

ALABAMA BOARD OF NURSING

**REGULAR BOARD MEETING**

**RSA Plaza Suite 350**

Montgomery, Alabama

**September 15, 2023**

**I. CALL TO ORDER**

**A. Roll Call**

The meeting was called to order at 8:30 a.m. on Friday, September 15, 2023.

The following members were present: Victoria Hill, MSN, RN, President; Valorie Dearmon, RN, DNP, NEA-BC, Vice-President; Gabriel Sapalaran, BSN, Secretary; Cynthia Buford, LPN; Karron Armstrong, LPN; Deborah Hoover, MSN, FNP; Cherry Rodgers, LPN; Clint Witherington, Consumer; Janice Seip, CRNA; Sarah "Mandy" Mims, LPN; Kristi Acker, PhD, DNP, MSN; Louise O'Keefe, PhD, CRNP, CNE and Executive Officer Peggy Benson. Board member absent were Tochie Lofton, DNP, RN, CMSRN, ACNR-BC. Ms. Deborah Hoover, MSN, FNP did not arrive until 8:36 a.m.

Staff members attending the meeting were: Honor Ingels, Administrative Director – ABN Center for Nursing Excellence; Alice Maples Henley, Deputy Attorney General/General Counsel; Patrick Samuelson, Senior Assistant General Counsel; Amy Williams, Attorney; Joyce Jeter, MSN, RN, Director of Practice, CE, and Licensure; Bernadette Powe, Regulatory Education Administrator; Christie Mumford, MSN, RN, Director - Advanced Practice; Brad Jones, IT System Specialist Senior; Tonya Smith, Executive Secretary/Recorder; Maxine Hollis, Chief Financial Officer; Tina Betts, MSN, RN, Legal Nurse Consultant; Pashley McClain, MSN, BSN, RN, Nurse Consultant; Abby Migliore, MSN, RN, Administrative Director for Discipline/Compliance Monitoring; Taylor Thomas, Legal Research Assistant; Ebony Weathers, Administrative Hearings Coordinator; Rachel Brazell, Probation Director; Pamela Smith, SNP, MSN, RN, Administrative Director of Education Programs; Christi Melton, MSN, RN, Director of Nursing Education; LaDonna Patton, MSN, RN, CEN, Director of Nursing Professional Development; and Jennifer Hobb, MSN, APRN, FNP, NP-C, Nurse Consultant and Howard Kennedy, Chief Investigator.

Visitors attending the meeting were: Ms. Aimee Camp, Grandview Medical Hospital; Ms. Denise Wright, Fresenius Kidney Care; Ms. Holli

Avans, Fresenius Kidney Care; Mr. Jeff Brannon, AND, RN, CEO, Flowers Hospital; Mr. Dan Cumbie, MHA, BSN, RN, CNO, Flowers Hospital; Mr. Steven Litvack, Esq. President, Jersey College; Ms. Colette Gargiulo, MSN, Ed, RN, Provost, Jersey College; Dr. JoAnn Ward, DNP, MBA, APRN-CNP, FNP-BC, Dean of Nursing, Jersey College; Dr. Tabatha Teal, PhD, MSN, RN, CNE, Dean of Nursing, Jersey College; Ms. Amy Phillips, MSN, RN, Nursing Program Coordinator, Enterprise State Community College; Mr. Danny Long, MS, President, Enterprise State Community College; Dr. Anna Head, Dean of Instruction, Enterprise State Community College; Ms. Leigh Shiver, MS, Director of Workforce, Enterprise State Community College; Ms. Catherine Hewitt, MSN, RN, Nursing Faculty, Enterprise State Community College; Ms. Sandra Bryant, Wallace Community College; Ms. Effie Hawthorne, Alabama Baptist Medical Examiners; Ms. Susan Welch, University of Alabama and Mr. Evans Brown, MASA

**B. Declaration of Quorum**

A quorum of twelve Board members was present on Friday, September 15, 2023.

**C. Statement of Compliance with Open Meetings Act**

Prior notice of the 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. July 20, 2023, Board Meeting Minutes
- III.A. Board Action Follow-up
- VI.A.1. Executive Officer Report
- VI.A.2. FYI
- VI. C. Research
- 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 N/A
- VI.F. ABN Center for Nursing Excellence Report
- VII.A. Education Report
- VII B. Program Deficiency Report
- IX.A. Advance Practice Report
- X.A. Continuing Education Report
- X.B. Licensure Report

**On September 15, 2023, Ms. Buford 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 September 15, 2023, Dr. Dearmon moved that the Board adopt the Full Agenda as amended. Ms. Buford seconded. Motion carried without objection.**

**II. REVIEW OF MINUTES**

A. July 20, 2023, Board Meeting Minutes

The minutes of July 20, 2023, Board meeting were accepted on the Consent Agenda.

**III. OLD BUSINESS/FOLLOW-UP**

A. Board Action Follow-up

Ms. Benson's report on 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. Susan Welch, University of Alabama Grant Report: Bama by Distance Project Goals**

Dr. Susan Welch presented a presentation on Bama by Distance Project Goals and was available to answer any Board member questions.

**2. Collaborative Practice Mandatory CE: Module Three – Protocols, Skills, and Professional Responsibilities for CRNPs and CNMs**

Mr. Ingels presented a presentation on the Collaborative Practice mandatory CE: Module Three – Protocols, Skills, and Professional Responsibilities for CRNPs and CNMs and was available to answer Board member questions.

**3. ABN Combined LPN/RN Workforce Demographic Survey 2021 and 2022**

Ms. Patton presented a presentation on the ABN Combined LPN/RN Workforce Demographic Survey 2021 and 2022 and was available to answer any Board member questions.

**V. FINANCIAL REPORTS**

**1. Financial Report Board Review**

Ms. Hollis shared the Revenue and Expenditure Summary, Revenues, and the Expenditure Budget Comparison as of July 31, 2023.

**2. ABN 2024/2025 Budget approval**

Ms. Hollis reported that the FY 2025 budget will be due in the budget office in November 2023. The proposed budget is typically presented at a Board meeting before the due date so that it can be submitted by the deadline.

