

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:04, am, January 30, Thursday, 2014, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

- Randy C. Quinn, CRNA, President
- Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
- Theresa (Terri) Berrigan, LPN, C-AL, Secretary
- Kathryn L. Busby, JD, Member
- Leslie Dalton, MSN, RN, Member
- Lori Gutierrez, BS, RN-C, Member
- Patricia Johnson, LPN, Board Member
- Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member
- Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

- M. Shawn Harrell, RN, MS, Member

LEGAL COUNSEL:

- Elizabeth Campbell, Assistant Attorney General
- Carrie Smith, Assistant Attorney General
- Sarah Selzer, Assistant Attorney General

STAFF DIRECTORS:

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
- Judy Bontrager, RN, MN, Associate Director of Operations
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
- Kirk Olson, Lead Senior Investigator

STAFF:

<p>Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, Nurse Practice Consultant Janeen Dahn, Ph.D., FNP-C, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant</p>	<p>Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Bonnie Richter, MSW, Senior Investigator Valerie Smith, RN, MS, FRE, Consultant to Exec Director Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC Lisa Youtsey, Administrative Assistant</p>
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I. Call to Order

The meeting was called to order at 8:06, a.m., Thursday, January 30, 2013.

The following Board members were present: Quinn, McCormies, Berrigan, Dalton, Johnson Snider, Gutierrez, and Post.

Quinn presided.

Quinn welcomed members of the audience, explained the procedure for addressing the Board, and stated the mission of the Board.

**VI.P.2. Adrian Palmer RN16671 (Chambers)
(AKA: Ducey)**

Attorney Rob Chelle was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily complete a psychosexual evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 30 days and return to the Board.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.O.7. Holly Jordan RN Applicant (Barker)

Attorney Kelly McDonald was present and addressed the Board. Jordan was present and available for questions. Gutierrez moved, Post seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for her April 19, 2002 arrest by Yavapai County (Arizona) Sheriff's Office, that did not result in a conviction, for providing a false report to law enforcement, and for her June 10, 2002 conviction in the Yavapai County (Arizona) Superior Court for possession of drug paraphernalia, a misdemeanor.

VI.I.1. Marta Silva RN063948; AP0186 (Dahn)

Attorney Paul Giancova and Silva were present and available for questions. Johnson moved, Dalton seconded, and it was carried to dismiss the complaint. The motion failed with four in favor and four opposed. McCormies moved, Dalton seconded, and it was unanimously carried to table Agenda Item VI.I.1.

VI.I.3. Kaye Byrd RN074197; AP2151 (Dahn)

Attorney Rob Chelle was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried to continue investigation of the complaint received on or about January 15, 2014 and making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, issue an Interim Order for a psychosexual misconduct evaluation to be completed by a Board approved licensed psychologist who has expertise in professional sexual misconduct, and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.J.1. Deborah Lynn Klausner RN108642 (Hunter)

Attorney Rob Chelle was present and addressed the Board. Hunter confirmed receipt of additional information. Post moved, Dalton seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, issue an Interim Order for a neuropsychological evaluation to be completed by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

**VI.L.1. Lisa Joele Turner RN Exam (Olson)
(AKA: Davis, Hanrath)**

Attorney Rob Chelle was present and addressed the Board. Turner was present and available for questions. Gutierrez moved, Post seconded, and it was unanimously carried, grant licensure upon meeting all requirements, and issue a Letter of Concern for Applicant’s July 25, 1998, arrest by the Riverside County Sheriff’s Department in Temecula, California, for being under the influence of a controlled substance, a misdemeanor, which resulted in a diversion program; and her October 16, 2006 charge of forgery, in Maricopa County Superior Court in Phoenix, Arizona, arising out of an allegation from 1997, which was dismissed without prejudice on August 25, 2008.

**VI.A.8. Ashley Mitchell RN154294 (Monas)
(AKA: Nichols, Jacobsen)**

Monas addressed the Board with additional information. Attorney Rob Chelle and Mitchell were present and addressed the Board. Post moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact issue a Letter of Concern for Respondent’s September 29, 2012 conviction in the Phoenix Municipal (AZ) of Driving under the Influence to the Slightest Degree, a misdemeanor, with a Blood Alcohol Content of .151, committed on May 16, 2012.

V.C.10. Elaina Sue Thorp RN162091 (Greabell)

Attorney Rob Chelle was present and addressed the Board. Thorp was present and available for questions. Gutierrez moved, McCormies seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 102001 (“Order”) and issue a Letter of Concern for failing to cause her dental provider to submit an acknowledgement letter to the Board within one week of issuing a narcotic prescription in violation of paragraph 4, pages 8-9 of the Order, and allow Board staff to revert Respondent to standard/probation and reduce the frequency of Respondent’s drug testing to a minimum of one time per month for the duration of the Order. Respondent’s Order shall remain in effect until terminated by this board upon Respondent’s fulfillment of all terms and conditions of the Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.H.7. Ann Marie Atkinson RN138572 (Kish)
 Attorney Rob Chelle and Atkinson were present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.D.12. Kristina Schoeck RN161533 (Pilder)
 Gutierrez moved, Snider seconded, and it was unanimously carried to table Agenda Item VI.D.12.

VI.O.8. Timothy Goosby CRNA Applicant (Barker)
 Attorney Flynn Carey was present and addressed the Board. Barker addressed the Board and confirmed receipt of additional information. Gutierrez moved, Johnson seconded, and it was unanimously carried to allow withdrawal of his application for licensure in the State of Arizona.

Busby arrived to meeting at 9:06 a.m.

V.C. Non-Compliance/Compliance with Board Orders

V.C.1. Delores Michelle Lavender LP038126 (Greabell)

Lavender was present and available for questions. McCormies moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to notify her dental provider prior to her oral surgery on July 1, 2013, of her history of substance use and existence of her Board Order, and failing to cause her dental provider to acknowledge the same in a letter to the Board in violation of paragraph 7, page 10 of the Order, and terminate Consent Agreement and Order No. 1003087.

V.C.9. Linda Marie Taylor RN123927; CNA999990451 (Greabell)

Taylor was present and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for (1) failing to complete a substance use evaluation by a Board approved evaluator who was at minimum Ph.D. prepared and instead completing an evaluation by a Licensed Professional Counselor in violation of paragraph 2, page 8-9 of the Order; (2) her September 17, 2013 absence from Nurse Recovery Group in violation of paragraph 2, page 12 of the Order and (3) for failing to cause the director of the ethics course to submit a letter to the Board acknowledging receipt of Consent Agreement and Order (“Order”) No. 1108014 in violation of paragraph 6, page 11 of the Order, and allow Board staff to revert Respondent to stayed revocation/probation and reduce the frequency of Respondent’s urine drug testing to a minimum of one time per month for the duration of the Order. Respondent’s Order shall remain in effect until terminated by this Board upon Respondent’s fulfillment of all terms and conditions of the Order.

