

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 9:03 a.m., Wednesday, March 24, 2004, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Beverly Ogden, Secretary
Trista Campbell, R.N., B.S.N., Member
Theresa Crawley, C.R.N.A., M.S.H.S.A., Member
Gregory Harris, Member
Barbara O'Connor, L.P.N., Member

BOARD MEMBERS ABSENT:

Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President
Marla Moore, R.N., B.S.N., M.A., Member

LEGAL COUNSEL:

Melissa Cornelius, Assistant Attorney General
Michelle L. Wood, Assistant Attorney General
Daniel Christl, Assistant Attorney General

STAFF:

Joey Ridenour, R.N., M.N., Executive Director
Judy Bontrager, R.N., M.N., Associate Director
Valerie Smith, R.N., M.S., Associate Director
Jim Ball, Senior Investigator
Jeanne Bauer, Senior Investigator
Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings
Lorraine Brown, Senior Investigator
Vicky Driver, Administrative Assistant
Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice
Vicki Johansen, Senior Investigator
Patricia Midkiff, R.N., M.N., Nurse Practice Consultant
Sydney Munger, R.N., M.S., Nurse Practice Consultant
Betty Nelson, R.N., M.S., Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring
Kirk Olson, Senior Investigator
Patricia Pavlina, R.N., B.S., Senior Investigator
Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education
Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant
Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant
Suanne Smith, R.N., M.S., Nurse Practice Consultant/CANDO
Patricia Staten, M.S.R.N., Nurse Practice Consultant
Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant
Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant
Melissa Vannier, Paralegal
Barbara Ritenour, Legal Secretary

I. Call To Order

The meeting was called to order at 9:03 a.m., Wednesday, March 24, 2004.

The following Board members were present: Gagnaire, Ogden, Campbell, Crawley, Harris and O'Connor.

Gagnaire presiding.

Gagnaire welcomed members of the audience and explained the procedure for addressing the Board.

VII.A. Board Discussion and Decision Regarding Administrative Law Judge Recommendations

VII.A.1. Kari Mette McCain RN087183; LP015858 Wood

The proceeding began at 9:06 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

McCain was present, telephonically, and addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge's Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Harris moved, O'Connor seconded, and it was unanimously carried to grant the State's motion to continue to the May 2004 Board meeting.

VII.A.2. Deborah S. Calderon RN056091; AP10076 Wood

The proceeding began at 9:44 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Calderon was not present and was not represented by legal counsel.

Wood addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge's Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

O'Connor moved, Ogden seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 82 and Conclusions of Law the alleged violations in Paragraphs 1 through 14.

Ogden moved, O'Connor seconded, and it was unanimously carried to revoke advanced practice certificate No. AP10076 issued to Deborah S. Calderon.

VII.A.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

Ogden moved, O'Connor seconded, and it was unanimously carried to impose a Stayed Revocation/Indefinite Suspension subject to a Psychiatric Evaluation and treatment followed by a 24 month Stayed Suspension/Probation to include the attached stipulations.

VII.A.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.A.3. Beverly Joan Smith RN094754 Christl

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 9:53 a.m.

The proceeding began at 9:53 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Smith was not present and was not represented by legal counsel.

Christl addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge's Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Ogden moved, O'Connor seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 25 and Conclusions of Law the alleged violations in Paragraphs 1 through 3.

Campbell moved, Ogden seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order that Smith's professional nurse license No. RN094754 be placed on 12

months Stayed Suspension Probation followed by 12 months Probation to include the attached stipulations, as amended.

VII.A.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 9:58 a.m.

VII.A.4. Alicia E. Cox LP Applicant Christl

The proceeding began at 9:59 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Cox was not present and was not represented by legal counsel.

Christl addressed the Board.

O'Connor moved, Ogden seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 25 and Conclusions of Law the alleged violations in Paragraphs 1 through 4.

O'Connor moved, Ogden seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order to dismiss the applicant's appeal and that prior denial of Cox's application for license practical nurse be upheld and affirmed.

VII.A.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.A.5. Evelyn Goodman CNA Applicant Christl

The proceeding began at 10:01 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Goodman was not present and was not represented by legal counsel.

Christl addressed the Board.

Ogden moved, Campbell seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 27 and Conclusions of Law the alleged violations in Paragraphs 1 through 14.

Ogden moved, O'Connor seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order to dismiss the applicant's appeal and that prior denial of Cox's application for license practical nurse be upheld and affirmed.

VII.A.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.A.6. Jack Joseph Daly CNA Applicant Christl

The proceeding began at 10:03 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Daly was not present and was not represented by legal counsel.

Christl addressed the Board.

Harris moved, O'Connor seconded, and it was unanimously carried to accept the signed Consent Agreement.

VII.A.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.B. Board Discussion and Decision Regarding Motions to Deem Allegations Admitted For Licensee/Certificate Holder's Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline

VII.C. Board Discussion and Decision Regarding State's Motion to Deem Allegations Admitted for Licensee/Certificate Holder's Failure to Respond to Notice of Charges and Recommended Discipline

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Daniel Christl and Michelle Wood, Assistant Attorney General's, represented the State.

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
VII.B.1.	Gina Hammond	RN115734	Accept signed Consent Agreement	Wood
VII.B.3.	Mary Lou Barlow	CNA650387803	Revocation	Wood
VII.C.1.	Twonda M. Carpenter-Pereyra	CNA095171376	Revocation	Wood

VII.C.2.	Kim R. Christensen	RN04599; AP0105	Revocation	Wood
VII.C.4.	Bertha Marie Gray	CNA999951452	Revocation	Wood
VII.C.5.	Sandra Janet Green	LP034867	Revocation	Wood
VII.C.6.	Jason S. Lookingback	CNA149669103	Revocation	Wood
VII.C.8.	Deborah Sue Paxton	CNA536483103	Revocation	Wood
VII.C.9.	Diana Lynn Sneek	LP033125	Revocation	Wood
VII.C.10.	Nina L. Wilkerson	CNA005696213	Revocation	Wood
VII.C.11.	Lilly Delgarito	CNA983151103	Revocation	Christl
VII.C.12.	Cynthia Dawn Franklin	RN116865; LP036461	Revocation	Christl
VII.C.13.	Zaire Minner	CNA999995759	Revocation	Christl
VII.C.15.	Natie Kay Quillen	CNA999992242	Revocation	Christl
VII.C.16.	Sheldon R. Boyd	CNA935102353	Revocation	Cornelius
VII.C.17.	Mildred I. Burge	CNA693942103	Revocation	Cornelius
VII.C.18.	Lisa Lynne Edmonson	LP032606	Revocation	Cornelius
VII.C.19.	Martha Jean Lambert	CNA999991526	Revocation	Cornelius
VII.C.20.	Justin S. Melhado	CNA999947649	Revocation	Cornelius
VII.C.21.	Robert Preston	CNA470116441	Revocation	Cornelius
VII.C.22.	Sean A. White	CNA999991144	Revocation	Cornelius

Gagnaire moved, Crawley seconded, and it was unanimously carried to approve as a consent agenda the recommended action for Agenda Items VII.B.1&3, VII.C.1, 2, 4-6, 8-13, 16-22, as listed above.

VII.B&C	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.C.3. Heidi B. Dooley RN100963 Wood

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General's, represented the State.

Wood addressed the Board.

Dooley was not present and was not represented by legal counsel.

Wood addressed the Board.

O'Connor moved, Campbell seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

O'Connor moved, Ogden seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact in paragraphs 1-8 and Alleged Violations as Conclusions of Law from the Notice of Charges in paragraph 1.

O'Connor moved, Ogden seconded, and it was unanimously carried to revoke professional nurse license No. RN100963 issued to Heidi B. Dooley.

VII.C.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.C.7. Tamara Beth McCann CNA999990046 Wood

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General's, represented the State.

Wood addressed the Board.

McCann was not present and was not represented by legal counsel.

Harris moved, Campbell seconded, to grant the State's Motion to Deem Allegations Admitted. After discussion, Harris amended the motion to delete #9 from the Findings of Fact, and delete the reference to 32-1601-16 (d)(i) from the Alleged Violations. Campbell concurred. The motion carried unanimously.

Harris moved, O'Connor seconded, to issue an order for a \$50 Civil Penalty to be paid within 30 days, or return to the Board. After discussion, Harris amended the motion to include: If respondent fails to pay the Civil Penalty in the manner stated above, respondents nursing certificate shall be automatically suspended and shall continue until the Civil Penalty is paid in full. O'Connor concurred. The motion carried unanimously.

VII.C.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.C. 4. Bertha Marie Gray CNA999951452 Wood

VII.C.22. Sean A. White CNA999991144 Cornelius

Ogden moved, O'Connor seconded, and it was unanimously carried to rescind previous decisions to revoke nursing certificates for Agenda Items VII.C.4. and VII.C.22.

VII.C. 4. Bertha Marie Gray CNA999951452 Wood

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Gray was present and addressed the Board.

Wood addressed the Board. Campbell moved, Ogden seconded, and it was unanimously carried to table Agenda Item VII.C.4.

VII.C.22. Sean A. White CNA999991144 Cornelius

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

White was present and addressed the Board.

Cornelius addressed the Board.

O'Connor moved, Crawley seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

O'Connor moved, Ogden seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact in paragraphs 1-18 and Alleged Violations as Conclusions of Law from the Notice of Charges in paragraph 1.

O'Connor moved, Ogden seconded, and it was unanimously carried to revoke nursing assistant certificate No. CNA999991144 issued to Sean A. White.

VII.C.22.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

The meeting recessed at 10:50 a.m. and reconvened at 10:59 a.m.

VII.C.14. LaDonna Jan Pauley RN085871 Christl

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 11:00 a.m.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Pauley was present and available for questions.

Christl addressed the Board.

Campbell moved, O'Connor seconded, and it was unanimously carried to accept signed 3 year Voluntary Surrender.

VII.C.14.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 11:07 a.m.

VII.D. Board Discussion and Decision Regarding Request for Rehearing or Review

VII.D.1. Socorro T. Tautimez CNA373537803 Wood

The proceeding began at 11:08 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Tautimez was present and available for questions.

Wood addressed the Board.

Campbell moved, O'Connor seconded, to continue the request for rehearing until the May 2004 Board meeting to allow respondent time to complete an evaluation. After Discussion, Campbell amended the motion to include that respondent is to schedule the evaluation within 14 days and complete it within 45 days. O'Connor concurred. The motion carried unanimously.

VII.D.2. Michael Eugene Comstock LP024845 Christl

The proceeding began at 11:15 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Comstock was not present and was not represented by legal counsel.

Christl addressed the Board.

O'Connor moved, O'Connor seconded, and it was unanimously carried to deny request for rehearing.

VII.D.3. Kelly M. Grosstick CNA26251803 Christl

The proceeding began at 11:19 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Grosstick was not present and was not represented by legal counsel.

Christl addressed the Board.

Ogden moved, O'Connor seconded, and it was unanimously carried to deny request for rehearing.

After discussion, Ogden moved, Crawley seconded, and it was unanimously carried to grant review of the previous order and to correct the error in Finding of Fact #5, to change undesignated felony to designated felony.

VII.D.4. Tomuriel S. Neighbors CNA Applicant Cornelius

The proceeding began at 11:25 a.m. with the following Board members present: Crawley, Gagnaire, Ogden, O'Connor, Campbell and Harris.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

Neighbors was not present and was not represented by legal counsel.

Cornelius addressed the Board.

Ogden moved, O'Connor seconded, and it was unanimously carried to deny request for rehearing.

VII.D.5. Robert Newton Gaspard RN105934 Cornelius
 Ogden moved, Campbell seconded, and it was unanimously carried to table Agenda Item VII.D.5.

VII.H.5. Judith Marie Colby-Neilsen RN044665 Barber
 Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 11:35 a.m.

Gagnaire knows Herb Geary, but shows no bias.

Teresa Sanzio, attorney, was present and addressed the Board. Colby-Neilsen was present and available for questions.

Campbell moved, Ogden seconded, to affirm September 2002 Board decision to offer a Consent Agreement for 36 months Probation with the identical stipulations. If not signed within 30 days, based on the information in the Investigative Report, include additional Findings of Fact and adopt the attached Complaint and Notice of Hearing.

VII.H.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 11:47 a.m.

V.I.7. Robert Dean Soles RN096549 (Torrez)
 Gagnaire recused herself to avoid the appearance of impropriety.

Gagnaire left the meeting at 11:48 a.m.

Ogden presiding.

Soles was present, telephonically, and available for questions.

Harris moved, Crawley seconded, and it was unanimously carried to offer Consent Agreement for 24 month Probation with the attached stipulations or proceed to Hearing.

V.I.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X			X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X	X				

Gagnaire returned to the meeting at 11:50 a.m.

