

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:03 a.m., Wednesday, May 14, 2008, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

Karen Hardy, RN, MSN, President
Theresa Crawley, CRNA, MSHSA, Vice-President
Patricia Johnson, LPN, Secretary
Kathryn L. Busby, JD, Member
Denise Link, DNS, WHCNP, FNAP, Member
Kathy Malloch, PhD, MBA, RN, FAAN, Member
Steve Robertson, LPN, Member

BOARD MEMBERS ABSENT:

M. Hunter Perry, Member
Constance G. Woulard, RN, MSN, Member

LEGAL COUNSEL:

Amy Foster, Assistant Attorney General
Kim Zack, Assistant Attorney General
Nina Zimmerman, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Frank Curatola, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Education
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Virginia "Ann" Schettler, RN, MS, Nurse Practice Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
James Williams, Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:03 a.m., Wednesday, May 14, 2008.

The following Board members were present: Hardy, Crawley, Johnson, Link, Malloch, and Robertson.

All Board members answered affirmatively that they had received and read the documents in the Board packet with the exception of information provided at this meeting, which would be reviewed at the appropriate time during the meeting.

Hardy presided.

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

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

V.F.1. Glenn Marvin Jackson RN047944 (Torrez)

Hardy moved, Link seconded, and it was unanimously carried to table Agenda item V.F.1. to allow time for Jackson’s attorney to arrive.

V.F.3. Sandra Ebenezer Allen RN118216 (Torrez)

Link knows Melanie Balestra but shows no bias. Allen was present and addressed the Board. Attorney Melanie Balestra was present and available for questions. Torrez noted a technical correction to the stipulations to on site supervision for 18 months. Crawley moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 18 months probation to include the attached amended stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.F.2. Phillip Clark RN075107 (Torrez)

Suzi Christiani and Clarence Vastiac, complainants were present and addressed the Board. Attorney Teresa Sanzio was present and addressed the Board. Clark was present and available for questions. Torrez addressed the Board with additional information to include that Clark was interviewed with his attorney on April 14, 2008 and given opportunity to review his records and that records were again made available to Clark on April 21, 2008 for his review. Torrez reported that Clark exceeded standards on a performance evaluation report for Clark from Summerlin Hospital Medical Center in Nevada from January 7, 2008 – March 3, 2008. Torrez provided policies for physician’s orders/renewals, policies for PACU patients in reference to how medications should be documented, and orientation records for Clark. Malloch moved, Link seconded, and after discussion it was unanimously carried to issue Interim Order for a chemical dependency evaluation to be conducted by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be schedule within 30 days and completed within 60 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based on information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.F.1. Glenn Marvin Jackson RN047944 (Torrez)

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.F.1. Jackson was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

V.C.1. David D. Debruyne RN Exam (Olson)

Attorney Kathleen Lambert and Debruyne were present and addressed the Board. Johnson moved, Robertson 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 or payment not received within 60 days, deny licensure based upon information contained in the investigative report.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.C.2. Charlotte E. Rausch RN Exam (Olson) (aka: Monette)

Olson addressed the Board and confirmed receipt of additional information. Rausch and attorney Kelly McDonald were present and addressed the Board. Malloch moved, Robertson seconded, to grant licensure upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny licensure based upon the information contained in the investigative report. After discussion, Malloch withdrew the motion. Link moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all licensure requirements with a letter of concern for signing an Adult Diversion Program agreement on June 14, 1993, for felony theft of a credit card and tampering with physical evidence charges, in Navajo County Superior Court in Navajo County, Arizona, and for failing to disclose the diversion program to the Board.

V.E.10. Sally Catherine Kaufman RN123997 (Munger) (aka: Provenzano)

Munger addressed the Board and confirmed receipt of additional information. Kaufman and attorney DeeDee Armour-Holden were present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.F.15. Barbara M. Higgins LP033228 (Torrez)

Attorney Lynn Laney and Higgins were present and addressed the Board. Malloch moved, Robertson seconded, to issue a letter of concern for allegedly pre charting intake and outputs, bowel movements, meal percentages, and pain assessments on several patients on or about November 27, 2007, while employed at Springdale West Care Center in Mesa, Arizona. The motion carried with five in favor and one opposed.

V.A.1. Becky Sue Earwood RN087850 (Twigg)

Earwood was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

**V.A.7. Rayell Mary Fijalka RN121561 (Twigg)
(aka: Wilson)**

Attorney David Hill was present and addressed the Board. Fijalka was present and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending the successful completion of a refresher course, to be followed by 24 months probation to include the attached stipulations, or hearing. If not signed within 20 days, issue Notice of Charges based upon information contained in the investigative report and updated information at this meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.J.7. Kimberly Nass RN132115; LP039242 (Parlin)

Attorney Teressa Sanzio was present and addressed the Board. Nass was present and available for questions. Link moved, Johnson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue a Notice of Charges based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

The meeting recessed at 9:30 a.m. and reconvened at 9:46 a.m.

V.C.3. Karen M. Tjelmeland RN066719 (Olson)

Olson addressed the Board with additional information. Attorney Robert Jarvis and Tjelmeland were present and addressed the Board. Crawley moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to report to the Board within 10 days that charges were filed on July 19, 2005, with two counts of aggravated DUI, class six felonies, on the faulty advice of an attorney, and her subsequent conviction pursuant to a plea agreement, on May 4, 2006, of aggravated DUI, a class one misdemeanor, in the Maricopa County Superior Court in Maricopa County, Arizona.

V.E.13. Karen Jorgensen RN131691 (Munger)

Malloch knows Deb Krmptic and Lauretta Holt but shows no bias. Torrez addressed the Board with additional information. Attorney Amy Cotton was present and addressed the Board. Attorney Christine Cassetta was also present. Jorgensen was present and available for questions. Johnson moved, Link seconded, and it was unanimously carried to issue an Interim Order for a neuropsychological evaluation to be completed by a Board approved evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

IV.D. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.D.2. Amy L. Bates RN134521 (Hurtado)

Hurtado addressed the Board with additional information. Bates and attorney Scott Shuman were present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for stayed revocation/probation for 36 months to include the attached terms. If not signed, proceed to non-compliance hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.J.11. Shannon Ott RN118591 (Parlin)

Parlin addressed the Board and confirmed receipt of additional information. Attorney Jonathan Dessaulles was present and addressed the Board.

Busby arrived at the meeting at 10:24 a.m.

Malloch moved, Crawley seconded, to offer a Consent Agreement for 24 months stayed suspension/probation to include the attached stipulations or hearing. The terms of the Consent Agreement may be completed in the State of Utah contingent upon the agreement of the Utah Board of Nursing. The motion carried with six in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	1	X								
ABSENT	2			X				X		

V.I.4. Penelope C. Riddle RN060813 (Lester)

Link is affiliated with Arizona State University and knows Barbara Wilson but shows no bias. Attorney Teresa Sanzio was present and addressed the Board. Malloch moved, Crawley seconded, and after discussion it was unanimously carried to issue an Interim Order for an independent and comprehensive neuropsychological and psychological evaluation, to be completed by a Board approved evaluator who is at minimum PhD prepared and has expertise in substance abuse, pain management and addictions, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

V.A.2. Elizabeth R. Schottenbauer RN060804 (Twig)

Twig addressed the Board and confirmed receipt of additional information. Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

V.A.3. Clarissa N. Sosa LP016014 (Twig)

Twig addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

**V.A.4. Kimberly M. Klein RN103355 (Twig)
(aka: Kemp)**

Crawley moved, Johnson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

**V.A.5. Judith Anne Benefield-Wade RN094363; LP030362 (Twig)
(aka: Benefield)**

Twig addressed the Board with additional information. Benefield-Wade was present, telephonically, and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

**V.A.6. Shannon Lee Diaz LP042549; CNA999952569 (Twig)
(aka: Moore)**

Twig addressed the Board and confirmed receipt of additional information. Diaz was present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation for anger management to be scheduled within 15 days and completed within 45 days by a Board approved psychologist at minimum PhD prepared, and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

V.A.8. Benson Chege Kiarie RN135877 (Twigg)

Twigg addressed the Board with additional information. Kiarie was present and addressed the Board. Malloch moved, Johnson seconded, to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. The motion failed with four opposed and three in favor.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	3		X		X	X				
NO	4	X					X		X	X
ABSTAIN	0									
ABSENT	2			X				X		

Link moved, Robertson seconded, to offer a Consent Agreement for 12 months probation with stipulations to include stamping of license, drug testing one time per month, abstain from unauthorized drug use/proof of prescription, pharmacy profiles, notification of practice settings, quarterly performance evaluations, direct supervision, night shift prohibited, registry/traveling nurse/float pool/home health work/on-call prohibited. The motion carried with five in favor and two opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5	X			X		X		X	X
NO	2		X			X				
ABSTAIN	0									
ABSENT	2			X				X		

V.A.9. Mary M. Langham RN060613; LP014143 (Twigg)

Busby moved, Link seconded, and it was unanimously carried to dismiss the complaint.

**V.A.10. Susan M. Marshall LP040956 (Twigg)
(aka: Ratbon)**

Link moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension pending the successful completion of a refresher course and psychological evaluation by a Board approved psychologist at minimum PhD prepared, to be followed by 24 months probation to include the attached stipulations or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

**V.E.2. Jeanna Wilson RN102017 (Munger)
(aka: Nelson)**

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 11:10 a.m. Crawley presided. Malloch knows Kim Maryniak and Pam Dallabetta but shows no bias. Attorney Terry Hall and Wilson were present and addressed the Board. Link moved, Busby seconded to issue a letter of concern for failing to assess, initiate resuscitation, call a code, or ensure that medically trained personnel

accompany an apparently deceased infant that was brought into the lobby of the hospital on December 14, 2007, at Yuma Regional Medical Center in Yuma, Arizona. After discussion the motion carried with four in favor and two opposed.

