mr. Pugliese seconded. Motion carried without objection.

On May 20, Dr. Lavender moved that the Board approve the scholarship qualifications. Ms. Wright seconded. Motion carried without objection.

On May 20, Mr. Howard moved that the Board approve the scholarship conditions. Ms. Hopkins seconded. Motion carried without objection.

On May 20, Mr. Howard moved that the Board approve the priorities of selection with an addition to the nursing instructor scholarship of “who are currently teaching” to: (a) students at Alabama schools seeking a doctorate in nursing; and (b) students at Alabama schools seeking a doctorate in a health-related field. Dr. Lavender seconded. Motion carried without objection.

On May 20, Dr. Lavender moved that a scholarship recipient is eligible to be considered for consecutive years. Mr. Howard seconded. Motion carried without objection.
D. Legal Division

1. General Counsel/Deputy Attorney General

Ms. Henley explained letters of closure and letters of admonishment for the Board. Ms. Henley also addressed the number of open cases from FY 2008.

The Board reviewed and discussed the General Counsel/Deputy Attorney General written report.

2. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of April 30, 2010 was accepted, as information, on the Consent Agenda.

3. Probation Monitoring

A written report on the number of nurses monitored on probation as of April 29, 2010 was accepted, as information, on the Consent Agenda.

4. Summary Suspension

Ms. Henley reported that the NCSBN surveyed the various states regarding their ability to issue summary suspensions. Twenty-six of the thirty states which responded to the survey had the authority to issue summary suspensions. The laws and rules regarding the procedure varied widely among the states.

The Alabama Administrative Procedures Act provides for summary suspension as follows: “If the agency finds that danger to the public health, safety, or welfare requires emergency suspension of a license and states in writing its reasons for that finding, it may proceed without hearing or upon any abbreviated hearing that if finds practicable to suspend the license. The suspension shall become effective immediately, unless otherwise stated therein. The suspension may be effective for a period of not longer than 120 days and shall no be renewable. An agency shall not suspend the same license for the same or substantially similar emergency within one calendar year from its first
suspension unless the agency clearly establishes that it could not reasonably be foreseen during the initial 120-day period that such emergency would continue or would likely reoccur during the next nine months. When such summary suspension is ordered, a formal suspension or revocation proceeding under subsection (c) of this section shall also be promptly instituted and acted upon.” Ala. Code § 41-22-19(d). Subsection (c) provides that “[n]o revocation, suspension, or withdrawal of any license is lawful unless, prior to the institution of agency proceedings, the agency gave notice by certified mail to the licensee of facts or conduct which warrant the intended action, and the licensee was given an opportunity to show compliance with all lawful requirements for the retention of the license.” Ala. Code § 41-22-19(c).

A major concern in using summary suspension is that the Board must follow the summary suspension by “promptly” instituting a due process disciplinary proceeding. There is not any case law interpreting the meaning of the word “promptly” in this particular statute. In the context of a forfeiture case, the Alabama Court of Civil Appeals looked to a definition of “promptly” as described by the Alabama Supreme Court in a 1906 case: “‘Besides, the word “promptly” as here used, means nothing more nor less than reasonable time—the latter term being a relative one, and its meaning dependent upon the circumstances.’” Moynes v. State, 555 So. 2d 1086, 1088 (Ala. Civ. App. 1989), quoting McCleskey & Whitman v. Howell Cotton Co., 42 So. 67 (1906). In the context of forfeiture of property used in a criminal manner, the Court of Civil Appeals noted that periods of three and four weeks between seizure of the property and instituting forfeiture proceedings were reasonable, but that eight months was not reasonable and violated due process protections. Moynes, 555 So. 2d at 1088 (internal citations omitted). In Moynes, the court found that under the circumstances, a lapse of fourteen weeks was reasonable. Id. at 1088-1089.

Given that the Board is dealing with someone’s license and, therefore, livelihood, it is likely a court would find that “promptly” requires a very short period of time between issuance of the summary suspension and issuance of a statement of charges and notice of hearing.
In any case, given that the summary suspension is only for a period of 120 days, the Board would need to be able to accomplish service of the charges, hearing before the hearing officer, and getting the case before the Board within those 120 days. This would by necessity mean that the Board would almost have to be ready to file the charges at the time the summary suspension was entered. Thus, the Board would already need to have completed the investigation and nurse consultant review of the case. For these reasons, there are truly limited circumstances in which utilizing summary suspension might be feasible for the Board.