Gagnaire presiding.

VII.E. Board Discussion and Decision Regarding Settlement Conference Cases & Decision To Accept Proposed Consent Agreements

VII.E.1. Jennifer L. Adler CNA892771136 Cornelius

Cornelius addressed the Board. O'Connor moved, Harris seconded, and it was unanimously carried to accept the signed Consent Agreement for a \$100 Civil Penalty.

VII.E.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.E.2. Frances Inman Roscetti LP032003 Cornelius

Cornelius addressed the Board. O'Connor moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for 12 months Probation to include the attached terms and conditions.

VII.E.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.E.3. Tracey Lorraine Sturgess LP034193 Cornelius

Cornelius addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure.

VII.E.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.E.4. Monique Demetreal DeCicco RN Applicant Wood

Wood addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to accept the signed Consent Agreement for voluntary withdrawal of professional nursing application and agreement not to reapply in the State of Arizona for 3 years.

VII.E.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.E.5. Marjorie Fromm LP011792 Wood

Wood addressed the Board. Ogden moved, Crawley seconded, and it was unanimously carried to accept the attached signed Consent Agreement for 30 days Suspension, to be followed by a 24 month Probation.

VII.E.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.E.6. Terrence Christopher O'Brien LP024743 Cornelius

Cornelius addressed the Board. O'Connor moved, Campbell seconded, and it was unanimously carried to accept the attached signed Consent Agreement.

VII.E.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

The meeting recessed at 12:04 p.m. and reconvened at 12:54 p.m.

Crawley left the meeting at 12:04 p.m.

VII.G. Board Discussion and Decision Regarding Motions to Rescind Prior Board Decision To Consider Alternative Action

VII.G.1. Eartha L. Steinke CNA791518913 Wood

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Steinke was not present and was not represented by legal counsel.

Wood addressed the Board.

Harris moved, Ogden seconded, and after discussion, it was unanimously carried to rescind prior Board motion for a Consent Agreement for a \$50 Civil Penalty, or proceed to hearing, and issue the attached Letter of Concern for possible failure to respect a client's rights and dignity as represented by her possible terse, abrupt and demeaning manner in caring for residents on July 30, 2002, while working at Westminster Village in Scottsdale, Arizona.

VII.G.2. Eleanor M. Kuntzelman CNA464309229 Cornelius

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

Kuntzelman was not present and was not represented by legal counsel.

Cornelius addressed the Board.

O'Connor moved, Campbell seconded, to rescind prior Board motion of April 24, 2003 for a Consent Agreement for a \$50 Civil Penalty, and issue the attached Letter of Concern for throwing water into the face of a patient on or about August 6, 2002, while employed as a private sitter for the patient in Tempe, Arizona. After discussion, O'Connor amended the motion for the Letter of Concern to read: for failing to insure that patient rights were protected while employed at Westchester Care Center in Tempe, Arizona. Campbell concurred. The motion carried unanimously.

VIII.A.1. Update on Legislation: House Bill 2256 – Nursing Assistant Pilot Program for Certified Medication Aides; Senate Bill 1248 – Approval of Post Secondary Nursing Programs; House Bill 2200 – Vital Records/Nurse Practitioners Signing Death Certificates; House Bill 2345 – Nutrition/Feeding Assistants; House Bill 2009 – Regulatory Reform; House Bill 2064 Strike Everything, Community College Pilot for BSN Program – Harris/Ogden/Randolph/Ridenour

Public members attending the meeting Regarding House Bill 2064 Strike Everything, Community College Pilot for BSN Program were: Sharon Rayman, Paula Calcaterra, Roni O'Kerns, Barbara Nubile, Anne McNamara, Marla Weston and Kim Sheane were present; and Mary Francoeur, Linda Riesdorff and Judith Sellers were present, telephonically. The Board listened to comments regarding the community colleges potentially having an exit baccalaureate degree and changes that would need to be made to the curriculum. Pam Randolph clarified that the BS N requirements are different than the Associate Degree for Nursing and that more education needed to be done regarding the pros and cons of the proposal. The Bill will be placed on the Education Committee Agenda for further discussion. Ridenour gave updates on the following legislative bills that are continuing to go through the stages of bill making and at this time appear favorable to be endorsed by both the House and the Senate before the end of the legislative session: House Bill 2256 – Nursing Assistant Pilot Program for Certified Medication Aides, House Bill 2200 – Vital Records/Nurse Practitioners Signing Death Certificates, House Bill 2345 – Nutrition/Feeding Assistants.

VIII.A.2. A.R.S. 32-3208 – Crime Reporting Bill/Reporting of Criminal Charges & Arrests Affecting Patient Safety Reportable to the Arizona State Board of Nursing – V. Smith/Asst. AG's/Ridenour

V. Smith reviewed the draft policy submitted in the Board Packet and provided an overview of crimes recommended as reportable to the ASBN. The board agreed with the concept but deferred decision on this item pending review by the Assistant Attorney General's and whether a rule change is needed.

VIII.A.4. Arthur L. Davis Publishing Agency 2004 Scholarship Award – Ridenour

Gagnaire moved, Ogden seconded, and it was unanimously carried to direct the award of \$1000 from the Arthur L. Davis Publishing Agency Scholarship Award to the Arizona Nurses Foundation.

Crawley returned to the meeting at 2:20 p.m.

VIII.A.3. Board Member Bi-Monthly Educational Topic: 2001 Arizona Agency Handbook: Disqualification of Board Members/Ex Parte Communications – Attorney Generals Office

Victoria Mangiapane, Assistant Attorney General, offered educational information from the 2001 Arizona Agency Handbook regarding conflict of interest and disqualification of Board members. She also addressed ways to avoid and prevent ex-parte communications.

The meeting recessed at 3:00 p.m. and reconvened at 3:11 p.m.

VIII.B.3. MCCDNP Investigative Report

Margaret Souders was present and addressed the Board regarding a self-report of a Rule violation regarding unqualified faculty. O'Connor moved, Campbell seconded, and it was unanimously carried for the Administrator of the Maricopa Community College District Nursing Program to submit a letter within 30 days stating that all current didactic and clinical faculty meet minimum requirements under R4-19-204.

III.E.12. Curt Douglas Garner CNA999998297 Ball

Robert Schoos, complainant, was present and addressed the Board. Harris moved, Campbell seconded, and it was unanimously carried to adopt the attached Notice of Charges.

V.B.3. Richard Douglas Flynn LP Endorsement Applicant (Ball)

Flynn was present and addressed the Board. O'Connor moved, Harris seconded, and it was unanimously carried to grant license upon meeting all licensure requirements with a Letter of Concern for a U.S. Army Article 15 discipline February 2003, in U.S. Army.

V.B.10. Kathlene Marie Heckel RN Exam Applicant (Ball)

O'Connor knows Kathlene Heckel, but shows no bias. Heckel was present and addressed the Board. Harris moved, Campbell seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a Letter of Concern for a misdemeanor conviction for possession of controlled substance and possession of controlled substance paraphernalia in Westminster, California on May 1, 1995, and the misdemeanor arrest April 23, 1995 in San Jose, California for being under the influence of a controlled substance and possession of a hypodermic syringe, and for failing to disclose the misdemeanor conviction on her 1997 CNA application.

V.B.9. William Wilson Gray LP Endorsement Applicant (Ball)

Gray was present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to, based on information contained in the Investigative Report, withdraw application and revoke or deny applicant privilege to practice nursing in Arizona under any multi-state license and to notify New Mexico of Arizona's findings in the investigation.

V.B.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.D.1. Barbara Lynne Brown CNA999992459 (Ball) (aka: Bagby)

Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension until successful completion of the addictionist recommended treatment program, to be followed by a 12 month Stayed Suspension to include the attached stipulations, or proceed to hearing.

IV.D.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VIII.B.4. Eastern Arizona College Interim Site Visit Report

O'Connor moved, Campbell seconded, and it was unanimously carried to continue approval of Eastern Arizona College program.

III.E.11. Shirley L. Countryman RN114443 Johansen

O'Connor moved, Harris seconded, and it was unanimously carried to table Agenda Item III.E.11.

VII.H. Board Discussion and Decision Regarding Hearing Department Investigative Reports

VII.H.1. Dawn Bredenkamp RN030030 Barber

O'Connor moved, Crawley seconded, and it was unanimously carried to adopt the attached amended Notice of Charges.

VII.H.2. Jacquelin D. Clements CNA186855990 Barber

O'Connor moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

VII.H.3. Delores Leigh Evans RN113119 Barber

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 3:54 p.m. and returned at 3:55 p.m.

O'Connor moved, Crawley seconded, to adopt the attached Notice of Charges. The motion carried with five in favor and one abstained.

VII.H.4. David Chavez Mendoza RN035526 Barber

O'Connor moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for a Stayed Revocation Probation of 18 months, to be followed by a standard Probation of 18 months, with the attached stipulations.

VII.H.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

III.E.11. Shirley L. Countryman RN114443 Johansen

O'Connor moved, Harris seconded, and it was unanimously carried to reopen Agenda Item III.E.11. Helen Fritts, complainant, was present, telephonically, and addressed the Board. Ogden moved, Campbell seconded, to adopt the attached Notice of Charges. After discussion, the motion carried with four in favor and two opposed.

III.D.1.d. Darlene M. Fowler CNA Exam Applicant Johansen

An attempt was made to contact Fowler, telephonically. Campbell moved, Crawley seconded, and it was unanimously carried to table Agenda Item III.D.1.d.

III.D.1.e. Shaylynn L. Frazier CNA Exam Applicant Johansen

Johansen addressed the Board with a technical correction to the Investigative Report. An attempt was made to contact Frazier, telephonically. Ogden moved, O'Connor seconded, and it was unanimously carried to adopt the attached Order of Denial.

III.D.1.e.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.25. Taiana Lee Matheny CNA Exam Applicant (Johansen)

Matheny was present, telephonically, and addressed the Board. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to continue the investigation to allow Matheny the opportunity to obtain a Psychological Evaluation with emphasis on Chemical Dependency issues by a Board approved evaluator to be scheduled within 30 days and completed within 60 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.25.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

Crawley left the meeting at 4:32 p.m. and returned at 4:34 p.m.

**IV.C.2. Tara D. Coriz CNA Exam Applicant (Olson)
(aka: Pritchard)**

Although Gagnaire and Coriz work for the same organization, Gagnaire does not know Coriz, and shows no bias. Olson addressed the Board with additional information. Coriz was present, telephonically, and addressed the Board. Campbell moved, O'Connor seconded, to grant certification upon signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After

discussion, Campbell withdrew the motion. After further discussion, Campbell moved, O'Connor seconded, to grant certification upon signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. The motion carried with five in favor and one abstained.

IV.C.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5				X	X	X	X	X
NO	0								
ABSTAIN	1		X						
ABSENT	2	X		X					

IX. Call To The Public

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

Dialogue with Theresa Premmel who serves on the Scope of Practice Committee and is considering placing application for appointment as a Board member.

**V.B.1. Christine E. Marquez LP Exam Applicant; CNA194614703 (Ball)
(aka: Edwina Hall; Edwina Snow)**

Harris moved, O'Connor seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.B.2. Lisa Ann Jones RN Endorsement Applicant (Ball)

O'Connor moved, Campbell seconded, and after discussion, it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

**V.B.4. Randye R. Tucker RN Endorsement Applicant (Ball)
(aka: Granderson)**

O'Connor moved, Crawley seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.B.5. Salvatore Fazzino RN Endorsement Applicant (Ball)
(aka: Granderson)

Ball addressed the Board with additional information. O'Connor moved, Harris seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.B.6. Virginia Monique Perez-Rivera LP Endorsement Applicant (Ball)
(aka: Shoopman)

Ball addressed the Board with additional information. Harris moved, O'Connor seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.B.7. Michael C. Davis RN Endorsement Applicant (Ball)

Harris moved, Crawley seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all requirements with a Letter of Concern for the misdemeanor conviction for DUI on November 24, 1992 in Fresno Municipal Court, and the June 16, 1994 misdemeanor DUI conviction in Fresno Municipal Court.

V.B.8. Tamar Renee Conley LP Endorsement Applicant (Ball)
(aka: Reina Ilahee; Tamar Rollins)

O'Connor moved, Crawley seconded, and after discussion, it was unanimously carried to deny licensure based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.B.11. Cindy Sue Ritz RN Endorsement Applicant (Ball)

(aka: Dillon)

O'Connor moved, Crawley seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all requirements with a Letter of Concern for a misdemeanor conviction for petty theft on November 17, 1995 in Canandaigua, New York.