V.C.6. Ruby May Parks RN146100 (Greabell)

Parks was present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1209066 (“Order”) and issue a Letter of Concern for missing a Nurse Recovery Group in June 2013 and September 2013 in violation of paragraph 2, page 10 of the Order, and revert Respondent’s license to stayed revocation/probation with terms and conditions effective December 11, 2013. Respondent’s

Order shall remain in effect until terminated by the Board upon Respondent’s fulfillment of all terms and conditions of the Order.

VI.I.1. Marta Silva RN063948; AP0186 (Dahn)

McCormies moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.I.1. Post moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for failing to notify your employer, SEMCO, of your Consent Agreement and Order No. 0803011 effective date May 6, 2009 through August 2, 2011 and allowing a physician with whom you had a personal relationship to provide supervision and monitoring reports to the Board without disclosing the personal relationship to the Board.

VI.D.2. Mark Lawrence RN125617 (Pilder)

Scott Anderson, Complainant, was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried based on the findings of fact and statute/rule violations identified in the prior investigative report, re-affirm the offer for a Consent agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

The meeting recessed at 9:45 a.m. and reconvened at 10:00 a.m.

VI.H.5 Tammie Elaine Hall RN171898 (Kish)

Hall was present, telephonically, and addressed the Board. Michelle McBride, Complainant, was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

VI.A.4. Sherryl Gonzales Grep LP Exam; CNA999988502 (Monas)

Grep was present and addressed the Board. Gutierrez moved, Dalton seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation to include a substance abuse evaluation by a Board approved licensed evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order, and issue a Notice of Charges for CNA999988502.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X		X	X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

**VI.A.3. Amber Gabler RN Exam; (Monas)
CNA1000016326; LP046134**

Paula Mitchell, witness, and Gabler were present and available for questions. Dalton moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a substance abuse evaluation to be completed by a Board approved psychologist with substance abuse expertise 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, based upon the findings of fact and statute/rule violations identified in the investigative

report, deny licensure and issue Notice of Charges for LP046134 and CNA1000016326. Issue temporary license for RN refresher course only.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.B.2. Ryan Harold Wolfinger CNA Exam (Richter)

Wolfinger was present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried, upon meeting all certification requirements, grant certification and issue a Letter of Concern for a January 27, 2009, charge in the Maricopa County Superior Court for Possession or Use of Narcotic Drugs, a class four felony, which resulted in prosecution being suspended for two years for Applicant’s participation in the TASC (Treatment Assessment Screening Center), a deferred prosecution program; which was successfully completed and charges were dismissed and for his admitted history of drug addiction.

VI.B.6. Kevin Francis Miller RN Exam; LPN Exam (Richter)

Miller was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried, upon meeting all licensure requirements, grant licensure, and issue a Letter of Concern for the charges filed on or about December 14, 2011, in the Maricopa County Superior Court, for Possession or Use of Marijuana, for which you successfully completed the TASC program and for your admission to having used marijuana regularly prior to the December 3, 2010 arrest in Maricopa County for Possession of Marijuana.

VI.C.4. Janice Alice Krogmann CNA Applicant (Morton)

Krogmann and Denise Schubert, Director, Live and Learn Program, Women’s Foundation, were present and addressed the Board. Post moved, Johnson seconded, to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, at no cost to the Board, to include a substance abuse evaluation, by a Board approved licensed 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, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with six in favor and three opposed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	6	X	X	X	X	X				X	
NO	3						X	X			X
ABSTAIN	0										
ABSENT	1								X		

VI.D.12. Kristina Schoeck RN161533 (Pilder)

Berrigan moved, Johnson seconded, and it was unanimously carried, to reopen Agenda Item VI.D.12. V. Smith addressed the Board with additional information. Attorney Rob Chelle and Schoeck were present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried to continue investigation until next Board meeting.

VI.C.5. Jacquelyn Leneigh Levy RN Applicant (Morton)

Levy was present and available for questions. Johnson moved, Snider seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure, upon successful completion, grant temporary license. If not signed within 30 days, deny license. Quinn moved, Berrigan seconded, amended to include upon proof of enrollment in a course, will issue temp license for a refresher course.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.F.2. Maria M. Garcia CNA Applicant (McWilliams)

Garcia was present and available for questions. Berrigan moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.F.1. Bethany April Fourmy RN Applicant (McWilliams)

Fourmy was present and addressed the Board. Berrigan moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for her September 23, 2006 arrest in Tucson, Arizona; her February 3, 2009 conviction of DUI, a misdemeanor, in Tucson, Arizona; and her April 1, 2012 arrest and subsequent guilty plea to Disorderly Conduct, a misdemeanor, occurring in Scottsdale, Arizona.

VI.F.3. Rebecca Rose Gonzales CNA1000032746 (McWilliams)

Gonzales was present and addressed the Board. Quinn moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.F.4. Ann Marissa Lewis RN Applicant (McWilliams)

Lewis was present and addressed the Board. Dalton moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation to include a substance use and anger management evaluation, at no cost to the Board, to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 60 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.I.2. Heidi Eileen Wilson RN067232; AP1753 (Dahn)

Attorney Anne Fulton Cavett was present and addressed the Board. Wilson was present and available for questions. Busby moved, Snider seconded, and it was unanimously carried to dismiss the complaint.

**VI.E.5. Ramses Uriel Vargas LP Applicant; (Alberty)
CNA1000028207**

Vargas was present and addressed the Board. Post moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, at no cost to the Board, by a Board approved licensed 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, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure and issue a Notice of Charges for CNA1000028207.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

Dalton recused herself and left the meeting at 11:30 a.m.

VI.H.4. Afton Francine Mack-Williamson RN066056 (Kish)

Mack-Williamson was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8		X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	2	X							X		

Dalton returned to the meeting at 11:34 a.m.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway Community College, University of Arizona, and Northern Arizona University nursing students regarding Board functions, policies and procedures. Questions were asked on:

- Defining Decree of Censure
- The meaning of a Letter of Concern
- Retrieving information on Board members
- The role of the investigator
- Past offenses and the effect on our license
- The time frame for an investigation

Busby left the meeting at 12:09 p.m.

The meeting recessed at 12:10 p.m. and reconvened at 1:00 p.m.

VI.G.1. Rebecca Ann Hall RN Applicant (Wagner)
(AKA: Clark, Sidibe, Sidibe Clark)

Wagner addressed the Board with additional information. Hall was present and available for questions. Quinn moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure/certification requirements and signing a Consent Agreement for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.I.4. Kristine Clark RN123202; AP3705 (Dahn)

Clark was present and available for questions. Quinn moved, McCormies seconded, and it was unanimously carried to dismiss the complaint.