Hardy returned to the meeting at 11:14 a.m.

V.A.11. Madalene Nieblas RN119362; LP036960 (Twigg)

Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

V.A.12. Kathleen M. Rasdall LP041343 (Twigg)

Twigg addressed the Board with additional information. Link moved, Malloch seconded, to issue an Interim Order for a substance abuse evaluation to be scheduled within 15 days and completed within 45 days by a Board approved psychologist at minimum PhD prepared, and then return to Board. The motion carried with six in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X	X		X	X			X	X
NO	1						X			
ABSTAIN	0									
ABSENT	2			X				X		

**V.A.13. Christina Todorovich RN Exam (Twigg)
(aka: Straub)**

Twigg addressed the Board with additional information. Malloch moved, Busby seconded, and it was unanimously carried to table Agenda Item V.A.13. to obtain additional information.

V.A.14. Judith Reems Patterson RN064692 (Twigg)

Patterson was present and addressed the Board. Malloch moved to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion Malloch withdrew the motion. Link moved, Robertson seconded, and it was unanimously carried to dismiss the complaint.

IV.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders After Full Compliance – (Hurtado)

- | | | |
|---------------------------------|---------------------|-------------------|
| 1. Dusold, Margaret A. | LP040023 | 05/14/2008 |
| 2. Lee, Christi M. | CNA999990533 | 05/14/2008 |
| 3. Tascione, Maryanne T. | RN047390 | 05/14/2008 |
| 4. McCann, Karen D. | RN118940 | 05/16/2008 |
| 5. Wood, Kimberly A. | LP033602 | 05/18/2008 |
| 6. Kleving, Jonica D. | LP042163 | 06/09/2008 |
| 7. Pottgen, Heather B. | RN107514 | 06/29/2008 |
| 8. Helmrich, Anne E. | RN047458 | 07/20/2008 |

Kimberly Wood was present and addressed the Board. Crawley moved, Link seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order on the individual(s) listed above on dates given, if no evidence of non-compliance with Board Order/Consent Agreement exists.

IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.C.3. Donna Stack RN110459 (Mills)

Stack was present and addressed the Board. Crawley moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 36 months stayed revocation/probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

IV.C.4. Deborah Bell RN059489 (Mills)

Bell was present and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 48 months stayed revocation with the license suspended during the first 12 months, followed by 36 months probation, to include the attached stipulations, to include a \$250 Civil Penalty for submitting false documents to the Board, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

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

IV.B.1. Cybele Saimo LP034051; CNA368462103 (Mills)

Saimo was present and addressed the Board. Malloch moved, Crawley seconded, and after discussion it was unanimously carried to grant temporary licensure for LP Refresher Course only upon meeting all requirements and signing a Consent Agreement for 18 months stayed revocation/probation followed by 18 months probation to include the attached stipulations. Upon successful completion of LP Refresher Course grant LP license under applicable terms. If not signed within 30 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

IV.D. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.D.1. Doris B. Ash RN063856; CNA902242103 (Hurtado)

Hurtado addressed the Board with additional information. Ash was present and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 36 months stayed revocation/probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

IV.D.4. Vicki S. Nolte RN108240; LP033096 (Hurtado)

Johnson is affiliated with Banner Thunderbird hospital but shows no bias. Hurtado addressed the Board and confirmed receipt of additional information. Nolte was present and addressed the Board. Robertson moved, Link seconded, and it was unanimously carried to approve request for termination of Board Consent Agreement and Order No. 0511051 entered into on October 13, 2006.

IV.D.5. David Stepp RN127460 (Hurtado)

Stepp was present and available for questions. Busby moved, Robertson seconded, and it was unanimously carried to approve request for termination of Board Order No. 05A-0406023-NUR entered into on November 15, 2006.

IV.D.3. Kathy H. Lee RN118656 (Hurtado)

Link moved, Crawley seconded, and it was unanimously carried to approve request for termination of Board Consent Agreement and Order No. 0408097 entered into on March 28, 2007.

IV.D. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.D.6. Sandra C. Thomas RN105564 (Hurtado)

Johnson moved, Link seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0701001 to allow Thomas the ability to work any shift.

IV.E. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports

IV.E.1. Debra D. Blue CNA948304837 (Hurtado)

IV.E.2. Timothy J. Hern II CNA999999521 (Hurtado)

Busby moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.C.1. Rochelle Stayer LP040346 (Mills)

Stayer was present, telephonically, and addressed the Board. Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for stayed revocation/indefinite suspension to include the attached stipulations. Upon successful completion of 36 months stayed revocation/probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

**IV.C.2. Rowena Faulkner RN128701 (Mills)
(aka: Aquino; Patay; Raquiza)**

Link moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 36 months stayed revocation/probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

IV.C.5. Roseanna Bennett RN026399 (Mills)

An attempt was made to contact Bennett telephonically. Johnson moved, Malloch seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0512086 to allow on-site supervision for one hour each shift.

The meeting recessed at 12:08 p.m. and reconvened at 1:04 p.m.

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

II.A. Martha Yolanda Vielma CNA Exam Foster

The proceeding began at 1:05 p.m. with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, and Link.

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 Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster Assistant Attorney General, represented the State.

Vielma was present and available for questions.

Foster 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.

Crawley moved, Malloch seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 31, applicable law Paragraphs 1 through 3, and Conclusions of Law the alleged violations in Paragraphs 1 through 10.

Malloch moved, Craw seconded, and it was unanimously carried to dismiss the applicant’s appeal and that prior denial of Vielma’s application for nursing assistant certification be upheld and affirmed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.B. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted For Licensee/Certificate Holder’s Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.2.	Janet Martinez	LP034177	Revocation	Zimmerman
II.B.3.	Connie A. Bolinger	RN114839	Revocation	Zack
II.B.5.	Patricia H. Willemsen (aka: Friess)	RN106911	Revocation	Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

The above listed were not present and were not represented by legal counsel.

Johnson moved, Link seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Johnson moved, Crawley seconded, and it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.B.2, 3, & 5.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.B.1. Karen Marie Scrivano CNA999953351 Zimmerman

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Nina Zimmerman, Assistant Attorney General, represented the State.

Scrivano was present and available for questions.

Zimmerman addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to continue to the July 2008 Board meeting.

II.B.4. Melody Lynn Horney LP036900 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Horney was present and addressed the Board.

A. Foster addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Johnson moved, Crawley seconded, to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law. After discussion Robertson moved, Crawley seconded, and it was unanimously carried to table Agenda Item II.B.4.

II.C. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements

II.C.1. Bonnie Labaw Hare RN067325; AP0200 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

A. Foster addressed the Board.

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

Crawley moved, Malloch seconded, and it was unanimously carried to rescind the Board's prior decision to offer a Consent Agreement a Decree of Censure, and accept the signed Consent Agreement for a \$100 Civil Penalty.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

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

II.B.4. Melody Lynn Horney LP036900 Foster

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item II.B.4. The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Horney was present and available for questions.

Johnson moved, Crawley seconded, and after discussion it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Crawley moved, Malloch seconded, and it was unanimously carried to issue an Order of suspension pending the completion of a psychiatric evaluation by a Board approved evaluator with expertise in addiction, with stipulations to include: abstain from alcohol, abstain from drugs, biological fluid testing 2 times per month, attendance in AA and nurse support group, and proof of prescription followed by 36 months probation to include stipulations: stamping of license, nurse support group, AA with sponsor, biological fluid testing 2 times per month for the first 18 months and one time per month thereafter, abstain from drugs, abstain from alcohol, proof of prescription, relapse evaluation at 18 months, notification of practice settings, quarterly performance evaluations, direct supervision, registry/traveling nurse/float pool/night shift prohibited. If the evaluation is not completed within 90 days, revoke the LP license.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.C. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements

II.C.5. Claudine Annette Mora RN123991 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

A. Foster addressed the Board.

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

Crawley moved, Robertson seconded, and it was unanimously carried to rescind prior Board decision to offer a Consent Agreement for 24 months probation with terms and conditions, and accept the signed

Consent Agreement for 24 months probation with modified terms and conditions with the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.C.2. Debra Ann Sciandra LP037818 Foster
(aka: Birdsong)

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present, telephonically, and available for questions.

Crawley moved, Link seconded, and it was unanimously carried to rescind the Board decision of July 19, 2006 to offer a Consent Agreement for 12 months probation with terms and conditions, and accept the signed Consent Agreement for 12 months probation with modified terms and conditions, with stipulations attached.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.C.6. Michael Carl Preble RN108165 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present, telephonically, and available for questions.

Foster addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to rescind prior Board decision of November 14, 2007, to offer a 12 month stayed revocation/suspension, followed by a 12 months stayed revocation/probation, followed by a 24 months standard probation, and accept the signed Consent Agreement for 18 months stayed revocation/probation followed by 18 months standard probation to include the attached stipulations, amended to include: no access to drugs for the first 12 months.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

II.C.3. Kennedy Cho Tambi RN129381 Zack

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Zack addressed the Board.

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

Johnson moved, Crawley seconded, and it was unanimously carried to rescind the Board decision of November 16, 2006, to offer a Consent Agreement for a 12 month stayed revocation/probation followed by a 12 month standard probation with terms and conditions, and accept the signed Consent Agreement for a standard 12 months probation with the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

Busby returned to the meeting at 1:45 p.m.

II.C.4. Carl J. Gorski RN085409 Zimmerman

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Nina Zimmerman, Assistant Attorney General, represented the State.

Zimmerman addressed the Board.

Gorski was present, telephonically, and addressed the Board.