If the Board were to choose to implement the use of the summary suspension tool, it would need to provide very clear guidelines regarding types of cases in which it might be appropriate.

The Board discussed summary suspensions.

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, 2009, through April 28, 2010, 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. Advanced Practice Nursing

1. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the Joint Committee met on May 18, to review the roster of applications for collaboration. The roster includes applications that met all requirements by April 29, 2010.

Ms. Cotton reported that the following had applications had corrections and/or additions: (1) item 95, Paige Chisum, 1-097607, and Dr. Thomas Wool, 00007842, additional skills: Graded Exercise Testing, Treadmill with Medications, Removal of Intra-aortic balloon pump; (2) item 101, Leigh Ann Smith, 1-105607, and Dr. Edward Flotte, 00026744, additional practice sites: Coastal Neurological Institute, and Mobile Infirmary Medical Center; and additional skills: First Assistant in Surgery; (3) item 103, Tara Baxter, 1-116886, and Dr. Salpy Pamboukian, 00025214, delete “chest tube/pleural cath insertion” and insert “chest tube/pleural cath removal”; and (4) item 104, Katie Rattray, 1-116844 and Dr. Robert Bourge, 00009304, delete “chest tube/pleural cath insertion” and insert “chest tube/pleural cath removal”.

Ms. Cotton reported that the following applications were removed from the roster: (1) item 109, Sarah Katrina Smith, 1-044739, and Dr. James Kirklin, 00009081; and (2) item 126, Cora Passman, 1-108438, and Dr. Marc Passman, 00027454.

Ms. Cotton provided copies of the roster of collaborative practice applicants for the Board’s review and approval.

On May 20, Ms. Wright moved that the Board accept the recommendations of the Joint Committee and approve the CRNP applicants for collaborative practice listed in the published roster, noting the corrections and deletions. Ms. Pugh seconded. Motion carried without objection.

Ms. Cotton reported that the Alabama Department of Public Health (ADPH) did adopt, as final certification, rules that would allow CRNPs, PAs, and CNMs to order x-rays that would be recognized by radiology personnel.
recommendations for lace network development and implementation

Ms. Cotton reported that the NCSBN House of Delegates endorsed the Consensus Model for APRN Regulation: Licensure, Accreditation, Education and Certification in 2008. NCSBN had worked with the APRN Consensus Work Group, the American Association of Colleges of Nurses (AACN) and many APRN stakeholder groups to develop principles and terminology for consistency in the regulation of advanced practice nursing. The APRN regulatory model includes licensure, accreditation, certification and education, and the acronym “LACE” emerged as a reference for the participating groups.

After publication of the Consensus Model in 2008, several participants identified the need for an organizational structure to facilitate on-going communication among the stakeholders. The Alliance for APRN Credentialing (also known as the “LACE Network”) developed with administrative support from the American Association of Colleges of Nursing along with participation of representatives and staff from NCSBN and other stakeholders. Nancy Chornick at NCSBN distributed minutes and reports from the Alliance to member Boards of Nursing by email. The Board has not sent representatives to the 2009-2010 meetings of the Alliance for APRN Credentialing.

In 2009, the Alliance/LACE group reviewed proposals for an electronic communication platform to “support on-going and transparent communication among the leadership or designated representatives of all the regulatory organizations involved in the implementation of the Consensus Model for APRN Regulation.” Member Board representatives had the opportunity to participate in on-line demonstrations from three vendors for the proposed network, and provide comment to the Work Group.

Joan Stanley, Senior Director of Education Policy, AACN, has served as leader of the Alliance. The request explains the proposal for the electronic network and solicits commitment for up to $2,000 per organization for one year’s start-up and administrative costs to implement the on-line communication platform. The Report from LACE Technical Group describes the functionality and the expected benefits of the electronic communication network. The network would
include a component for public access to information about
the Consensus Model for APRN credentialing.