VI.K.1. Jason Allan Parker LP047167 (Wilson)

Parker was present, telephonically, and addressed the Board. Quinn moved, McCormies seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report and material presented at this Board Meeting, at no cost to the Board, issue an Interim Order for a substance abuse evaluation by a Board-approved evaluator and a nail substance abuse test at a Board approved laboratory to be completed within 30 days and then return to the Board. If the Interim Order is not completed, based upon the findings of facts and statute/rule violations identified in the investigative report, issue Complaint/Notice of Hearing and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.N.4. Samantha Foster CNA Applicant (Arias)

Foster was present and addressed the Board. McCormies moved, Gutierrez seconded, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation, to include a substance abuse and anger management evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X		X	X		X	X
NO	1					X					
ABSTAIN	0										
ABSENT	1								X		

VI.O.1. Daria Grayson CNA Applicant (Barker)

Grayson was present and addressed the Board. Post moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include an anger management and substance abuse evaluation, by a Board approved licensed 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, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.O.2. Isaac Payne CNA Applicant (Barker)

Payne was present and addressed the Board. Dalton moved, Gutierrez seconded, upon meeting all requirements, grant certification and issue a Letter of Concern for his October 7, 2009 conviction in the Show Low (Arizona) Justice Court for being under the age of 21 with liquor in body, and his February 3, 2013 conviction in the Show Low (Arizona) Justice Court for assault. The motion carried with six in favor and three opposed.

IV.D. Consent Agenda Board Staff Recommendation: Applicants for Licensure

IV.D.1. Judith Gilpin-Gregor RN Applicant (Bontrager)

Gilpin-Gregor was present and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried to accept the educational records, reviewed by Board staff, as evidence of completing a professional nursing program that is equivalent to education requirements in Az.

V.C.12. Robert Cunningham Brooks CNA100003119 (Greabell)

Brooks was present and addressed the Board. Dalton moved, Snider seconded, and it was unanimously carried to allow Respondent’s work as a Behavioral Health Technician to fulfill his work requirement pursuant to Consent Agreement and Order No. 1002064, and terminate Consent Agreement and Order No. 1002064.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.D.10. Eric Fanya LP046931 (Pilder)
(AKA: Wenja)

Fanya was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.B.8. John McIver Sneezy CNA999997488 (Richter)

Sneezy was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.Q.1. Gail Gretchen Prats RN072526 (Austin)

Prats was present, telephonically, and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for her failure to (1) disclose the revocation of her Arizona RN license, and failure to disclose suspension of the Louisiana RN License in a July 19, 2010 application for employment in Long Beach, California; and (2) disclose on your January 7, 2013 application with the Arizona Board for reinstatement of her Arizona RN license that her Louisiana RN license had been suspended on February 1, 2005 and grant reissuance of registered nurse license No. RN072526.

VI.D.1. Jessica Lopez CNA1000033720 (Pilder)

Quinn moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

VI.D.3. Emmanuel Rodriguez CNA1000021876 (Pilder)

Snider moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

VI.D.4. Daniel Romo CNA1000027442 (Pilder)

Busby moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for using perceived excessive force on or about December 15, 2012 when you intervened between two residents involved in an altercation while employed as a CNA at Desert Haven Care Center in Phoenix, Arizona.

VI.D.5. Camille Solomon CNA1000034062 (Pilder)

Gutierrez moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

**VI.D.6. Megan Supersad Banuet CNA1000019148 (Pilder)
(AKA: Supersad)**

Supersad Banuet was present, telephonically, and available for questions. McComies moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for not following Resident C.P.'s care plan as evidenced by leaving resident C.P.'s bed in a high position and without her personal bed alarm while working at Devon Gables Rehabilitation Center in Tucson, Az on or about September 12, 2013.

Gutierrez left the meeting at 2:08 p.m.

Gutierrez returned to the meeting at 2:11 p.m.

VI.D.7. Jeremy "Stephen" Wiberg CNA999990480 (Pilder)

Wiberg was present, telephonically, and addressed the Board. Berrigan moved, McCormies seconded, to issue a Letter of Concern for on or about December 07, 2012 helping a resident lift her legs into bed several times after she had asked you not to assist her because transferring herself was part of her rehab therapy while employed as a CNA at Pueblo Norte Senior Adult Community in Scottsdale, AZ. The motion carried with six in favor, three opposed and one abstained.

**VI.D.8. Chaunci Sharpe CNA1000030803 (Pilder)
(AKA: Lawson)**

An attempt was made to contact Sharpe. Quinn moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation to be completed 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.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.D.9. James Williams-Shaw LP038609 (Pilder)

Snider moved, Johnson seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a minimum 12 month standard probation with stipulations to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.D.11. Megan Ferguson CNA1000021911 (Pilder)

McCormies moved, Dalton seconded, and it was unanimously carried, On a determination of reasonable cause based on the facts alleged in the investigate report (and material presented at this Board meeting), at no cost to the Board, issue an Interim Order for a substance use disorder evaluation to be completed by a Board approved licensed psychologist who specializes in substance use disorders, and to include any additional testing deemed necessary by the evaluator, to be completed within (45) days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

Post recused herself from the meeting at 2:17 p.m.

**VI.D.13. Susana Marchena-Perez LP037550 (Pilder)
(AKA: Audra Marchena-Perez)**

Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X			X
NO	0										
ABSTAIN	0										
ABSENT	2								X	X	

Post returned to the meeting at 2:18 p.m.

VI. RN/LPN/CNA Investigative Reports

VI.A.1. Joseph Alfonso Alirez CNA Endorsement (Monas)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.A.2. Frederick Fidler RN Exam; LP033544 (Monas)

Johnson moved, Dalton seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report and at no cost to the Board, issue an Interim Order for a substance abuse evaluation to be completed by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the finding of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order, amended to include LP033544.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.A.5. Adrian Montoya CNA Endorsement (Monas)

Dalton moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.A.6. Julie Shoemaker CNA Exam (Monas)

(AKA: Ahig, Nagaro)

McCormies moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.A.7. Wesley Dalton CNA100014437 (Monas)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact to issue a Letter of Concern for Respondent's October 17, 2008, conviction of Criminal Trespass and False Report to Police, both misdemeanors, while under the influence of alcohol, committed on September 12, 2008, and Respondent failed to report the September 12, 2008, incident to the Board within 10 days of being charged, as required by statute and rule and failing to appropriately disclose his September 12, 2008, alcohol related arrest.

VI.C.1. Erika Jude Chavez CNA100016220 (Morton)

Snider moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

VI.C.2. Jean Crilly RN124252 (Morton)

McCormies moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

VI.C.3. Stevo Keeman RN Applicant (Morton)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI.C.6. Michelle Fick LPN Applicant (Morton)

Johnson moved, Dalton seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for her misdemeanor charge of DUI by the Forty Fort Borough Police Department in Forty Fort, Pennsylvania, on or about May 21, 2012, resulting in her placement in an accelerated program.