Crawley moved, Johnson seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months stayed revocation/probation to include the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.D. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted for Licensee/Certificate Holder’s Failure to Respond to Notice of Charges & Recommended Discipline

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	LegalStaff
II.D.2.	Frank Flores	CNA125125103	Revocation	Zimmerman
II.D.3.	Bianca Pilar Lynn	CNA999996407	Revocation	Zimmerman
II.D.4.	Nicole Violette Nesselroad	CNA999998011	Revocation	Zimmerman
II.D.5.	Tammy Sioux Twiss	CNA100005877	Revocation	Zimmerman
II.D.6.	Evelyn Edwards Miller	RN127076	Revocation	Zack
II.D.9.	Jerry Lee Harris	CNA999998015	Revocation	Foster
II.D.10.	Shawn Reed Holder	CNA999999511	Revocation	Foster
II.D.11.	Rachel Leah Neal	CNA100007985	Revocation	Foster
II.D.12.	Virginia L. Oakes	CNA943598103	Revocation	Foster
II.D.14.	Tiffani Nichole Sayer	CNA999990687	Revocation	Foster
II.D.16.	Patricia Darlean Wing	CNA1000011529	Revocation	Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Assistant Attorney Generals Zack, Zimmerman and A. Foster, represented the State.

The above listed license/certificate holders were not present and were not represented by legal counsel.

Johnson moved, Crawley seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Johnson moved, Crawley seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Johnson moved, Crawley seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.2-6, 9-12, 14, & 16.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.D.1. Guillermina Felix CNA498869803 Zimmerman

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Nina Zimmerman, Assistant Attorney General, represented the State.

Felix was present and addressed the Board, with Jennifer Felix as interpreter for Felix.

Zimmerman addressed the Board.

Busby moved, Crawley seconded, and it was unanimously carried to table Agenda Item II.D.1. for the purpose of further explanation to Felix.

Malloch left the meeting at 1:55 p.m. and returned at 1:59 p.m.

II.D.7. Candy Lee Spence RN116153; CNA521276441 Zack

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Spence was present and addressed the Board.

Zack addressed the Board.

Johnson moved, Crawley seconded, to grant the State’s Motion to Deem Allegations Admitted. The motion carried with six in favor and one abstained.

Johnson moved, Crawley seconded, to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges. The motion carried with six in favor and one abstained.

Busby moved, Crawley seconded, and it was unanimously carried to table Agenda Item II.D.7.

**II.D.13. Jose Palacios CNA338176441 Foster
(aka: Francisco; Palacios-Isaac)**

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Palacios and Amy Nelson were present and addressed the Board

A. Foster addressed the Board.

Johnson moved, Crawley seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Crawley moved, Johnson seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Johnson moved, Robertson seconded, to accept the State’s recommended discipline for revocation of nursing assistant certification #CNA338176441 issued to Jose Palacios. After discussion the motion carried with four in favor and three opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	4		X		X	X				X
NO	3	X					X		X	
ABSTAIN	0									
ABSENT	2			X				X		

II.D.15. Bridgette Colleen Saylor CNA1000011547 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Saylor was present and addressed the Board.

A. Foster addressed the Board.

Robertson moved, Hardy seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Crawley moved, Malloch seconded, and after discussion it was unanimously carried to accept the State’s recommended discipline for revocation of nursing assistant certification #CNA1000011547 issued to Bridgette Colleen Saylor.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.D.1. Guillermina Felix CNA498869803 Zimmerman

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item II.D.1.

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Felix was present and available for questions.

Zimmerman addressed the Board with clarifications to the stipulations to remove the requirement for evaluator to be PhD prepared; and to include, if the Board determines Felix is non-compliant, that she

will be notified in writing of the revocation with 10 days allowed to request a hearing limited to the non-compliance issue.

Crawley moved, Johnson seconded, and it was unanimously carried to order 24 months stayed revocation with terms and conditions.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.D.7. Candy Lee Spence RN116153; CNA521276441 Zack

Crawley moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item II.D.7.

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Spence was present and available for questions.

Torrez addressed the Board.

Crawley moved, Malloch seconded, and it was unanimously carried to place Spence on indefinite suspension with stipulations to include: surrender of license, PhD level substance abuse evaluation to be completed within 60 days of the Order, nurse recovery group, AA with sponsor, drug testing 2 times per month for the duration of the suspension, abstain from alcohol, abstain from unauthorized drug use/proof of prescription/one prescriber, and must complete all court requirements, if any terms of the suspension are violated, license will be revoked, to be followed by 36 months probation with stipulations to include: nurse recovery group, AA with sponsor, drug testing 2 times per month for 18 months and 1 time per month for months 19 through 36, abstain from alcohol, abstain from unauthorized drug use/proof of prescription/one prescriber, notification of practice settings, quarterly performance evaluations, direct supervision for months 1 through 12 and on-site supervision for months 13 through 36, registry/traveling nurse/float pool/home health work/on-call prohibited, night shift prohibited.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

**II.D.8. Cheri A. Buccieri CNA508599103 Foster
(aka: Lindsey)**

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Buccieri was present, telephonically, and addressed the Board.

A. Foster addressed the Board.

Link moved, Johnson seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Malloch moved, Crawley seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation of nursing assistant certification #CNA508599103 issued to Cheri Buccieri.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

The meeting recessed at 2:36 p.m. and reconvened at 2:48 p.m.

II.B. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted For Licensee/Certificate Holder’s Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline

II.B.2. Janet Martinez LP034177 Zack

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Crawley moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item II.B.2. for the purpose of allowing Martinez to address the Board.

Zack addressed the Board.

Johnson moved, Hardy seconded, and it was unanimously carried to affirm the Board’s motion for revocation of practical nurse license #LP034177 issued to Janet Martinez.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.E. Board Discussion and Decision Regarding Request for Rehearing or Review

**II.E.1. Joyce Marie Whitaker RN084343 Zack
(aka: Phillips)**

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Malloch recused herself to avoid the appearance of impropriety and left the meeting at 3:03 p.m.

Whittaker was present and addressed the Board.

Zack addressed the Board.

Link moved, Crawley seconded, and it was unanimously carried to deny request for rehearing/reconsideration.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

Malloch returned to the meeting at 3:15 p.m.

II.E.2. Karen R. Erkfritz LP035842 Foster

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Amy Foster Assistant Attorney General, represented the State.

Erkfritz was present, telephonically, and addressed the Board.

A. Foster addressed the Board.

Malloch moved, Link seconded, and it was unanimously carried to deny request for rehearing/reconsideration.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.F. Board Discussion and Decision Regarding Motions to Rescind Prior Board Decision To Consider Alternative Action

II.F.1. Michele Marie Stinebuck RN110078 Zack

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

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

Zack addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to deny request to rescind prior Board decision and consider alternative action.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.G. Board Discussion and Decision Regarding Hearing Department Investigative Reports

II.G.1. Robin Rae Haney RN110519 (Barber)

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

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

Barber addressed the Board.

Busby moved, Link seconded, and it was unanimously carried to accept the signed Consent Agreement for a stayed revocation/indefinite suspension pending a relapse/recovery evaluation and therapy as recommended, followed by 12 months stayed revocation/probation and 24 months standard probation, with the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.G.2. Susan Renee Crawford RN115472 (Zack/Barber)

The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

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

Barber addressed the Board.

Crawley moved, Robertson seconded, and it was unanimously carried, based on the information in the investigative report, add additional Findings of Fact and Conclusions of Law to the Complaint and Notice of Hearing to be issued in this matter, and, in lieu of a formal hearing, reaffirm the Board decision of September 13, 2006, to offer a Consent Agreement, with amended Findings of Fact and Conclusions of Law, for 36 months probation, to include a relapse prevention evaluation to be scheduled within 30 days and completed within 60 days and compliance with all recommendations made by the evaluator, with the stipulations attached.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

II.H. Board Discussion and Decision Regarding RN Investigative Report, Summary Suspension pursuant to A.R.S. §§ 41-1064(C), 41-1092.11(B) and/or Acceptance of a Consent Agreement and or Adoption of Complaint & Notice of Hearing

II.H.1. Pamela Renee Teets RN107237; LP031467; CNA894173246 Zack

The proceeding began at 3:25 p.m. with the following Board members with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, and Link. The Board was represented by Mary Jo Foster, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

S. Nelson addressed the Board with a brief summary of the case.

Teets was present and addressed the Board.

Based upon the information presented at this meeting, all Board members verbally agreed, and offered a brief explanation of their reasons, that a showing of extraordinary circumstances or the possibility of irreparable harm has been made, supporting the need for a Summary Suspension.

Crawley moved, Malloch seconded, and it was unanimously carried to accept proposed preliminary Findings of Fact and Conclusions of Law of the Findings of Public Emergency and Order of Summary Suspension.

All Board members verbally agreed that the foregoing conduct poses an immediate threat to the public health, safety, or welfare and requires emergency action pursuant to A.R.S. § 41-1092.11(B).

Crawley moved, Robertson seconded, and it was unanimously carried to summarily suspend professional license # RN107237.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	2			X				X		

It was therefore ordered that the license of Pamela Renee Teets be suspended effective with the service of the written Order, and that Teets will immediately cease practice as a nurse/certified nursing assistant. This suspension shall remain in effect pending a public hearing and final decision by the Arizona State Board of Nursing pursuant to A.R.S. § 32-1664.

Busby left the meeting at 3:34 p.m. and returned at 3:35 p.m.

VII.B. Educational Reports and Rules

VII.B.1. Nurse Assistant Programs – Approvals (List available in Board office)

Crawley moved, Malloch seconded, and it was unanimously carried to adopt the Nurse Assistant Program Survey Recommendation for 2 year approval for new and renewal programs.

VII.B.2. Notice of Proposed Rulemaking Article 1, R4-19-206, Article 4, R4-19-509, R4-19-814 - Randolph

Crawley moved, Link seconded, and it was unanimously carried to adopt the proposed rulemaking Article 1, R4-19-206, Article 4, R4-19-509, R4-19-814.