The proposal requires a commitment of twenty organizations
with AACN as an administrative agent. The proposal does
not address alternatives if the proposal fails to receive
adequate financial commitment. There is not a deadline for
payment, but firm commitment for payment from at least
twenty organizations is necessary before any action will be
taken to proceed with the contract. In the absence of timely
financial support, the organization cannot commit to the
contract, and most likely the vendor’s proposal and bid
would expire.

Ms. Cotton provided copies of the ABN comparison to the
APRN Model, APRN consensus frequently asked questions,
Consensus Model for APRN Regulation, LACE Network
recommendation, LACE request, NCSBN APRN Model
statute and rules, and APRN consensus model slides for the
Board’s information and review.

Ms. Lee reported that the NCSBN has an APRN Network
setup by electronic mail.

The Board reviewed and discussed the information provided.

On May 20, Mr. Pugliese moved that the Board not
participate in the LACE Communication Network. Dr.
Lavender seconded. Motion carried without objection.

IX. PRACTICE AND CONTINUING EDUCATION

A. Practice

1. Report

   A written report on the standardized procedures activity as of
   April 30, 2010, was accepted, as information, on the
   Consent Agenda.

B. Continuing Education

1. Report

   A written report on Continuing Education Provider
applications, and the LPN continuing education audit, was accepted, as information on the Consent Agenda.

2. **CE Survey of Board Members and Staff**

Ms. Morgan reported that the 2010 Continuing Education Plan was approved by the Board in January 2010. The plan called for an annual needs assessment to be conducted to determine continuing education activities that Board and staff desire to be presented internally and externally.

Ten out of twelve Board members completed the survey and twenty-seven out of forty-one staff members completed the survey.

Ms. Morgan provided copies of the CE needs assessment summary, top requests for further information, and the 2010 Continuing Education Plan for the Board members information and review.

The Board reviewed and discussed the needs assessment summary.

X. **EDUCATION**

A. **Report**

A written report on nursing education programs, NLNAC Summary of Actions, and the ACAPNEP Practicum Survey report was accepted, as information, on the Consent Agenda.

XI. **POLICY**

A. **Final Certification, ABN Administrative Code, Chapter 610-X-8, Disciplinary Actions**

Ms. Lee reported that the Board reviewed ABN Administrative Code, Chapter 610-X-8, Disciplinary Actions, at the March 2010 Board Meeting. The Board approved a new chapter and repeal of the current chapter. The proposed changes were file with the Legislative Reference Service and were published in the March 31, 2010 Alabama Administrative Monthly.

The deadline for public comment was May 5, 2010.
Ms. Lee provided copies of the current **ABN Administrative Code, Chapter 610-X-8**, the proposed chapter, and the public comments for the Board’s review and approval.

The Board reviewed the proposed chapter and made minor changes.

**On May 20, Mr. Howard moved that the Board approve, as final certification, repeal of **ABN Administrative Code, Chapter 610-X-8, Disciplinary Action.** Ms. Hopkins seconded. Motion carried without objection.**

**On May 20, Dr. Lavender moved that the Board approve, as final certification, the new **ABN Administrative Code, Chapter 610-X-8, Disciplinary Action, as amended.** Mr. Howard seconded. Motion carried without objection.**

**B. Final Certification, ABN Administrative Code, Chapter 610-X-2-.08, Definitions, Disciplinary Actions**

Ms. Lee reported that the Board reviewed the definitions for the legal chapter in the regulations at the March 2010 meeting. The Board approved new definitions and approved repeal of the current definitions. The proposed changes were filed with the Alabama Legislative Reference Services and published in the March 31, 2010 **Alabama Administrative Monthly.** The deadline for public comment was May 5, 2010.

Ms. Lee provided copies of the current Rule 610-X-2-.08 and the proposed rule for the Board’s review and approval.

The Board reviewed and discussed the proposed changes.