VI.C.7. Jimerison Grayson CNA999992668 (Morton)

Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 12-month stayed suspension, and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

Busby left the meeting at 2:25 p.m.

VI.E.1. Christina Grace Mack CNA100009327 (Alberty)

McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 12-month stayed suspension, to include the attached stipulations. If not signed within 30 days, issue a Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.E.2. Ariana Isabel Causor CNA1000016848 (Alberty)

Dalton moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for her August 15, 2011 conviction of DUI, a misdemeanor, in Tucson Municipal Court in Tucson, Arizona and for her failure to report the charge to the Board within 10 days as required by statute and rule.

**VI.E.3. Elaine Ballesteros CNA Applicant (Alberty)
(AKA: Pantoja, Ruiz)**

Gutierrez moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.E.4. Jesse Ray-Michael Leetham CNA1000015593 (Alberty)

Leetham was present, telephonically, and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried, Continue the investigation to allow Board Staff to obtain Respondent’s medical and treatment records and, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychiatric evaluation to include a Substance Abuse evaluation by a Board approved licensed psychiatrist, and to include any additional testing deemed necessary by the evaluator, to be completed within 60 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.E.6. Porsche Blair Kirkpatrick CNA Applicant (Alberty) (AKA: French)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.E.7. Michael Ryan Hansen RN Applicant (Alberty)

Hansen was present telephonically, and addressed the Board. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for a minimum 36-month probation, to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI. RN/LPN/CNA Investigative Reports

VI.B.1. Scot Lee Vi Tilton CNA Exam (Richter)

Post moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation with an emphasis on substance abuse 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 and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.B.3. Dorothy “Dottie” Putignano CNA Endorsement (Richter)
(AKA: Dorothy Zahreldine Jane Putignano, Johns)

Richter addressed the Board and confirmed receipt of additional information. Gutierrez moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.B.4. Amethyst Ann Deasy RN Endorsement (Richter)
(AKA: Lloyd)

An attempt was made to contact Deasy. Gutierrez moved, McCormies seconded, and it was unanimously carried, upon meeting all licensure requirements, grant license, and issue a Letter of Concern for your conviction on or about June 2, 2006, in Coconino County Superior Court (Arizona) for Facilitation of Transportation of Marijuana for Sale, a class 6 undesignated felony, which was designated a misdemeanor on or about February 22, 2007, after the court granted the petition for early termination of probation.

VI.B.5. Rebecca Gwendolyn Blasko CNA Exam (Richter)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.B.7. Lacey Lynn Mitchell RN Endorsement (Richter)
(AKA: Harrelson, Barker)

Richter addressed the Board and confirmed receipt of additional information. McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.F.5. Brenda Renee Montano CNA1000016554 (McWilliams)

Post moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

VI.F.6. Jennifer Rose Nelson CNA Applicant (McWilliams)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

**VI.F.7. Candice Johnson Ell Delena CNA Applicant (McWilliams)
(AKA: Joell Malave)**

Post moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.F.8. Kristin Phyllis Whitten RN Applicant (McWilliams)

An attempt was made to contact Whitten. McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for a minimum 12-month probation, to include the attached stipulations and add that she continue treatment with her established psychiatric Nurse Practitioner until a time that the provider determines treatment is no longer needed, grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

VI.F.9. Cassandra Joy Hauber CNA1000017110 (McWilliams)

Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 12-month stayed suspension, to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

Post left the meeting at 2:50 p.m.

**VI.G.2. Frances Katherine Tate LPN Applicant; (Wagner)
(AKA: Franolich) CNA1000012560**

Tate was present, telephonically, and addressed the Board. Berrigan moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure and offer a Consent Agreement for a Decree of Censure for CNA1000012560. If not signed within 30 days, issue Notice of Charges against CNA1000012560.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

The meeting recessed at 3:02 p.m. and reconvened at 3:24 p.m.

VI.H.1. Gary Wayne Phillips TNRN145063 (Kish)

Kish addressed the Board and confirmed receipt of additional information. Phillips was present, telephonically, and available for questions. Snider moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

VI.H.2. Sharla Ann Campione RN095676 (Kish)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

VI.H.3. Ronald Dean Keats RN083406 (Kish)

Quinn moved, Berrigan seconded, and it was unanimously carried to issue the attached Notice of Charges.

VI.H.6. Anmarie Gum RN149795 (Kish)

Kish addressed the Board and confirmed receipt of additional information. Snider moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

**VI.H.8. Ann I. Sala RN282121-3102UT (Kish)
(AKA: Ann Irene Sala)**

Sala was present, telephonically, and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure on Respondent’s Multistate Privilege to Practice. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.N.1. Pamela Barnett RN175519 (Arias)

McCormies moved, Gutierrez seconded, and it was unanimously carried to table Agenda Item VI.N.1.

VI.N.2. Jill Brown CNA1000024690 (Arias)

Quinn moved, Berrigan seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the Investigative Report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation, to include a substance abuse evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.N.3. Irving Cordero CNA Applicant (Arias)

Gutierrez moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.N.5. William Lonon CNA Applicant (Arias)

Snider moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.N.6. Michelle Morris CNA Applicant (Arias)

Dalton moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.N.7. Marco Vazquez CNA Applicant (Arias)

McCormies moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.O.3. Araceli Rivera CNA Applicant (Barker)

Rivera was present, telephonically, and available for questions. Dalton moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a minimum 12-month stayed suspension, with the attached stipulations, grant certification. If not signed within 30 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.O.4. Steven Tierno CNA Applicant (Barker)

Snider moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.O.5. Melissa Two RN Applicant (Barker)

Two was present, telephonically, and addressed the Board. Johnson moved, Quinn seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation at no cost to the Board, to include a substance abuse evaluation, by a Board approved licensed 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, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.O.6. Ramon Vargas CNA100003615 (Barker)

Snider moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.1. Kristin Anne Freeman RN127972 (Kerrigan)

Kerrigan addressed the Board and confirmed receipt of additional information. Snider moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Complaint/Notice of Hearing.

VII.L.2. Kelley Marie Waugh RN171463 (Olson)

Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

VII.L.3. Jessica Marie Gonda RN Endorsement (Olson)

Dalton moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VII.L.4. Roy Rasmussen II RN Endorsement (Olson)

Quinn moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

VI.L.5. Cassandra L. Biberstine CNA Exam (Olson)

Gutierrez moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

**VI.L.6. Renda Haney CNA960179441 (Olson)
(AKA: Hernandez)**

Dalton moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

**VI.P.1. Stefanie Maass RN138737; AP4134 (Chambers)
(AKA: Zollinger)**

An attempt was made to contact Maass. Johnson moved, Snider seconded, and it was unanimously carried to dismiss the complaint.