The Board scheduled an open public meeting for July 9, 2008 at 1:00 p.m.

VII.B.3. International Institute of the Americas Nursing Program Change in Program Administrator

Information was provided to the Board regarding the appointment of Tracy Schreiner as Nursing Program Chair at IIA College.

VII.B.4. Chamberlain College Nursing Program Update and Appointment of Program Administrator

Information was provided to the Board from Chamberlain College regarding deficiencies and the appointment of Dr. Gary Gum as campus Dean Administrator.

VII.B.5. Central Arizona College Nursing Program Change in Program Administrator

Information was provided to the Board regarding the appointment of Linda Hemmilla as Director of Nursing.

VII.B.6. ASU College of Nursing and Healthcare Innovation Notification of Change in Psychiatric DNP Program of Study

Information was provided to the Board regarding a change in the psychiatric DNP program of study at ASU College of Nursing.

VII.B.7. Grand Canyon University Investigation – Case Dismiss – Grady

Busby moved, Crawley seconded, and it was unanimously carried to case dismiss.

VII.B.8. Cochise College Report of Site Visit for Continuing Approval - Grady

Star German was present, telephonically, and available for questions. Busby moved, Link seconded, and it was unanimously carried to continue approval with a report to the Board in six months on remedying of all potential deficiencies. For any deficiencies not remedied within 6 months return to the Board.

VII.B.9. Arizona Western College Report of Site Visit for Continuing Approval - Grady

Mary Francoeur was present, telephonically, and available for questions. Crawley moved, Robertson seconded, and it was unanimously carried to continue approval with a report to the Board in 6 months on remedying all potential deficiencies. For any deficiencies not remedied within 6 months, return to the Board.

VII.B.10. Maricopa Community College District Application for Program Change – Grady/Randolph

Busby moved, Crawley seconded, and it was unanimously carried to approve the MCCDNP application for program change in Mission and Philosophy and Decreasing the Length of the Program.

VII.B.11. Pima Medical Institute – Tucson – Application for Proposal Approval – Grady/Randolph

Paul Williamson and Don Esham were present and addressed the Board. Crawley moved, Link seconded, and it was unanimously carried to approve proposal but prior to submission of the provisional application, PMI shall meet with local Tucson nursing programs to determine true clinical availability and reflect this in the provisional application.

VII.B.12. SouthWest Skill Center High School NA Training Program – Case Dismiss - Van Cuyk

Crawley moved, Robertson seconded, and it was unanimously carried to case dismiss.

VII.B.13. SouthWest Skill Center @EMCC Investigative Report – Van Cuyk

Robertson moved, Busby seconded, and it was unanimously carried to dismiss the case.

VII.B.14. Emmanuel School of Nursing Investigative Report – Van Cuyk

Busby moved, Link seconded, and it was unanimously carried to issue a notice of deficiency for each substantiated allegation, with the exception of allegation #4. Allow a 60 day period of time to correct the deficiencies. Immediately following the date of correction, conduct an announced site visit to determine compliance.

VII.B.15. 2007 Annual Reports from Arizona Nursing Programs - Randolph

The 2007 Annual Reports from Arizona Nursing Programs was provided to the Board.

The meeting recessed at 4:01 p.m. and reconvened at 4:08 p.m.

VII.F. Committee Reports

**VII.F.3.b. Recommendation to Board Regarding Nurse Practitioner Performing Surgical Abortions – Link/Crawley/Grady/Randolph
Advanced Practice Committee Meeting Draft Minutes of May 6, 2008; Center for Arizona Policy Document Presented at Advanced Practice Committee Meeting and Revised for Board on May 8, 2008**

Hardy opened a forum for the purpose of allowing interested parties to express their views prior to the Board adopting a policy statement on the Scope of Practice of Nurse Practitioners as it relates to the performance of a surgical abortion.

Attorney Deborah Sheasby, spoke on behalf of the Center for Arizona Policy and requested the Board reject the Advanced Practice Committee’s recommendation that first trimester surgical abortions are within the Scope of Practice of a nurse practitioner. Sheasby offered three reasons for the request: Arizona Law does not permit non-physicians to perform abortions; between forty-one and forty-seven states prohibit abortions by non-physicians; and considerations for expanding the Scope of Practice have not been satisfied.

Attorney Lawrence Rosenfeldt made a statement in the open forum which, he stated, included the case to follow regarding his client, Mary Andrews. Rosenfeldt responded to the argument made by the Center for Arizona Policy regarding whether nurse practitioners can perform aspiration abortions under Arizona Law. Rosenfeldt stated that there is no statute, rule, or regulation in Arizona law that prohibits or limits the performance of abortions by nurse practitioners.

Ridenour reported she had received 23 emails from nurses from various states stating their support, opposition, and comments regarding NP’s performing surgical abortions.

Grady reported on the contents of an email from Dr. Robert Nurtz, D.O., who expressed his concerns about NP’s performing surgical abortions.

Ridenour reported that Representative Stump had introduced a Strike All Bill regarding the restriction of NP’s performing surgical abortions. She stated she had made representative Stump aware of the open forum agenzized for this meeting.

Hardy thanked all persons who appeared and provided comments and then adjourned the open public forum.

Link moved, Crawley seconded, that it is within the scope of practice of a nurse practitioner to perform a first-trimester aspiration abortion provided the procedure is within the nurse practitioner specialty certification population; the nurse practitioner has met the education requirements of A.A.C. R4-19-508(C); and there is documented evidence of competency in the procedure. After discussion the motion carried with six in favor and one opposed.

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

V.K.1. Mary F. Andrews RN077997; AP0140 (Grady)

Grady addressed the Board with additional information. Andrews and attorney Larry Rosenfeldt were present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to dismiss the case.

The meeting recessed at 5:04 p.m. and reconvened at 5:09 p.m.

Busby left the meeting at 5:04 p.m.

V.B.1. Joyce Annette Massa RN Endorsement (Rappoport) (aka: Sons; Shackelford; Denton)

Rappoport addressed the Board with additional information. Crawley moved, Malloch seconded, and it was unanimously carried to grant and accept signed a Consent Agreement for a \$300 Civil Penalty.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X	X			X		

Johnson returned to the meeting at 5:10 p.m.

V.B.3. Leonardo Alicaba Tuballa, Jr. RN Endorsement (Rappoport)

Rappoport addressed the Board with additional information. Crawley moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept a signed Consent Agreement for a \$50 Civil Penalty.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

**V.B.4. Teresa Wright Altman RN Endorsement (Rappoport)
(aka: Wright)**

Rappoport addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Altman to voluntarily submit to a relapse/prevention evaluation by a Board approved evaluator, minimum PhD prepared, to be completed within 45 days and then return to the Board. If the evaluation is not completed deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.B.5. Olive Cayaban Natividad RN Endorsement (Rappoport)

Rappoport addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for \$200 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

IV.F. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports

IV.F.1. Christie Dawn HarjoLP039371 (Linck)

Crawley moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

IV.F.2. Leonard Frank Jasinski RN083373; LP027106 (Linck)

Malloch knows Sarah Bassinger but shows no bias. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months Stayed Revocation with the license suspended during the first 12 months and on Stayed Revocation Probation the second 12 months, followed then by 24 months Standard Probation, to include the attached stipulation, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									

ABSTAIN	0								
ABSENT	3	X		X				X	

IV.F.4. Georgianna Peralta Zarate RN115206; LP035550; CNA999950436 (Linck)

Linck addressed the Board with additional information. Crawley moved, Johnson seconded, and it was unanimously carried to accept signed Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed by 24 months standard probation to included the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

IV.F.3. Kelly Voight Rogers RN Endorsement (Linck)

Rogers was present, telephonically, and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept signed CANDO stipulation agreement.

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

V.C.6. Shawn M. Buckenroth RN106949 (Olson)

Olson addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.C.7. Peter L. Svensson TRN133102 (Olson)

Crawley moved, Robertson seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for multiple misdemeanor arrests, citations and charges in Wisconsin and Minnesota from 1988 to 2005.

V.C.8. Timothy M. First TRN147038 (Olson)

Johnson moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow First the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.E.11. Linda Joy Lee P42580 (Iowa PN) (Munger)

Crawley moved, Robertson seconded, and it was unanimously carried to close the case without action in Arizona, and transfer investigative file to the Iowa Board of Nursing.

V.H.1. Bryan Keith Muir LP Exam (Curatola)

Crawley moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow Muir the opportunity to obtain a psychological evaluation with emphasis on anger management by

a Board approved evaluator, who is at minimum PhD prepared and has expertise in anger management, to be scheduled and completed within 45 days and to include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the Investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

V.H.2. Leah Nicole Silliman RN Endorsement (Curatola)

Crawley moved, Johnson seconded, and it was unanimously carried to allow Silliman to withdraw application for professional nurse by endorsement.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

**VI.E.1. Jolisa Camille Clark CNA Endorsement (Curatola)
(aka: Jones)**

Crawley moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.2. Sandra Marin Cota CNA Exam (Curatola)

Johnson 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 and payment not received within 60 days, deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.4. Alecia Diane Lane CNA Exam (Curatola)

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.6. Stella Mae Manuel CNA Exam (Curatola)

Malloch moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Manuel the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to

be scheduled and completed within 45 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.7. Stephanie Renee McFadden CNA Exam (Curatola)
(aka: Cousineau; Handshumaker)

Robertson moved, Crawley 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 or payment not received within 60 days, deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.8. Tara Danielle Passey CNA Endorsement (Curatola)

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.9. Marquita Marie Scott CNA Exam (Curatola)

Crawley moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.10. Angie Elaine Stevenson CNA Exam (Curatola)

Robertson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.11. Kristen M. Swetel CNA Exam (Curatola)

Crawley moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.12. Jenifer B. Waelti CNA Endorsement (Curatola)

Malloch moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.13. Erin D. Harris CNA569135103 (Curatola)

Crawley moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation, with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be completed within 45 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the Interim Order is not completed, adopt a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

VI.E.14. Peter Jessiah Sendejas CNA999953201 (Curatola)

Crawley moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty to be signed within 30 days, or adopt the attached Notice of Charges.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

III. Board Discussion and Decision Regarding Case Disposition List Approved, Letter of Concern Summary List Approved, Lapsed Licenses, Licensure Decisions and Compact Licensure Decisions

III.A. Board Discussion and Decision Regarding Case Disposition List Approved -

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.6. AP/RN/LPN/CNA Respondents

Crawley moved, Malloch 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, receipt of negative state and federal criminal history, and including all licensure/certification requirements.