**On September 15, 2023, Ms. Buford moved that the board approve the FY 2025 proposed ABN Budget and the Board Compensation at 300.00 per day. Dr. Dearmon seconded. Motion carried without objection.**

**VI. REPORTS**

**A. Executive Officer**

**1. Report**

Pursuant to Alabama Board of Nursing Administrative Code Chapter 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>
Crager, Rachel Grace	1-174639	05/15/2023
Quarles, Wesley Lee	1-132502: MSL CRNP	07/05/2032
Miller, Jennifer Lynn	2-045724	07/11/2023
Rowe, Laura Katherine	1-155815	07/17/2023
Macheon, Jonathan Tyler	LP Tem 014164	07/17/2023
Tang, Xiaoting	1-142239	07/15/2023
Thornley, Shannon Lea	2-047157	07/26/2023
Merrills, Pamela Dianne	2-069321	08/07/2023
Coffman, Candi Marie	1-170496	08/07/2023
Helton, Kelly Marie	2-026767	08/07/2023
Jefferson, Carlos Adam	1-136140	08/18/2023
Sanford, Sherry Lynn	2-033151	08/22/2023

2. FYI

Ms. Benson provided a copy of the 2022 National Nursing Workforce Survey and a copy of the Next Generation NCLEX The Pathway to Practice.

3. Request for supplemental appropriation for budget 2023/2024 for Education Loan Repayment Program

Ms. Benson reported during the 2023 Regular Legislative Session, the Alabama Legislature approved Alabama Act No. 2023-532, which includes the Board's proposed new Loan Repayment Program for Nursing Education. The program is designed to allow loans up to \$15,000 for each two-year commitment to work as nursing faculty in a public institution therefore, Board staff recommends requesting fund appropriation to be able to implement the Act.

**On September 15, 2023, Dr. Dearmon moved that the Board approve, supplemental budget request for \$450,000 appropriation from the Education Trust Fund to fund the Education Loan Repayment Program. Ms. Seip seconded. Motion carried without objection.**

4. Board Member Compensation

Ms. Benson reported that Rule 610-X-1-.12 Board Member Compensation requires the Board to set the amount of daily compensation at each September meeting.

- (1) Each member of the Board shall receive daily compensation as authorized by the Board for each day that the member attends Board meetings or engages in other duties of the Board, including, but not limited to hearings, survey visits, conferences, and other meetings.
- (2) At each September meeting, the Board shall set the amount of daily compensation to be received by Board members for the subsequent fiscal year.

The Board established a daily compensation of \$300.00 per day since FY 2018. Prior to October 1, 2014, the daily compensation was \$161.00 per day. Travel days are not compensated with the daily compensation.

**On September 15, 2023, Dr. O’Keefe moved that the Board continue the established rate of \$300.00 per day for Board Member compensation for Fiscal Year 2023/2024. Dr. Acker seconded. Motion carried without objection.**

#### **5. Red Tape Reduction Inventory, Alice Henley**

Ms. Henley reported that on March 8, 2023, Governor Ivey issued Executive Order No. 735, the purpose of which is to reduce “Red Tape” on citizens and business through a moratorium on new administrative rules and establishing goals for the reduction of existing regulatory burdens. The goal of the executive order is to reduce by twenty-five percent the number of discretionary regulatory restrictions on citizens and business found in the Alabama Administrative Code. For purposes of this executive order, a regulatory restriction is “a required action or step that must be taken, or information that must be provided, by a citizen or a business to access government services or carry out its business.” A discretionary regulatory restriction is “a regulatory restriction that is not directly mandated by state statute or by federal statute or regulation.”

The process laid out by EO 735 has three phases:

1. Inventory of existing rules.
2. Development of a rule-reduction plan.
3. Implementation of the rule-reduction plan.

We are currently completing phase I of the process. A draft inventory has been prepared by board staff, led by Alice Henley, who was designated as ABN’s Red Tape Reduction Coordinator. This draft was posted on the ABN’s website on August 31, 2023, so that stakeholders could comment on the draft. Comments are to be received until Wednesday, September 13, 2023.

The draft contains complete copies of the ABN's administrative rules as they are in effect on September 1, 2023, with restrictive terms underlined, statutory authorities for those restrictive terms identified, and a listed number of "discretionary regulatory restrictions" imposed pursuant to the restrictive term. This inventory is required to be submitted to the Governor's Office by Friday, September 15, 2023.

**On September 15, 2023, Dr. Acker moved that the Board approve final ABN Administrative Rule Inventory. Mr. Sapalaran seconded. Motion carried without objection.**

**6. Advisory Council, Workforce and Stackable Credentials**

Ms. Benson reported that she has been working with the National Governor's Association and they are recommending the use of stackable credentials for nursing support positions as an effort to increase education and entry into medical professions without duplicative education. In addition, there are numerous workforce ideas to vet and possibly implement and the Advisory Council would be an ideal method to do so.

- 6-12 members representing various associations, education, nursing, governor's office etc.
- Board members appointed to serve on the council: Tochie Lofton and Devorah Hoover.

**On September 15, 2023, Ms. Seip moved that the Board approve appointment of Advisory Council to work on workforce issues and possible stackable credentials and add Mr. Gabriel Sapalaran and Ms. Karron Armstrong to the council. Dr. Dearmon seconded. Motion carried without objection.**

**B. Old Business**

None

**C. ABN Research**

1. A written report on 2021-2022 ABN Workforce Survey Executive Summary 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 June 30,

2023, to August 25, 2023, 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 assistant General Counsel as of August 24, 2023, 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 August 23, 2023, was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report on active investigations per investigator as of August 25, 2023, was accepted, as information, on the Consent Agenda.

5. Legal Nurse Consultant Report

A written report on open cases assigned to each Nurse Consultant as of August 23, 2023, 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 August 23, 2023, 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 Assistant General Counsel, Ms. Williams, as of August 23, 2023, was accepted, as information, on the Consent Agenda.

E. Policy and Communication

1. Report

A written report on policy and communication activities was accepted,



as information, on the Consent Agenda.

F. Center for Nursing Excellence Report

1. Report

A written report on the ABN Center for Nursing Excellence was accepted, as information, on the Consent Agenda.

