

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

RSA Plaza Suite 350

Montgomery, Alabama

March 11, 2022

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 8:30 a.m. on Friday, March 11, 2022.

The following members present were: Victoria Hill, MSN, RN, President; Valorie Dearmon, RN, DNP, NEA-BC, Vice-President; Cynthia Buford, LPN, Secretary; Natalie Baker, DNP, CRNP, FAANP, FAAN; Louise O'Keefe, PhD, CRNP, CNE; Gabriel Sapalaran, BSN; Tochie Lofton, DNP, RN, CMSRN, ACNR-BC; Sarah Mandy Mims, LPN; Deborah Hoover, MSN, FNP; Peggie Carpenter, BA, LPN; Clint Witherington, Consumer; Janice Seip, CRNA, and Executive Officer, Peggy Benson. Ms. Cherry Rodgers, LPN arrived at 8:31 a.m.

Staff members attending the meeting were: Christie Mumford, MSN, RN, Director-Advanced Practice; Honor Ingels, Chief Policy Officer/Chief Communications Officer; Alice Maples Henley, Deputy Attorney General/General Counsel; Patrick Samuelson, Assistant General Counsel; Amy Williams, Attorney; Joyce Jeter, MSN, RN, Director of Practice, CE and Licensure; Brad Jones, IT System Specialist Senior; Tonya Smith, Executive Secretary/Recorder; LaDonna Patton, MSN, RN, CEN, Director of Alabama Nursing Resource Center; Maxine Hollis, Chief Financial Officer; Tina Betts, MSN, RN, Legal Nurse Consultant; Abby Migliore, MSN, RN, Administrative Director for Discipline/Compliance Monitoring; Taylor Thomas, Legal Research Assistant; Ebony Weathers, Administrative Hearings Coordinator; David Jackson, IT Programmer Analyst; Bernadette Powe, Regulatory Education Administrator and Wanda Hayes, DNP, RN, Director of Research.

Visitors attending the meeting were: Effie Hawthorne and Kimie Buley with the Alabama Board of Medical Examiners.

B. Declaration of Quorum

A quorum was declared with thirteen Board Members present on Friday, March 11, 2022.

C. Statement of Compliance with Open Meetings Act

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

D. Review of Full Agenda

1. Additions, Modifications, Reordering

None.

2. REORDERING, MODIFICATION, OR ADOPTION AND APPROVAL OF CONSENT AGENDA

- II.A. January 14, 2022, Board Meeting Minutes
- III.A. Board Action Follow-up
- VI.A.1. Executive Officer Report
- VI.A.2. FYI
- VI.D.1. General Counsel Report
- VI.D.2. Assistant General Counsel Report, Samuelson
- VI.D.3. Voluntary Disciplinary Alternative Program Report
- VI.D.4. Investigations Report
- VI.D.5. Legal Nurse Consultant Report
- VI.D.6. Probation/Compliance Monitoring Report
- VI.D.7. Assistant General Counsel Report, Williams
- VI E. Policy and Communications Report
- VI.F. ABN Center for Nursing Excellence Report
- VI. H QA Annual Report

- VII.A. Education Report/Annual Report
- IX.A. Advance Practice Report
- X.A. Continuing Education Report
- X.B. Licensure Report

On March 11, 2022, Dr. O'Keefe moved that the Board adopt the Consent Agenda. Ms. Seip seconded. Motion carried without objection.

3. REORDERING, MODIFICATIONS, ADDITIONS, OR ADOPTION OF FULL AGENDA

On March 11, 2022, Dr. Baker moved that the Board adopt the Full Agenda as amended. Mr. Sapalaran seconded. Motion carried without objection.

II. REVIEW OF MINUTES

A. January 14, 2022, Board Meeting Minutes

The minutes of January 14, 2022, Board meeting were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow-up

Ms. Benson's report on the Board Action follow-up was accepted, as information, on the Consent Agenda,

IV. BOARD REQUESTS / PRESENTATIONS

A. REQUESTS

1. N/A

B. PRESENTATIONS / REVIEW

1. MARK WILKERSON, ABN HEARING OFFICER AT 10:00 AM

Ms. Benson introduced Mr. Mark Wilkerson, Administrative Hearing Officer for ABN Board of Nursing.

Mr. Wilkerson gave a brief report of his background as a hearing officer and answered general questions from the Board.

2. ABN Disciplinary Research Project 2016-2020; Wanda Hayes

Ms. Hayes presented a presentation on the 2016-2020 Alabama Board of Nursing Disciplinary Research Project.

V. FINANCIAL REPORTS

1. Financial Report Board Review

Ms. Hollis, Chief Fiscal Officer, shared the Revenue and Expenditure Summary, Revenues and Expenditure Budget Comparison as of January 31, 2022.

VI. REPORTS

A. Executive Officer

1. Report

Pursuant to Alabama Board of Nursing Administrative Code 610-X-08, Ms. Benson accepted the voluntary surrender for revocation for each of the following nursing licenses.

<u>Licensee's Name</u>	<u>License Number</u>	<u>Date of Acceptance</u>
Rogers, Abby Dee	2-055952	01/05/2022
Smith, Ginny Anne	1-096627	01/06/2022
	2-043385	01/06/2022
Palk, Mary Clay	1-067003	01/11/2022
Hamilton, Amy Denise	1-096499	01/12/2022
Goodman, Amber Cora Hope	1-145188	01/14/2022
	2-063088	01/14/2022
Armstead, Cavonna Rachea	1-094705	01/20/2022
Chandler, Shelia Ann	1-084658	01/21/2022
Michels, Lindsey Mary	1-141240	01/24/2022
	2-062461	01/24/2022
Barley, Kathryn Ann	1-127491	01/28/2022
	2-051541	01/28/2022
Ellison, Marsa Gail	1-035884	01/31/2022
Mann, Larika Laverne	2-075111	02/03/2022
Dailey, Allison Armstrong	2-061708	02/08/2022
Davenport, Candice Elizabeth	1-158725	02/22/2022

2. FYI

Ms. Benson presented a copy of a letter from NCSBN referring her as the Executive Officer Mentor for Ms. Teresa Walsh new Executive Officer.