III.B. Board Discussion and Decision Regarding Letter of Concern Summary List Approved

III.B.1. RN/LPN Endorsement Applicants

III.B.2. RN/LPN Examination Applicants

III.B.4. CNA Endorsement/Examination Applicants

III.B.6. AP/RN/LPN/CNA Respondents

Crawley moved, Johnson 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 licensure, receipt of negative state and federal criminal history, and including all licensure/certification requirements.

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

#	Agenda	Name	License/Certificate #	Amount
III.C.3.		Jason Dedrick	CNA217710441	\$25
III.C.4.		Irene Dela Cruz	CNA999996021	\$25
III.C.5.		Henrietta Grant	CNA184417127	\$25
III.C.6.		Tammy Miller	CNA279191103	\$25
III.C.7.		Claire Mills	CNA1000003083	\$25
III.C.8.		Jacquelyn Smith	CNA073036803	\$25
III.C.9.		Candice Stone	CNA999950832	\$25
III.C.10.		Patrick Yazzie	CNA080208353	\$25
III.C.11.		Mary Anne York	CNA1000001152	\$25
III.C.12.		Nicole Alexander	CNA1000002473	\$25
III.C.13.		Mary Ann Gonzales	CNA789468803	\$25
III.C.14.		Ginnette Jackson	CNA999992847	\$25
III.C.15.		Elizabeth Meade	CNA210778763	\$25
III.C.16.		Lindsey Beye	CNA1000001031	\$25
III.C.17.		Amanda Lopez	CNA1000000922	\$25
III.C.18.		Nicey Todd	CNA697747577	\$25
III.C.19.		Jody Donohue	CNA767671759	\$25
III.C.20.		Jucy Roth	CNA999988036	\$25
III.C.21.		Jane Taylor	CNA999989085	\$25
III.C.22.		Gloria Monreal	CNA999947421	\$50
III.C.23.		Linda Mitsakopoulos	LP034901	\$100

Johnson moved, Crawley 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/certificate, if not signed, issue Notice of Charges. Once signed, if the administrative penalty is not paid within 6 months of the effective date of the Order, issue Notice of Charges. Referral of the employers will be made to Department of Health Services for licensees/certificate holders working on a lapsed license/certificate for three months or greater.

III.C.1. Tiffany Jordan

Endorsement

Bontrager

Crawley moved, Robertson seconded, and it was unanimously carried to allow applicant for licensure by endorsement to use the “certificate of completion” for a Master’s in Nursing Degree from Ohio State University, to meet the educational requirement for licensure in Arizona.

III.C.2. Una O’Conner Exam Bontrager

Johnson moved, Crawley seconded, and it was unanimously carried to accept documentation received (via CGFNS) from the Nursing Midwifery Council, confirmed with personal records of the applicant, showing overall requirements for professional training, to meet the educational requirement for licensure.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

III.C.24. Gwen Roberts Sokoloff RN Endorsement (Bontrager)

Johnson moved, Crawley seconded, and it was unanimously carried to accept the Health Educational Consultants, Inc. re-entry program taken to meet the licensure requirements for Arizona.

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

III.D.2. Notice of Charges

III.D.2.a. Patricia A. Christmann RN052464 Curatola

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

III.D.1. Order of Denial

III.D.1.a. Debra Lee Neria CNA Exam Olson

III.D.1.b. Cinthia Yuridia Saucedo CNA Exam Olson

(aka: Cynthia Yuridia Sauceo)

III.D.1.c. Patricia Mae Swanberg CNA Exam Olson

Malloch moved, Johnson seconded, and it was unanimously carried to adopt the attached Order of Denial.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

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

III.E.1. Sandra K. Helms-Ratliff LP011879 (Munger)
(aka: Helms)

III.E.2. Holly Dawn White RN137063 (Munger)

III.E.3. Yolanda Dominguez CNA999993302 (Driver)

III.E.4. Rosemary Mannino CNA999999430 (Driver)

Malloch moved, Rober seconded, and unanimously carried to adopt the attached Notice of Charges.

III.H. Board Information Regarding Imposters, Cease and Desist Orders and Court Revocations (Smith)

1. Linda Marie Biegert
2. Sharon Lang

A cease and desist letter was mailed to the above listed persons.

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

V.L.1. April Bray LP Exam (Smith)

Malloch moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 12 months probation to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X				X		

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

VII.A. Executive Director’s Report

VII.A.1. Discuss/Amend and/or Approve Board Minutes and Executive Session Minutes

Malloch moved, Crawley seconded, and it was unanimously carried to approve minutes from regular Board meeting March 19-21, 2008; special Board meeting March 21, 2008 at 1:00 p.m.; Strategic Planning Meeting of April 2, 2008; Executive Session minutes from March 19-21.

Crawley moved, Robertson seconded, and it was unanimously carried to approve 2008-2011 Strategic Plan.

VII.A.2. Update on FY 2008 & 2009 Budgets – Orchard/Bontrager/Ridenour

Ridenour stated the FY2009 budgets are currently being discussed at the legislature and that agency budgets were being looked at closely, in an effort to meet the State’s 2009 deficit. Orchard stated the legislators gave the Board a supplemental of \$328,000 for FY2008. The legislature is currently in discussion for the FY2009 budget. The Board has a supplemental request to increase the \$328,200 by \$223,100, bringing the total appropriation increase to \$561,300 for FY2009. In the same House Bill that gave us the FY2008 supplemental, there was also a fund sweep of \$75,000. Because state agencies were put on a hiring freeze, they’ve determined that all agencies would be saving monies with the hiring freeze. With this in mind, the plan is to sweep, or revert approximately \$30,400 back to the general fund.

Ridenour recognized Orchard for her efforts on the 2009 budget.

VII.A.3. Update on 2008 Legislation Impacting Nursing Regulation/Practice – Randolph/Ridenour

Ridenour reported that the only bill with any activity, at this point, was SB1431, which would give the Board jurisdiction over the private CNA programs. Ridenour reported that though the bill was in the Governor’s office, it had not yet been signed.

VII.A.4. CMS Request for Information Regarding Charging Fees for Certified Nursing Assistants Placement on Register – Orchard/Bontrager/Ridenour

Ridenour gave an overview of the CMS (Centers for Medicaid and Medicare Services) request for information regarding charging fees for CNA’s placement on register as it relates to some of the ongoing reports the Board has been provided with about the CNA program and the revenue sources currently

being worked on. Orchard stated that the Federal funding for the CNA program is not adequate although Federal guidelines in the social security act do not allow CNA's to be charged fees and do not allow any kind of use of their monies for investigative type purposes while in the process of licensing a CNA . Because of this the Board is unable to expend any funding on those costs and is having to supplement that with the RN/LPN revenue. Crawley moved, Johnson seconded, and it was unanimously carried to continue to work and explore what potential Federal changes to the law can be made either through the Governor's office or with other States.

VII.A.5. Data Report Regarding Voluntary Surrender Licenses/Certificate – Smith/Ridenour

Smith reported the number of cases that have voluntarily surrendered from 2003 to current for the RN/LPN population was 325, with 160 of those occurring during the investigative faze before coming before the Board, which meant they wouldn't figure into the cycle times. The other 165 surrendered either while a participant in the monitoring department, under probation or suspension, or in the hearing department. CNA's from 2003 to current had 115 voluntary surrenders, 6 of which had been in the hearing dept, and the others occurred in the course of the investigation or in monitoring. Smith stated she hoped to bring to the Board in the future, some of the cycle times on the voluntary surrender, particularly the investigative cases that the Board had not seen but that figured into the work load and cycle times. The total number of voluntary surrenders from all populations was 440 over the five year period.

VII.A.6. Adopt Information Technology Plan & Policy 1.) Webcasting Board & Committee Meetings; 2.) Board Member Retention & Disposition of Board Packet Materials – Henriksen/Davitt/Ridenour

Davitt offered an update on Board and Committee meeting webcasting and stated that requirements to provide webcasting would be increased network hardware to support the new connection and bandwidth available to support the increased load of streaming video/audio to the internet. Costs were reported to be an approximate \$4,100 onetime cost for hardware and installation, a monthly fee increase of \$400 to \$1,500 per month for data connectivity, for an approximate annual increase of \$18,000 to the current yearly bandwidth cost. Davitt reported that the benefits of having the increased bandwidth would provide more availability of the Board to the public and that live video as well as previously recorded meetings could be made available for online viewing by the public and increased availability via website would relieve the current seating problem during Board meetings. Increased bandwidth would also make the website more available and faster to use at all times and not only during Board and Committee meetings, which would include support for a greater user load as well as increased download speeds for those who access the site. Davitt stated that possible cost cutting alternatives would be third party providers or sharing with other agencies through AzNet.

Davitt gave an overview of the board packet retention policy regarding confidential electronic board materials that need to be securely protected to prevent unauthorized access outside of the board meeting.