VI.P.3. Rebecca Walker RN Endorsement (Chambers)

McCormies moved, Dalton seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

**VI.P.4. Carrie Pietrasik Dewey RN076361 (Chambers)
(AKA: Carrie Lee Pietrasik)**

Snider moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and forward a copy of the investigative file and Notice of Charges to Wisconsin.

V.C. Non-Compliance/Compliance with Board Orders

**V.C.2. Melissa Marie Goley RN176897 (Greabell)
(AKA: Koen; Fowler)**

Johnson moved, Dalton seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1108127 (“Order”) and allow Respondent to fulfill the terms and conditions of the Order in the state of North Carolina and issue a Letter of Concern for failing to attend the minimum number of AA meetings in April, May, and September 2013 in violation of paragraph 3, page 8 of the Order, and allow Board staff to issue a compliance letter to the North Carolina Board of Nursing stating Respondent’s Order shall remain in effect until terminated by this Board upon Respondent’s fulfillment of all terms and conditions of the Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

V.C.4. Lori Michelle Miller RN152832 (Greabell)

Dalton moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for (1) failing to cause your employer to submit in writing acknowledgement of Consent Agreement and Order No. 0903113 (“Order”) within seventy-two hours of the effective date in violation of paragraph 3, page 8 of the Order, (2) failing to cause two supervisors to submit in writing acknowledgement of the Order in violation of paragraph 5, page 10 of the Order, and (3) failing to cause your employer to submit monthly performance reports in March, 2013, April, 2013, May, 2013, June, 2013, July, 2013, and August 2013 and then again in September, 2013, October, 2013, November, 2013, and December, 2013 in violation of paragraph 4, page 9 of the Order and terminate Consent Agreement and Order No. 903113.

V.C.5. Amy Therese Nicholls RN135542; LP039398 (Greabell)

Nicholls was present, telephonically, and available for questions. Dalton moved, Snider seconded, and it was unanimously carried to allow Respondent to continue on the Consent Agreement and Order No. 0907071 and allow Respondent to fulfill the terms and conditions of the Order in the state of Texas and issue a Letter of Concern for failing to practice under the direct Supervision of a registered nurse from on or around June 18, 2012 to on or around August 15, 2013 while you were employed as a RN at Virdian Health Management in Phoenix, Az in violation of paragraph 16, page 17 of the Order and for missing one Nurse Recovery Group meeting in July, 2013 and for missing Nurse Recovery Group meeting from on or around October 25, 2013 to the present after you moved to Texas in violation of paragraph 6, page 9 of the Order. Respondent’s Order shall remain in effect until terminated by this Board upon Resident’s fulfilment of all terms and conditions of the Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

V.C.7. Leila Xan Pascarella RN164509; LP045970 (Greabell)

Snider moved, Johnson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the Monitoring Non-Compliance Report, offer a Consent Agreement for a minimum 24-month Stayed Suspension/Probation with terms and conditions. If not signed within 30 days, issue Notice of Charges. Respondent’s Consent Agreement and Order No. 1201123 shall remain in effect and enforceable until the matter is resolved.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

V.C.8. Adrian Soto LP046950 (Greabell)

Soto was present, telephonically, and available for questions. Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for failing to have your practical nurse license no. LP046950 stamped “Probation” in violation of paragraph 1, page 6 of the Order, failing to cause your employer to submit a letter to the Board acknowledging receipt of the Order within three days of the effective date of the Order in violation of paragraph 11, page 12 of the Order, and for failing to submit to

a random urine drug screen on October 8, 2012 in violation of paragraph 8, page 10 of the Order and terminate Consent Agreement and Order No. 1102081.

V.C.13. Lindsay Marie Tucci LP049610 (Greabell)

Greabell addressed the Board and confirmed receipt of additional information. Dalton moved, Snider seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1107108 and issue a Letter of Concern for: (1) Failing to enroll in Nurse Recovery Group within seven days of the effective date of the Order in violation of paragraph 4, page 9, of the Order; (2) Failing to attend Nurse Recovery Group from on or around September 19, 2013 to December 2013 and January 11, 2014 in violation of paragraph 4, page 9 of the Order; and (3) Failing to enroll in relapse prevention therapy within thirty days of the effective date of the Order in violation of paragraph 3, page 8 of the Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

V.C.14. Sapphire Suzanne Quiroz RN158606 (Greabell)

Snider moved, Dalton seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer Respondent a Consent Agreement for a minimum 18 month stayed suspension to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. Respondent’s Order and Suspension, effective November 13, 2011, will remain in effect until the matter is resolved and upon resolution, the Order will be terminated.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	7	X	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.2. 2014 Legislative Session Bills Impacting Nursing Regulation – Harris/Ridenour

VII.A.2.a. AzBN Legislative Tracking Report (Discussion & Decision)

VII.A.2.b. 2014 Legislative - HB2260

VII.A.2.c. 2014 Legislative - HB2500

Harris provided information on 2014 Legislative Session bills impacting nursing regulation including HB2260 and HB 2500. Harris noted that other measures we are seeing are an outgrowth of focus on the Medical Board review. There has been increased reporting of all the Boards to the Ombudsmen.

Harris noted that regulatory boards need to find a way to work well with service personnel and their spouses. Quinn asked if the Board took measures without statutory guide, would it show good faith to the legislature. Harris stated the need to use statutes as a guide. Ridenour noted the advantage that the 24 states have who are in the compact.

Harris reported that some bills on Scope of Practice would not have an impact on the Nursing Board. Other bills which have a potential of passing include one for Board member educational requirement/system to keep track of training, and one recommending additional reporting to the Ombudsmen (which would require reporting of documents we report elsewhere). He noted that there will likely be some other bills introduced to track, but the last day to introduce bills in the Senate is Feb. 3, and in the House is Feb. 10. The last day for bills to be heard is Feb. 21. Harris and Ridenour will work together to watch for bills that are introduced.

X. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway Community College, University of Arizona, and Northern University nursing students regarding Board functions, policies and procedures. Questions were asked on:

- The Purpose of a Letter of Concern
- The definition of Notice of Charges
- Social Media
- The consequences of a DUI
- Violations of the Nurse Practice Act

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00, a.m., Friday, January 31, 2014, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

- Randy C. Quinn, CRNA, President
- Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
- Theresa (Terri) Berrigan, LPN, C-AL, Secretary
- Kathryn L. Busby, JD, Member
- Leslie Dalton, MSN, RN, Member
- Lori Gutierrez, BS, RN-C, Member
- Patricia Johnson, LPN, Board Member
- Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member
- Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

- M. Shawn Harrell, RN, MS, Member

LEGAL COUNSEL:

- Elizabeth Campbell, Assistant Attorney General
- Carrie Smith, Assistant Attorney General
- Sarah Selzer, Assistant Attorney General

STAFF DIRECTORS:

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
- Judy Bontrager, RN, MN, Associate Director of Operations
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
- Kirk Olson, Lead Senior Investigator

STAFF:

<p style="text-align: center;">Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, Nurse Practice Consultant Janeen Dahn, Ph.D., FNP-C, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant</p>	<p style="text-align: center;">Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Bonnie Richter, MSW, Senior Investigator Valerie Smith, RN, MS, FRE, Consultant to Exec Director Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC Lisa Youtsey, Administrative Assistant</p>
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I. Call to Order

The meeting was called to order at 8:02, a.m., Friday, January 31, 2013.