3. AG OPINION: LICENSURE FOREIGN APPLICANTS

Ms. Henley reported the stresses on the healthcare system occasioned by the pandemic have led to increased issues with nursing staffing at healthcare institutions in Alabama, as evidenced by numerous media reports. This has led health care employers in Alabama to seek new sources for nurse staffing. One method that has been suggested by representatives of both long-term care employers and hospital employers is the idea of recruiting nurses from other countries to

comet to Alabama to work. Various visas are available for this purpose. Applicants for single state licenses in Alabama must satisfy the NPA statutory qualifications for licensure, as well as comply with laws of general applicability that impact nurse licensure. Nurses from other countries must have a Social Security Number and Legal Presence.

On March 11, 2022, Dr. Dearmon moved that the Board request Attorney General's Opinion regarding whether the Alabama Board of Nursing may issue a single state nursing license to an applicant who does not have a Social Security Number at the time of application and licensure if the applicant provides an affidavit that he or she does not have a Social Security Number and may the Alabama Board of Nursing issue a single state nursing license to a non-citizen applicant who is not physically present in the United States at the time of application and licensure. Dr. Baker seconded. Motion carried without objection.

4. AG OPINION: COURT ORDERED BLOOD TESTS

Ms. Henley reported that over the past year, the Board has been contacted by a health care facility, an attorney for a healthcare facility, and an attorney for the hospital association, all asking about the following factual scenario:

A law enforcement officer brought to the emergency room (ER) an individual who was suspected of being intoxicated following a motor vehicle accident. The officer asked the ER nurse to draw blood for purposes of determining the individual's blood alcohol level. The law enforcement officer had a valid warrant signed by the judge to draw blood. The patient was conscious and refused to give consent. The nurse declined to perform the blood draw. The facility's policy required patient consent. One person who contacted the Board indicated there had been mention of someone getting arrested for refusing the judge's order. Hospital staff and licensees who contacted the Board want to know the Board's position regarding this situation.

Although the Board does not issue position statements, given the number of times we have been asked about this, it is likely that a request for declaratory ruling could be forthcoming, specifically pertaining to the application of these facts to the Board's rules regarding standards and scope of practice. The Board's standards of practice require nurses to:

- Have knowledge and understanding of the laws and rules regulating nursing

- Accept individual responsibility and accountability for judgments, actions, and nursing competency, remaining current with technology, and practicing consistent with facility policies and procedures.
- Respect the dignity and rights of patients and their significant others, including, but not limited to privacy, protection of confidential information, unless disclosure is required by law, freedom from exploitation of physical boundaries, and behavior that is therapeutic and places the patient's interests before the nurse's interests.

ABN Administrative Code § 610-X-6-.03(1), 7), (11)(a), (c), (d), and (f).

The scope of an individual nurse's level of practice includes, but is not limited to

- State and federal statutes and regulations
- State and national standards appropriate to the type of practice
- Limitations on scope, as determined by facility policy and procedure

ABN Administrative Code § 610-X-6-.04(c), (d) and (f) and 610-X-6-.05(3)(c), (d) and (e).

Thus, determining whether it would be permissible or required for a nurse to perform this procedure requires an understanding of all laws applicable, not just the Nurse Practice Act and Board Rules.

Effective August 1, 2021, the "Danny Kendall Johnson Act" went into effect. This law amended several existing statutes which deal with chemical tests, presumed consent, processes for obtaining samples, etc. Alabama law provides that a person is presumed to have consented to testing by virtue of having a driver's license. If the person is unconscious, that presumed consent permits law enforcement to obtain the chemical tests. If the person is not unconscious, the person can refuse the test. If there is a refusal, the test cannot be done, and the person's license may be suspended. An Alabama case established that despite the refusal, the test could still be done if a court order for the test was obtained. The 2021 Act codified that exception, such that the state statute now requires:

(a) (1) Any person who operates a motor vehicle on the public highways of this state shall be deemed to have given consent, subject to this division, to a chemical test or tests of his or her blood, breath, or oral fluid for the purpose of determining the content of any impairing substance or substances within a person's system, if lawfully arrested for any offense arising out of acts alleged to have been committed while the person was driving a motor vehicle on the public highways of this state in violation of Section 32-5A-191.

"(2) The test or tests shall be administered at the direction of a law enforcement officer having reasonable grounds to believe that the person was in violation of Section 32-5A-191, while driving a motor vehicle on the public highways of this state.

"(3) The law enforcement agency that employs the officer shall designate which test or tests shall be administered. The person shall be told that his or

her failure to submit to a chemical test or tests will result in the suspension of his or her privilege to operate a motor vehicle for a minimum of 90 days. If the person objects to a blood test, the law enforcement agency shall designate that one of the other tests be administered.

(b) Any person who is dead, unconscious, or who is otherwise in a condition rendering him or her incapable of refusal, shall be deemed not to have withdrawn the consent provided by subsection (a) and the test or tests may be administered, subject to this division.

(c)(1) If a person under arrest refuses upon the request of a law enforcement officer to submit to a chemical test or tests designated by the law enforcement agency as provided in subsection (a), none shall be given, unless a court order has been obtained ordering the person to submit to a chemical test or tests.

Ala. Code § 32-5-192 (blue indicates newly added language).

Further, Section 32–5A–194 of the Code of Alabama (1975) now provides:

(a)(2) When a person shall submit to a blood test at the direction of a law enforcement officer pursuant to Section 32–5–192, only a physician, a registered nurse, a paramedic, a phlebotomist, {or other qualified person}, may withdraw blood for the purpose of determining the alcoholic content or the presence of other impairing substances. This limitation shall not apply to the taking of breath or oral fluid.

(d) No physician, registered nurse, phlebotomist, paramedic, duly licensed chemical laboratory technologist or clinical laboratory technician, fire department, rescue squad, private ambulance company, or medical facility shall incur any civil or criminal liability as a result of the proper administering of a blood test when requested in writing by a law enforcement officer to administer such a test.