VII.C. Board Discussion and Decision Regarding Foreign Educated Nurse Education Equivalency Requirements for Licensure that is “Valid in AZ” Only

VII.C.1. Li Ying Bailiff

Hardy moved, Link seconded, and it was unanimously carried to grant RN license that is “Valid in AZ only”, upon meeting all requirements except Credential Evaluation Report.

VII.D. President's Report

VII.D.1. Debriefing on Board Processes & Suggested Changes – All

Hardy led in a discussion regarding a quorum issue for the remainder of this meeting.

The meeting recessed at 6:15 p.m., Wednesday, May 14, 2008.

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:04 a.m., Thursday, May 15, 2008, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

Karen Hardy, RN, MSN, President
Theresa Crawley, CRNA, MSHSA, Vice-President
Patricia Johnson, LPN, Secretary
Kathryn L. Busby, JD, Member
Denise Link, DNS, WHCNP, FNAP, Member
Steve Robertson, LPN, Member

BOARD MEMBERS ABSENT:

Kathy Malloch, PhD, MBA, RN, FAAN, Member
M. Hunter Perry, Member
Constance G. Woulard, RN, MSN, Member

LEGAL COUNSEL:

Amy Foster, Assistant Attorney General
Kim Zack, Assistant Attorney General
Nina Zimmerman, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Frank Curatola, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Education
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Virginia "Ann" Schettler, RN, MS, Nurse Practice Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
James Williams, Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:04 a.m., Thursday, May 15, 2008.

The following Board members were present: Hardy, Crawley, Johnson, Busby, Link, and Robertson.

Hardy presided.

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

V. Board Discussion and Decision Regarding RN/LPN Investigative Reports
V.B.2. Julie A. Stott RN082346; AP1129 (Rappoport)
(aka: Neilson)

An attempt was made to contact Stott telephonically. Busby moved, Link seconded, and it was unanimously carried to issue a letter a concern for writing a one-time prescription for a controlled substance for a personal friend without establishing a formal patient/care provider relationship and failing to perform a physical examination on or about January 31, 2008, while employed as a Family Nurse Practitioner at Geriatric Solutions, Phoenix, Arizona.

V.B.6. Shar Labus RN Endorsement (Rappoport)
(aka: Cole)

Rappoport addressed the Board with additional information. Link moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Labus the opportunity to obtain a voluntary relapse prevention evaluation by a Board approved evaluator to be scheduled completed within 45 days, and then return to the Board. If the evaluation is not completed, deny licensure based upon information contained in the investigative report.

	VOTE	<u>Busby,</u> <u>Kathryn</u> Member	<u>Malloch,</u> <u>Kathy</u> Member	<u>Perry,</u> <u>Hunter</u> Member	<u>Johnson,</u> <u>Patricia</u> Secretary	<u>Hardy,</u> <u>Karen</u> President	<u>Crawley,</u> <u>Theresa</u> Vice Pres	<u>Woulard,</u> <u>Constance</u> Member	<u>Link,</u> <u>Denise</u> Member	<u>Robertson,</u> <u>Steve</u> Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.D.7. Ruth Desjardins Sanders LP011147;RN063927;AP328;AP1151 (S. Nelson)

Nelson addressed the Board with additional information. Attorney David Smith was present and addressed the Board. Sanders was present and available for questions. Crawley moved, Robertson seconded, and it was unanimously carried to go into Executive Session on Agenda Item V.D.7. to obtain legal advice. Executive Session convened at 8:15 a.m. and adjourned at 8:17 a.m. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to the July 2008 Board meeting.

V.D.2. Tracy Pearl Graves RN126459 (S. Nelson)

Johnson is affiliated with Banner Thunderbird hospital but shows no bias. Graves was present and available for questions. Crawley moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved neuropsychologist and to include any testing deemed necessary by the evaluation to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.C.4. Lindsey Barnes RN Exam (Olson)

Olson addressed the Board and confirmed receipt of additional information. Barnes was present and addressed the Board. Johnson moved, Busby 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 or payment not received within 60 days, deny licensure based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.C.5. Jason R. Bradley RN Exam (Olson)

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 8:30 a.m. Crawley presided. Olson addressed the Board with additional information. Bradley was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the 2005 conviction of misdemeanor DUI and diversion program for possession of marijuana, a misdemeanor, in the Flagstaff Municipal Court, Flagstaff, Arizona, and for the resulting 2007 disciplinary action taken against his professional counselor license with the Arizona Board of Behavioral Health Examiners.

Hardy returned to the meeting at 8:33 a.m.

V.C.9. Kristina E. Gossman RN Endorsement (Olson)

Olson addressed the Board with additional information. Gossman was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to allow Gossman to withdraw her application and refer the case to the Colorado Board of Nursing.

V.C.10. John J. Nave TRN149901 (Olson)

Olson addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the arrest on May 13, 2002, in Belleview Washington, and the September 30, 2007 arrest and subsequent conviction on March 24, 2008 of assault, a class C misdemeanor, in the County Court at Law in Williamson County, Texas.

V.C.11. Hallie Chenoa Campbell RN Exam (Olson)

Link moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for an indefinite suspension pending completion of a drug abuse treatment program, followed by 36 months stayed suspension to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X

NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

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

V.D.1. Tynia Latrice Childs LP041971 (S. Nelson)

Link moved, Busby seconded, and it was unanimously carried to issue a letter of concern for failing to provide accurate and complete documentation while caring for patients at Hacienda Healthcare on or about July 19, 2007.

V.D.4. Christian R. Lease LP020022 (S. Nelson)

Crawley moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.D.6. Donald Lee Pierce RN087054; AP0638 (S. Nelson)

Nelson addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure and a \$1,000 Civil Penalty or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.D.8. Emilia Banuelos LP040527 (S. Nelson)

Nelson addressed the Board with additional information. Banuelos was present and available for questions. Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations to include: ability to work home health is based upon remaining with same employer and with the terms as identified in her employer letter which was attached to the investigative report (one client, unannounced supervisor visits, end day in office), or hearing. After discussion, Busby amended the motion to delete “direct supervision” from the stipulations. Crawley concurred and the motion carried unanimously.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

**V.D.10. Robin L. Pratt RN095139 (S. Nelson)
(aka: Stroud)**

Nelson addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending a release to return to work as a nurse. , and allowed to complete the terms of the probation in the State of Missouri.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									

ABSENT	3		X	X				X		
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V.D.3. Leonore Joy Jauert LP037888 (S. Nelson)

Nelson addressed the Board with additional information. Jauert was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.E.1. Ewa Jakubczak RN096628 (Munger)

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 8:54 a.m. Crawley presided. Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to assess, initiate resuscitation, call a code, or ensure that medically trained personnel accompany an apparently deceased infant that was brought into the lobby of the hospital on December 14, 2007, at Yuma Regional Medical Center in Yuma, Arizona.

Hardy returned to the meeting at 8:55 a.m.

V.E.4. Elizabeth McCoy LP038465; CNA999989144 (Munger)

Crawley moved, Johnson seconded, and to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with four in favor and two opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	4				X	X	X			X
NO	2	X							X	
ABSTAIN	0									
ABSENT	3		X	X				X		

**V.E.3. Remitha Kay Oden LP040622 (Munger)
(aka: Abair; Martin; Williams)**

Munger addressed the Board with additional information. An attempt was made to contact Oden telephonically. Busby moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days, and completed within 45 days, then return to the Board. If the Interim Order is not completed, issue a Notice of Charges, based on information in the investigative report, to include the factual allegation and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

**V.E.5. Donna E. Lemert RN046827 (Munger)
(aka: Mascagni)**

Munger addressed the Board with additional information. Lemert was present and addressed the Board. Johnson moved, Robertson seconded, to offer a Consent Agreement for 24 months probation with a

\$1,000 Civil Penalty to include the attached stipulations, or hearing. After discussion the motion carried with five in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5	X			X	X	X			X
NO	1								X	
ABSTAIN	0									
ABSENT	3		X	X				X		

V.E.6. Eva Maria Armbrust RN000099592 (Munger)
(aka: Reyna)

Armbrust was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure with a \$1,000 Civil Penalty, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.E.7. John Edward Leppa RN106697 (Munger)

Busby moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to report being charged with Extreme DUI within 10 days of being charged, which resulted in a conviction for Extreme DUI on August 31, 2006, in Glendale City Court; and for failing to respond to Board correspondence regarding his case from June 4, 2007 and April 15, 2008.

V.E.8. Carlene Kay Jackson RN Exam (Munger)
(aka: Croonenber; Trihoff)

Jackson was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to continue the investigation to allow completion of a sexual misconduct evaluation by Steven Gray, PhD, to include any additional testing deemed necessary by the evaluator, to be completed within 60 days. If the evaluation is not completed, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.E.9. Tracy Leeann Lindsey RN147296 (Munger)
(aka: Williams; Bollinger; Bomer)

An attempt was made to contact Lindsey telephonically. Crawley moved, Robertson seconded, and it was unanimously carried to table Agenda Item V.E.9.

V.E.12. Danette Lee Johnson RN Endorsement; 670485 (Texas RN) (Munger)

Munger addressed the Board with additional information. Crawley moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent

Agreement for 24 months probation with the attached stipulations, to include a \$400 Civil Penalty. If not signed within 30 days, deny licensure, revoke the privilege to practice nursing in the State of Arizona, and issue a cease and desist order, based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

The meeting recessed at 9:25 a.m. and reconvened at 9:43 a.m.

Crawley returned to the meeting at 9:44 a.m.