**On May 20, Ms. Cauley moved that the Board approve, as final certification, repeal **ABN Administrative Code, Rule 610-X-2-.08, Definitions, Disciplinary Action.** Ms. Hopkins seconded. Motion carried without objection.**

**On May 20, Ms. Wright moved that the Board approve, as final certification, new **ABN Administrative Code, Rule 610-X-2-.08, Definitions, Disciplinary Action.** Mr. Pugliese seconded. Motion carried without objection.**
XII. DISCIPLINARY CASES

On May 21, Ms. Pugh 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. Bullard 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 9:34 a.m. and voted on the Consent Orders.

A. Consent Orders

1. **Thompson, Andrea Denise** – LPN, 2-059067

   Ms. Thompson 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 illegal/illicit drug-use stipulations and require her to successfully complete a Board-approved educational course on chemical dependency.

   **On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.**

2. **Williams, Patricia Dianne** – LPN, 2-051690

   Ms. Williams signed a Consent Order that would place her LPN license on probation for a period to run concurrent with her participation in the CLEAN Plea Bargain, but not less than 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 May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.**

3. **Jordan, Andrealynne Danette** – LPN Exam Applicant

   Ms. Jordan signed a Consent Order that would allow her to
take the NCLEX-PN®, and if successful, issue her 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 May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

4. Suggs, Tonya Lee Bigger – LPN, 2-045707 (Lapsed)

Ms. Suggs signed a Consent Order that would approve her reinstatement of a lapsed license application and place her LPN license on probation for a period thirty-six 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 $900.00.

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

5. Ricca, Donna Cassel – RN, 1-056200; LPN, 2-023546 (Lapsed)

Ms. Ricca 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 $1,300; (b) successful completion of Board-approved educational courses on professional accountability and legal/ethical aspects of nursing; (c) accrual of requisite continuing education contact hours; and 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 21, Ms. Wright moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

6. Chastain, Nena Kay Thrasher – LPN, 2-018804

Ms. Chastain 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 professional accountability, and pays a fine in the amount of $900.00.

On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.

7. McCollum, Brandy Lenora Long – RN, 1-113997 (Lapsed)

Ms. McCollum signed a Consent Order that suspend her RN license until such time as she provides evidence of an unencumbered license in all states in which she holds a license.

On May 21, Ms. Cauley moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

8. Wilkins, Shawn Linton – RN, 1-084223 (Lapsed/Probation)

Mr. Wilkins signed a Consent Order that would terminate his July 17, 2009 Order upon the Board’s acceptance of this instant Order that would place his RN license on probation for a period of sixty months, with chemical dependency stipulations, and require him to pay a fine in the amount of $1,600.00.

On May 21, Ms. Cauley moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried with one opposition (Dr. Lavender).

9. Smith, Barbara R. Travis – RN, 1-096315 (Lapsed); LPN, 2-015918 (Lapsed)

Ms. Smith 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 critical thinking and legal/ethical aspects of nursing, and pay a fine in the amount of $300.00. Should Ms. Smith attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On May 21, Ms. Cauley moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.
10. **Gillespie, Loma Amanda Holden** – RN Endorsement Applicant

Ms. Gillespie signed a Consent Order that would approve her RN endorsement application and issue her license on probation for a period of twelve months, with practice-related stipulations.

**On May 21, Ms. Cauley moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.**

11. **Lee, Christal Faye** – LPN, 2-045306

Ms. Lee 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 scope of practice and professional accountability, and pay a fine in the amount of $800.00.

**On May 21, Dr. Lavender moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.**

12. **Berry, Tonya Casandra Bennett** – LPN, 2-039340

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

**On May 21, Dr. Lavender moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.**

13. **Palmer, Shella Kay Riley** – LPN, 2-027709

Ms. Palmer 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 scope of practice and professional accountability and pays a fine in the amount of $600.00.
On May 21, Dr. Lavender moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

14. **Gerken, Shelbie Renee** – RN, 1-116167

Ms. Gerken 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 administration, critical thinking and ethical aspects of nursing, and pay a fine in the amount of $600.00.