**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.

**C. Jersey College, new ADN Program Applications**

Ms. Smith reported that the ABN Code 610-X-3-.06 Establish A New Program requires a two-part process. In Phase I, the governing institution must submit a letter of intent and a feasibility study. The Board then reviews the letter of intent, feasibility study, and supporting documentation for completeness and compliance with rules and regulations and provides guidance regarding forward progress of the plan. In Phase II, the governing institution for the proposed program submits an application for approval to establish a new program, if all standards for approval are met, then the Board may approve the new program.

On March 15, 2023, Jersey College submitted a letter of intent, Feasibility Study, and Phase I application with supporting documentation to establish a new Associate Degree Nursing Program in Dothan, Alabama, in conjunction with Flowers Hospital with plans to submit for the July Board meeting. On May 1, 2023, ABN consultants contacted the Director of Institutional Effectiveness regarding clarification of the submitted application. At the time, the Director of Institutional Effectiveness notified ABN that a Program Administrator had been identified and a Manager of Simulation had been recently hired. On June 7, 2023, the Director of Institutional Effectiveness submitted responses to previous questions and notified the ABN regarding the appointment of a Program Administrator and included the

Vitae along with other requested documents. The ABN was also informed of Jersey's plans to submit the Phase II application in the coming weeks.

On June 26, 2023, ABN consultants contacted the Director of Institutional Effectiveness requesting clarification of documents and discussed identified areas of concern. On June 28, 2023, Jersey College submitted Phase II Application. Jersey College anticipates admitting students in January of 2024 according to the submitted applications.

Board consultants reviewed all documentation submitted by Jersey College and prepared an Evaluation of a Proposal for Establishing an Associate Degree in Nursing Program. Based on a review of the submitted materials compared to the requirements in the ABN rules, the Board consultants have determined that Jersey College meets all of Phase I regulatory criteria, with the exception of "...the status of approval from accrediting bodies..." Based on a review of the submitted materials compared to the requirements in the ABN rules, the Board consultants have determined that Jersey College meets all of Phase II regulatory criteria, with the exception of "...experiential qualifications to administer a nursing education program..."

Mr. Steven Litvac, President, Jersey College, Ms. Colette Gargiulo, MSN, Ed, RN, Provost, Jersey College, Dr. JoAnn Ward, DNP, MBA, PRN-CNP, FMNP-BC, Dean of Nursing, Jersey College, Dr. Tabatha Teel, PhD, MSN, RN, CNE, Dean of Nursing, Jersey College, Mr. Park Smith III, Med, Director of Institutional Effectiveness, Jersey College; Mr. Jeff Brannon, AND, RN, CEO, Flowers Hospital, and Mr. Dan Cumbie, MHA, BSN, RN, CNO, Flowers Hospital were all present to give a brief update and report of the New ADN Program and answer any Board member questions.

**On September 15, 2023, Ms. Seip moved that the Board approve Phase I and Phase II application for a New Associate Degree in Nursing Program for Jersey College, Dothan, Alabama. Ms. Buford seconded. Motion carried without objections.**

**D. Enterprise State Community College, new ADN Program Applications**

Ms. Smith reported that the ABN Administrative Code 610-X-3-.06 Establishing A New Program requires a two-part process. In Phase I, the governing institution must submit a letter of intent and a feasibility study. The Board then reviews the letter of intent, feasibility study, and supporting documentation for completeness and compliance with rules and regulations and provides guidance regarding forward progress of

the plan. In Phase II, the governing institution for the proposed program applies for approval to establish a new program. If all standards for approval are met, then the Board may approve the new program.

On July 13, 2023, Enterprise State Community College submitted a letter of intent, Feasibility Study, and Phase I and Phase II applications with supporting documentation to establish a new Associate Degree Nursing Program with the initial implementation of a Mobility Track. On August 8, 2023, the ABN consultant contacted the Nursing Program Coordinator and requested clarification of submitted documents and additional information. The documents were submitted on August 16, 2023. Enterprise State Community College anticipates admitting students in the Summer of 2024 according to the submitted application.

Board consultants reviewed all documentation submitted by Enterprise State Community College and prepared an Evaluation of the Proposal for Establishing an Associate Degree in Nursing Program. Based on a review of the submitted materials compared to the requirements in the ABN rules, the Board staff has determined that Enterprise State Community College meets all of Phase I and Phase II regulatory criteria.

Ms. Amy Phillips, MSN, RN, Nursing Program Coordinator, Enterprise State Community College, Mr. Danny Long, MS, President, Enterprise State Community College, Dr. Anna Head, Dean of Instruction, Enterprise State Community College, Ms. Leigh Shiver, MS, Director of Workforce, Enterprise State Community College and Ms. Catherine Hewitt, MSN, RN, Nursing Faculty, Enterprise State Community College were all present to give an update and report on the New Associate Degree Nursing Program and answer any Board member questions.

**On September 15, 2023, Ms. Buford moved that the Board approve Enterprise State Community College Phase I and Phase II Applications for a New Associate Degree Nursing Program with the Initial Program Implementation to consist of a Mobility Track. Ms. Seip seconded. Motion carried without objection.**

## **VIII. POLICY**

### **A. FINAL CERTIFICATION – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-12 – LOAN REPAYMENT PROGRAM FOR ADVANCED PRACTICE NURSING**

Mr. Ingels reported that during the 2023 Regular Legislative Session, the Alabama Legislature approved Alabama Act No. 2023-317, which includes the Board's proposed revisions to expand eligible service areas and reduce the penalty for default under the Loan Repayment Program

for Advanced Practice Nursing Accordingly, Board staff recommends revising Chapter 12 of the Alabama Board of Nursing Administrative Code to implement the Act.

**On September 15, 2023, Dr. Dearmon moved that the Board approve, as final certification, revisions to Alabama Board of Nursing Administrative Code Chapter 610-X-12- Loan Repayment Program for Advanced Practice Nursing. Ms. Buford seconded. Motion carried without objection.**

**B. FINAL CERTIFICATION NEW CHAPTER – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-16 – LOAN REPAYMENT PROGRAM FOR NURSING EDUCATION**

Mr. Ingels reported that during the 2023 Regular Legislative Session, the Alabama Legislature approved Alabama Act No. 2023-532, which includes the Board's proposed new Loan Repayment Program for Nursing Education. The program is designed to in Accordingly, Board staff recommends promulgating Chapter 16 of the Alabama Board of Nursing Administrative Code to implement the Act.