III. Board Discussion and Decision Regarding Case Disposition Criteria Approved, Letter of Concern Summary Report Approved, Lapsed Licenses, and Reinstatement Applications

III.A. Board Discussion and Decision Regarding Case Disposition Criteria Approved - (List Available in Board Office)

- III.A.1. RN/LPN Endorsement Applicants**
- III.A.2. RN/LPN Examination Applicants**
- III.A.3. RN/LPN Renewal Applicants**
- III.A.4. CNA Endorsement/Examination Applicants**
- III.A.5. CNA Renewal Applicants**
- III.A.6. AP/RN/LPN/CNA Respondents**
- III.A.7. School Nurse Certificate Applicants**
- III.A.8. Certified Registered Nurse Anesthetists Applying for Prescribing Authority**

O'Connor moved, Harris seconded, and it was unanimously carried to approve the applicants on the list to be dismissed by case disposition criteria and to grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state licensure and receipt of negative state and federal criminal history.

III.B. Board Discussion and Decision Regarding Letter of Concern Summary Report Approved (List Available in Board Office)

- III.B.1. RN/LPN Endorsement Applicants**
- III.B.2. RN/LPN Examination Applicants**
- III.B.3. RN/LPN Renewal Applicants**
- III.B.4. CNA Endorsement/Examination Applicants**
- III.B.5. CNA Renewal Applicants**
- III.B.6. AP/RN/LPN/CNA Respondents**
- III.B.7. School Nurse Certificate Applicants**

Ogden moved, O'Connor seconded, and it was unanimously carried to issue the Letters of Concern submitted and grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state of licensure and receipt of no additional state and federal criminal history.

The meeting recessed at 4:58 p.m. and reconvened at 5:08 p.m.

V.K.4. Mark Sarhan TRN125656 (Rappoport)

Rappoport addressed the Board with technical corrections to the Investigative Report. Harris moved, Campbell seconded, and it was unanimously carried to deny licensure and adopt the amended attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.K.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								

ABSTAIN	0								
ABSENT	2	X		X					

V.K.5. Connie Marie Salas TRN125657 (Rappoport)
(aka: Huff)

Harris moved, Crawley seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.K.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

III.C. Board Discussion and Decision Regarding Investigative Reports for Dismissal, Letters of Concern & Lapsed Licenses – Vicky Driver

III.C.1.	Tracy Collins	CNA999992896	\$50
III.C.2.	Maria Gonzales	CNA478990803	\$50
III.C.3.	Dustin Spaulding	CNA999992145	\$50
III.C.4.	Sandra Coria	CNA745831103	\$75
III.C.5.	Belinda Reel	CNA999993979	\$75
III.C.6.	Danielle Bolin	CNA999990645	\$150
III.C.7.	Nikkol Hardy	CNA999991473	\$200
III.C.8.	Christina Hutson	CNA247175187	\$350

III.D. Board Discussion and Decision Regarding Action on Felony Bar Cases

III.D.1. Order of Denial

III.D.1.a.	Allison L. Stewart	CNA Exam Applicant	Johansen
III.D.1.b.	Virginia Ann Vissert-Hooft	RN Endorsement Applicant	Ball
III.D.1.c.	David R. Chan	CNA Exam Applicant	Vannier
III.D.1.d.	Darlene M. Fowler	CNA Exam Applicant	Johansen

III.D.2. Notice of Charges

III.D.2.a.	Deanna Sedory Beaupre	LP017263	Johansen
III.D.2.b.	Jorge Alberto Mendivil	CNA999991565	Sage
III.D.2.c.	Kimberly Corene Evans	LP021970	Olson
III.D.2.d.	Stephen Weede Martin	RN040343	S. Nelson

III.E. Board Discussion and Decision Regarding Investigative Reports and Decision to Adopt Notice of Charges

III.E.1.	Sara Mae Rumbolz	CNA999992170	Sage
III.E.2.	Robin E. Buchanan	CNA724553039	Sage
III.E.3.	Fred B. Sorensen	CNA460053463	Sage
III.E.4.	Naomi C. Guzman	CNA706065103	Pavlina
III.E.5.	Julie Haskie	CNA532142803	Pavlina
III.E.6.	Nubia L. Romo	CNA99999257	Pavlina
III.E.7.	Doris M. Huey	CNA040941977	Sage
III.E.8.	Glenda A. Copas	CNA097331803	B. Nelson
III.E.9.	Michelle Anne Vesbach	CNA999950451	B. Nelson
III.E.10.	Sharon Ann Dan	RN111200	V. Smith

Harris moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license, or proceed to hearing for Agenda Items III.C.1-8. Referral of the employers will be made to DHS for licensees working on a lapsed license for three months or greater; adopt the attached Order of Denial for Agenda Items III.D.1.a.-d. If an informal settlement conference is requested, the authority to settle is limited to denial of the application; adopt the Notice of Charges submitted in the Board packet for Agenda Items III.D.2.a-d; and adopt the Notice of Charges submitted in the Board packet for Agenda Items III.E.1-10.

III.C,D,E,F	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

III.F. Board Information Regarding Imposters & Cease and Desist Orders

- | | | |
|--|-----------------------|-----------------|
| 1. Lisa Biggs | March 4, 2004 | V. Smith |
| 2. Curtis Bizzell | March 5, 2004 | Vannier |
| 3. Melissa Ann Addison
(aka: Quast) | March 17, 2004 | Berry |

Information was provided to the Board that Cease and Desist letters were mailed to the above named on dates listed.

II. Discuss/Amend and/or Approve Minutes

A. Board Minutes of January 21, 22 & 23, 2004

Harris moved, O'Connor seconded, and it was unanimously carried to approve the minutes of January 21, 22 & 23, 2004.

B. Executive Session Minutes of January 23, 2004

Ogden moved, O'Connor seconded, and it was unanimously carried to approve the Executive Session minutes of January 23, 2004.

C. Board Minutes of February 6, 2004 Special Meeting

O'Connor moved, Ogden seconded, and it was unanimously carried to approve the minutes of February 5, 2004 Special Meeting.

VIII. Board Reports for Discussion, Information, Staff Direction and/or Decision

VIII.A. Executive Director's Report

VIII.A.5. Proposed Revisions to Applications & 2003 Summary of Withdrawals RN/LPN Applications – Bontrager/V. Smith

Bontrager reported on reasons for withdrawal of RN/LPN applications. She also discussed the proposed revisions to the applications. Campbell moved, Harris seconded, and it was unanimously carried to accept proposed revisions to applications, as amended.

VIII.A.6. 2003 Summary of RN/LPN/CNA Disciplinary Actions – V. Smith/Ridenour

Information was provided to the Board regarding 2003 Summary of RN/LPN/CNA Disciplinary Actions. The violations were rank ordered to focus on disciplinary volume and outcomes.

Crawley left the meeting at 5:29 p.m.

VIII.A.7. Reports of Chairpersons/Members of National Council of State Boards of Nursing Committees: Practice Breakdown – Malloch; Discipline Advisory Group – V. Smith; Examination Committee – Randolph; Member Board Leadership – Ridenour

V. Smith reported on the upcoming educational conference planned by the Discipline Advisory Group for June 2004. Information was provided to the Board regarding Practice Breakdown Committee and the intent for the pilot states to analyze 200 cases within the next 3-4 months.

VIII.A.8. 2004 National Council Midyear Meeting Report & Commitment to Ongoing Regulatory Excellence Data – Harris /Malloch/Campbell/Ridenour

Campbell, Harris and Ridenour reported on 2004 National Council Midyear attended in March 2004. The Strategic Initiatives and NCLEX PN Test Plan were discussed.

VIII.A.9. Comparison Study of NCLEX RN & Spanish Language Puerto Rican Nurse Licensure Examination – Harris/Randolph

Information was provided to the Board regarding comparison study of NCLEX RN & Spanish Language Puerto Rican Nurse Examination. Information and research to date does not support the equivalency between the two tests.

VIII.A.10. Update on Hearing Department/Investigative Cases – Barber/Bauer/V. Smith/Ridenour/Asst. AG's

V. Smith provided a written report on the aging and volume of investigative cases that will be open at the end of this board meeting. Board Members continue to review an average of 155 cases per month and therefore the aging of cases continues to decrease. Cornelius provided an update on hearing department, which currently has approximately 180 cases. Strategies were discussed on expediting the resolution of hearing cases.

VIII.A.11. Phone System Management Reports & Update on New Website – Cobb/Henrikson
Ridenour reported on the launching of the new ASBN Website, and stated that a full report on the phone system will be provided at the May 2004 Board meeting.

VIII.A.12. Discussion Channel 15 Report: Dangerous Nurses – Ridenour

Board Members discussed Channel 15's Report on Chemically Dependent Nurses. Ridenour reported receiving letters from community members who disagreed with the report and who felt they were successful in causing the information to be taken off Channel 15's web site. The board decided to not pursue further communication efforts with Channel 15 regarding the report.

VIII.A.13. Report on the Governor's Task Force on the Nursing Shortage – Malloch/Ridenour/Randolph

Ridenour reported on the Governor's Task Force on the Nursing Shortage. The task force is developing a strategic plan and updated information will be presented at the next board meeting.

The meeting recessed at 5:56 p.m., Wednesday, March 24, 2004.

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 8:36 a.m. Thursday, March 25, 2004, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Beverly Ogden, Secretary
Trista Campbell, R.N., B.S.N., Member
Theresa Crawley, C.R.N.A., M.S.H.S.A., Member
Gregory Harris, Member
Marla Moore, R.N., B.S.N., M.A., Member (telephonically)
Barbara O'Connor, L.P.N., Member

BOARD MEMBERS ABSENT:

Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President

LEGAL COUNSEL:

Melissa Cornelius, Assistant Attorney General
Michelle L. Wood, Assistant Attorney General
Daniel Christl, Assistant Attorney General

STAFF:

Joey Ridenour, R.N., M.N., Executive Director
Judy Bontrager, R.N., M.N., Associate Director
Valerie Smith, R.N., M.S., Associate Director
Jeanne Bauer, Senior Investigator
Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings

Lorraine Brown, Senior Investigator
Vicky Driver, Administrative Assistant
Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice
Vicki Johansen, Senior Investigator
Patricia Midkiff, R.N., M.N., Nurse Practice Consultant
Sydney Munger, R.N., M.S., Nurse Practice Consultant
Betty Nelson, R.N., M.S., Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring
Kirk Olson, Senior Investigator
Patricia Pavlina, R.N., B.S., Senior Investigator
Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education
Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant
Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant
Suanne Smith, R.N., M.S., Nurse Practice Consultant/CANDO
Patricia Staten, M.S.R.N., Nurse Practice Consultant
Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant
Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant
Melissa Vannier, Paralegal
Barbara Ritenour, Legal Secretary

Call To Order

The meeting was called to order at 8:36 a.m., Thursday, March 25, 2004.

The following Board members were present: Gagnaire, Ogden, Campbell, O'Connor, and Moore (telephonically).

Gagnaire presiding.

Gagnaire welcomed members of the audience and explained the procedure for addressing the Board.

V. Board Discussion and Decision Regarding RN/LPN Investigative Reports and Consent Agreements

V.A.1. Kimberly Marie Armantrout LP Endorsement Applicant (S. Smith)

Armantrout was present and addressed the Board. S. Smith addressed the Board with additional information. O'Connor moved, Campbell seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a Letter of Concern for the August 4, 1999 misdemeanor conviction of obtaining aid by misrepresentation – over \$400 in Superior Court in San Bernardino, California.

V.A.4. Craig Alan Morris RN Endorsement Applicant (S. Smith)

Morris was present and addressed the Board. S. Smith addressed the Board and confirmed receipt of additional information. Campbell moved, Ogden seconded, and after discussion, it was unanimously carried to, grant licensure upon meeting all licensure requirements and signing a Consent Agreement for a Stayed Revocation/Indefinite Suspension pending completion of relapse/recovery treatment, to be followed by a 36-month Stayed Revocation Probation with the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in this Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this Board meeting.

V.A.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.A.5. Kathleen Marie Urban LP Endorsement Applicant (S. Smith)

O'Connor moved, Campbell seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a 12 month Probation to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

V.A.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.A.6. Mittie Michelle Esquilin RN082179 (S. Smith)

S. Smith addressed the Board with additional information. Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a 12-month Stayed Revocation/Suspension pending successful completion of IOP, aftercare and anger management classes to be followed by a 12-month Stayed Revocation/Probation, followed then by a 24-month standard Probation, to include the attached stipulations, or proceed to hearing.

V.A.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.C.1. Kimberly Rebecca Bowman RN Endorsement Applicant (Bauer)

O'Connor moved, Campbell seconded, and it was unanimously carried to table Agenda Item V.C.1.