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

15. **Hoiles, Shandra Beatrice** – LPN, 2-035405

Ms. Hoiles signed a Consent Order that would terminate her March 9, 2007 Board Order upon the Board’s acceptance of this instant Order that would place her LPN license on probation for a period of thirty-six months, with chemical dependency stipulations, require her to successfully complete Board-approved educational courses on professional accountability and legal/ethical aspects of nursing, and pay a fine in the amount of $1,400.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

16. **Champion, Lara Michelle Bryant** – RN, 1-102322

Ms. Champion 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.
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 May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

17. Barrett, Taylor Ryne – RN, 1-112778

Mr. Barrett signed a Consent Order that would terminate his May 11, 2007 Board Order upon the Board’s acceptance of this instant Order that would suspend his RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Mr. Barrett’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 May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.

18. Duck, Tami June Byers – LPN, 2-032459

Ms. Duck 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 administration, and pays a fine in the amount of $600.00.
On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.


Ms. Burnside 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, critical thinking and diabetes, and pay a fine in the amount of $300.00.

On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

20. Scott, Tracey Brockwell – RN, 1-116483

Ms. Scott 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 $600.00.

On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.


Ms. Hand 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 documentation and pays a fine in the amount of $300.00.

On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

22. Herron, Patricia Putman – RN, 1-080622

Ms. Herron 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, documentation and critical thinking, and pay a fine in the amount of $300.00.

**On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

23. **Morrow, Bethany Daniel – LPN, 2-050905**  
Ms. Morrow signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability and documentation and pays a fine in the amount of $900.00.

**On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

24. **Ryan, Penthia Sue Hollingsworth – RN, 1-057347; LPN, 2-028279 (Lapsed)**  
Ms. Ryan 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, medication administration and documentation, and pay a fine in the amount of $600.00. Should Ms. Ryan attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

**On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

25. **Wilkins, Sharon Kay – LPN, 2-047074**  
Ms. Wilkins signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on documentation and professional accountability, and pay a fine in the amount of $600.00.
On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

26. Watson, Tracey Lynn Reese – LPN, 2-043447

Ms. Watson 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 professional accountability and medication safety, and pays a fine in the amount of $600.00. Upon reinstatement, Ms. Watson’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 May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

27. Stewart, Teena Melaine – RN, 1-077174

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

On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

28. Williams, Kesha Lashun – LPN, 2-050082 (Lapsed)

Ms. Williams 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) completion of requirements and application for reinstatement of a lapsed license; and (h) payment of appropriate fees. If deemed in need of treatment, Ms. Williams’ 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. 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 $900. 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 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

29. **Mooney, Sandra Denise Hamilton** – RN, 1-119655

Ms. Mooney 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 stress management, and pay a fine in the amount of $300.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

30. **Jacobs, Christi Lala Wells** – RN, 1-101271; LPN, 2-039396 (Lapsed)

Ms. Jacobs 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. Jacobs’ 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. Jacobs’ license will be reinstated on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, she will be required to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of $600. 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. Jacobs attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

31. White, Ferah Daunielle – RN, 1-118614; LPN, 2-043286 (Lapsed)

Ms. White signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of $300.00. Should Ms. White attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

32. Golson, Jenny Minor – RN, 1-023048

Ms. Golson signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of $300.00. Should Ms. Golson attempt to renew her RN license, it too, would be subject to the same terms and conditions.
dependency and pay a fine in the amount of $300.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

33. Dunkin, Gina Hartzog – LPN, 2-058607

Ms. Dunkin 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 May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

34. Bishop, Monica Tara – LPN, 2-053820

Ms. Bishop signed a Consent Order that would place her LPN 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 chemical dependency, professional accountability and behavior management, and pay fine in the amount of $900.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

35. Wingate, Matthew Brian – RN, 1-097430

Mr. Wingate 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 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.
Ms. Hauswirth signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved provider; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. If deemed in need of treatment, Ms. Hauswirth’s 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. Hauswirth’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 and professional accountability, and pay a fine in the amount of $1,500. 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 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

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

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.
38. **Musgrave, Victoria Drake – RN, 1-109266**

Ms. Musgrave 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. Musgrave’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 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.**

39. **Zakariyan, Rada – RN, 1-091705**

Ms. Zakariyan 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. Zakariyan’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 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

40. Wallace, Nicole Elizabeth – LPN Exam Applicant

Ms. Wallace signed a Consent Order that would allow her to take the NCLEX-PN®, and if successful, her license will be issued on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, and she will be required to successfully complete a Board-approved education course on chemical dependency.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

41. Shaneyfelt, Tammy Lynn Goins – RN, 1-122974; LPN, 2-058698 (Lapsed)

Ms. Shaneyfelt signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of $300.00. Should Ms. Shaneyfelt attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Mr. Pugliese seconded. Motion carried without objection.