Because section 32-5-192 now explicitly permits the conducting of a chemical test or tests pursuant to a court order upon refusal of the person under arrest, this leads to a question regarding the application of section 32-5A-194(a) and (d), which requires that blood tests requested by a law enforcement officer pursuant to 32-5-192 only be performed by certain persons (including a registered nurse) and provides protections for the person or facility for “the proper administering of a blood test when requested in writing by a law enforcement officer to administer such a test.”

Because this involves the interpretation of a statute that ABN does not enforce, the Board needs to ask the Attorney General’s Office for an opinion regarding whether the requirements of section 32-5A-194(a) and protections of

32-5A-194(d) apply to instances in which a person under arrest refuses to consent to a blood test and is subsequently ordered by a judge to undergo that test pursuant to section 32-5-192(c)(1).

On March 11, 2022, Dr. Baker moved that the Board approve resolution to request Attorney General's Opinion regarding whether the requirements and protections afforded under Code of Alabama 32-5A-194(a) and (d) apply to nurse's withdrawal of blood from a person under arrest when the withdrawal of blood is based on an order from a judge issued pursuant to Code of Alabama 32-5-1925(c)(1) following refusal of the person under arrest to consent to a blood test requested by a law enforcement officer? Dr. Dearmon seconded. Motion carried without objection.

5. SAFE AT SCHOOL SEIZURE TRAINING CURRICULUM , JENNIFER VENTRESS

Ms. Jeter reported the final curriculum that has been reviewed and approved by the Alabama State Department of Education (ALSDE). Act 2021-76 16-30c-4 specifically states: The State Department of Education shall develop guidelines, subject of approval by the Alabama Board of Nursing, for the training of school employees regarding the care needed for a student with medical needs relating to seizure disorder according to the student's seizure management and treatment plan, the medical authorizations of which are limited to permitting the administration of medications specific to his or her seizure disorder.

The guidelines were developed by the taskforce that was comprised of school nurses, Alabama Board of Nursing, Education Administrators, Alabama Epilepsy Foundation, and the Children's of Alabama Epileptologist.

1. The curriculum consists of the resource manual that has guidelines to implement the training program.
2. Appendices attached to curriculum:
 - Tier I online training
 - Tier II online training and student IHP specific training.
 - Tier III training will include online video, PowerPoints, testing and skill competency sheets.
 - Skilled Competencies.

On March 11, 2022, Ms. Seip moved that the Board approve the final seizure training nurse delegation curriculum from the State Department of Education. Mr. Sapalaran seconded. Motion carried without objection.

B. Executive Committee

1. Executive Committee Meeting January 7, 2022

Ms. Benson presented a copy of the January 7, 2022, Executive Committee Meeting Minutes to the Board members to review.

C. ABN Research

1. ABN Disciplinary Research Project Results 2016-2020

A written report on the ABN Disciplinary Research Project Results for 2016-2020 was accepted, as information, on the Consent Agenda.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report on activities on the Legal Division from December 29, 2021, to February 24, 2022, the number of open disciplinary cases, and the number of cases on appeal or subject to litigation was accepted, as information, on the Consent Agenda.

2. Assistant General Counsel Report, Samuelson

A written report on the number of pending cases on the docket of the Assistant General Counsel as of February 24, 2022, was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP (Voluntary Disciplinary Alternative Program) participants and terminations as of February 15, 2022, was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report on active investigations per investigator as of February 17, 2022, was accepted, as information, on the Consent Agenda.

5. Legal Nurse Consultant Report

A written report on open cases currently assigned to each Nurse Consultant as of February 16, 2022, was accepted, as information, on the Consent Agenda.

6. Probation/Compliance Monitoring Report

A written report on the number of nurses monitored on probation, the number of outstanding probation violations, the number of the past due fines, the number of nurses met with for probation, and the number of cases resulting in revocation by the Board Order as of February 15, 2022, was accepted, as information, on the Consent Agenda.

7. Assistant General Counsel Report, Williams

A written report on the pending cases on the docket of the Assistant General Counsel, Ms. Williams, as of February 15, 2022, was accepted, as information, on the Consent Agenda.

D. Policy and Communication Director Report

A written report on policy and communication activities was accepted, as information, on the Consent Agenda.

E. ANRC Report

The ANRC Activity Report as of March 2022 was accepted, as information, on the Consent Agenda.

G. Leadership Institute

No report

VII. NURSING EDUCATION PROGRAMS

A. Education Report

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

B. Program Deficiency Report

A written report on program deficiency was accepted, as information, on the Consent Agenda.

VIII. POLICY

A. FINAL CERTIFICATION 610-X-7.11 MAC DELEGATION

Mr. Ingels reported with implementation of permitting processes for MAC permitting complete, Board staff recommends repeal of the now-inoperative delegation rules.

On March 11, 2022, Dr. Baker moved that the Board approve, as final certification, repeal of Alabama Board of Nursing Administrative Code 610-X-7.11 – MAC Delegation Program. Ms. Buford seconded. Motion carried without objection.

B. REVISIONS ADMINISTRATIVE CODE 610-X-3 NURSING EDUCATION PROGRAMS

Mr. Ingels reported the Board staff recommends extensive revision to the rules governing prelicensure education, to provide clarity, to streamline compliance, to incorporate NCSBN model rules, and to offer paths to LPN licensure for certain RN program students who were unsuccessful in their programs if they have completed the LPN educational requirements at the time of dropping out of the RN program.

On March 11, 2022, Ms. Buford moved that the Board approve, as initial submission, revisions to Alabama Board of Nursing Administrative Code Section 610-X-3 – Nursing Education Programs. Dr. Dearmon seconded.

On March 11, 2022, Ms. Buford amended her motion, and moved that the Board approve to make a change on page 156 #7 610-X-3-.02 to remove clinical adjunct and to pull out 610-X-3-.01 and .13 as emergency rules. Dr. Dearmon seconded. Motion carried without objection.

C. REVISIONS ADMINISTRATIVE CODE 610-X-4.14 FEES

Mr. Ingels reported that the Board Staff recommends revision to the rule to allow the Board to require payment by certified funds and to add the Student Nurse Apprentice Permit fee to the schedule.