V.D.1. Annette Bartsch Passer RN084249 (Midkiff)

Midkiff addressed the Board with additional information. O'Connor moved, Ogden seconded, and it was unanimously carried to issue an Interim Order for an Evaluation with a Board approved addictionologist to be scheduled within 30 days and completed within 60 days and to include medical treatment and records from all current and former health care providers seen within the last five years, or adopt the attached Notice of Charges.

V.D.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.F.1. Douglas Lee Cheatham RN026404; CRNA0263 (Brown)

O'Connor moved, Moore seconded, to offer a Consent Agreement for an Indefinite Suspension pending evaluation by an addictionologist and compliance with any and all recommendations made by the evaluator, followed by a 36 month Probation, and to include the attached stipulations, or proceed to hearing. After discussion, O'Connor amended the motion to delete from the stipulations: evaluation. Moore concurred. The motion carried unanimously.

V.F.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.F.2. Angela Frances Baccelli RN108094 (Brown)
(aka: Angela Frances)

Ogden moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month Stayed Revocation with the license suspended during the first 12 months and on Probation the second 12 months, followed by a 24 month Probation and to include the attached stipulations, or adopt the attached Notice of Charges.

V.F.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.F.3. Erin Elizabeth Malone RN066940 (Brown)
(aka: Bridge)

Brown addressed the Board with additional information. O'Connor moved, Ogden seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension pending the completion of an Evaluation by a Board approved psychiatrist who specializes in mood disorders and the successful completion of any treatment recommendations resulting from the evaluation to be followed by a 36 month Probation to include the attached stipulation, or adopt the attached Complaint and Notice of Hearing.

V.F.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.F.4. Mary Virginia Orr LP033566 (Brown)
(aka: Mary Moore; Tina Orr)

O'Connor moved, Moore seconded, to offer a Consent Agreement for a Decree of Censure, or proceed to hearing. After discussion, O'Connor moved, Moore seconded, and it was unanimously carried to table Agenda Item V.F.4.

Crawley arrived at the meeting at 9:11 a.m.

V.F.5. Gwendolyn Sue Nelson RN054318 (Brown)

(aka: Childress; Marcotte)

Ogden moved, O'Connor seconded, to offer a Consent Agreement for a Decree of Censure, or proceed to hearing. The motion carried with five in favor and one abstained.

V.F.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	1		X						
ABSENT	2			X					X

V.F.6. Lydia Graves LP036388 (Brown)

Moore moved, O'Connor seconded, and after discussion, it was unanimously carried to adopt the attached Notice of Charges.

**V.F.8. Elizabeth Farnell RN082173 (Brown)
(aka: Clayton)**

Farnell was present and addressed the Board. Ogden moved, O'Connor seconded, to offer a Consent Agreement for an Indefinite Suspension pending the completion of an addiction evaluation by a Board approved evaluator and the successful completion of any treatment recommendations resulting from the evaluation, to be followed by a 36-month Probation and to include the attached stipulations, to be signed within 30 days or adopt attached Notice of Charges. After discussion, Ogden amended the motion to delete: pending completion of an addiction evaluation by a Board approved evaluator, and add: pending receipt of updated re-evaluation by Dr. Sucher. The motion carried unanimously.

V.F.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X	X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	2			X					X

V.F.9. John Sotiriou RN10331 (Brown)

Sotiriou was present and available for questions. Campbell moved, Crawley seconded, and after discussion, it was unanimously carried to, upon review of Investigative Report, accept signed CANDO Stipulated Agreement.

V.F.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X	X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	2			X					X

**V.F.10. Carla D. Johnson RN070949 (Brown)
(aka: Collins)**

Brown addressed the Board with additional information. O'Connor moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension pending the completion of an addiction evaluation by a Board approved evaluator and the successful completion of any treatment recommendations resulting from the evaluation, to be followed by a 36-month Probation and to include the attached stipulations, or proceed to hearing.

V.F.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X	X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	2			X					X

V.F.11. Suzanne Marie Hacker RN112540 (Brown)
(aka: Holcomb; Kish; Fretz)

O'Connor moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.F.11.

Moore left the meeting (telephonic) at 9:41 a.m.

V.F.12. Leslie Denise Young LP026109 (Brown)
(aka: Leslie Leger)

O'Connor moved, Ogden seconded, to offer a Consent Agreement for a 24-month Stayed Revocation with the license suspended during the first 12-months and on Probation the second 12-months, followed then by a 24-month Probation and to include the attached stipulations, or proceed to hearing. After discussion, the motion carried with four in favor and one opposed.

V.F.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	4		X		X	X	X		
NO	1							X	
ABSTAIN	0								
ABSENT	3	X		X					X

V.C.1. Kimberly Rebecca Bowman RN Endorsement Applicant (Bauer)

O'Connor moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.C.1. Bauer addressed the Board with additional information. Campbell moved, Crawley seconded, to table Agenda Item V.C.1. After discussion, the motion failed with three opposed and two in favor. Ogden moved, O'Connor seconded, and it was unanimously carried to continue the investigation to allow Bowman to provide a certified copy of her birth certificate and a 5 year work history with the name, address, and phone numbers of her employers.

V.C.2. Michelle Simpson LP Exam Applicant (Bauer)

Simpson was present and addressed the Board. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny licensure based upon information contained in the Investigative Report. If an Informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

V.C.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.C.3. Susan Kay Whitney TRN123098 (Bauer)

Bauer addressed the Board with additional information. Ogden moved, O'Connor seconded, to deny licensure based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. After discussion, Ogden withdrew the motion. Ogden moved, O'Connor seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days, deny licensure based upon the information contained in this Investigative Report and failure to sign the Consent Agreement. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at the Board meeting.

V.C.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

The meeting recessed at 9:57 a.m. and reconvened at 10:10 a.m.

V.G.1. Laura Schweizer Barnes RN065967 (Munger)

O'Connor moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement an Indefinite Suspension pending completion of an addictionist evaluation, with the attached stipulations, to be followed by 36-months Probation with the attached stipulations, or proceed to hearing.

V.G.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.G.2. Courtney Valle Tilley-Bisbee RN124044 (Munger)

Munger addressed the Board with additional information. O'Connor moved, Ogden seconded, and it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension pending resolution of the criminal case, including discharge of all sentences, and the completion of a sexual misconduct evaluation with a determination of safety to practice by Dr. Steven Gray, and the attached stipulations, then return to the Board, or proceed to hearing.

V.G.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

**V.G.3. Reidun Nilla Brown RN106498 (Munger)
(aka: Conricus)**

Gagnaire knows Terry Landgraff and Crawley knows Rose Esty, but show no bias. Campbell moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.G.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.G.5. Jeff Alexander Gorow RN046900 (Munger)

O'Connor moved, Campbell seconded, and it was unanimously carried to issue an Interim Order for a Relapse Evaluation by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be completed within 30 days, and return to the Board.

V.G.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.G.6. Kathleen Marie Kindelspire RN1044552 (Munger)

Ogden moved, O'Connor seconded, and it was unanimously carried to table Agenda Item V.G.6.

V.G.8. Phyllis Althea Leary RN090326 (Munger)

Leary was present and available for questions. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 12 month practice Probation with the attached stipulations, amended to include: allowed to work block assignments for registry, allowed to work night shift while employed at current registry only, or proceed to hearing.

V.G.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.G.9. Phuoning Keo ("Alex") RN108624 (Munger)

Ogden moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.G.9.

V.G.10. Mary C. Mallory RN054436 (Munger)

Mallory was present and addressed the Board. O'Connor moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.G.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

**V.G.11. Vicki Lee Mary March LP030180 (Munger)
(aka: Doolittle)**

O'Connor moved, Campbell seconded, and after discussion, it was unanimously carried to issue a Letter of Concern for failing to turn in home care visit notes to the agency in a timely manner in May 2002, while working for MD Home Health in Phoenix, Arizona.

V.G.12. Judith Middleton LP033184 (Munger)

O'Connor moved, Ogden seconded, and it was unanimously carried table Agenda Item V.G.12.

V.G.13. Marina Milic RN102678; CNA292357641 (Munger)

Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.G.13.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

**V.G.14. Michelle Marie Rizzo RN123530 (Munger)
(aka: Roth; Maki)**

O'Connor knows Peggy Fawcett, but shows no bias. Rizzo was present and addressed the Board. O'Connor moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension pending completing of rehabilitation, aftercare, and relapse prevention therapy, followed by a 12 month Stayed Revocation/Probation, followed by 24 months standard Probation, or proceed to hearing.

V.G.14.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

**V.G.15. Kimberly Ann Thomas LP033839; CNA177805510 (Munger)
(aka: Beckler)**

O'Connor moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a 36-month Probation with the attached stipulations, or proceed to hearing.

V.G.15.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.G.16. Carol Hansen Jones RN031353 (Munger)

O'Connor knows Linda Vance and Penny Iles, but shows no bias. Jones was present and addressed the Board. Ogden moved, O'Connor seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension with the attached stipulations, pending a psychiatric evaluation with a determination of safety to practice, to be followed by a 24-month Probation with the attached stipulations, or proceed to hearing.

V.G.16.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.H.1. Christina Allen RN093569 (Twigg)

Allen was present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to offer Consent Agreement for 24 months Probation with attached stipulations, or proceed to hearing.

V.H.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.I.3. Shirley Ann Rauch-Adams RN1007622 (Torrez)

O'Connor knows Robin Marshal, but shows no bias. Torrez addressed the Board and confirmed receipt of additional information. Glenmah Clark, complainant, was present and addressed the Board. Rauch-Adams was present and addressed the Board. Campbell moved, Gagnaire seconded, to issue a Letter of Concern for failing to review the medical record entry on or about July 18, 2002, which stated that Decadron was not to be administered, subsequently administering Decadron 10 mg. to G.C. on or about August 9, 2002, and for lacking consideration of the patient and their wishes at the time of care, while employed at Hematology & Oncology Associates in Scottsdale, Arizona. The motion carried with four in favor and one opposed.

V.I.5. Patricia Myers RN035282 (Torrez)

Cindy Kiefer, complainant, was present and addressed the Board. Campbell moved, Crawley seconded, and after discussion, it was unanimously carried to dismiss the case.

V.I.11. Kelly Corrine Nalder RN118309; LP037272 (Torrez)

Torrez addressed the Board with additional information. Nalder was present and addressed the Board. Campbell moved, O'Connor seconded, to offer a Decree of Censure, or proceed to hearing. After discussion, the motion carried with three in favor and two opposed.

V.I.11.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	3				X		X	X	
NO	2		X			X			
ABSTAIN	0								
ABSENT	3	X		X					X

V.J.3. Rose Mary Briggs RN030148 (Grady)

O'Connor moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.J.3.

X. Dialogue With Nursing Students

Dialogue with Scottsdale and Gateway Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on accommodations for the Board of Nursing, top reasons for

investigation of nurses, why respondents don't attend the Board meeting when their case is heard, and what led Board members to serve on the Board. Board members introduced themselves.

V.G.6. Kathleen Marie Kindelspire RN1044552 (Munger)

O'Connor moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item V.G.6. Kindelspire was present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for an 18 month Stayed Revocation/Probation to be followed by an 18 month Standard Probation, to include the attached stipulations, or proceed to hearing.

V.G.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

V.J.1. Crystal Gay Perlmutter LP965927 (Grady)

Grady addressed the Board with additional information. Perlmutter was present and available for questions. Scott Hergenroether, attorney, was present and addressed the Board. Crawley moved, Campbell seconded, to issue a Letter of Concern for using her LP title while performing laser therapy in August 2003 while working at Serenity Laser. After discussion, Crawley withdrew the motion. Ogden moved, O'Connor seconded, to offer a Consent Agreement for a Decree of Censure if mitigating fact of restitution has been provided. If proof of restitution is not provided, offer a Consent Agreement for a Decree of Censure and \$1000 Civil Penalty, or proceed to hearing. After further discussion, Ogden withdrew the motion. Ogden moved, O'Connor seconded, and after discussion, unanimously carried to issue a Decree of Censure, or proceed to hearing.

V.J.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

O'Connor moved, Campbell seconded, to issue a Cease and Desist to Crystal Gay Perlmutter for performing laser therapy using her LP title. The motion carried with four in favor and one opposed.

V.J.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	4				X	X	X	X	
NO	1		X						
ABSTAIN	0								
ABSENT	3	X		X					X

The meeting recessed at 12:21 p.m. and reconvened at 1:27 p.m.

Harris arrived at the meeting at 1:27 p.m.