The following Board members were present: Quinn, McCormies, Berrigan, Dalton, Johnson Snider, Gutierrez, and Busby.

Quinn presided.

Quinn welcomed members of the audience, explained the procedure for addressing the Board, and stated the mission of the Board.

VII.B.6. Breckinridge School of Nursing at ITT Technical Institute Update and Request for Private Mediation (Decision)

Busby moved, Johnson seconded, and it was unanimously carried to table Agenda Item VII.B.6.

VI.R. APRN/RN/LPN/CNA Investigative Report/Potential Summary Suspension Pursuant to A.R.S. § 41-1092.11(B) and/or Acceptance of a Consent Agreement and/or Adoption of Complaint & Notice of Hearing

VI.R.1. Michelle M. Peters RNO90110; AP1836 (Dahn)

Attorney Kelly McDonald was present and addressed the Board. Dahn addressed the Board with additional information. Peters was present and available for questions. John, Macak, Gina Macak, Cynthia Fabian, David Ludlow, Phillip Van Dyne, Jeri Fornara, David Fornara, JoAnna Karbowniczek, Anna Karbowniczek, and Liz Walters, were present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VI.R.1.

Post arrived at 8:38 a.m.

VII.B.6. Breckinridge School of Nursing at ITT Technical Institute Update and Request for Private Mediation (Decision)

Berrigan moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VII.B.6. Johnson moved, Busby seconded, and it was unanimously carried to try to move the matter expeditiously to a hearing and/or a settlement conference by requesting the AG's office to assign an attorney and/or a senior litigator counsel as quickly as possible in order to move forward and in order to expedite the matter and to direct the Executive Director to explore the hiring of outside counsel, working with the AG's office and their list of approved counsel to seek any funding including legislation for appropriation of funds to pay for outside counsel.

The meeting recessed at 9:45 a.m. and reconvened at 10:00 a.m.

Busby left the meeting at 10:00 a.m.

II.E. Rehearing Requests or Review of Board Decision

II.E.1. Trina Lorraine Harvey RN145055 (C. Smith)

The proceeding began at 10:00 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. C. Smith, Assistant Attorney General, represented the State.

Attorney Rob Chelle and C. Smith addressed the Board.

Snider moved, Johnson seconded, and it was unanimously carried to allow the rehearing of accident or surprise that could not have been prevented by ordinary prudence.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.9. Erin Call RN139668 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Attorney Rob Chelle was present and addressed the Board.

McCormies moved, Gutierrez seconded, and it was unanimously carried to accept the proposed, signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

Quinn recused himself and left the meeting at 10:06 a.m.

II.C.10. Derek Springfield RN117400 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Attorney Rob Chelle was present and available for questions.

Gutierrez moved, Berrigan seconded, and it was unanimously carried to accept the proposed, signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X		X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	3					X			X		X

Quinn returned to the meeting at 10:08 a.m.

II.C.3. Max Bishop RN139015 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present and available for questions.

McCormies moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.1. Gail Sylvia Ziv RN045016; AP003 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Selzer addressed the Board and recommended the Board accept the proposed signed Consent Agreement.

Attorney Teresa Sanzio was present and available for questions.

Gutierrez moved, McCormies seconded, and it was unanimously carried to accept the proposed signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.2. Beverly Jean Rockwell RN057501; AP0087 (C. Smith)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

C. Smith addressed the Board and recommended the Board accept the signed Consent agreement.

Attorney Teresa Sanzio was present and available for questions.

Dalton moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.4. Virginia Caberte Espinosa RN162989 (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and recommended the Board accept the signed Consent Agreement.

Attorney Teresa Sanzio was present and available for questions.

McCormies moved, Post seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.5. Angela Schroedl RN144597; AP2645 (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and recommended the Board issue a Letter of Concern.

Attorney Teresa Sanzio was present and addressed the Board.

Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern to Respondent for receiving Victoza in March 2011 from a drug representative at a drug representative dinner for personal use while Respondent was employed at a rural health clinic in Arizona.

II.F. Request to Rescind Prior Board Decision to Consider Alternative Action

II.F.2. Sheryl Lynn Braat RN143215 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Selzer, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present and addressed the Board.

Snider moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for her October 7, 2010 charge of driving under the influence.

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.14. Phyllis Miller LP032030 (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present and available for questions.

Gutierrez moved, Dalton seconded, and it was unanimously carried to accept Consent Agreement for a Decree of Censure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.7. Nancy Hungerland RN Applicant (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Attorney Lisa Gervase was present and available for questions.

McCormies moved, Gutierrez seconded, and it was unanimously carried to accept the signed proposed Consent Agreement and Civil Penalty for \$250.00.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.8. Kate Dalessio RN118716 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Selzer, Assistant Attorney General, represented the State.

Attorney Lisa Gervase was present and addressed the Board.

Dalton moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern.

II.A.6. Jennifer Leroy RN152561 (Campbell)

The proceeding began at 10:15 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

Attorney Scott King and Leroy were present and available for questions

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the Administrative Law Judge’s recommendation for a Letter of Concern.

McCormies moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 40.

McCormies moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 6.

McCormies moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern in Complaint No. 1109101 against License No. RN152561 previously issued to Respondent Jennifer Lynn LeRoy.

Post recused herself from the meeting at 10:19 a.m.

II.G.2. Luann Kelly RN133348; AP3594 (C. Smith)

C. Smith addressed the Board with additional information. Attorney Zachary Cain was present and addressed the Board. Kelly was present and available for questions. Quinn moved, McCormies seconded, and it was unanimously carried based on the finding of fact, issue Complaint and Notice of Hearing and combine with complaint 1 and 2.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	0										
ABSTAIN	0										
ABSENT	3								X	X	X

Post returned to the meeting at 10:28 a.m.

II.C.15. Rebecca Ora Stephens CNA1000020041 (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and confirmed receipt of additional information.

Stephens was present and addressed the Board.

Johnson moved, Dalton seconded, and it was unanimously carried to accept signed Consent Agreement for a Decree of Censure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.1. Carolyn Mick RN157290 (C. Smith)

The proceeding began at 10:31 a.m. with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

C. Smith addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the recommended order.

McCormies moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 69.

McCormies moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 17.