On March 11, 2022, Dr. Baker moved that the Board approve, as initial submission and emergency rule, revisions to Alabama Board of Nursing Administrative Code Section 610-X-4.14 – Fees. Ms. Seip seconded. Motion carried without objection.

IX. ADVANCED PRACTICE

A. Report

A written report on the activities of the Advanced Practice Division was accepted, as information, on the Consent Agenda.

B. APPROVAL CRITICAL CARE LIMITED PROTOCOL

Ms. Mumford reported at the November 18, 2021, meeting, the Alabama Board of Medical Examiners (BME) approved the recommendation to amend the Critical Care Specialty Protocol to include Central Venous Line (CVL) insertion using a central venous catheter less than 14F.

The BME approved the following requirements for CVL insertion using a central venous catheter less than 14F:

- Limit requests to specific specialties of CRNP (ACNP/ AGACNP/ ENP), and collaborating physician (vascular/ nephrology / radiology/ cardiology/ pulmonology/ general surgeon/ or other qualified physician)
- Utilize appropriate hospital setting to mitigate possible complications of the procedure
- A minimum of twenty (20) procedures of each request must be observed and documented prior to submitting a request to train.
- A minimum of twenty-five (25) procedures of each requested procedure is required for training and until the physician determines the NP is competent to perform the procedure.
- If the collaborating physician is requesting to train specific specialties of NPs for central venous catheter insertion less than 14F, completion of CVL up to 9F is not required to be completed first.
- Training may include simulation lab; however, simulation lab procedures will not count towards required training numbers.
- Ultrasound guidance is required.
- Bedside placement is allowed.
- Femoral and Internal Jugular is the only insertion points approved to be requested; subclavian insertion is excluded.
- Ongoing proficiency of fifteen (15) of each procedure is required for annual maintenance/ competency.
- Didactic training that includes the proper technique of the procedure, use of the ultrasound guidance, and sterile technique is required.
- Approved only for Level 1 or Level 2 Trauma Center or any Level 3 Trauma Center if a specialty physician is onsite and immediately available.

As certain restrictions approved for this skill by the BME (including the limitations on eligible CRNP certifications) do not comport to the existing Critical Care Specialty Protocol, the Alabama Board of Nursing staff recommends approving a new protocol to accommodate the additional skill. On January 19, 2022, the Joint Committee approved the new protocol for CRNPs to include the requirements outlined in the attachment.

On March 11, 2022, Dr. Baker moved that the Board approve the new protocol for CRNPs “Critical Care Limited Specialty Protocol: Non-tunneled Central Venous Lines less than 14 French”. Ms. Seip seconded. Motion carried without objection.

C. APRN BOARD STAFF APPLICATION/SKILL APPROVAL GUIDELINE

Ms. Mumford reported that the original guidelines, “Collaborative Practice Guideline for Approval”, were approved and implemented around September 2015 to allow administrative approval of collaborative practice applications, standard protocols, and specialty formulary requests. Subsequently, the approval facilitated the progression from Temporary Approval to Active status without the Board’s vote, thus preventing the need for a monthly ABN meeting. In or about June 2016 and April 2017, the guideline received minor modifications to include but not limited to the ability for ABN staff to request additional information about the collaborative practice model and/or the emergency medical plan.

The use of the guidelines over the past couple of months revealed the need for minor revisions. The proposed policy identifies circumstances to allow administrative approval for new skills after documentation of supervised practice is completed and/or meets protocol criteria if applicable.

The Action Steps describe the status change process for the four advanced practice specialties and the movement of the CRNP and CNM applications through the Joint Committee and/or BME.

On March 11, 2022, Dr. Baker moved that the Board approve revision of the Board Staff Advanced Practice – Guideline for APRN approval. Dr. O’Keefe seconded. Motion carried without objection.

D. SCOPE OF PRACTICE DETERMINATION REQUEST
HYPOGLOSSAL NERVE STIMULATION AND INTERROGATION AND
PROGRAMMING

Ms. Mumford reported that on January 18, 2022, Ms. Jana Smith submitted a request for a determination regarding whether a Family Nurse Practitioner could manage inspire technology and supervise qualified technical staff in the operation of the Inspire Hypoglossal Nerve Stimulator. The process description was defined as follows “an inspire-certified technologist downloads device setting and usage data from the device. Stimulation amplitude and range, electrode array, pulse, width, and other parameters are programmed to meet treatment goals and maximize comfort per protocol. The physician and/or mid-level provider is available to provide supervision of the procedure.

In support of this request, Ms. Smith’s collaborating physician indicated that Hypoglossal Nerve Stimulator is an FDA-approved treatment device for eligible patients who meet specific criteria and moderate to severe obstructive sleep apnea (OSA). Ms. Smith noted that she would receive education and training to include (a) completing the Inspire Care Pathway certification; (b) receiving direct supervision for the initial twenty-five (25) cases by a board-certified sleep physician; and (c) conducting five (5) cases for annual competency. She also noted that supervised inspire patients will be an area of quality assurance to be reviewed quarterly and documented within her collaborative practice.

On March 11, 2022, Dr. Baker moved that the Board approve the determination that is within the scope of practice of Family Nurse Practitioners in Collaborative Practice to manage inspire technology and supervise qualified technical staff in the operation of the Inspire Hypoglossal Nerve Stimulator. Ms. Buford seconded. Motion carried without objection.

X. CONTINUING EDUCATION/LICENSURE/PRACTICE

A. Continuing Education

1. Report

A written report on Continuing Education Providers and Continuing Education (CE) Activities was accepted, as information, on the Consent Agenda.

B. Licensure

1. Report

A written report on Licensure Data Activity was accepted, as information, on the Consent Agenda.

E. Practice

1. Report

A written report on Standardized Procedure Application Activity was accepted, as information, on the Consent Agenda.

D. STANDARDIZED PROCEDURE: NEONATAL INTUBATION BY A RN WITHOUT NEONATOLOGIST PRESENT

On March 11, 2022, the Board agreed to table the Standardized Procedure: Neonatal Intubation by a RN without Neonatologist present until the May 20, 2022, ABN Board Meeting.