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

Ms. Torbert signed a Consent Order that would place her LPN 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 chemical dependency, documentation and professional accountability, and pay a fine in the amount of $900.00.

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.
43. **Chaney, Rebecca Rose Bell** – RN, 1-073868; LPN, 2-019893 (Lapsed)

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

*On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.*

44. **Bailey, Lesa Maria Parker** – LPN, 2-060897

Ms. Bailey 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 May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried without objection.*

45. **Ragsdale, Allison Nicole** – RN Exam Applicant

Ms. Ragsdale signed a Consent Order that would allow her to take the NLCEX-RN® and if successful, issue her a public reprimand.

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

*On May 21, Ms. Wright moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried without objection.*

46. **Hall, Nakila Lasha** – LPN, 2-051859

Ms. Hall 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 21, Ms. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

47. **Stoops, Kimberly Renae** – LPN, 2-055425

Ms. Stoops 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 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

48. **Cheek, Melia Gene Calico** – RN Endorsement Applicant

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

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

49. **Stanfield, Karen Ruby Battles** – RN, 1-097013

Ms. Stanfield 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

50. **Walker, Lisa Dian Payne** – LPN, 2-044787

Ms. Walker signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of $700.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.
51. Jackson, Nora Lafaye – LPN, 2-047001

Ms. Jackson 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

52. Smith, Betty J. Isaac – LPN, 2-009065

Ms. Smith signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of $700.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

53. Shaw, Yolanda D. – LPN, 2-056480

Ms. Shaw 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

54. Harville, Deborah Ann Reynolds – LPN, 2-027545

Ms. Harville 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

55. Boyett, Janet Elizabeth Carter – LPN, 2-054352

Ms. Boyett 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

56. Betts, Cheryl R. Bradley – LPN, 2-046632

Ms. Betts signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of $700.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

57. Corbitt, Rita Faye Kelley – LPN, 2-021244

Ms. Corbitt 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 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

58. Jeffries, Christina Louise Sanders – LPN, 2-053319

Ms. Jeffries signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of $800.00.

On May 21, Ms. Pugh moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

59. Wulf, Elizabeth Ann Hoy – RN Endorsement Applicant

Ms. Wulf signed a Consent Order that would approve her RN endorsement application and issue her a public reprimand.

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.

60. Nichols, Rebecca Lynn Tamblyn – RN, 1-038938

Ms. Nichols 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 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.**

61. **Bishop, Anna Elizabeth Scheiben** – RN, 1-101982

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

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

**On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. Wright seconded. Motion carried without objection.**

62. **Bryant, Debbie Marie Alford** – LPN, 2-045566

Ms. Bryant 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 21, Ms. Cauley moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.**

63. **Clark, Linda Carol Reed** – RN, 1-078597; LPN, 2-032788 (Lapsed)

Ms. Clark 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 21, Ms. Cauley moved that the Board accept the Consent Order. Dr. Lavender seconded. Motion carried without objection.**

64. **Williams, Tawana Michele Reynolds** – RN, 1-076888

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

65. Blosl, Robert Anthony – LPN, 2-043355

Mr. Blosl signed a Consent Order that would issue him a public reprimand and require him to pay a fine in the amount of $300.00.

On May 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

66. Harmon, Sarah Lillian Alvarado – RN, 1-093096

Ms. Harmon 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 21, Dr. Lavender moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.

B. Reinstatement: Consent Orders

There were no reinstatement Consent Orders.

C. Formal Hearings

On May 21, Ms. Wright 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. Pugliese seconded. Motion carried without objection.

Dr. Autrey reported that the Board would reconvene in open session at approximately 10:45 a.m.

The Board returned to open session at 10:25 a.m.