**On September 15, 2023, Ms. Buford moved that the Board approve, as final certification, new chapter Alabama Board of Nursing Administrative Code Chapter 610-X-16 – Loan Repayment Program for Nursing Education. Ms. Seip seconded. Motion carried without objection.**

**C. FINAL CERTIFICATION – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-6-14 – IV THERAPY BY LPN**

Mr. Ingels reported that the Board staff recommends revision to the subject rule to allow administration via push or bolus through a central line to stable patients in home health and acute care settings under an approved standardized procedure.

Historically, Home health care has been allowing family members to be trained on giving medications through a PICC line when the patient is stable for many years now.

In addition, CMS recently approved the establishment of Hospitals within a Home setting. This is different from Home Health and many patients with long-term illness will be participating in this new care model. The University of Alabama, Birmingham Medical Center has been approved to establish such a hospital. UAB staff has met with the Executive Officer on several occasions to review policies, procedures, and hospital

planning for care delivery for a new model. During these meetings, UAB staff has requested the Board consider allowing Licensed Practical Nurses to give medications and/or fluids through established PICC lines on stable patients and/or as directed by the physician. The supervising RN will be available through telehealth as needed and can assist through video monitoring as well.

**On September 15, 2023, Dr. Dearmon moved that the Board approve, as final certification, revisions to Alabama Board of Nursing Administrative Code 610-X-6-.14. Ms. Buford seconded. Motion carried without objection.**

**D. FINAL CERTIFICATION – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-3-.09 – OUT OF STATE PROGRAMS CONDUCTING CLINICAL**

Mr. Ingels reported that the Board has several emails seeking clarification in the rules for when a program must obtain ABN approval and/or licensure prior to allowing students to perform clinical activity in the state. Board staff reviewed the current language and deemed the necessity of clarification within the rules themselves.

**On September 15, 2023, Dr. O’Keefe moved that the Board approve, as final, certification, revisions to Alabama Board of Nursing Administrative Code 610-X-3-.09, Out of State Programs conducting clinical experiences in Alabama. Dr. Dearmon seconded. Motion carried without objection.**

**E. FINAL CERTIFICATION – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-4-.14 – FEES**

Mr. Ingels reported concurrent with changes proposed in item VIII F, Board staff recommends reducing the fee by fifty percent and consolidating the temporary permit fee within the licensure application fee. All exam and endorsement applications will now receive a temporary permit and be able to immediately enter the workforce upon approval. This further reduces burdens and barriers to licensure and increases access to care. This is consistent with previous board action related to advanced practice approval.

In addition, Board rules stipulate that the fee schedule must be reviewed annually. This action will satisfy that requirement, as staff recommends no further revision to the schedule at this time.

**On September 15, 2023, Dr. Acker moved that the Board approve, as final certification, revisions to Alabama Board of Nursing**

**Administrative Code 610-X-4-.14 Fees. Mr. Sapalaran seconded. Motion carried without objection.**

**On September 15, 2023, Dr. Dearmon moved that the Board approve the current fee schedule. Ms. Buford seconded. Motion carried without objection.**

**F. FINAL CERTIFICATION – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTIONS 610-X-4-.04 AND 610-X4-.07 – OUT OF STATE PROGRAMS CONDUCTING CLINICAL IN ALABAMA**

Mr. Ingels reported as the ABN continues its efforts to expand access to patient care, and to eliminate barriers to practice and licensure, Board staff recommends revising the subject rules to streamline the process by which eligible first-time applicants to licensure receive temporary permits and allows them to enter the workforce.

**On September 15, 2023, Dr. Acker moved that the Board approve, as final certification, revisions to Alabama Board of Nursing Administrative Code 610-X-4-.04 (Application Process for Licensure by Examination) and 610-X-4-.07 (Licensure by Endorsement). Ms. Seip seconded. Motion carried without objection.**

**G. PROPOSED REVISIONS – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-4-.09 – SPECIAL PROVISIONS FOR ACTIVELY DEPLOYED LICENSED NURSES**

Mr. Ingels reported a review of the licensing rules which revealed that the current rule is incongruent with Code of Ala. 1975, 31-12A-4. Accordingly, Board staff recommends amending the rule to comply with that statute.

**On September 15, 2023, Ms. Buford moved that the Board approve, as proposal, revision to Alabama Board of Nursing Administrative Code 610-X-4-.09 (Special Provisions for Actively Deployed Licensed Nurses). Dr. O’Keefe seconded. Motion carried without objection.**

**H. PROPOSED REVISIONS – ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE §610-X-4-.05 - APPLICANT REQUEST FOR SPECIAL ACCOMMODATION(S)**

Mr. Ingels reported a review of the licensing rules revealed that the current rule is specific to the DSM-4. Accordingly, Board staff recommends amending the rule to require a diagnosis from the edition of the DSM that is current at the time of the request for accommodation.

**On September 15, 2023, Dr. Dearmon moved that the Board approve, as proposal, revision to Alabama Board of Nursing Administrative Code 610-X-4-.05 [Applicant Request for Special Accommodation(s)]. Ms. Hoover 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. CNM Appointment to the Joint Committee**

Ms. Mumford reported that the Nurse Practice Act defines the Joint Committee for Advanced Practice Nursing membership and functions. Members are appointed to three-year terms and may be reappointed for one additional term. The Board of Nursing appoints the nurse members, and the Board of Medical Examiners appoints the physician members.

The nurse members must include at least one CRNP in collaborative practice and one CNM in collaborative practice. The third person requires an RN but does not require the RN to have approval as a CRNP or CNM.

Joint Committee member Shelia Lopez, CNM, term expires September 30, 2023. The Certified Nurse Midwife position on the Joint Committee for Advanced Practice Nursing will be vacant on said date.

Applicants

Dr. Katrina Collins, DNP, CNM, received initial approval for collaborative practice as a Certified Nurse Midwife in November 2016. She practices in Huntsville at Huntsville Hospital Women's and Children's and Crestwood Medical Center in collaboration with Dr. Yashica Robinson.

Dr. Sharon Holley, DNP, CNM, FACNM, FAAN, received initial approval for collaborative practice as a Certified Nurse Midwife in August 1997. She practices in Birmingham at UAB Medical Center in collaboration with Dr. Frances Burgan. She is also an Associate Professor of Nursing at the University of Alabama at Birmingham and Director of Nurse-Midwifery Pathway at the University of Alabama at Birmingham School of Nursing.