E. ADMH 4TH QUARTER MEDICATION ERROR REPORT

The ADMH 4th Quarter Medication Error Report was accepted, as information, on the Consent Agenda.

XI. NCSBN / NCLEX

A. 2021 NCLEX-PN CY Report

The 2021 NCLEX-PN CY Report was accepted on the Consent Agenda.

B. 2021 NCLEX-RN CY Report

The 2021 NCLEX-RN CY Report was accepted on the Consent Agenda.

C. 2021 NCLEX-RN CY Analysis

The 2021 NCLEX-RN CY Analysis was accepted on the Consent Agenda.

D. 2021 NCLEX-PN 3 Year Rolling Average

The 2021 NCLEX-PN 3 Year Rolling Average was accepted on the Consent Agenda.

E. 2021 NCLEX-RN 3 Year Rolling Average

The 2021 NCLEX-RN 3 Year Rolling Average was accepted on the Consent Agenda.

XII. BOARD TRAVEL/REPORTS

1. TRAVEL

- A. ALANA Spring Conference, April 22-24, Miramar Beach FL
- B. AANA Annual Congress, August 12-16, Chicago IL

XIII. DISCIPLINARY CASES – Executive Session, to follow completion of Agenda, March 11, 2022

On March 11, 2022, Dr. Dearmon moved that the Board enter Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licenses. Ms. Carpenter seconded. Motion carried with all in favor: (Janice Seip, Deborah Hoover, Louise O’Keefe, Cherry Rodgers, Natalie Baker, Clint Witherington, Gabriel Sapalaran, Tochie Lofton, Cynthia Buford, and Sarah Mandy Mims).

Ms. Hill estimated that the Board would reconvene in open session at approximately 12:15 p.m.

The Board reconvened in open session at 12:17 p.m.

A. CONSENT ORDERS

- 1. Gosha, Jennifer Floria – LPN 2-061451 (Active)

Ms. Gosha signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Gosha’s LPN license will be placed on probation with the usual practice stipulations for a period to run concurrently with pre-trial diversion agreement but not less than twelve (12) months subject to the following terms and conditions. Ms. Gosha’s LPN license shall remain active at all times during the period of order, she must notify the Board in writing of any change of physical address, mailing address, email address, and phone number(s), she will be required to pay a \$300.00 fine and documented completion of courses on Ethics of Nursing Practice and Professional Accountability and Legal Liability for Nurses.

On March 11, 2022, Ms. Carpenter moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without

objection.

2. Young, Jaquese Gubray – RN 1-155487 (Active)

Ms. Young signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Young's RN license is suspended until receipt of documentation of: (a) required comprehensive evaluations; (b) successful completion of the initial phase of a treatment program; (c) participation in an aftercare program; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; and (g) payment of the reinstatement of suspended license fee and any other applicable fees. Upon receipt of the above, Ms. Young's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Young's licensure status will be considered as and listed as revoked.

On March 11, 2022, Ms. Carpenter moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

3. Loyd, Sophia Dione – LPN 2-062592 (Active)

Ms. Loyd signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to a single state license(s). Ms. Loyd's LPN license will be suspended until such time as (a) payment of the reinstatement of suspended license fee and any other applicable fees and a \$300.00 fine (associated with her September 17, 2021, Consent Order); and (b) receipt of the employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Loyd's licensure status will be considered and listed as revoked.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Dr. Dearmon seconded. Motion carried without objection.

4. Talley, Charmin Lerose – LPN 2-072877 (Active)

Ms. Talley signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to a single state license(s). Ms. Talley's LPN license is indefinite suspended, she is not eligible for reinstatement of licensure to practice nursing in Alabama until such time as evidence of

an unencumbered license in Georgia is received in the Board office. Ms. Talley cannot practice nursing in Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code, she shall immediately notify the Board, in writing, of any change of physical address, mailing address, email address, and phone number(s), she must pay the reinstatement of suspended license fee and any other applicable fees and receipt of employer notification.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

5. Zhang, Ti – RN 1-093810 (Active); LPN 2-047079 (Lapsed)

Mr. Zhang signed a Consent Order that would deactivate his multistate license(s) (if any) and convert to a single state license(s). Mr. Zhang's RN license is suspended for a minimum of three (3) months, upon receipt of satisfactory documentation of: (a) payment of the reinstatement of suspended license fee, any other applicable fees and a \$600.00 fine; (b) successful completion of the educational programs on Righting a Wrong Ethics and Professionalism in Nursing and Your Role in Managing Assaultive Behavior; and (c) accrual of requisite continuing education credits, Mr. Zhang's RN license will be placed on probation for twenty-four (24) months with the usual practice stipulations. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Mr. Zhang's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried with Dr. Dearmon opposing.

6. Billingsley, Johnnie Mae – LPN 2-063404 (Active/Probation)

Ms. Billingsley signed a Consent Order that would terminate her November 15, 2019, Order and deactivate her multistate license(s) and convert to single state license(s). Ms. Billingsley's LPN license is suspended for a minimum of three (3) months. Prior to reinstatement, Ms. Billingsley must submit documentation of: (a) required comprehensive evaluations; (b) successful completion of the initial phase of a treatment program; (c) receipt of recommendation to return to the practice of nursing; (d) participation in an aftercare program; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; and (h) payment of appropriate fees. Upon reinstatement, Ms. Billingsley's LPN license will be placed on probation for sixty (60)

months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Billingsley's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

7. Bowen, Erica Emberg – LPN 2-060027 (Active/Probation)

Ms. Bowen signed a Consent Order that would terminate her November 17, 2017, Order and deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Bowen's LPN license is placed on probation for sixty (60) months with the usual substance use disorder stipulations and she is required to pay a \$300.00 fine. Ms. Bowen shall receive credit for monitored time, calculated in months, for those months that met the work requirements of her November 17, 2017, Order.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