V.J.3. Rose Mary Briggs RN030148 (Grady)

O'Connor moved, Harris seconded, and it was unanimously carried to reopen Agenda Item V.J.3. Joanne Salamone, complainant, was present and addressed the Board regarding Agenda Items V.J.3., V.J.4., and V.J.5. Briggs and Margaret Bergin, attorney on behalf of Briggs, were present and addressed the Board. Campbell moved to issue a Letter of Concern for failing to assess and intervene on behalf of

a patient complaining of pain on or about May 2, 2003 while employed at the Arizona Department of Corrections in Perryville, Arizona. The motion failed. Harris moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.J.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.J.4. Alice E. Kraft RN048817; AP0572 (Grady)

Grady addressed the Board with technical corrections to the Investigative Report. Kraft and Gordon Lewis, attorney on behalf of Kraft, were present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month practice Probation with the attached stipulations, or proceed to hearing.

V.J.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.J.5. William Charles Maers RN093662 (Grady)

Campbell and O'Connor know Linda Maschner, but show no bias. Maers and Margaret Bergin, attorney on behalf of Maers, were present and addressed the Board. Gagnaire moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.J.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

Campbell left the meeting at 2:52 p.m. and returned at 2:53 p.m.

V.F.1. Douglas Lee Cheatham RN026404; CRNA0263 (Brown)

Ogden moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item V.F.1. Crawley knows Douglas Cheatham, but shows no bias. Cheatham was present and addressed the Board. Patricia Cheatham, respondent's wife, was present and available for questions. Campbell moved, Ogden seconded, to reaffirm prior Board motion. The motion carried with five in favor and one abstained.

V.F.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	1								X
ABSENT	2	X		X					

V.F.12. Leslie Denise Young LP026109 (Brown)

(aka: Leslie Leger)

Campbell moved, Ogden seconded, and it was unanimously carried to reopen Agenda Item V.F.12. Young, Susan Reed, Debbie Owens and Rosemary Ayala were present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to rescind prior Board motion. Campbell moved, O'Connor seconded and it was unanimously carried to issue a Consent Agreement for a 12 month Stayed Revocation Probation to include stipulations: relapse recovery evaluation within the first 60 days, nurse support group, AA with sponsor, biological fluid testing 1 time per month, abstain from alcohol, abstain from drugs, proof of prescription, followed by a 24 month Probation to include stipulations: notification of practice settings, quarterly performance evaluations, on site supervision, no access to drugs (12 months), registry/traveling nurse/float pool/home health work/on-call prohibited, night shift prohibited.

V.F.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

The meeting recessed at 3:25 p.m. and reconvened at 3:34 p.m.

V.D.2. Holly Lynn Martinell RN117479 (Midkiff)

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 3:34 p.m.

Gagnaire knows Herb Geary, and worked at the same facility as Martinell but does not know her, and shows no bias. Teresa Sanzio, attorney, was present and addressed the Board. Martinell was present and available for questions. Campbell moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a Chemical Dependency Evaluation by a Board approved addictionist to be scheduled within 30 days and completed within 60 days, or proceed to hearing.

V.D.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 3:40 p.m.

V.I.1. Julie Marie Fernandez RN047484 (Torrez)

O'Connor recused herself to avoid the appearance of impropriety.

O'Connor left the meeting at 3:40 p.m.

Torrez addressed the Board and confirmed receipt of additional information. Gagnaire knows Debra Pendergast, but shows no bias. Teresa Sanzio, attorney, was present and addressed the Board. Campbell moved, Ogden seconded, and it was unanimously carried to offer Consent Agreement for a 12 month Stayed Suspension followed by a 24 month Probation to included stipulations: stamping of license, psychiatric treatment, rehabilitation, after care, relapse prevention therapy, nurse recovery group, AA

with sponsor, biological fluid testing 1 time per month, abstain from alcohol, abstain from drugs, proof of prescriptions, relapse prevention after 18 months, psychiatric treatment, notification of practice settings, quarterly performance evaluations, on-site supervision, no drug access ((6 months), registry/traveling nurse/float pool/home health work/on call prohibited, night shift prohibited. After discussion, Campbell amended the motion to include: If not signed in ten (10) days issue Complaint and Notice of Hearing. Ogden concurred. The motion carried unanimously.

V.I.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X			X		

O'Connor returned to the meeting at 4:00 p.m.

V.I.2. Debra K. Holtz RN106116; LP008453 (Torrez)

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 4:01 p.m.

Gagnaire knows Colleen Hallberg, but shows no bias. Teresa Sanzio, attorney, was present and addressed the Board. Holtz was present and available for questions. Campbell moved, Ogden seconded, to adopt the attached Notice of Charges. After discussion, Campbell amended the motion to include in the Notice of Charges Finding of Fact, the allegations regarding pharmaceutical records. Ogden concurred. The motion carried unanimously.

V.I.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 4:13 p.m.

V.I.8. Kay Ellen Wartz RN Exam Applicant (Torrez)

Gagnaire knows Judith Sellers, but shows no bias. Steve August, attorney, was present and addressed the Board regarding Agenda Items V.I.8, V.I.9, and V.I.10. Ogden moved, Harris seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a Decree of Censure. If not signed within 30 days, deny licensure based upon the information contained in this Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.I.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.I.9. Tara Lee Johnson RN Exam Applicant (Torrez)

Ogden moved, Harris seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a Decree of Censure. If not signed within 30 days, deny licensure based upon the information contained in this Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.I.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.I.10. Corina Tsinnijnne RN Exam Applicant; CNA02385803 (Torrez)

Ogden moved, O'Connor seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a Decree of Censure. If not signed within 30 days, deny licensure based upon the information contained in this Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.I.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

V.G.4. George T. Cooper Rn050434 (Munger)

Harris recused himself to avoid the appearance of impropriety. Munger addressed the Board and confirmed receipt of additional information. Teressa Sanzio, attorney, was present and addressed the Board. Gagnaire moved, Ogden seconded, to issue an Interim Order for an Addictionist Evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be started within 30 days and completed within 60 days, and return to the Board. The motion carried with five in favor and one abstained.

V.G.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	1								X
ABSENT	2	X		X					

V.G.7. Carole L. Kopeikin LP006652 (Munger)

Munger addressed the Board with additional information. Teressa Sanzio, attorney, was present and addressed the Board. Ogden moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month Probation with the attached stipulations, to include psychiatric evaluation/treatment and psychological counseling, or proceed to hearing.

V.G.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VI.B.10. Ann Marie Tosh RN087259 (S. Nelson)

Campbell and Harris know Sara Jones, but show no bias. S. Nelson addressed the Board with additional information. Teressa Sanzio, attorney, was present and addressed the Board. Tosh was present and available for questions. Ogden moved, Campbell seconded, to offer a Consent Agreement for Voluntary Revocation. If not signed in 30 days, adopt Notice of Charges. The motion failed with four opposed and two in favor.

VI.B.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	2		X			X			
NO	4				X		X	X	X
ABSTAIN	0								
ABSENT	2	X		X					

Harris moved, Ogden seconded, and it was unanimously carried to adopt the Notice of Charges.

Campbell left the meeting at 4:49 p.m. and returned at 4:50 p.m.

Harris left the meeting at 4:50 p.m.

VIII.B.2. SouthWest Skill Center/Dysart High School CNA Program

Ogden moved, O'Connor seconded, and it was unanimously carried to issue notice of deficiency for violation of AAC R4-19-801 (C)(4)(c), and (C)(5)(b) with 6 months to correct.

VIII.B.8. Estrella Mountain CC/SouthWest Skill Center Report

Randolph offered a brief summary of the Estrella Mountain CC/SouthWest Skill Center Report.

V.H.2. Marla Varine Richardson RN089714 (Twigg)

Christina Allen, complainant, was present and addressed the Board. O'Connor moved, Ogden seconded, and it was unanimously carried to dismiss the case.

Moore joined the meeting, telephonically, at 5:10 p.m.

V.K.2. Ivy Millman Handy RN1027401; CNA211113646 (Rappoport)

Gagnaire recused herself to avoid the appearance of impropriety.

Gagnaire left the meeting at 5:11 p.m.

Ogden presiding.

Handy was present and addressed the Board. Campbell moved, Moore seconded, to offer a Consent Agreement for a 12-month practice Probation to include the attached stipulations or proceed to hearing. After discussion, Campbell amended the motion to include as stipulations: 6 months direct supervision and 6 months on site supervision. Moore concurred. The motion carried unanimously.

V.K.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X	X			X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3			X	X				X

Gagnaire returned to the meeting at 5:30 p.m.

Gagnaire presiding.

V.J.2. Thomas Allen Bast RN069389; AP0288 (Grady)

Gagnaire recused herself to avoid the appearance of impropriety.

Gagnaire left the meeting at 5:31 p.m.

Ogden presiding.

Bast was present and addressed the Board. Campbell moved, Crawley seconded, and it was unanimously carried to issue a Letter of Concern for approaching a patient in a manner that was perceived as threatening on or about August 19, 2003, while employed as a nurse practitioner for the Northern Arizona Veterans Affairs Health Care System in Cottonwood, Arizona.

Gagnaire returned to the meeting at 5:33 p.m.

Gagnaire presiding.

Crawley left the meeting at 5:33 p.m.

V.G.12. Judith Middleton LP0309103 or LP033184 (Munger)

Campbell moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item V.G.12. Middleton was present and addressed the Board. Campbell moved, O'Connor seconded, it was unanimously carried to issue an Interim Order for Neuropsychological and Chemical Dependency Evaluations to include any additional testing deemed necessary by the evaluator, to be completed by Drs. Lett, Sindelar or Blackwood (Board-approved neuropsychological evaluators with chemical dependency expertise), within 60 days, and return to the Board.

V.G.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

V.K.3. Margarita S. Pickering RN094281 (Rappoport) (aka: Sanford)

Pickering was present and addressed the Board. Campbell moved, Moore seconded, and after discussion, was unanimously carried to offer a Consent Agreement for a 24 month Practice Probation to include stipulations: stamping of license, notification of practice settings, quarterly performance evaluations, 12 months direct supervision, 12 months on-site supervision, night shift prohibited, registry/traveling nurse/float pool/ home health work, on-call prohibited.

V.K.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								

ABSENT	3		X	X					X
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V.K.6. Andrew Alexander Bahil RN Exam Applicant (Rappoport)

Bahil was present and addressed the Board. Rappoport addressed the Board with an amendment to the Board option. Campbell moved, O'Connor seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a 12 month Probation, to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

V.K.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

VII.D.5. Robert Newton Gaspard RN105934 Cornelius

O'Connor moved, Ogden seconded, and it was unanimously carried to reopen Agenda Item VII.D.5. The proceeding began at 5:46 p.m. with the following Board members present: Moore, Gagnaire, Ogden, O'Connor and Campbell.

Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General, was available telephonically. Melissa Cornelius, Assistant Attorney General, represented the State.

Teresa Sanzio, attorney, was present and addressed the Board.

Cornelius addressed the Board.

Ogden moved, Moore seconded, and after discussion, it was unanimously carried to uphold prior Board decision to deem allegations admitted and order imposing a \$500 Civil Penalty upon Gaspard, and modify the final order and remove the Indefinite Suspension and the requirement for Gaspard to submit for a Psychiatric Evaluation based upon Dr. Sucher's revised evaluation.

VII.D.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

VI.B.7. Marvin Kirk Jennings RN098694 (S. Nelson)

Jennings was present and addressed the Board. O'Connor moved, Moore seconded, and it was unanimously carried to deny request and amend Consent Agreement entered into on November 29, 2001, to include: an Anger Management re-evaluation and completion of recommended treatment. Jennings is to continue with the other terms of probation of Consent Agreement and Order No. 0103139.

VI.B.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3		X	X					X

Harris returned to the meeting at 6:22 p.m.

**V.H.3. Michelle Lynn Cacamisi RN115630 (Twigg)
(aka: Clifton; Wavada; Becker)**

Gagnaire knows Diane McBroom, but shows no bias. Twigg addressed the Board with additional information. Ogden moved, Moore seconded, to offer a Consent Agreement for a Decree of Censure, or proceed to hearing. The motion carried with five in favor and one abstained.

V.H.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X	X	
NO	0								
ABSTAIN	1								X
ABSENT	2		X	X					

Campbell left the meeting at 6:23 p.m.

**V.H.6. Spicie W. Larson LP035057 (Twigg)
(aka: Webb)**

Moore moved, Harris seconded, and it was unanimously carried to offer Consent Agreement for \$1,000 Civil Penalty and Decree of Censure, or proceed to hearing.

V.H.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3		X	X				X	

The meeting recessed at 6:25 p.m., Thursday, March 25, 2004.