**On September 15, 2023, Dr. Dearmon moved to appoint Dr. Sharon Holley, DNP, CNM, FACNM, FAAN certified nurse midwife as a member of the Joint Committee for Advanced Practice Nursing for the three-year term beginning October 1, 2023, and ending September 30, 2026. Ms. Seip 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.

C. Practice

1. Report

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

**D. STANDARDIZED PROCEDURE: FRESENIUS CENTRAL VENOUS HEMODIALYSIS CV ACCESS: LPN**

Ms. Jeter reported that Fresenius Kidney Care (FKC) provides hemodialysis in multiple clinic locations in Alabama. Fresenius Kidney Care (FKC) cares for over six thousand (6,000) dialysis patients in ninety-eight (98) outpatient dialysis clinics in Alabama, which consists of Incenter Hemodialysis and Standalone Home Therapy Programs. The request for the procedure is for Incenter Hemodialysis clinics. The LPN will have direct supervision by a hemodialysis registered nurse (RN). FKC ERSD clinics are approved for IV medication administration: LPN.

The LPN is prohibited from performing Hemodialysis without the presence of the RN charge nurse in the immediate vicinity.



Ms. Denise Wright, Vice- Affairs of President of Regulatory Fresenius Medical Care and Ms. Holli D. Avans was present to give brief report and answer any Board member questions.

**On September 15, 2023, Dr. Dearmon moved that the Board approve the standardized procedure application for Hemodialysis access by central venous access by the LPN; for Fresenius Kidney Care (FKC). Dr. O’Keefe seconded. Motion carried without objection.**

**E. STANDARDIZED PROCEDURE – INTRAUTERINE VACUUM DEVICE (IVD) MANAGEMENT AND REMOVAL**

Ms. Jeter reported that Grandview Medical Center is a four hundred thirty-four (434) bed tertiary care facility with: Labor and Deliver Unit: eighteen (18) labor and delivery rooms, eight (8) triage rooms, two (2) antepartum rooms, three (3) ORs, and thirty-two (32) postpartum rooms. The Women’s Unit averages about two hundred eighty (280) deliveries or more per month. The IVD is used to manage and control postpartum hemorrhage (PPH). Approximately one percent to five percent of the patients will require utilization of the IVD. The specific device that will be used to treat postpartum hemorrhaging is the Jada System. The Jada System is a new low-level vacuum that helps induce the uterus’s natural physiologic contraction.

Ms. Aimee Camp, Women’s Clinical Nurse Educator over Women’s Department of Grandview Medical Center gave a report on the Jada System and answered Board member questions.

**On September 15, 2023, Dr. Dearmon moved that the Board approve standardized procedure request from Grandview Medical removal of IVD by Registered Nurses in the Women’s Unit. Ms. Seip seconded. Motion carried without objection.**

**XI. BOARD TRAVEL/REPORTS**

**TRAVEL**

**A. NONE**

**XII. DISCIPLINARY CASES – Executive Session, to follow completion of Agenda, September 15, 2023**

**On September 15, 2023, Dr. Dearmon 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 licenses. Mr. Witherington seconded. Motion carried with**

**all in favor: (Cherry Rodgers, Deborah Hoover, Kristi Acker, Karron Armstrong, Cynthia Buford, Louise O’Keefe, Janice Seip, Gabriel Sapalaran, and Sarah “Mandy” Mims).**

Ms. Hill estimated that the Board would reconvene at 2:40 p.m.

The Board reconvened in open session at 2:43 p.m.

Ms. Hoover and Ms. Rodgers stepped out of the Executive Session at 2:15 p.m. and returned to the Executive Session at 2:22 p.m.

#### **A. CONSENT ORDERS**

1. Elkins, Jessica Marie – RN 1-173077 SSL (Lapsed)

Ms. Elkins signed a Consent Order that would approve her application for reinstatement of a lapsed RN license. Upon reinstatement, Ms. Elkins RN license will be placed on probation for a period to run concurrently with court, but not less than 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 Substance Abuse and Addiction for RNs and LPNs Nursing CE Course.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

2. Harris, Niyoshi Vonquetta – RN 1-098139 SSL (Active)

Ms. Harris signed a Consent Order that would deactivate her multistate license and convert to a single state license and place her RN license in 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 Upholding the Standard: Professional Accountability in Nursing and Substance Abuse and Addiction for RNs and LPNs Nursing CE Course.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.**

3. Thorbahn, Maria M – RN 1-129798 SSL (Lapsed)

Ms. Thorbahn signed a Consent Order that would place her RN license on indefinite suspension. Ms. Thorbahn is not eligible for reinstatement of licensure to practice nursing in Alabama until such time as evidence of an unencumbered license in Colorado is received in the Board Office. Ms.

Thorbahn cannot practice nursing in Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code. Ms. Thorbahn shall immediately notify the Board, in writing, of any change of physical address, mailing address, email address, and phone number(s) and pay the reinstatement of suspended license fee and any other applicable fees and immediately notify the Board, in writing as to employment status.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.**

4. Young, Blake Robert – RN 1-128524 SSL (Lapsed)

Mr. Young signed a Consent Order that would indefinitely suspend her RN license. Mr. Young is not eligible for reinstatement of licensure to practice nursing in Alabama until such time as evidence of an unencumbered license in Louisiana is received in the Board Office. Mr. Young cannot practice nursing in Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code. Mr. Young shall immediately notify the Board, in writing, of any change of physical address, mailing address, email address, and phone number(s) and pay the reinstatement of suspended license fee and any other applicable fees and immediately notify the Board, in writing as to employment status.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.**

5. Ofori-Nimako, Priscilla – MSL RN Exam Applicant; LPN 2-067973 SSL (Lapsed)

Ms. Ofori-Nimako signed a Consent Order that would deny her application for a multi-state licensure and place her RN license on suspension 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 program(s); 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. Ofori-Nimako's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.**