8. Cole, Brenda Lynn – RN 1-113754 (Active/Probation)

Ms. Cole signed a Consent Order that would terminate her November 18, 2021 and would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Cole's RN license will be suspended until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) receipt of recommendation to return to the practice of nursing; (d) participation in an aftercare program, if treatment is recommended; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of required courses on Disciplinary Actions: What Every Nurse Should Know and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (i) payment of appropriate fees. Should Ms. Cole be deemed in need of treatment and upon documented completion of the above terms, her RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00. If not deemed to be in need of treatment, Ms. Cole's RN license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event,

will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Cole's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

9. Davis, Jillian Marla – RN 1-106554 (Suspension)

Ms. Davis signed a Consent Order that would stay her January 22, 2021, Order, and her RN license suspension status. Ms. Davis's RN license will be placed on Board-Lapsed status. Should Ms. Davis's health improve to the point where she is physically able to return to the practice of nursing, Ms. Davis's RN license will be reinstated subject to the same terms and stipulations of her January 22, 2021 Order for a period of time as deemed necessary by the Board at the time of reinstatement following any necessary evaluations, including those required in her January 22, 2021 Order and the following: (a) undergo and provide documentation of an evaluation; (b) complete an application for Reinstatement on a Board-approved form and pay any applicable fees; (c) obtain and provide evidence of the requisite number of continuing education hours necessary for reinstatement of licensure; and (d) employment notification.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

10. Guthrie, Haley Elizabeth – LPN 2-063741 (Active/Probation)

Ms. Guthrie signed a Consent Order that would terminate her May 21, 2021, Order and deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Guthrie's LPN license will be suspended until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) receipt of recommendation to return to practice of nursing ; (d) participation in an aftercare program, if treatment is recommended; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of required courses on Disciplinary Actions: What Every Nurse Should Know and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (i) payment of appropriate fees. Should Ms. Guthrie be deemed in need of treatment and upon documented completion of the above terms, Ms. Guthrie's LPN license

will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Guthrie's LPN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Guthrie's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

11. Cupp, Tina Rene – RN 1-083347 (Active) MSL

Ms. Cupp signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Cup's RN license will be suspended until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) receipt of recommendation to return to practice of nursing; (d) participation in an aftercare program, if treatment is recommended; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of required courses on Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (i) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Cupp be deemed in need of treatment and upon documented completion of the above terms, Ms. Cupp's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Cupp's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Cupp's licensure status will be considered as and listed as revoked.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

12. Jefferson, Erin Brooke – LPN 2-065011 (Active)

Ms. Brooke signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Jefferson's LPN license will be suspended until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) receipt of recommendation to return to the practice of nursing; (d) participation in an aftercare program, if treatment is recommended; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of required courses on Disciplinary Actions: What Every Nurse Should Know, Documentation – A Critical Aspect of Client Care, Righting a Wrong Ethics and Professionalism in Nursing and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (i) payment of appropriate fees. Should Ms. Jefferson be deemed in need of treatment and upon documented completion of the above terms, Ms. Jefferson's LPN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Jefferson's LPN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Jefferson's licensure status will be considered as and listed as revoked.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

13. McConnell, Jonathan Gregg – RN 1-111948 (Active); CRNP

Mr. McConnell signed a Consent Order that would deactivate his multistate license(s) (if any) and convert to single state license(s). Mr. McConnell's RN and CRNP license will be suspended until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) receipt of recommendation to return to the practice of nursing; (d) participation in an aftercare program, if treatment is recommended; (e) negative random monthly drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of a required course on Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (i) payment of the reinstatement

of suspended license fee and any other applicable fees. Should Mr. McConnell be deemed in need of treatment and upon documented completion of the above terms, Mr. McConnell's RN and CRNP license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and he will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Mr. McConnell's RN and CRNP license will be placed on probation for sixty (60) months with the usual illegal/illicit stipulations and he will be required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Mr. McConnell's licensure status will be considered as and listed as revoked.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

14. Miller, Nikkoll Xylia – RN 1-179533 (Active)

Ms. Miller signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Miller's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine and documented completion of a course on Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

15. Montgomery, Kathryn Nicole – LPN 2-074710 (Active)

Ms. Montgomery signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Montgomery's LPN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine and documented completion of a course on Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

16. Payton-Cash, April Michelle – RN 1-110417 (Active)

Ms. Payton-Cash signed a Consent Order that would deactivate her

multistate license(s) (if any) and convert to single state license(s). Ms. Payton-Cash's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine and documented completion of a course on Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

17. Bender, Hayden Henderson – RN 1-176133 (Active); MSL

Ms. Bender signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Bender's RN license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and she will be required to pay a \$600.00 fine and documented completion of courses on Documentation – A Critical Aspect of Client Care, Medication Errors: Causes and Prevention, Professional Accountability and Legal Liability for Nurses, and Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

18. Elliott, Lois Gay – RN 1-144773 (Active)

Ms. Elliott signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual practice stipulations and she will be required to pay a \$300.00 fine and documented completion of a course on Sharpening Critical Thinking Skills.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

19. Pelfrey, Jayna McDaniel – RN 1-139940 (Active)

Ms. Pelfrey signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations and require her to pay a \$300.00 fine and documented completion of courses on Documentation – A Critical Aspect of Client Care, Professional Accountability and Legal Liability for Nurses, and Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Dr. Dearmon moved that the Board accept the

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

20. Wilson, Lisa Brand – RN 1-048369 (Active)

Ms. Wilson signed a Consent Order that would suspend her RN license for a minimum of three (3) months, upon receipt of satisfactory documentation of: (a) payment for the reinstatement of suspended license fee, any other applicable fees and a \$1,000.00 fine; (b) successful completion of the educational programs on Professional Accountability and Legal Liability for Nurses and Sharpening Critical Thinking Skills; and (c) accrual of requisite continuing education credits, Ms. Wilson's RN license will be reinstated and placed on probation for twenty-four (24) months with the usual practice stipulations. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Wilson's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

21. Coleman, Latorshia Ellzey – RN 1-146645 (Active)MSL; LPN 2-064731 (Lapsed)

Ms. Coleman signed a Consent Order that would deactivate her multistate license and convert to single state license. Ms. Coleman's RN license is suspended until such time as: (a) payment of the reinstatement of suspended license fee, any other applicable fees, and a \$300.00 fine; (b) successful completion of the educational program on Lateral Violence in the Workplace: Stop the Cycle; and (c) receipt of the employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Coleman's licensure status will be considered as and listed as revoked. To the extent Ms. Coleman has an LPN license; said license shall be subject to the same terms and conditions.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

22. Evans, Adrian Payton – RN 1-189098 (Active)

Ms. Evans signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Evans' RN license will be placed on probation for twelve (12) months with the usual

illegal/illicit stipulations and she will be required to pay a \$300.00 fine and documented completion of a course on Understanding Substance Use Disorder in Nursing.