McCormies moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN157290, previously issued to Carolyn Mick.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.2. Aquilla McCullough LPN Applicant (Campbell)

The proceeding began at 10:34 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell Assistant Attorney General, represented the State.

McCullough was present, telephonically, and addressed the Board.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the Administrative Law Judge’s recommendation of denial of practical nurse license.

Gutierrez moved, Johnson seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 22.

Gutierrez moved, Johnson seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 10.

Gutierrez moved, McCormies seconded, and it was unanimously carried to deny the applicant’s appeal and that prior denial of Acquilla McCullough’s application for License Practical Nurse be upheld and affirmed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.3. Denis Calderon CNA Applicant (Campbell)

The proceeding began at 10:39 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the order of Denial.

Calderon was present and addressed the Board.

Johnson moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 40.

Johnson moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 9.

Johnson moved, Dalton seconded, and it was unanimously carried to deny the applicant’s appeal and that prior denial of Denis Calderon’s application for nursing assistant certification be upheld and affirmed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.4. Peary Brown RN105646 (Campbell)

The proceeding began at 10:51a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Campbell, Assistant Attorney General, represented the State.

Brown was present and addressed the Board.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the recommended order.

Johnson moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 26

Johnson moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 8.

Johnson moved, Dalton seconded, and it was unanimously carried commencing on the effective date of the Order entered in complaint No. 1104047 that Respondent’s Registered Nurse License No. RN105646 be placed on 24-month probation, subject to terms and conditions imposed by the Board or its designee, which shall include anger management treatment and drug testing and treatment to address Respondent’s marijuana conviction.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.5. Melissa Richmond CNA Applicant (Campbell)

The proceeding began at 10:58 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post..

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 Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Richmond was present, telephonically, and addressed the Board.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the Administrative Law Judge’s recommended order.

McCormies moved, Berrigan seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 35.

McCormies moved, Berrigan seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 10.

McCormies moved, Berrigan seconded, and it was unanimously carried to deny the applicant’s appeal and that prior denial of Melissa Richmond’s application for nursing assistant certification be upheld and affirmed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.B. Motion to Deem Allegations Admitted for Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Kathy Anne Cooper	RN134587	Revoke	Campbell
II.B.2.	Danny Montano	CNA1000030710	Revoke	Selzer

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

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

Johnson moved, Snider 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.

Johnson moved, Snider seconded, and it was unanimously carried to accept the State’s recommended discipline.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

Gutierrez left the meeting at 11:05 a.m.

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.6. Yoon Choi RN157733 (C. Smith)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

C. Smith addressed the Board and recommended the Board dismiss the matter.

Choi was present and addressed the Board.

Quinn moved, Post seconded, and it was unanimously carried to deny Respondent’s request to dismiss this matter.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X			X	
NO	0										
ABSTAIN	0										
ABSENT	3							X	X		X

Gutierrez returned to the meeting at 11:09 a.m.

Berrigan recused herself and left the meeting at 11:14 a.m.

II.C.11. Jamilyn Kay Monz CNA1000018124 (Campbell)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Monz was present and available for questions.

Campbell addressed the Board and recommended the Board accept Consent Agreement.

McCormies moved, Gutierrez seconded, and it was unanimously carried to accept Consent Agreement for a Decree of Censure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X		X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	3				X				X		X

Berrigan returned to the meeting at 11:17 a.m.

II.C.12. Lindsay Laningham RN158672 (Selzer)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Selzer addressed the Board and recommended the Board accept the proposed signed Consent Agreement.

Johnson moved, McCormies seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.C.13. Ida Mary Heath RN086039; AP0229; (C. Smith) AP0008

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

Heath was present and addressed the Board.

C. Smith addressed the Board.

McCormies moved, Post seconded, and it was unanimously carried to dismiss complaint #2 and accept signed Consent Agreement.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Anna Marie Alvarez	CNA1000027453	Revocation	C. Smith
II.D.2.	Amy Adams	LP038565	Revocation	C. Smith
II.D.3.	Kristen Marie Bunge	RN140023	Revocation	C. Smith
II.D.4.	Tracy Chandler	RN151822	Revocation	C. Smith
II.D.5.	Emily A. Cooper	CNA1000009977	Revocation	C. Smith
II.D.6.	Josiane Duquenoy	CNA999953022	Revocation	C. Smith
II.D.7.	Gabriel L. Dominguez	CNA453062103	Revocation	C. Smith
II.D.8.	Caroline Gerba	CNA1000017993	Revocation	C. Smith
II.D.9.	Chandler Rae Hussey	CNA1000013692	Revocation	C. Smith
II.D.11.	Colleen Terese Grady	LP044406	Revocation	Selzer
II.D.12.	Lois M. Galvan	LP008627	Revocation	Selzer
II.D.13.	Maria A. Rodriguez	CNA1000006065	Revocation	Selzer
II.D.14.	Bersgin Racole Hartfield	CNA1000014341	Revocation	Selzer
II.D.15.	Deborah Thomas-Rucker	RN056718	Revocation	Campbell
II.D.16.	Shanna Rae Trejo	CNA999996343	Revocation	Campbell
II.D.17.	Bradley David Slade	RN125901	Revocation	Campbell
II.D.18.	Regina Patricia Smith	RN053312	Revocation	Campbell
II.D.19.	Robert Anthony Moore	CNA1000024327	Revocation	Campbell
II.D.20.	Alexis Schenek	CNA1000033265	Revocation	Campbell
II.D.21.	Marissa Rose Cutter	CNA1000009947	Revocation	Campbell
II.D.22.	Sara Lynn Bosworth	CNA1000021293	Revocation	Selzer
II.D.23.	Kelly Rene Holmes	CNA1000013913	Revocation	Selzer
II.D.24.	Byron Barthel	CNA1000027205	Revocation	Selzer
II.D.25.	Rebecca Sori Gonzalez	CNA1000005055	Revocation	Selzer
II.D.26.	Christina Kay Isaacs	RN069899	Revocation	C. Smith
II.D.27.	Remy Nicole Pritchert	LP047228	Revocation	C. Smith

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorneys General, represented the State.

C. Smith addressed the Board and requested the Board accept the State’s recommended discipline for the above listed.

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

McCormies moved, Dalton seconded, and it was unanimously carried to grant the State’s Motions to Deem Allegations Admitted.

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

McCormies moved, Dalton seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.1. through 9, and Agenda Items II.D.11-27.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.D.10. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.10.	Jennifer Rodriguez	CNA1000021154	Revocation	C. Smith

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General represented the State.

Rodriguez was present, telephonically, and addressed the Board.

C. Smith addressed the Board and recommended the Board accept the State’s recommended discipline.

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

Johnson moved, Berrigan 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.

Quinn moved, Dalton seconded, and it was unanimously carried to accept the State’s recommended discipline.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

II.F. Request to Rescind Prior Board Decision to Consider Alternative Action

II.F.1. Lori Rose Aaron RN159856 (C. Smith)

Quinn moved, Post seconded, and it was unanimously carried to table Agenda Item II.F.1.