V.F.5. Shannin Denise Smith RN145276 (Torrez)

Torrez addressed the Board with additional information. Busby moved, Link seconded, to offer a Consent Agreement for 18 months probation to include the attached stipulations amended to include biological fluid testing one time per month for months 7-18, or hearing. The motion carried with five in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5	X			X	X			X	X
NO	0									
ABSTAIN	1						X			
ABSENT	3		X	X				X		

V.F.6. Adelmina Manaquil Maneclang RN128088 (Torrez)

Torrez addressed the Board with additional information. Maneclang was present and available for questions. Busby moved, Link seconded, and it was unanimously carried to dismiss the complaint.

V.F.7. Sharon Sisneros RN103947 (Torrez)

Sisneros was present and addressed the Board. Link moved, Crawley seconded, to dismiss the case. After discussion the motion carried with four in favor and two opposed.

V.F.8. Raquel Ragani Tenorio RN117144 (Torrez)

Torrez addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.F.9. Deanna Sue Bredow LP041389 (Torrez)

Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.F.10. Simon Martinez Munoz RN120517 (Torrez)

Torrez addressed the Board with additional information. Johnson moved, Hardy seconded, and it was unanimously carried to issue 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 15 days and completed in 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.F.11. David Firchard Figueroa LP043383 (Torrez)

Figueroa was present and addressed the Board. Crawley moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for using his keys in an attempt to separate or unclog a feeding tube on patient J. R on or about January 2, 2008, when assigned to work at Hacienda Healthcare by Concentric Healthcare Registry in Scottsdale, Arizona.

V.F.12. Lynette Louise Mays LP042299; CNA999948598 (Torrez)

Crawley moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.F.14. Georgia Velovich LP023641 (Torrez)

Crawley moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.C.11. Hallie Chenoa Campbell RN Exam (Olson)

Johnson moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.C.11. for the purpose of allowing Campbell to address the Board. Busby moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.C.11. to allow Board staff to review documents.

V.E.9. Tracy Leeann Lindsey RN147296 (Munger) (aka: Williams; Bollinger; Bomer)

Robertson moved, Busby seconded, and it was unanimously carried to reopen Agenda Item V.E.9. Munger addressed the Board with additional information. Lindsey was present, telephonically, and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to continue the

investigation to allow Lindsey's involvement in the investigation, and to obtain the completed investigative questionnaire. If the completed investigative questionnaire is not received within 30 days, issue a Notice of Charges, based on information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.G.1. Phyllis Denise Miller LP032030 (Sage)

Sage addressed the Board with additional information. Miller was present and addressed the Board. Johnson moved, Hardy seconded, to offer a Consent Agreement for 12 months probation with terms to be signed within 30 days or hearing. After discussion Johnson amended the motion to include the stipulations: allow night-shift and on-site supervision. Hardy concurred. The motion carried with five in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5				X	X	X		X	X
NO	1	X								
ABSTAIN	0									
ABSENT	3		X	X				X		

V.G.2. Peggy A. Wallace LP031264 (Sage) (aka: Scott)

Sage addressed the Board with additional information. Wallace was present and available for questions. Link moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a neuropsychological evaluation by a Board approved PhD evaluator to be scheduled within 15 days and completed within 60 days and to include any additional testing deemed necessary by the evaluator. If not completed, issue a Notice of Charges based on information in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.I.1. Jillian L. Greer RN Exam; CNA99999543 (Lester)

Lester addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.I.2. Laura K. McNall RN126122 (Lester)

Crawley moved, Link seconded, and it was unanimously carried to adopt a Notice of Charges based upon information contained in the investigative report..

V.I.3. Cynthia G. Milliken TRN148429 (Lester)

Lester addressed the Board and confirmed receipt of additional information and noted the addition of #29 in the potential violation of rules in the investigative report. Milliken was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a stayed revocation/indefinite suspension, followed by 12 months stayed revocation, followed by 24 months probation to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.F.4. Andreas Stiller RN137095; AP2382 (Torrez)

Torrez addressed the Board with additional information. Dr. Walter Simmons and Stiller were present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

V.F.13. Taryn Woodward Paccioni RN083610 (Torrez)

Paccioni was present and addressed the Board. Busby moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for an Indefinite Suspension followed by 12 months stayed revocation followed by 24 months standard probation with the attached stipulation.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.C.11. Hallie Chenoa Campbell RN Exam (Olson)

Busby moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item V.C.11. Campbell and her mother, Brenda Campbell were present and addressed the Board. Johnson moved, Craw seconded, and it was unanimously carried to reaffirm prior Board decision.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.J.1. Dianna Wilkins RN128673 (Parlin)

Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to report to the Board a licensed nurse who may be guilty of unprofessional conduct.

V.J.2. Gregory Wilkins RN (Parlin)

Busby moved, Hardy seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, issue a Notice of Charges based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.J.3. Edward Wyant TRN149415 (Parlin)

Wyant was present and addressed the Board. Busby moved, Johnson 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 or payment not received within 60 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

**V.J.4. Emily Oxenborg RN090618 (Parlin)
(aka: Rhodes)**

Busby moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension pending completion of a nurse refresher course followed by 36 months probation to include the attached terms. If not signed within 30 days, issue a Notice of Charges based upon the information in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.J.5. James Aemisegger TRN149475 (Parlin)

Crawley moved, Busby seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.J.6. John Bouis TLP043590 (Parlin)

Robertson moved, Crawley seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									

ABSENT	3		X	X				X		
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V.J.8. Manju Sharma LP043697; CNA999997680 (Parlin)

Sharma was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, issue a Notice of Charges based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.J.10. Michael Murphy TRN148026 (Parlin)

Busby moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the February 13, 2008 conviction of misdemeanor Extreme Driving Under the Influence in Scottsdale, Arizona.

V.J.12. Juliann Lane LP Exam (Parlin)

Parlin addressed the Board with additional information. Lane was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the July 3, 2007 conviction for misdemeanor Possession of Drug Paraphernalia in Tucson, Arizona.

V.A.13. Christina Todorovich RN Exam (Twigg) (aka: Straub)

Crawley moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item V.A.13. Twigg was present, telephonically, and addressed the Board. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Todorovich the opportunity to obtain a comprehensive substance abuse evaluation by a Board approved psychologist and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days, and then return to the Board. If the evaluation is not completed, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

V.D.9. Walter James Tindal III RN103019 (S. Nelson)

Johnson moved, Busby seconded, and it was unanimously carried to issue a letter of concern for storing pornographic materials in a locker that were discovered in or about May 2007 while working at Parc Place in Phoenix, Arizona.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.B.1. Francheseca Barisano CNA Exam (Olson)

Busby moved, Link 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 or

payment not received within 60 days, deny certification based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.B.2. Raymond Collins Sr. CNA100003963 (Olson)

Link moved, Busby seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.B.3. Luciana Taylor CNA427491103 (Olson)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.B.4. Charlotte Robinson CNA Exam (Olson)

Crawley moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the attached stipulations to include: AA with sponsor, drug testing 2 times per month for months 1-12 and once per month for months 13-24, abstain from alcohol, abstain from unauthorized drug use, proof of prescriptions, notification of practice settings, direct supervision, quarterly performance evaluations, registry/traveling nurse/float pool/home health work/on-call prohibited, and night shift prohibited. If not signed within 30 days, deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.B.5. Jaime Rae Holbert CNA Exam (Olson)

Busby moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 12 months stayed revocation with the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.E.3. Angelic Celeste Demarc CNA Exam (Curatola)

Johnson moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.1. Donny Hurtado CNA999952657 (Lester)

Johnson moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with an emphasis on anger management and substance abuse to be completed by a Board approved evaluator who at minimum is PhD prepared with an expertise in anger management and substance abuse to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based on the information contained in the Investigative Report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.2. Arletta M. Kayonnie CNA999989633 (Lester)

Busby moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with an emphasis on substance abuse to be completed by a Board approved evaluator who is at minimum PhD prepared with an expertise in substance abuse to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based on the information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.3. Joseph F. Miller CNA426485803 (Lester)

Crawley moved, Link seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.4. Tarusila D. Naivalututalia CNA Exam (Lester)

Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty, to be signed within 30 days, if not signed adopt Notice of Charges, based on the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.5. Steven Sanchez CNA559161803 (Lester)

Crawley moved, Johnson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 18 months stayed suspension to include the attached stipulations. If not signed within 30 days, deny based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

**VI.G.6. Brenda Kay Zastrow CNA Endorsement (Lester)
(aka: Hofmann; Fulton)**

Busby moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.7. Ashley McCarty CNA1000007430 (Lester)

Lester addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for the conviction of misdemeanor Underage Person Driving with Alcohol in System on August 10, 2005, in Cochise County Justice Court, Sierra Vista, Arizona.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.8. Jessica M. Rankin CNA999999452 (Lester)

Johnson moved, Link seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with an emphasis substance abuse to be completed by a Board approved evaluator who at minimum is PhD prepared with an expertise in substance abuse to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based on the

information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.G.4. Tarusila D. Naivalututalia CNA Exam (Lester)

Robertson moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item VI.G.4. Zack addressed the Board. Busby moved, Link seconded, and it was unanimously carried to rescind prior Board decision and offer a Consent Agreement for a \$50 Civil Penalty, to be signed within 30 days, if not signed within 30 days, deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.F.1. Caesar Moreno CNA Exam (Parlin)

Link moved, Robertson 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 or payment not received within 60 days, deny licensure based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.F.2. Heidi Wacker CNA496859641 (Parlin)

Busby moved, Crawley seconded, and it was unanimously carried to issue a letter of concern for inappropriate conduct and statements made while working at Chandler Regional Medical Center in or about November of 2007, and for making a false statement to a Board investigator during the course of a Board of Nursing investigation.