On March 11, 2022, Ms. Hill recused herself from the discussion and voting concerning Ms. Evans.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

23. Perrigin, Susan Lorraine – RN 1-085107 (Active)

Ms. Perrigin signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Perrigin's RN license will be placed on probation until payment of a \$500.00 fine and documented completion of courses on Patient Privacy and Professional Accountability and Legal Liability for Nurses and receipt of employer notification.

On March 11, 2022, Ms. Buford and Ms. Mims recused themselves from the discussion and voting concerning Ms. Perrigin.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

24. Pressnall, Cynthia Anne – LPN 2-071476 (Active)

Ms. Pressnall signed a Consent Order that would deactivate her multistate license(s) (if any) and convert to single state license(s). Ms. Pressnall's LPN license will be suspended until such time as (a) payment of the reinstatement of suspended license fee, any other applicable fees, and a \$500.00 fine; (b) successful completion of the educational programs on Professional Accountability and Legal Liability for Nurses and Professional boundaries in Nursing; and (c) receipt of the employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Pressnall's licensure status will be considered as and listed as revoked.

On March 11, 2022, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

25. Newman, James Malcolm – RN 1-123051 (Active)

Mr. Newman signed a Consent Order that would terminate his September 30, 2020, VDAP Agreement and deactivate his multistate license(s) (if any) and convert to single state license(s). Mr. Newman's RN license will be suspended until receipt of documentation of: (a) required comprehensive evaluations; (b) successful completion of the initial phase of a treatment program; (c) receipt of recommendation to return to practice of nursing; (d) participation in an aftercare program; (e) negative random monthly drug screens; (f) active participation in abstinence-oriented support group meetings; (g) accrual of requisite continuing education contact hours; and (h) payment of appropriate fees. Upon receipt of the above, Mr. Newman's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and he will be required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Mr. Newman's licensure status will be considered as and listed as revoked.

On March 11, 2022, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

26. Henderson, Candace Marie – RN 1-126894 (Active)

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

On March 11, 2020, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

27. Johnson, Kimberly Elaine – RN 1-106899 (Active); LPN 2-042332 (Lapsed)

Ms. Johnson signed a Consent Order that would approve her MSL application and issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2020, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

28. Johnson, Wanda Denise – LPN 2-055179 (Active) MSL

Ms. Johnson signed a Consent Order that would issue her a public

reprimand.

On March 11, 2020, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

29. Steeley, Jennifer Lea – RN 1-118687 (Active) MSL; LPN 2-057652 (Lapsed)

Ms. Steeley signed a Consent Order that would issue her a public reprimand. To the extent Ms. Steeley has an LPN license; said license shall be subject to the same terms and conditions.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

30. Wilson, Arreah Tionna – RN Exam Applicant

Ms. Wilson signed a Consent Order that would approve her to take the NCLEX-RN exam, and if successful will receive her RN license and issue her a public reprimand.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

31. Carter, Monica Rae – LPN Endorsement Applicant

Ms. Carter signed a Consent Order that would approve her endorsement application and issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

32. Clark-Ohara, Benjamin Christian – LPN 2-063339 (Revoked); RN Exam Applicant

Mr. Clark-Ohara signed a Consent Order that would approve him to take the NCLEX-RN exam and if successful will receive his RN license and issue him a public reprimand and require him to pay a \$500.00 fine.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without

objection.

33. Alholwani, Brandi Asquire – LPN Endorsement Applicant

Ms. Alholwani signed a Consent Order that would approve her LPN endorsement application, and when licensed issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

34. Collier, Jessica Renae – RN 1-161998 (Active)

Ms. Collier signed a Consent Order that will approve her MSL application and issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

35. Feist, Tammy Sue – RN 1-093876 (Lapsed)

Ms. Feist signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

36. Hill, Enjoli Taniesha – RN 1-161837 (Active); LPN 2-056325 (Lapsed)

Ms. Hill signed a Consent Order that would approve her MSL application and issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

37. Ansley, Lisa Price – RN 1-113428 (Active)

Ms. Ansley signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 11, 2022, Ms. Buford moved that the Board accept the

Consent Order. Dr. Baker seconded. Motion carried without objection.

38. Damsgard, Tracie McCain – RN 1-120445 (Active)

Ms. Damsgard signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine and documented completion of courses on Documentation – A Critical Aspect of Client Care and Medication Errors: Causes and Prevention.

On March 11, 2022, Ms. Buford moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

39. Greening, Hope Michelle – RN 1-068620 (Lapsed)

Ms. Greening signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and issue her a public reprimand and require her to pay a \$300.00 fine and documented completion of courses on Ethics of Nursing Practice and Professional Accountability and Legal Liability for Nurses.

On March 11, 2022, Ms. Seip recused herself from the discussion and voting concerning Ms. Greening.

On March 11, 2022, Ms. Buford moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

40. Thomas, Dashonda Shermonique – LPN 2-073086 (Active)

Ms. Thomas signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine and documented completion of a course on Righting a Wrong Ethics and Professionalism in Nursing.

On March 11, 2022, Ms. Buford moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

41. Gibbs, Jill Veronica – RN 1-109354 (Suspension)

Ms. Gibbs signed a Consent Order that would terminate her April 7, 2020, Order and approve her application for reinstatement of a suspended RN license upon payment of reinstatement fee and any other applicable fees.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

B. REINSTATEMENT – CONSENT ORDERS

1. Turner, Lisa Darlene – RN 1-089524 (Revocation)

Ms. Turner signed a Consent Order that would approve her application for reinstatement of a revoked RN license and place her RN license on probation for sixty (60) months with the usual substance use disorder stipulations and require her to pay a \$1,000.00 fine.