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 8:32 a.m., Friday, March 26, 2004, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Beverly Ogden, Secretary
Trista Campbell, R.N., B.S.N., Member
Theresa Crawley, C.R.N.A., M.S.H.S.A., Member
Gregory Harris, Member
Marla Moore, R.N., B.S.N., M.A., Member (telephonically)
Barbara O'Connor, L.P.N., Member

BOARD MEMBERS ABSENT:

Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President

LEGAL COUNSEL:

Melissa Cornelius, Assistant Attorney General
Michelle L. Wood, Assistant Attorney General
Daniel Christl, Assistant Attorney General

STAFF:

Joey Ridenour, R.N., M.N., Executive Director
Judy Bontrager, R.N., M.N., Associate Director
Valerie Smith, R.N., M.S., Associate Director
Jeanne Bauer, Senior Investigator

Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings
 Lorraine Brown, Senior Investigator
 Vicky Driver, Administrative Assistant
 Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice
 Vicki Johansen, Senior Investigator
 Patricia Midkiff, R.N., M.N., Nurse Practice Consultant
 Sydney Munger, R.N., M.S., Nurse Practice Consultant
 Betty Nelson, R.N., M.S., Nursing Assistant Consultant
 Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring
 Kirk Olson, Senior Investigator
 Patricia Pavlina, R.N., B.S., Senior Investigator
 Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education
 Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant
 Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant
 Suanne Smith, R.N., M.S., Nurse Practice Consultant/CANDO
 Patricia Staten, M.S.R.N., Nurse Practice Consultant
 Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant
 Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant
 Melissa Vannier, Paralegal
 Barbara Ritenour, Legal Secretary

Call To Order

The meeting was called to order at 8:32 a.m., Friday, March 26, 2004.

The following Board members were present: Gagnaire, Ogden, Campbell, O'Connor and Moore (telephonically).

Gagnaire presiding.

Gagnaire welcomed members of the audience and explained the procedure for addressing the Board.

Harris arrived at the meeting at 8:34 a.m.

V.A.2. Sandra Lynn Crook RN Endorsement Applicant (S. Smith)

O'Connor moved, Ogden seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a Decree of Censure. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this Board meeting.

V.A.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X			X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2		X	X					

**V.F.4. Mary Virginia Orr LP033566 (Brown)
 (aka: Mary Moore; Tina Orr)**

Ogden moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item V.F.4. Ogden moved, Harris seconded, and it was unanimously carried to restate original motion to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.F.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X			X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2		X	X					

V.F.11. Suzanne Marie Hacker RN112540 (Brown)
(aka: Holcomb; Kish; Fretz)

O'Connor moved, Harris seconded, and it was unanimously carried to reopen Agenda Item V.F.11. Moore recused herself to avoid the appearance of impropriety. Torrez and Brown addressed the Board with additional information. Ogden moved, O'Connor seconded, to offer a Consent Agreement for an Indefinite Suspension pending completion of an intensive treatment program and aftercare, to be followed by a 36-month Probation and to include the attached stipulations, or adopt Notice of Charges. After discussion, the motion carried with five in favor and one abstained.

V.F.11.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5				X	X	X	X	X
NO	0								
ABSTAIN	1	X							
ABSENT	2		X	X					

V.G.9. Phuoning Keo (“Alex”) RN108624 (Munger)

O'Connor moved, Ogden seconded, and it was unanimously carried to reopen Agenda Item V.G.9. Campbell recused herself to avoid the appearance of impropriety.

Campbell left the meeting at 8:44 a.m.

O'Connor moved, Harris seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or proceed to hearing.

V.G.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X			X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3		X	X				X	

Campbell returned to the meeting at 8:45 a.m.

Crawley arrived at the meeting at 8:46 a.m.

V.G.8. Phyllis Althea Leary RN090326 (Munger)

O'Connor moved, Ogden seconded, and it was unanimously carried to reopen Agenda Item V.G.8. Munger addressed the Board with additional information. The Board had further discussion on the terms of the Consent Agreement. No further action was taken on this case.

V.I.4. Ronald Fish RN11513; CNA999946892 (Torrez)

Harris recused himself to avoid the appearance of impropriety. O'Connor moved, Ogden seconded, to accept signed Consent Agreement for a Decree of Censure. The motion carried with five in favor and one abstained.

V.I.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5	X	X		X	X	X	X	
NO	0								
ABSTAIN	1								X
ABSENT	2			X					

V.I.6. Elenor Alferez Knox RN119487 (Torrez)

Torrez addressed the Board with additional information. O'Connor moved, Campbell seconded, and it was unanimously carried to issue a Letter of Concern for asking a staff member to remove valium and document that it had been wasted so she could give it to her husband who had run out of his supply of medication on or about October 14, 2003, while employed at Beverly Healthcare South Mountain in Phoenix, Arizona.

V.I.12. Blythe Robertson RN105516 (Torrez)

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 8:53 a.m.

Gagnaire knows Herb Geary, but shows no bias. Torrez addressed the Board and confirmed receipt of additional information. O'Connor moved, Campbell seconded, and it was unanimously carried to issue an Interim Order for a Chemical Dependency Evaluation to be completed by an addictionologist and to include any additional testing deemed necessary by the evaluator, to be completed in 60 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

V.I.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6	X	X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	2			X					X

Harris returned to the meeting at 8:57 a.m.

V.I.13. Hannah Kele Steelman RN106526 (Torrez)

O'Connor moved, Campbell seconded, and it was unanimously carried to accept signed Consent Agreement for a Decree of Censure.

V.I.13.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1			X					

V.I.14. Sherry Ann Gomes RN090771 (Torrez)

Torrez addressed the Board with a technical correction to the Investigative Report. Campbell moved, Ogden seconded, and it was unanimously carried to deny renewal application based on the information contained in this report. If an informal settlement conference is requested, the authority to settle is limited to denial of the renewal application.

V.I.14.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1			X					

**V.K.1. Cynthia Theresa Maxstadt RN119838 (Rappoport)
(aka: Ladas)**

Harris recused himself to avoid the appearance of impropriety. Rappoport informed the Board that Maxstadt has signed Voluntary Surrender.

VI.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders After Full Compliance (List Available In Board Office) - (S. Nelson)

Arthur J. Coppinger	RN113932	Immediately
Lynda M. Keith	CNA141458353	Immediately
Diana R. Khan	RN114004	Immediately
Marshall Reyes	LP022428	Immediately
Barbara J. Smith	CNA999990837	Immediately
Cheryl M. Brown	RN103730	April 13, 2004
Laura L. Moore	RN098699	April 27, 2004

Campbell moved, Harris seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order on the individuals and dates listed above, if no evidence of non-compliance with Board Order/Consent Agreement exist.

VI.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

**VI.B.1. Lori Lynn Kielbasa LP033463 (S. Nelson)
(aka: Anderson)**

S. Nelson addressed the Board with additional information. Campbell moved, Harris seconded, to offer a Consent Agreement for Indefinite Suspension pending completion and the attached terms and conditions. The evaluation must be completed by a Board approved psychiatrist that specializes in addiction medicine and to include any additional testing deemed necessary by the evaluator, to be completed within 30 days or adopt the attached Notice of Charges. After discussion, Campbell amended the motion to include in the Consent Agreement for Indefinite Suspension: “pending completion of evaluation”. Harris concurred. The motion carried unanimously.

VI.B.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1			X					

VI.B.2. Susan Annenberg LP026743 (S. Nelson)

S. Nelson addressed the Board with additional information. Campbell moved, Ogden seconded, and it was unanimously carried to offer to Amend Consent Agreement and Order No. 9812007, entered into on November 15, 2001, to extend the terms of Probation for six additional months or proceed to hearing.

VI.B.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1			X					

**VI.B.3. Michelle Lea Clark RN121032 (S. Nelson)
(aka: Sickels)**

Harris moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for Indefinite Suspension pending completion of a Psychological Evaluation and to include any testing deemed necessary by the evaluator to be completed within 30 days followed by Stayed Revocation Probation for 24 months with terms and conditions, or proceed to hearing.

VI.B.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1			X					

Moore left the meeting (telephonic) at 9:15 a.m.

VI.B.4. Loretta Jean Clifton RN050432 (S. Nelson)

S. Nelson addressed the Board with additional information. O'Connor moved, Ogden seconded, and it was unanimously carried to offer a Consent Agreement for Revocation, if not signed in 30 days, adopt the attached Notice of Charges or proceed to a non-compliance hearing.

VI.B.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VI.B.5. Janet Lindstrom Grignon RN072948 (S. Nelson)

Harris moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for 24-month Probation with the attached terms and conditions.

VI.B.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VI.B.6. Khalid Hussain RN072866; AP0062 (S. Nelson)

Harris moved, Ogden seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0006041 to discontinue urine drug screens and continue with the other terms and conditions of probation.

VI.B.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VI.B.8. Tracy Fae Murray RN120023 (S. Nelson)

Murray was present and addressed the Board. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to deny request and offer a Consent Agreement for 36 months Probation with the attached terms and conditions, or proceed to hearing.

VI.B.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VI.B.9. Gregory Michael Ruelas LP038600 (S. Nelson)

Ogden moved, O'Connor seconded, and it was unanimously carried to offer to Amend Consent Agreement and Order No. 0211044, entered into on June 20, 2003, to extend the terms of probation for six additional months or hearing.

VI.B.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

VII.C.4. Berthe Marie Gray CNA999951452 Wood

O'Connor moved, Harris seconded, and it was unanimously carried to reopen Agenda Item VII.C.4.

O'Connor moved, Harris seconded, and it was unanimously carried to table Agenda Item VII.C.4.

IV. Board Discussion and Decision Regarding CNA Investigative Reports and Consent Agreements

IV.F.1. Matthew Soloman Anderson, Jr. CNA999992583 (Sage)

Ogden moved, O'Connor seconded, to issue an Interim Order for a Chemical Dependency Evaluation to be completed by a Board approved addictionologist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days. If not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order. The motion carried with five in favor and one opposed.

IV.F.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	1								X
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.2. Augusta D. Crater CNA827889003 (Sage)

Sage addressed the Board with additional information. Campbell moved, O'Connor seconded, and it was unanimously carried to issue an Interim Order for a Psychiatric Evaluation to be completed by a Board approved evaluator who specializes in addiction and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.F.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.3. Anthony Gaston Edmund CNA999987560 (Sage)

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 9:37 a.m.

Edmond was present and available for questions. Campbell moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a Psychiatric Evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.F.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 9:39 a.m.

IV.F.4. Bartholomew Tochukwu Egbo CNA999999045 (Sage)

Harris moved, Ogden seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 12 month Stayed Suspension to include the attached stipulations and to be signed within 30 days, or proceed to hearing.

IV.F.4.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.5. Sherri L. Flores CNA621743809 (Sage)
(aka: Doan)

Flores was present and addressed the Board. Sage addressed the Board with an updated Board option. Campbell moved, O'Connor seconded, and it was unanimously carried to issue a Letter of Concern for speaking inappropriately to a resident at Payson Care Center in Payson, Arizona.

IV.F.6. Sally Y. Goe CNA999948720 (Sage)

Goe was present and addressed the Board. Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month Stayed Suspension to be signed within 30 days and to include the attached stipulations, or proceed to hearing.

IV.F.6.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.7. Mario C. Gonzalez CNA287134441 (Sage)

Harris moved, O'Connor seconded, and it was unanimously carried to dismiss the case.

IV.F.8. Salvador Guerrero CNA999989364 (Sage)

Sage addressed the Board with an amendment to the Investigative Report, to delete (11) under Potential Violations of Rules. Harris moved, Campbell seconded, and it was unanimously carried to issue a Letter of Concern for an arrest for DUI with a BAC of over .08% on February 23, 2002, and subsequent conviction on March 18, 2002, and an arrest April 20, 2002 and subsequent conviction May 13, 2002 for possession of an open container of alcohol in a moving vehicle.

IV.F.9. Eric W. Jones CNA531182803 (Sage)

O'Connor moved, Harris seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month Stayed Revocation to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

IV.F.9.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.10. Diane I. McDaniel CNA050513489 (Sage)

Harris moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or proceed to hearing.

IV.F.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.11. Emanuel Aluea Nistor CNA999990212 (Sage)

Harris recused himself to avoid the appearance of impropriety.

Harris left the meeting at 10:02 a.m.

Campbell moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty, or proceed to hearing.

IV.F.11.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	3	X		X					X

Harris returned to the meeting at 10:03 a.m.

IV.F.12. David Bryan Pickard CNA878348066 (Sage)

Campbell moved, Harris seconded, and after discussion, it was unanimously carried to issue a Letter of Concern for yelling at a resident while employed as a CNA at Desert Life Rehab and Care Center in Tucson, Arizona on July 30, 2003, and failing to cooperate during the Board investigation.

The meeting recessed at 10:05 a.m. and reconvened at 10:17 a.m.