6. Buchanan, Jamie Diane – RN 1-120929 SSL (Active/Probation)

Ms. Buchanan signed a Consent Order that would terminate her September 16, 2022 Board Order and suspend her 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) receipt of recommendation to return to practice of nursing; (d) participation in an aftercare program, if treatment is recommended; (e) negative random drug screens; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of required courses on Upholding the Standard: Professional Accountability in Nursing and Substance Abuse and Addiction for RNs and LPNs Nursing CE Course, if not deemed in need of treatment; and (i) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Buchanan be deemed in need of treatment and upon documented completion of the above terms. Ms. Buchanan'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. Buchanan'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 \$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. Buchanan's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

7. Manning, Taylor Alexandra – RN 1-178150 SSL (Active/Probation)

Ms. Manning signed a Consent Order that will terminate her March 17, 2023 Board Order and deactivate her multistate license and convert to a single state license and place her RN license on suspension until such time as (a) payment of the reinstatement of suspended license fee, any other applicable fees and a \$300.00 fine associated with her March 17, 2023 Board Order; (b) successful completion of the educational program(s) on Documentation – A Case Study and Righting a Wrong Ethics and Professionalism in Nursing; and (c) accrual of requisite continuing education credits. In no event will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Manning's licensure status will be considered as and listed as revoked. Upon reinstatement, Ms. Manning's RN license will be placed on probation for twelve (12) months with the usual practice stipulations.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

8. Sumner, Sommer Danielle – RN 1-163694 SSL (Active/Probation)

Ms. Sumner signed a Consent Order that would terminate her September 17, 2021, Board Order and deactivate her multistate license and convert to a single state license and place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations and require her to pay a \$500.00 fine and documented completion of a course on Upholding the Standard: Professional Accountability in Nursing.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

9. Rich, Gina Knight – RN 1-095225 SSL (Active); LPN 2-039958 SSL (Lapsed)

Ms. Rich signed a Consent Order that would deactivate her multistate license and convert to a single state license and suspend her RN license for a minimum three (3) months upon the Board's receipt of satisfactory documentation of: (a) payment of the reinstatement of suspended license fee, any other applicable fees and a \$500.00 fine; (b) successful completion of the educational program on Upholding the Standard: Professional Accountability in Nursing and Critical Thinking Nursing CE Course; and (c) accrual of requisite continuing education credits. Ms. Rich's RN license will be placed on probation for twelve (12) months with the usual practice stipulations. In no event will this period of suspension extend beyond the twelve (12) months of the effective date of this Order. Should such occur, Ms. Rich's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Dr. O'Keefe seconded. Motion carried without objection.**

10. Garwood, Melissa Lynn – RN 1-112545 SSL (Active)

Ms. Garwood signed a Consent Order that would deactivate her multistate license and convert to a single state license and suspend her RN license for a minimum of three (3) months. Prior to reinstatement, Ms. Garwood 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 practice of nursing; (d) participation

in an aftercare program; (e) negative random monthly drug screening; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Upon reinstatement, Ms. Garwood'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. Garwood's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

11. Melvin, Brittany Danielle – LPN 2-063005 SSL (Active)

Ms. Melvin signed a Consent Order that would deactivate her multistate license and convert to a single state license and place her LPN license on probation for twelve (12) months with the usual illegal/illicit stipulations and require her to pay a \$600.00 fine and documented completion of a course on Substance Abuse and Addiction for RNs and LPNs Nursing CE Course.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

12. Smith, Amber Elizabeth – RN Exam Applicant

Ms. Smith signed a Consent Order that would approve her to take the NCLEX-RN exam, and if successful she will receive her RN license and be placed on suspension until 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 drug screening; (f) contact information for individual counselor, if recommended; (g) accrual of requisite continuing education contact hours; (h) completion of a required course on Substance Abuse and Addiction for RNs and LPNs Nursing CE Course, if not deemed in need of treatment; and (i) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Smith be deemed in need of treatment and upon documented completion of the above terms, Ms. Smith'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. Smith'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. Smith's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

13. Spears, Jenny Lynn – RN 1-084857 SSL (Active), MSL Applicant

Ms. Spears signed a Consent Order that would deny her application for a multistate license and place her single state RN license on probation for twenty-four (24) months with the usual illegal practice stipulations and require her to pay a \$600.00 fine and documented completion of a course on Substance Abuse and Addiction for RNs and LPNs Nursing CE Course.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

14. Gay Mitchem, Gwenivere Elizabeth – RN 1-187697 SSL (Active)

Ms. Gay Mitchem signed a Consent Order that would 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 a course on Documentation: A Case Study and Upholding the Standard: Professional Accountability in Nursing.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order and add deactivate her multistate license and convert to a single state license. Dr. Dearmon seconded. Motion carried without objection.**

15. Stricklin, Pinky – LPN 2-058822 SSL (Active)

Ms. Stricklin signed a Consent Order that would place her LPN 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 Nursing Documentation Nursing CE Course and Upholding the Standard: Professional Accountability in Nursing.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Dr. Dearmon seconded. Motion carried without objection.**

16. Beard, Alisha Nicole – RN 1-149986 SSL (Active); LPN 2-066061 SSL (Lapsed)

Ms. Beard signed a Consent Order that would deactivate her multistate license and convert to a single state license and suspend her RN license until such time as (a) payment of the reinstatement suspended license fee, any other applicable fees and a \$500.00 fine; (b) successful completion of the educational program(s) on Nursing Professional Conduct and Accountability and Righting a Wrong Ethics and Professionalism in Nursing; and (c) receipt of 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. Beard's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

17. Eatmon, Stephanie Smith – RN 1-153277 SSL (Active)

Ms. Eatmon signed a Consent Order that would deactivate her multistate license and convert to a single state license and suspend her RN license 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(s) on Workplace Incivility, Bullying and Violence: A threat to Nurse and Patient Safety; 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. Eatmon's licensure status will be considered as and listed as revoked.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried with Dr. Dearmon opposing.**

18. Irvin, Samantha Jewel – LPN 2-034792 SSL (Active)

Ms. Irvin signed a Consent Order that would deactivate her multistate license and convert to a single state license and place her LPN license on probation until payment of a \$500.00 fine and documented completion of a course on Righting a Wrong Ethics and Professionalism in Nursing and receipt of employer notification.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**



19. McCormick, Tassy Michelle – LPN 2-049018 SSL (Active)

Ms. McCormick signed a Consent Order that would deactivate her multistate license and convert to a single state license and place her LPN 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 Upholding the Standard: Professional Accountability in Nursing and Righting a Wrong Ethics and Professionalism in Nursing.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