VI.F.3. Janice Orta CNA706971236 (Parlin)

Busby moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.F.4. Kelly Holmes CNA999990442 (Parlin)

Johnson moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.F.5. Mark Wales CNA100003427 (Parlin)

Link moved, Robertson seconded, and it was unanimously carried to issue an Interim Order for a substance abuse and anger management evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared and has expertise in substance abuse and anger management, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within

45 days and then return to the Board. If the Interim Order is not completed, issue a Notice of Charges based upon the information contained in the Investigative Report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.F.6. Nicole Triplett CNA999998760 (Parlin)
(aka: Lewis)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days, issue a Notice of Charges based upon the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.F.7. William Brooks CNA Endorsement (Parlin)

Link moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

The meeting recessed at 11:57 a.m. and reconvened at 1:01 p.m.

VI.C.1. Arthur W. Blevans CNA872447350 (B. Nelson)

An attempt was made to contact Blevens telephonically. Johnson moved, Crawley seconded, and it was unanimously carried to table Agenda Item VI.C.1.

VI.C.2. Ret M. Harris CNA999947939 (B. Nelson)

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

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5				X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	4	X	X	X				X		

Busby returned to the meeting at 1:07 p.m.

VI.C.4. Randy Scott McHenry CNA1000007408 (B. Nelson)

Johnson moved, Link seconded, to issue Notice of Charges based upon information contained in the investigative report. The motion carried with five in favor and one abstained.

VI.C.5. Oyenike Egbefunke Ojo CNA Exam (B. Nelson)

Link moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.C.6. Rhea Michelle Young CNA99999282 (B. Nelson)

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

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.1. Kennie Ann Aldridge CNA1000001294 (Sage)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension pending CNA retraining and retesting. If not completed and exam passed within 12 months, revoke certification. After successful retraining and testing, place on 12 months stayed revocation with terms, to include a psychological evaluation by a Board approved evaluator, with emphasis on interpersonal relationships. All to be signed within 30 days or issue a Notice of Charges based on information in the investigative report.

VI.D.2. Ana Alvarez CNA524899103 (Sage)

Sage addressed the Board and noted a technical correction to the investigative report. Alvarez and her daughter, Anna, were present and available for questions. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.3. Daniel Pantilo Bautista CNA999991777 (Sage)

Link moved, Busby seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.4. Melody Coll CNA488729103 (Sage)

Hardy knows Maggie Welch but shows no bias. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue a Notice of Charges based on information contained in the investigative report

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.5. Sue Ann Dez CNA655458353 (Sage)
(aka: Watchman)

Busby moved, Link seconded, and it was unanimously carried to continue the investigation pending evaluation results by Dr. Zirin.

VI.D.6. Mary Ann Ervin CNA999997056 (Sage)

Sage addressed the Board and noted the addition of 809 (b) to the potential violation of rules in the investigative report. Link moved, Busby seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.7. Angela Lipinski RN128403 (Sage)

Busby moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for responses toward a resident perceived as being rough while employed as an LPN during November 2007 at The River Gardens Rehab and Care Center in Bullhead City, Arizona.

VI.D.8. Jessica M. Porter CNA100009492 (Sage)

Link moved, Busby seconded, and it was unanimously carried to issue a letter of concern for responses toward residents perceived as demeaning and rough while employed as a CNA at The River Gardens, Bullhead City, Arizona in November 2007.

VI.D.9. Barbara Von Paris CNA999999765 (Sage)
(aka: Von Card)

Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for witnessing and failing to timely report resident abuse while employed as a CNA at The River Gardens Rehab and Care Center, in Bullhead City, Arizona in November 2007.

VI.D.10 Mandy I. Rogers CNA999994712 (Sage)

Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to timely report observations of abuse in November of 2007, while employed as a CNA at The River Gardens Rehab and Care Center, in Bullhead City, Arizona.

VI.D.11. Rochelle Barras CNA100008549 (Sage)
(aka: Barraas)

Crawley moved, Busby seconded, and it was unanimously carried to dismiss the complaint.

VI.D.12. Mary E. Luopa CNA100002182 (Sage)
(aka: Reynolds; Gilson)

Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

**VI.D.13. Sherri M. Medina
(aka: Ellis)**

CNA405818353 (Sage)

Crawley moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved PhD evaluator, to be scheduled within 15 days and completed within 45 days and to include any additional testing deemed necessary by the evaluator. If not completed, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.14. John B. Nobriga

CNA281147504 (Sage)

Sage addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation to include the attached stipulations. If not signed within 30 days issue a Notice of Charges based on information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.15. Stephanie Ann Parent

CNA1000011121 (Sage)

Busby moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.16. Francisco Javier Ramirez

CNA1000010328 (Sage)

Busby moved, Johnson seconded, and after discussion it was unanimously carried to issue a letter of concern for reportedly inappropriately transferring a resident and referring to her as “Honey” and “Sweetie” on our about September 9, 2007 while employed as a CNA at Plaza Healthcare in Scottsdale, Arizona.

VI.D.17. Iran Renett Rivera

CNA1000008757 (Sage)

Robertson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.18. Kenneth Michael Shorb CNA100002755 (Sage)

Johnson is affiliated with Banner Thunderbird hospital and knows Sally Diamond but shows no bias. Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.19. Lisa Marie Steadman CNA999991659 (Sage)

Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days issue a Notice of Charges based on information in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.D.20. Kristina Kay Van Vleet CNA Exam (Sage)

Link moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Van Vleet the opportunity to obtain a substance abuse evaluation by a Board approved PhD evaluator and to include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and then return to the Board. If the evaluation is not completed, issue an Order of Denial.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.C.3. Rashad McAllister CNA100009143 (B. Nelson)

Nelson addressed the Board and confirmed receipt of additional information. McAllister was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator with expertise in sexual misconduct and anger management, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6	X			X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	3		X	X				X		

VI.C.1. Arthur W. Blevans CNA872447350 (B. Nelson)

Crawley moved, Link seconded, and it was unanimously carried to reopen Agenda Item VI.C.1. An attempt was made to contact Blevans telephonically. Crawley moved, Robertson seconded, and it was unanimously carried to table Agenda Item VI.C.1.

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

VII.A.7. Board Member Educational Session: Update on Proposed Changes Nurse Practice Act 2009 Legislative Session – Randolph/Busby/Ridenour

Randolph gave an update on proposed changes to the Nurse Practice Act 2009. Randolph noted a meeting scheduled for May 29, 2008 to finalize the document. An open forum was suggested for the fall of 2008.

VII.A.3. Update on 2008 Legislation Impacting Nursing Regulation/Practice – Randolph/Ridenour

Crawley moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item VII.A.3. Ridenour reported on the immigration changes in the law and the impact on initial and renewal applications to determine lawful presence. Ridenour stated that it would be helpful for clarification, based on existing laws that have been passed, whether it's necessary to seek lawful presence on each renewing cycle of a license or certificate.

VII.A.8. Update on Investigative Cases/Licensing Data/Personnel – Smith/Bontrager/Ridenour

Smith introduced new nurse practice consultant, Ann Schettler. Smith stated there were 215 cases on this agenda that are first time to the Board, with cycle times presently being 7.6 months. The range of cases was reported to be 35 days to 831 days with 80% being less than on year, with the longer length of time being due to the loss of investigative staff and therefore necessitating the re-assigning of cases to another investigator. Priority one high risk cases continue to be less than 180 days from intake to coming to the Board.

Ridenour reported that website downloads for the NPA was 16,165 and 506 had taken the NPA test. Cycle time of application processing to printing of license was 1.8 days. Bontrager reported that of the 12,500 licensees due for renewal, 5,200 have completed the process thus far.

Ridenour reported that Susan Barber would retire in June 2008 but would continue with the Board on a part-time basis for a period of time.

VII.E. A.A.G. Report

VII.E.1. AAG/Hearing Department Performance 2007-2008

Zack reported on the Hearing Department performance and stated that attempts are being made to reduce the case load by timelier scheduling. Cycle time for cases to Board was reduced from 6.9 months to 5.7 from six months ago.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.C.1. Arthur W. Blevans CNA872447350 (B. Nelson)

Crawley moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item VI.C.1. Blevans was present, telephonically, and addressed the Board. Robertson moved, Link seconded, and it was unanimously carried to issue a letter of concern for engaging in a personal relationship with a former resident Blevans met while caring for her in or about December 2006, while employed at Nurse Corps and on assignment at La Posada Del Sol.

VII.F. Committee Reports

VII.F.1. Scope of Practice

VII.F.1.b. Draft Advisory Opinions

VII.F.1.b.1. Conscious Sedation for Diagnostic & Therapeutic Procedures

Busby moved, Link seconded, and it was unanimously carried to approve advisory opinion: Conscious Sedation for Diagnostic & Therapeutic Procedures.

VII.F.2. Education

VII.F.2.a. Education Advisory Committee meeting draft minutes of April 18, 2008

Draft minutes of April 18, 2008 Education Advisory Committee meeting were provided to the Board.

VII.F.3. Advanced Practice

VII.F.3.a. Advanced Practice Committee meeting draft minutes of April 25, 2008

Draft minutes of April 25, 2008 Advanced Practice Committee meeting were provided to the Board.

VII.F.3.c. Appointment of New Members to Advance Practice Committee 2008 – Grady

Busby moved, Link seconded, and it was unanimously carried to reappoint the members marked “reappoint” and appoint the applicants marked “Accept” from the attached list submitted, to a 2 year term on the Advanced Practice Committee with the addition of Janice Bovee.

VIII. 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).

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Arizona State University Nursing Student regarding Board functions, policies and procedures.

VII.D. President’s Report

VII.D.1. Debriefing on Board Processes & Suggested Changes – All

Board and staff members discussed the flow of the meeting, processes, regrets and suggested changes.

X. Adjournment

Robertson moved, Crawley seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 2:46 p.m., Thursday, May 15, 2007.

Karen Hardy, RN, MSN, President