**IV.F.15. Ruthena Gaye Trujillo CNA710593103 (Sage)
(aka: Ruth Lomayaktewa)**

Trujillo was present and addressed the Board. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to continue the investigation to allow Trujillo the opportunity to obtain a Chemical Dependency Evaluation. If the evaluation is not completed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.F.15.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.F.22. Jeremy Wayne Burns LP Exam Applicant (Sage)

Burns was present and addressed the Board. O'Connor moved, Ogden seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement

for an 18 month Probation with a \$250 Civil Penalty to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.F.22.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.1. Jose Rogie M. Anastacio CNA999993385 (Johansen)

Harris moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or proceed to hearing.

IV.A.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.2. Raymond E. Beltran CNA Exam Applicant (Johansen)

Beltran was present, telephonically, and addressed the Board. O'Connor moved, Harris seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.4. Sherri L. Casper CNA Exam Applicant (Johansen) (aka: Ferguson)

Casper was present and addressed the Board. O'Connor moved, Campbell seconded, and it was unanimously carried to grant certification with a Letter of Concern for the July 24, 1996 misdemeanor conviction for facilitation to possess a dangerous drug, in Maricopa County Superior Court in Phoenix, Arizona.

IV.A.7. Jessica L. Durante CNA Exam Applicant (Johansen)

Durante was present and addressed the Board. Ogden moved, O'Connor seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X

NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.9. Shawna M. Holyfield CNA Exam Applicant (Johansen)

Johansen addressed the Board with additional information. Holyfield was present and available for questions. Ogden moved, Harris seconded, and it was unanimously carried to table Agenda Item IV.A.9.

IV.C.11. Steven W. Williams CNA Endorsement Applicant (Olson)

Williams was present and addressed the Board. Campbell moved, O'Connor seconded, to continue the investigation to allow Williams the opportunity to obtain a Psychological and Chemical Dependency Evaluation by a Board approved evaluator to be scheduled within 30 days and completed within 60 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application/terms offered at this meeting. After discussion, Campbell withdrew the motion. Harris moved, Ogden seconded, to grant certification. After discussion, the motion carried with four in favor and two opposed.

IV.A.10. Angela R. Interpreter CNA Exam Applicant (Johansen)

Gagnaire does not know Interpreter, although they worked at the same company, and shows no bias. Interpreter was present and addressed the Board. Harris moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements with a Letter of Concern for the September 27, 1999 undesignated conviction for possession of drug paraphernalia and misdemeanor conviction for possession of marijuana in Maricopa County Superior Court in Phoenix, Arizona, that was vacated on November 6, 2003.

IV.A.17. Cory J. Rouse CNA Exam Applicant (Johansen)

Rouse was present and available for questions. Campbell moved, O'Connor seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.17.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire, Alice President	Ogden, Beverly Secretary	O'Connor, Barbara Member	Campbell, Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV. A. 27. Alvin M. Smith CNA Exam Applicant (Johansen)

Smith was present and addressed the Board. Johansen addressed the Board with additional information. Ogden moved, Crawley seconded, and it was unanimously carried to grant certification.

IV.B.2. Mikie Arnold CNA Exam Applicant (Vannier)

Arnold was present and addressed the Board. Vannier addressed the Board with additional information. O'Connor moved, Campbell seconded, to grant certification upon meeting all requirements and upon signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is

requested, the authority to settle is limited to the terms of the Consent Agreement or denial. After discussion, the motion carried with five in favor and one opposed.

IV.B.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X	X	
NO	1								X
ABSTAIN	0								
ABSENT	2	X		X					

IV.C.3. Leif N. Gustad CNA Endorsement Applicant (Olson)

Gustad was present and addressed the Board. O'Connor moved, Campbell seconded, to continue the investigation to allow Gustad the opportunity to obtain a Psychological and Anger Management Evaluation by a Board approved evaluator to be scheduled within 30 days and completed within 60 days, or deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, O'Connor amended the motion to include: Psychological Evaluation to include Anger Management. Campbell concurred. The motion carried unanimously.

IV.C.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.E.4. Alvin B. Wallace CNA073704353 (B. Nelson)

Wallace was present and addressed the Board. B. Nelson addressed the Board with additional information. Campbell moved, to offer a Consent Agreement for an Indefinite Suspension pending 6 months of compliance with the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges. The motion failed. Campbell moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for an Indefinite Stayed Suspension pending 6 months of compliance with the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

IV.E.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.G.3. Linda Frederick CNA438103893 (Pavlina)

Frederick was present and addressed the Board. Pavlina addressed the Board with additional information. Campbell moved, O'Connor seconded, and it was unanimously carried to rescind prior Notice of Charges and offer a Consent Agreement for an 18 month Stayed Suspension to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

IV.G.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.H.1. Yvonne G. Saiz CNA999987519 (Bauer)
(aka: Ivonne G. Saiz)

Saiz was present and available for questions. Harris moved, Ogden seconded, and it was unanimously carried to rescind the prior Board decision of July 24, 2003, and issue a Letter of Concern for the June 4, 2002 incident of a resident stating she had been struck two times on the shoulder with a hitting or pushing motion while employed at Carondelet Health Network in Nogales, Arizona.

IV.F.4. Barthalomew Tochukwu Egbo CNA999999045 (Sage)

Ogden moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item IV.F.4. Campbell moved, Ogden seconded, to rescind prior Board motion for a Consent Agreement for a 12 month Stayed Suspension, and offer a Consent Agreement for a \$50 Civil Penalty, or proceed to hearing. After discussion, Campbell amended the motion to include: to be signed within 30 days. Ogden concurred. The motion carried unanimously.

IV.F.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

X. Dialogue With Nursing Students

Dialogue with Grand Canyon University Nursing Students regarding Board functions, policy and procedure.

Harris left the meeting at 11:52 a.m. and returned at 11:53 a.m.

IV.A.3. Shaunna M. Bennett CNA Exam Applicant (Johansen)
(aka: Actor)

Bennett was present, telephonically, and addressed the Board. Gagnaire moved, Ogden seconded, and after discussion, it was unanimously carried to grant certification upon signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

IV.A.5. Roseita A. Cody CNA Exam Applicant (Johansen)

Cody was present, telephonically, and addressed the Board. Campbell moved, O'Connor seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	6		X		X	X	X	X	X

NO	0								
ABSTAIN	0								
ABSENT	2	X		X					

The meeting recessed at 12:05 p.m. and reconvened at 1:07 p.m.

Campbell left the meeting at 12:05 p.m.

IV.A.9. Shawna M. Holyfield CNA Exam Applicant (Johansen)

Harris moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item IV.A.9. Johansen addressed the Board with additional information. Sonia Holyfield, mother of respondent was present and addressed the Board. Holyfield was present and available for questions. Harris moved, O'Connor seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.16. Evelin Tsytkin CNA999994375 (Sage)

Tsytkin was present and addressed the Board. Sage addressed the Board and offered an additional Board option. Ogden moved, O'Connor seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a 12 month Stayed Revocation pending completion of intensive chemical dependency treatment and to include the attached stipulations. If not signed within 30 days, issue Complaint and Notice of Hearing.

IV.F.16.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

VII.C.4. Bertha Marie Gray CNA999951452 Wood

Ogden moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item VII.C.4. Wood addressed the Board. Gray was present and addressed the Board. Harris moved, Crawley seconded, to deny motion to deem and direct staff to set this matter for hearing. After discussion, Harris amended the motion to read: "rescind prior Board motion, and deny motion to deem and direct staff to set this matter for hearing". Crawley concurred. The motion carried unanimously.

VII.C.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.6. Betty Ann Wainwright CNA Exam Applicant (Johansen)

Wainwright was present, telephonically, and available for questions. Johansen addressed the Board with additional information. Ogden moved, O'Connor seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a 12 month Stayed Suspension with the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.8. Tom Forman CNA Exam Applicant (Johansen)

Johansen addressed the Board with an amendment to the Investigative Report, to delete from Potential Violation of Law, (b) and (j), and delete from Potential Violation of Rules, R4-19-814 (19). Forman was present, telephonically, and addressed the Board. Gagnaire moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Forman the opportunity to obtain a Psychological Evaluation to include Chemical Dependency assessment by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days, and return to the Board. If not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.11. Sherry D. Johnson CNA Exam Applicant (Johansen)

O'Connor moved, Ogden seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.11.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.12. Bridgette A. Jones CNA Exam Applicant (Johansen)

Johansen addressed the Board with additional information. O'Connor moved, Ogden seconded, and it was unanimously carried to continue the investigation to allow Jones the opportunity to obtain a Relapse Prevention/Recovery Evaluation by a Board approved evaluator to be scheduled within 30 days and completed within 60 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.13. Renee S. Lillquist CNA898029103 (Johansen)

An attempt was made to contact Lillquist, telephonically. Ogden moved, O'Connor seconded, and it was unanimously carried to continue the investigation to allow Lillquist the opportunity to obtain a Psychological Evaluation to include substance abuse issues by a Board approved evaluator to be scheduled within 30 days and completed within 60 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.13.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.14. Annette Morales CNA848220353 (Johansen)

Johansen addressed the Board with additional information. O'Connor moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.14.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

**IV.A.15. Tina M. Peterson CNA Exam Applicant (Johansen)
(aka: Waller)**

Ogden moved, O'Connor seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.15.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.16. Kara L. Powers CNA Endorsement Applicant (Johansen)

Gagnaire moved, Ogden seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.16.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.18. Gabriel A. Salazar CNA Exam Applicant (Johansen)

O'Connor moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.18.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.19. Cynthia I. Summerson CNA Endorsement Applicant (Johansen)

Summerson was present, telephonically, and available for questions. Johansen addressed the Board with an amendment to the Board option. O'Connor moved, Harris seconded, and it was unanimously carried to grant certification upon meeting all requirements with a Letter of Concern for providing false information to a pawnbroker on or about March 22, 1994 in Colorado Springs, Colorado; for representing herself as a CNA without proper credentials in Arizona; and for failing to disclose her current employment to the Board during the investigation, as amended.

IV.A.20. Martin F. Szakaly CNA Endorsement Applicant (Johansen)

Szakaly was present, telephonically, and available for questions. Johansen addressed the Board with additional information. Ogden moved, O'Connor seconded, to deny certification based upon information provided at this meeting and updates. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, Ogden withdrew the motion. Ogden moved, Crawley seconded, and after discussion, unanimously carried to continue the investigation to obtain additional employment history and records.

IV.A.21. Connie D. Thompson CNA Exam Applicant (Johansen)

Johansen addressed the Board with additional information. Gagnaire moved, Harris seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.21.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X

NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.22. Lynette D. Tillman CNA Endorsement Applicant (Johansen)

O'Connor moved, Crawley seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.22.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.23. Lashanda F. Washington CNA Endorsement Applicant (Johansen)

O'Connor moved, Ogden seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.23.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.24. Katherine L. Wright CNA Endorsement Applicant (Johansen)

Johansen addressed the Board with additional information. Harris moved, O'Connor seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.24.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.A.26. Sally Johnson CNA Exam Applicant (Johansen)

Harris moved, Gagnaire seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements with a Letter of Concern for the February 27, 1982 felony conviction for trafficking drugs and drug abuse in Cuyahoga County Court in Cleveland, Ohio, and for working as a certified nursing assistant without the proper credentials while employed at Ridgecrest Health Care in Phoenix, Arizona and the Citadel Care Center in Mesa, Arizona.

The meeting recessed at 2:42 p.m. and reconvened at 2:53 p.m.

IV.B.1. Patsy Armstrong CNA Endorsement Applicant (Vannier)

O'Connor moved, Crawley seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.3. Lola Bankhead CNA Endorsement Applicant (Vannier)

O'Connor moved, Ogden seconded, and after discussion, it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement or denial of the application.

IV.B.3.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.4. Charlotte Begay CNA Exam Applicant (Vannier)

Ogden moved, O'Connor seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.5. Robert Comier CNA Endorsement Applicant (Vannier)

O'Connor moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.6. Roxanne Curtis CNA Exam Applicant (Vannier)

Curtis was present, telephonically, and addressed the Board. O'Connor moved, Harris seconded, and it was unanimously carried to grant certification with a Letter of Concern for the June 21, 1990 conviction

for theft over \$250, a class 6 open-ended felony which was designated a felony on August 2, 1990, for the September 13, 1990 conviction for 2 counts of burglary in the 2nd degree, a class 3 felony, and 1 count burglary in the 3rd degree, a class 4 felony in Pima County Superior Court in Tucson, Arizona.

IV.B.7. Richard Ellington CNA Endorsement Applicant (Vannier)

Ogden moved, Crawley seconded, to grant certification signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement or denial of the application. After discussion, the motion failed with three opposed and two in favor.