1. Beavers, Barbara Jean Griswold – LPN, 2-021478

On May 21, Ms. Wright moved that the Board accept the Findings of Fact, Conclusions of Law, and the
Recommendation of the Hearing Officer, and issue Ms. Beavers a public reprimand. Ms. LaRue seconded. Motion carried with two oppositions (Dr. Lavender and Ms. Bullard).

2. **Blake, Tammy Kay Dement** – LPN, 2-049251 (Lapsed)

   On May 21, Ms. LaRue moved that the Board take Administrative Notice of the fact that LPN renewal is in odd numbered years and correct the last sentence in Findings of Fact number 2 by changing 2008 to 2009. Ms. Hopkins seconded. Motion carried without objections.

   On May 21, Dr. Lavender moved that the Board accept the Findings of Fact with the amendment to number 2, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Blake’s LPN license. Ms. Wright seconded. Motion carried without objection.

3. **Christian, Jr., Franklin D.** – LPN, 2-043891 (Lapsed)

   On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Christian’s LPN license. Ms. Bullard seconded. Motion carried without objection.

4. **Culpepper, Bryant Keith** – RN, 1-066416 (Lapsed)

   On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Culpepper’s RN license. Ms. Bullard seconded. Motion carried without objection.

5. **Dauphinee, Nicolle** – RN Endorsement Applicant

   On May 21, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Dauphinee’s RN endorsement application. Ms. Hopkins seconded. Motion carried without objection.
6. **Forrest, Willie Herman** – LPN, 2-042226

On May 21, Mr. Pugliese moved that the Board correct the style of the case by correcting the license number, Mr. Forrest is an LPN not a RN. Dr. Lavender seconded. Motion carried without objection.

On May 21, Ms. Pugliese moved that the Board accept the Findings of Fact with the amendment to the style of the case, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Forrest’s LPN license. Ms. Cauley seconded. Motion carried without objection.

7. **Polk, Antonia Denise** – RN, 1-067054 (Lapsed)

On May 21, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Polk’s RN license. Mr. Pugliese seconded. Motion carried without objection.

8. **Shelton, Brandy Lynn Hamilton** – LPN, 2-052073 (Lapsed/Probation)

On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Shelton’s LPN license. Ms. Hopkins seconded. Motion carried without objection.

9. **Stasiewicz, Wendy Smith** – RN, 1-056235 (Active/Probation)

On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, amend Conclusions of Law number 18 by deleting “and was represented by counsel”, and accept the Recommendation of the Hearing Officer, and revoke Ms. Stasiewicz’s RN license. Ms. Pugh seconded. Motion carried without objection.

10. **Williams, Becky Geeslin** – RN, 1-070577

On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and issue Ms.
On May 21, Mr. Pugliese moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Hearing Officer's Recommendation, due to Ms. Williams' blatant refusal to pay the fine until the Board filed charges against her, and issue her a public reprimand and require her to pay a fine in the amount of $600.00. Motion carried with one abstention (Ms. Wright).

D. Reinstatements – Formal Hearings

There were no reinstatement Formal Hearings.

XIII. BOARD TRAVEL

A. 2010 NCLEX Invitational, Atlanta, GA – September 13, 2010

Ms. Cauley was approved to attend.

B. 2010 NCSBN Annual Meeting, Portland, OR – August 11-13, 2010

Ms. Price, Ms. Bullard, Ms. Hopkins, Ms. Pugh, Dr. Lavender, and Ms. Cauley were approved to attend.

XIV. NEXT BOARD MEETING

June 17, 2010, 9:00 a.m., Suite 326 RSA Plaza

XV. OTHER

XVI. BOARD MEETING DEBRIEFING

- The Board reported that they prefer the formal hearings being in PDF format.
- Ms. Lee reported that she would notify the Board if the new Board room is ready for the June 17 meeting.
- Ms. Lee reported that the training room can also be used for overflow from the Board room.
• Ms. Lee reported that she will be proofing the formal hearings for typographical errors before they are placed in the Board packet.

XVII. ADJOURNMENT

The meeting adjourned at 10:30 a.m. on May 21, 2010.

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Pamela Autrey, President      Sharon Pugh, Secretary

Submitted by: _____________________________
Recorder: Leslie Vinson
          05/20-21/2010