20. Rainer, Shayla Nachele – RN 1-194404 SSL (Active)

Ms. Rainer signed a Consent Order that would deactivate her multistate license and convert to a single state license and 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 if a course on Substance Abuse and Addiction for RNs and LPNs Nursing CE Course.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

21. Bradford, Brittney Law – RN Exam Applicant; LPN Exam Applicant

Ms. Bradford signed a Consent Order that would approve her to take the NCLEX-RN exam and, if successful, will be licensed with her RN license and issue her a public reprimand and require her to pay a \$300.00 fine. Should Ms. Bradford elect to take the NCLEX-PN exam, she is approved to do so, and, if successful, she will be licensed with an LPN license and would be issued a public reprimand and she will be required to pay a \$300.00 fine.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

22. Drinkard, Daisy Tomia – MAC Exam Applicant

Ms. Drinkard signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

23. Lancaster, Suzanne Opal – MAC Exam Applicant

Ms. Lancaster signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

24. Rochelle, Shirley Breana – LPN Exam Applicant

Ms. Rochelle signed a Consent Order that would approve her to take the NCLEX-PN exam, and if successful, she will be licensed with an LPN license and issued a public reprimand.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

25. Staples, Nichole Antionette – RN Exam Applicant

Ms. Staples signed a Consent Order that would approve her to take the NCLEX-RN, and if successful, she will be licensed with an RN license and issued a public reprimand.

**On September 15, 2023, Dr. Acker moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

26. Hamilton, Amanda Gail – RN Endorsement Applicant

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

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

27. Blake, Courtney Nickole – RN 1-188857 SSL (Active); RN MSL Applicant

Ms. Blake signed a Consent Order that would approve her application for an RN multistate license and issue her a public reprimand and require her to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

28. Breedwell, Donald – RN MSL Applicant; RN 1-089966 SSL (Active)

Mr. Breedwell signed a Consent Order that would approve his application for an RN multistate license and issue him a public reprimand and require him to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

29. Gillespie, Monica – MAC Exam Applicant

Ms. Gillespie signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand and she will be required to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

30. Mims, Tamekia – MAC Exam Applicant

Ms. Mims signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand and she will be required to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

31. Roberts, November Renee – LPN 2-075860 SSL (Active); LPN MSL Applicant

Ms. Roberts signed a Consent Order that would approve her application for an LPN multistate license and issue her a public reprimand and require her to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

32. Sarter, Ruby M. – MAC Exam Applicant

Ms. Sarter signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand and she will be required to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

33. Washington, Kristin – MAC Exam Applicant

Ms. Washington signed a Consent Order that would approve her to take the MACE exam and if successful she will receive her MAC permit and be issued a public reprimand and she will be required to pay a \$300.00 fine.

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

34. Cottingham, Jennifer Burks – RN 1-082858 SSL (Lapsed)

Ms. Cottingham signed a Consent Order that would issue her a public reprimand and require her to pay a \$800.00 fine,

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

35. Tyra, Laura Abigail – RN 1-141023 SSL (Lapsed)

Ms. Tyra signed a Consent Order that would approve her reinstatement application of a lapsed RN license and issue her a public reprimand and require her to pay a \$1,000.00 fine and documented completion of a course on Upholding the Standard: Professional Accountability in Nursing.

**On September 15, 2023, Ms. Seip moved that the Board accept the Consent Order. Dr. O’Keefe seconded. Motion carried without objection.**

36. Demarco, Jami – RN 1-159829 SSL (Active)

Ms. Demarco 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 Nursing Professional Conduct and Accountability.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

37. Garrett Guevara, Melanie Adrienne – RN 1-165858 MSL (Active); LPN 2-060836 SSL (Lapsed)

Ms. Garrett Guevara 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, Medication Errors: Causes and Prevention, Professional Accountability and Legal Liability for Nurses and Sharpening Critical Thinking Skills. To the extent Ms. Garrett Guevara has an LPN license; said license shall be subject to the same terms and conditions.

On September 15, 2023, Ms. Hill recused herself for the voting and discussion concerning Ms. Garrett Guevara.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

38. Lewis, Iysha Michell – LPN 2-071814 MSL (Active)

Ms. Lewis signed a Consent Order that would issue her a public reprimand and require her to pay a \$500.00 fine and documented completion of a course on Upholding the Standard: Professional Accountability in Nursing.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

39. Rentz, Ashton C. – Multistate Privilege to Practice in Georgia RN 302344

Ms. Rentz 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 Medication Errors: Causes and Preventions.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Mims seconded. Motion carried without objection.**

## **B. REINSTATEMENT – CONSENT ORDERS**

1. Barnes, Heather Michelle – RN 1-118555 (Revocation); LPN 2-054508 (Revocation)

Ms. Barnes signed a Consent Order that would approve her application for reinstatement of a revoked RN license. Upon licensure, Ms. Barnes 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.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

2. Mizelle, Shannon Renay – RN 1-111122 (Revocation)

Ms. Mizelle signed a Consent Order that would approve her application for reinstatement of a revoked RN license. Upon licensure, Ms. Mizelle's RN license will be placed on probation for twenty-four (24) months with the usual mental health stipulations and she will be required to pay a \$600.00 fine.

**On September 15, 2023, Ms. Buford moved that the Board accept the Consent Order. Ms. Seip seconded. Motion carried without objection.**

## **C. ADMINISTRATIVE HEARINGS**

**On September 15, 2023, 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. Mr. Sapalaran seconded. Motion carried with all in favor: (Cherry Rodgers, Deborah Hoover, Kristi Acker, Louise O'Keefe, Clint Witherington, Karron Armstrong, Cynthia Buford, Janice Seip, and Sarah "Mandy" Mims).**

Ms. Hill estimated that the Board would reconvene at 3:05 p.m.

The Board reconvened in open session at 3:32 a.m.