IV.B.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	3		X			X			
NO	2				X		X		X
ABSTAIN	0								
ABSENT	3	X		X				X	

Harris moved, O'Connor seconded, to grant certification with a Letter of Concern for the October 11, 1977 felony conviction for theft-vehicle taking in Allen County Court in Fort Wayne, Indiana; for the November 28, 1980 misdemeanor conviction for criminal conversion in Allen County Court in Fort Wayne, Indiana; for failing to disclose the felony conviction on her application at Custom Lima Convalescent Home on November 1, 2000 in Lima, Ohio; for failing to disclose the felony conviction on her application at Custom Staff on July 24, 2002 in Lima, Ohio; and for failing to disclose the felony conviction on her application for a certified nursing assistant by endorsement on September 11, 2003 in Phoenix, Arizona. The motion carried with four in favor and one opposed.

IV.B.8. Charlene Pittman CNA Endorsement Applicant (Vannier)

Harris moved, O'Connor seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.9. Tracey Smith CNA Exam Applicant (Vannier)

O'Connor moved, Harris seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.10. Cassandra Wilmoth CNA Exam Applicant (Vannier)

Vannier addressed the Board with additional information. O'Connor moved, Ogden seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.11. April Branson CNA Exam Applicant (Vannier)

Vannier addressed the Board with additional information. O'Connor moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement or denial of the application.

IV.B.11.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.B.12. Loni Foote CNA Exam Applicant (Vannier)

Harris moved, O'Connor seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement or denial of the application.

IV.B.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

VIII.A.5. Proposed Revisions to Applications & 2003 Summary of Withdrawals RN/LPN Applications – Bontrager/V. Smith

Ogden moved, O'Connor seconded, and it was unanimously carried to reopen Agenda Item VIII.A.5. Bontrager provided clarification regarding proposed revisions to applications. Crawley moved, Ogden seconded, and it was unanimously carried to add changes to the question explanation on the application to include the words “re-classified or re-designated”.

IV.C.1. Baron H. Campbell CNA Exam Applicant (Olson)

Harris moved, Crawley seconded, and after discussion, it was unanimously carried to allow Campbell’s application for certification to be withdrawn.

IV.C.4. Teresa A. Hillis CNA Exam Applicant (Olson)

Harris moved, O'Connor seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.4.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.5. Ronnie L. Koranda CNA Endorsement Applicant (Olson)

Ogden moved, O'Connor seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.5.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.6. Alice J. Lehouiller CNA Endorsement Applicant (Olson)

Gagnaire knows John Valvo, but shows no bias. Gagnaire moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.6.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.7. Timothy R. Loo CNA Endorsement Applicant (Olson)

Harris moved, O'Connor seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.7.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.8. Michelle D. Proudfoot CNA Exam Applicant (Olson)

Ogden moved, O'Connor seconded, and it was unanimously carried to continue the investigation to allow Proudfoot the opportunity to obtain a Psychological and Chemical Dependency Evaluation by a

Board approved evaluator to be scheduled within 30 days and completed within 60 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.8.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.9. Erin L Rempa CNA Endorsement Applicant (Olson)

Ogden moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.9.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.10. Veronica L. See CNA Endorsement Applicant (Olson)

See was present, telephonically, and available for questions. Olson addressed the Board and confirmed receipt of additional information. Gagnaire moved, Ogden seconded, and it was unanimously carried to continue the investigation to allow See the opportunity to obtain a Psychological Evaluation to include a Chemical Dependency Evaluation by a Board approved evaluator to be scheduled within 30 days and completed within 60 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.10.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.12. Demond L. Young CNA Endorsement Applicant (Olson)

Ogden moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.12.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.C.13. Annette G. Mackey CNA Exam Applicant (Olson)

O'Connor moved, Ogden seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for an 18 month Stayed Revocation to include the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.C.13.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

X. Dialogue With Nursing Students

Dialogue with Scottsdale Community College Nursing Students regarding Board functions, policy and procedure.

IV.E.1. Jennifer A. Antone CNA944191803 (B. Nelson)

O'Connor moved, Gagnaire seconded, to issue an Interim Order for a Chemical Dependency Evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order. After discussion, the motion carried with four in favor and one opposed.

IV.E.1.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	4				X	X	X		X
NO	1		X						
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.E.2. Maria J. Medina CNA281655103 (B. Nelson)

B. Nelson addressed the Board with additional information. Gagnaire moved, Ogden seconded, and it was unanimously carried to issue an Interim Order for a Psychological/Boundary Violation Evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.E.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.E.3. Rafael Octavio Navas CNA073704353 (B. Nelson)

Harris moved, O'Connor seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for an Indefinite Suspension pending compliance with the attached stipulation to provide the Board with a valid social security number, to be signed within 30 days, or adopt the attached Notice of Charges.

IV.E.3.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.13. Bonnie R. Reaves CNA999994111 (Sage)

Sage addressed the Board with a technical correction to the Board option. O'Connor moved, Harris seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month Stayed Suspension to include the attached stipulations, or proceed to hearing.

IV.F.13.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.14. Robert L. Sutton CNA999997761 (Sage)

Ogden moved, O'Connor seconded, and it was unanimously carried to issue an Interim Order for a Chemical Dependency and Anger Management Evaluation to be completed by a Board approved addictionist and to include any additional testing deemed necessary by the evaluator to be scheduled within 30 days and completed within 60 days. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.F.14.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.17. Penny S. Van Eseltine CNA401799103 (Sage)

Harris moved, O'Connor seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or proceed to hearing.

IV.F.17.	VOTE	Moore, <u>Marla</u> Member	Crawley, <u>Theresa</u> Member	Malloch, <u>Kathy</u> Vice-Pres	Gagnaire <u>Alice</u> President	Ogden <u>Beverly</u> Secretary	O'Connor, <u>Barbara</u> Member	Campbell <u>Trista</u> Member	Harris, <u>Greg</u> Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.18. Timothy Scott Waitley CNA999994750 (Sage)

Harris moved, Ogden seconded, and it was unanimously carried issue the attached Notice of Charges.

IV.F.19. Tiffany Welch CNA486065803 (Sage)

Harris moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or proceed to hearing.

IV.F.19.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.20. Rose M. Miranda CNA999950297 (Sage)

Harris recused himself to avoid the appearance of impropriety. O'Connor moved, Crawley seconded, and it was unanimously carried to table Agenda Item IV.F.20.

IV.F.21. Stefanie Denise Nelson CNA999994078 (Sage)

O'Connor moved, Gagnaire seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or proceed to hearing.

IV.F.21.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

The meeting recessed at 4:17 p.m. and reconvened at 4:22 p.m.

**IV.G.1. Monica Bartis CNA223507076 (Pavlina)
(aka: Hegedus)**

O'Connor moved, Harris seconded, and it was unanimously carried to issue a Letter of Concern for falling asleep while caring for a client resulting in a one hour delay in checking his blood sugar on or about June 20, 2003, while employed by Care Coordinator's Inc. and providing care to a client in a home setting.

**IV.G.2. Manuel E. Cano CNA999995202 (Pavlina)
(aka: Manny Cano)**

Harris moved, O'Connor seconded, and it was unanimously carried to issue a Letter of Concern for pulling a resident's hair and "thumping her on the hand" as she was trying to enter the kitchen area on July 11, 2003, at Scottsdale Village Square in Scottsdale, Arizona.

IV.G.4. Annmarie Holtz CNA999993532 (Pavlina)

Harris moved, Crawley seconded, and it was unanimously carried to dismiss the case.

**IV.G.5. Tyana L. Parker CNA999947174 (Pavlina)
(aka: Tyana Frankenfield; Donna L. Frankenfield)**

O'Connor moved, Harris seconded, and it was unanimously carried to adopt the attached Notice of Charges.

IV.G.6. Sheshona Shows CNA999995228 (Pavlina)

Harris moved, Ogden seconded, to issue a Letter of Concern for testing positive for marijuana on a pre-employment drug screen for Beatitudes Campus of Care on January 5, 2001 and for allegedly borrowing

money from a resident at Highland Manor on or about June 30, 2002. The motion carried with three in favor and two opposed.

IV.G.7. Shelley Windmiller CNA999989895 (Pavlina)

O'Connor moved, Harris seconded, and it was unanimously carried to issue a Letter of Concern for unprofessional conduct toward residents in or about May 2002, while employed as a CNA at The Gardens Care Center in Kingman, Arizona.

IV.G.8. Betty J. Turner CNA022575103 (Pavlina)

Pavlina addressed the Board with additional information. O'Connor moved, Ogden seconded, and it was unanimously carried to adopt the attached Notice of Charges, amended to delete paragraph 7 and replace it with information received by Board staff, that Turner was indicted in Pima County Superior Court for a class 2 felony for theft and misrepresentation and controlling of stolen property.

**IV.H.2. Kristen Michelle Schriver CNA999991758 (Bauer)
(aka: Grissom)**

Ogden moved, O'Connor seconded, and after discussion, it was unanimously carried to deny re-certification based upon information contained in the Investigative Report, and adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at the Board meeting.

IV.H.2.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	5		X		X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X				X	

IV.H.3. Patrick W. St. Peter CNA708787803 (Bauer)

Bauer addressed the Board with additional information. Ogden moved, O'Connor seconded, and it was unanimously carried to rescind the previous Board decision of July 24, 2003, and issue a Letter of Concern for the April 24, 1996, misdemeanor DUI in Pima County Justice Court, in Tucson, Arizona.

VIII.B. Educational Reports and Rules

VIII.B.1. Nurse Assistant Programs – Approvals (List available in Board office)

O'Connor moved, Ogden seconded, and it was unanimously carried to adopt the Nurse Assistant Program Survey Recommendation for 2 year approval for new and renewal programs.

VIII.B.5. NCLEX Reports

Randolph gave a summary on the 2003 NCLEX Passing Rates by Program. It was noted that the passing rates had increased significantly in 2003 but Randolph reminded the board that the passing standard would increase April 2004 and therefore NCLEX RN first time pass rates are expected to decrease by approximately 3%.

VIII.B.6. Summary of Program Annual Reports

Randolph gave a summary of Program Annual Reports: admissions to nursing programs, characteristics of graduates, available placements per program, number of qualified students not admitted to the program, number of students in advanced placements. 2003 data was also compared to 2002 data indicating an increase in number of nursing students. Program Annual Reports are available on the ASBN web site.

Lynda M. Keith	CNA141458353	Immediately
Diana R. Khan	RN114004	Immediately
Jackie L. Owens	RN088518	Immediately
Marshall Reyes	LP022428	Immediately
Barbara J. Smith	CNA999990837	Immediately
Laura L. Moore	RN098699	April 27, 2004
**Jackie Owen	RN088518	Immediately

O'Connor moved, Ogden seconded, and it was unanimously carried to reopen Agenda Item VI.A. O'Connor moved, Harris seconded, and it was unanimously carried to amend prior Board motion to include Jackie Owens, RN088518 to terminate Board Order on the individuals and dates listed above, if no evidence of non-compliance with Board Order/Consent Agreement exist.

VIII.D. Assistant Attorney General Report

VIII.D.2. Update on House Bill 2397 & HIPPA - Cornelius

Christl reported on House Bill 2397 & HIPPA and that the board should continue to obtain case relevant medical records on a case-by-case basis.

VIII.D.3. Report on FARB Meeting & Top 2004 Regulatory Cases - Christl

Christl reported on FARB meeting and provided the Board Members with copies of the Top 2004 regulatory cases.

VIII.A.2. A.R.S. 32-3208 – Crime Reporting Bill/Reporting of Criminal Charges & Arrests Affecting Patient Safety Reportable to the Arizona State Board of Nursing – V. Smith/Asst. AG's/Ridenour

O'Connor moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item VIII.A.2. Christl reported that the Statutes and Rules do not need amending to be compliant with A.R.S. 32-3208-crime reporting. The board requested the Assistant AG's continue to dialogue with Governor's Regulatory Review Council on potential rule changes and report back to the next board meeting.

VIII.E. Committee Reports

VIII.E.2. Chemical Dependency

VIII.E.2.a. Minutes of October 16, 2003

The Board was provided with the minutes of the October 16, 2003 meeting.

VIII.E.3. Education

VIII.E.3.a. Minutes of January 16, 2004

The Board was provided with the minutes of the January 16, 2004 meeting.

VIII.E.4. Advanced Practice

VIII.E.4.a. Draft Minutes of March 12, 2004

The Board was provided with the minutes of the March 12, 2004 meeting.

XI. Adjournment

O'Connor moved, Crawley seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 5:48 p.m., Friday, March 26, 2004.

Alice Gagnaire, R.N., M.H.S.A., President