On March 11, 2022, Ms. Buford moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

C. ADMINISTRATIVE HEARINGS

On March 11, 2022, Dr. Dearmon 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 hearing and vote on the outcomes. Dr. Baker seconded. Motion carried with all in favor: (Peggie Carpenter, Janice Seip, Deborah Hoover, Louise O'Keefe, Cherry Rodgers, Clint Witherington, Gabriel Sapalaran, Tochie Lofton, Cynthia Buford, and Sarah Mims).

Ms. Hill reported that the Board would reconvene in open session at approximately 12:40 p.m.

The Board reconvened to open session at 12:42 p.m.

1. Applebaum, Ashley-RN 1-156624 (Active)

On March 11, 2022, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Applebaum's RN license. Ms. Rodgers seconded. Motion carried without objection.

2. Hall, Carl Matthew- RN 1-110704 (Active)

On March 11, 2022, Ms. Rodgers moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of

the Hearing Officer, and revoke Mr. Hall's RN license. Ms. Buford seconded. Motion carried without objection.

- 3. Hopper, Amy Leanne- LPN 2-047052 (Lapsed/Probation)**

On March 11, 2022, Ms. Seip moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Hopper's LPN license. Ms. Rodgers seconded. Motion carried without objection.

- 4. Manning, Carol Elaine- RN 1-046764 (Lapsed)**

On March 11, 2022, Ms. Buford moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Manning's RN license. Ms. Rodgers seconded. Motion carried without objection.

- 5. Norton, Sydney Lea- RN 1-180512 (Active); LPN 2-069878 (Lapsed)**

On March 11, 2022, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Norton's RN license. Ms. Seip seconded. Motion carried without objection.

- 6. Poore, Lindsey Nicole- RN 1-129730 (Active); LPN 2-060149 (Lapsed)**

On March 11, 2022, Ms. Seip moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and suspend Ms. Poore's RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group meetings, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of a required course on Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of appropriate fees. Should Ms. Poore be deemed in need of treatment and upon documented completion of the above terms, Ms. Poore's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Poore's RN license will be placed on probation for sixty (60) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the

effective date of this Order. Should such occur, Ms. Poore's licensure status will be considered as and listed as revoked. Ms. Buford seconded. Motion carried without objection.

7. Thomas, Krysti Shari- LPN 2-061002 (Lapsed)

On March 11, 2022, Ms. Rodgers moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and suspend Ms. Thomas's LPN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group meetings, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of a required course on understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of appropriate fees. Should Ms. Thomas be deemed in need of treatment and upon documented completion of the above terms, Ms. Thomas's LPN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Thomas's LPN license will be placed on probation for sixty (60) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Thomas's licensure status will be considered as and listed as revoked. Ms. Seip seconded. Motion carried without objection.

8. Tomms , Erika Brooke- RN 1-125249 (Active)

On March 11, 2022, Ms. Buford moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Tomms RN license. Ms. Seip seconded. Motion carried without objection.

D. REQUEST FOR REHEARING

1. Burger, Lucas Benjamin- RN 1-134618 (Active)

On March 11, 2022, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of

the Hearing Officer, and deny Mr. Burger's application for rehearing. Ms. Seip seconded.

On March 11, 2022, Dr. Baker amended her motion. Ms. Seip Seconded

On March 11, 2022, Dr. Baker moved that the Board grant Mr. Burger the application for rehearing and remand the matter to the Hearing Officer to consider the additional evidence and argument and issue a new Findings of Fact, Conclusions of Law, and Recommendation. Ms. Buford seconded. Motion carried without objection.

E. SUPPLEMENTAL DISCIPLINARY CONSENT ORDERS

1. Forester, Sandra Clements - RN 2-028864 (Lapsed)

Ms. Forester signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and place her RN license on probation for twelve (12) months with the usual practice stipulations and require her to pay a \$300.00 fine and documented completion of courses on Documentation – A Critical Aspect of Client Care and Medication Errors: Causes and Prevention.

On March 11, 2022, Ms. Seip moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

XIV. NEXT MEETING DATE – May 20, 2022, 770 Washington Avenue, RSA Plaza, Montgomery, Alabama, Suite 350

XV. OTHER

A. ABN Update

1. Ms. Benson mentioned that the Radiology Bill has not gone any further and has not made out of committee.
2. Ms. Benson noted that the Alabama Nursing Associations are communicating more than ever before.
3. Ms. Benson mentioned that she made recommendations to BME and the Alabama Hospital Association about the Telehealth Medicine Bill which is expected to pass. Most changes were included.
4. Ms. Benson gave a brief report on The Opioid Regulatory Collaborative meeting at the National Academy of Medicine's Keck Center in Washington DC
5. Ms. Benson reported that Ms. Alice Henley was appointed to the NLC Rules Committee.

6. Ms. Benson mentioned that she will be running for the Board of Directors with NCSBN.
7. Ms. Benson mentioned that ABN will be hosting a Leadership Conference on June 2, 2022, at Ross Bridge, Birmingham, Alabama.
8. Ms. Benson mentioned that she was asked to participate in the National Governor's Association workforce conference in April.
9. Ms. Benson mentioned that ASNA is looking for a Executive Director.
10. Ms. Benson mentioned that Ms. Abby Migliore will be doing a NOAP presentation in Albuquerque, New Mexico and will also be speaking at the CLEAR conference in Kentucky.

XVI. BOARD MEETING DEBRIEFING

- A. New Board Members (How can we help?)

Nothing

- B. Meeting Process: What can we improve/change?

Nothing

XVII. ADJOURNMENT

The ABN Board meeting adjourned at 12:57 p.m. on Friday, March 11, 2022.

Victoria Hill, MSN, RN
President

Cynthia Buford, LPN
Secretary

Submitted by: _____
Tonya Smith Recorder 03/22