1. Ashford, Tiffany Lacora- Multistate Privilege to Practice in AL Based on MS

PN 323223

**On September 15, 2023, Ms. Mims moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Ashford's multistate privilege to practice in Alabama based on Mississippi PN 323223. Ms. Buford seconded. Motion carried without objection.**

2. Cook, Jonathan Edward- RN 1-169918 (Active)

**On September 15, 2023, Mr. Sapalaran moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and issue Mr. Cook a public reprimand and require him to pay a \$1,000.00 fine. Dr. O'Keefe seconded. Motion carried without objection.**

3. Curiel, Kelly Maree- RN 1-139217 (Lapsed)

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Curiel's RN license. Ms. Buford seconded. Motion carried without objection.**

4. Dean, George Brandon- RN 1-098165 (Revocation); Reinstatement Applicant

**On September 15, 2023, Ms. Seip moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve Mr. Dean's reinstatement application and upon licensure suspend his RN license until receipt of documentation of: (a) completion of required evaluations (from a Board approved provider); (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 Mr. Dean be deemed in need of treatment and upon documented completion of the above terms, Mr. Dean'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 \$500.00 fine. If not deemed to be in need of treatment, Mr. Dean'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 \$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, Mr. Dean's licensure status will be considered as and listed as revoked. To the extent Mr. Dean has an LPN license; said license. Ms. Buford seconded. Motion carried without objection.**

5. Elliott, Cassie Linda- Multistate Privilege to Practice in AL Based on FL RN 9168615

**On September 15, 2023, Ms. Buford moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Elliott's multistate privilege to practice in Alabama based on Florida RN 9168615. Ms. Mims seconded. Motion carried without objection.**

6. Humes, Shawna Beth- MAC Exam Applicant

**On September 15, 2023, Ms. Armstrong moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Humes's MAC Exam Application. Ms. Buford seconded. Motion carried without objection.**

7. Macomb, Brandi- RN 1-119685 (Active/Probation)

**On September 15, 2023, Mr. Witherington moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and terminate Ms. Macomb's May 21, 2021, Board Order and place her RN license on probation for sixty (60) months with the usual practice stipulations and require her to pay \$500.00 fine and documented completion of a course on Ethics of Nursing Practice. Ms. Buford seconded.**

**On September 15, 2023, Dr. Dearmon moved that the Board accept the Findings of Fact, Conclusions of Law, and reject the Recommendation of the Hearing Officer, and terminate Ms. Macomb's May 21, 2021, Board Order and place her RN license on probation for sixty (60) months with the usual practice stipulations and require her to pay a \$1,000.00 fine and documented completion of courses on Critical Thinking and Professional Accountability of Nursing. Ms. Buford seconded. Motion carried with all in favor.**

8. Pike, Tiffany E.- RN 1-110406 (Lapsed)

**On September 15, 2023, Dr. O'Keefe moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of**



the Hearing Officer, and suspend Ms. Pike's RN license for a minimum of three (3) months. Prior to reinstatement, Ms. Pike must renew her RN license and submit documentation of: (a) required comprehensive evaluations performed and compliance with all treatment recommendations; (b) participation in an aftercare program; (c) negative random monthly drug screens; (d) participation in abstinence-oriented support group meetings; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Ms. Pike'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. Pike's licensure status will be considered as and listed as revoked. To the extent, Ms. Pike has an LPN license; said license shall be subject to the same terms and conditions. Mr. Witherington seconded. Motion carried without objection.

9. Richardson, Angelique Elaine- MAC Exam Applicant

On September 15, 2023, Dr. Acker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve her MAC Exam Application, upon licensure, Ms. Richardson will be issued a public reprimand, and she will be required to pay a \$300.00 fine. Ms. Buford seconded. Motion carried without objection.

10. Smith, Rebecca Jo- MAC Exam Applicant

On September 15, 2023, Ms. Hoover recused herself from the voting and discussion of Ms. Smith.

On September 15, 2023, Dr. Acker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Smith's MAC application exam. Mr. Sapalaran seconded. Motion carried with Ms. Hoover abstaining.

11. Turner, Allison Sanford- RN 1-113451 (Lapsed/Probation)

On September 15, 2023, Dr. O'Keefe moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Turner's RN license. Ms. Buford seconded. Motion carried without objection.

12. Walters, David Allen- RN 1-117212 (Lapsed)

**On September 15, 2023, Ms. Rodgers moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Walters RN license. Mr. Witherington seconded. Motion carried without objection.**

**XIII. NEXT MEETING DATE – Friday November 17, 2023, 770 Washington Avenue, RSA Plaza, Montgomery, Alabama, Suite 350**

**XIV. OTHER**

A. ABN Update

Ms. Benson gave an ABN Update on the issues under consideration and that she planned to present to the governor's healthcare workforce taskforce as listed in the following:

1. To look at expanding the Reengage Bill 2023-539 to include paying for the dual enrollment for high school LPN students and others up to at least 18 months of education.
2. The ABN would like to seek Grants to pay for substance abuse/mental health counseling online for nursing but will need a bill to allow the ABN to be able to use the monies to pay for this as a free service as long as we have the grant to support it. West Virginia Board of Nursing is doing this now.
3. ABN is looking for grants to help offset the cost of comprehensive and neuro/psych evaluations for nurses in substance abuse/mental health issues who must have this initially and to return to practice. I will need to be able to give the money to nurses as well with a hardship application process so Ms. Benson will work on a bill to allow this also.
4. We need to look at Nursing support roles and a way to align their titles, education, certifications, and a registry of some sort for bad actors. This will assist with stackable credentials for these roles and fit with the Reengage bill.
5. Developing a return to Nursing campaign for experienced Nurses.
6. Developing mentoring CE for nurses to assist with the new novice nurses.
7. Advisory Committee reports (PN and APRN).

#### **The PN Dual Enrollment**

**On September 15, 2023, Dr. Acker moved that the Board accept the ABN curriculum course plan recommendations to be communicated to post-secondary colleges. Dr. O'Keefe seconded. Motion carried without objection.**

**XV. BOARD MEETING DEBRIEFING**

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

None.

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

None

**XVI. ADJOURNMENT**

The ABN Board meeting adjourned at 3:40 p.m. on Friday, September 15, 2023.

\_\_\_\_\_  
Victoria Hill, MSN, RN  
President

\_\_\_\_\_  
Gabriel Sapalaran, BSN  
Secretary

Submitted by: \_\_\_\_\_  
Tonya Smith Recorder 09/23