Snider left the meeting at 11:45 a.m.

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

II.G. Hearing Department Investigative Reports

II.G.1. Ronald Paul Mounts RN137362 (Selzer)

Selzer addressed the Board and confirmed receipt of additional information. McCormies moved, Gutierrez seconded, and it was unanimously carried to issue Complaint and Notice of Hearing.

VI.N.1. Pamela Barnett RN175519 (Arias)

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item VI.N.1. Attorney Kathleen Lambert was present and addressed the Board. Barnett was present and available for questions. Post moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern

for your December 19, 2009 arrest and conviction for DUI in Portland, Oregon and for your August 8, 2012 arrest for assault/domestic violence in Tucson, Arizona, which was dismissed.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Glendale Community College, Gateway Community College, Grand Canyon University, Arizona State University and University of Phoenix nursing students regarding Board functions, policies and procedures. Questions were asked on:

- The role of each Board member
- How does a public member fit in with Board members
- The Definition of Consent Agreement
- Revocation
- Steps to appeal your case

The meeting recessed at 12:30 and reconvened at 1:13 p.m

**VII.B. Educational Reports and Rules – Randolph/Breed/Doolen
(Friday 1:00 P.M.)**

VII.B.1. Nurse Assistant Programs Approved by the Executive Director

Information was provided to the Board regarding Nurse Assistant Programs approved by the Executive Director.

VII.B.2. Education Updates (Information): Arizona Western College Administration Extension; Breckinridge School of Nursing at ITT Technical Institute Administration Change; Carrington College Administration Change

Randolph provided Education updates on Arizona Western College Administration Extension; Breckinridge School of Nursing at ITT Technical Institute Administration Change and Carrington College Administration Change.

VII.B.3. Arizona College Application for Proposal Approval and Request to Offer Prerequisite General Education Classes (Discussion/Decision)

Dr. Rose Saunders, Dean of Arizona College, was present and addressed the Board. Nick Mansour, President, of Arizona College, was present and available for questions. Busby moved, Snider seconded, and it was unanimously carried, based upon the information contained in this memo and documents submitted by Arizona College, to extend Arizona College's current provisional approval for 6 months for the sole purpose of allowing Arizona College to enroll BSN nursing students in pre-requisite general education courses offered by Arizona College in conjunction with Keiser University per agreement dated December 20, 2013 and to grant Proposal Approval to Arizona College for the proposal reviewed by the Education Committee on December 4th, 2013.

VII.B.4. Arizona State University College of Nursing and Healthcare Innovation Baccalaureate in Nursing and Advanced Practice Program Site Visit Report (Discussion and Decision)

Brenda Morris, Arizona State University, was present and available for questions. McCormies moved, Busby seconded, and it was unanimously carried to continue approval of the program with a written report in 6 months evidencing remedying of all potential deficiencies. If a report is not received, return to the Board.

VII.B.5. Northern Arizona University Advanced Practice Nursing Program Site Visit Report (Discussion and Decision)

Sally Doshier, Assistant Dean, Northern Arizona University, was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to continue approval with a report within 6 months evidencing remedying of all potential deficiencies. If a report is not received or does not provide sufficient evidence remedying the potential deficiency, return to the Board for a determination of status.

VII.B.7. Notice of Proposed Rulemaking, A.A.C. R4-19-101 and R4-19-801 through 815

Quinn moved, McCormies seconded, and it was unanimously carried to proceed with Notice of proposed rulemaking, A.A.C. R4-19-101 and R4-19-801 through 815.

VII.B.8. Report of Proceedings, Deans and Directors Meeting

Randolph addressed the Board with positive feedback for Report of Proceedings, Deans and Directors Meeting.

VII.B.9. CNA Educator's Retreat Report

Randolph announced the overall reviews for the CNA Educator's Retreat Report were positive and thanked Mr. Quinn, President, for attending the CNA Educator's Retreat.

VII.B.10. University of Arizona Nurse Anesthetist Track

Randolph revealed University of Arizona is starting Nurse Anesthetist Track.

V.C. Non-Compliance/Compliance with Board Orders

V.C. 3. Brenda Marie Johnson RN057354; LP018864 (Greabell)

Johnson was present and addressed the Board. McCormies moved, Dalton seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 0904052 ("Order") and issue a Letter of Concern for failing to attend Nurse Recovery Group on May 29, 2013 in violation of paragraph 1, page 10 of the Order and failing to cause Dr. Peter Mitchell to submit a letter to the Board acknowledging receipt of Consent Agreement and Order NO. 0904052 when he prescribed a controlled substance to you following a surgical procedure on May 4, 2012 in violation of Paragraph 5, Page 12 of the Order. Respondent's Consent Agreement and Order No. 0904052 shall remain in effect until terminated by this Board upon fulfillment of all terms and conditions, but Respondent may be allowed to step-down the frequency of her random drug testing to on-call and is no longer required to submit reports from Nurse Recovery Group and Alcoholics Anonymous.

Busby left the meeting at 1:40 p.m.

VI.R. APRN/RN/LPN/CNA Investigative Report/Potential Summary Suspension Pursuant to A.R.S. § 41-1092.11(B) and/or Acceptance of a Consent Agreement and/or Adoption of Complaint & Notice of Hearing

VI.R.4 Arturo R. Valiente LP046479 (Wilson)

The proceeding began at 1:40 p.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, and Post.

Valiente was present and addressed the Board.

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

Gutierrez moved, Johnson seconded, and it was unanimously carried, based upon the information presented at this meeting and the information contained in the investigative report, to accept and adopt

the proposed preliminary Findings of Fact and Conclusions of Law of the Findings set forth in the draft Order attached to the investigative report.

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).

Gutierrez moved, Johnson seconded, and it was unanimously carried, based upon the information presented at this meeting, the findings of fact and statute/rule violations identified in the investigative report, and make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending the license of Arturo R. Valiente pending further hearing. The hearing shall be promptly instituted and determined within 60 days.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

It was therefore ordered that the license/certificate of Arturo R. Valiente be suspended effective with the service of the written Order, and that LP046479 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.

II.F. Request to Rescind Prior Board Decision to Consider Alternative Action

II.F.1. Lori Rose Aaron RN159856 (C. Smith)

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. C. Smith, Assistant Attorney General, represented the State.

Aaron was present and addressed the Board.

Berrigan moved, Snider seconded, and it was unanimously carried to reopen Agenda Item II.F.1. Johnson moved, Post seconded, and it was unanimously carried to offer the Respondent a consent agreement for 24 months standard probation with the attached terms and conditions. If not signed within 30 days, issue complaint and notice of hearing.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

III. Board Reports Regarding Executive Director/Designee Delegated Duties: Cases Dismissed, Letters of Concern, Cases Closed Through Settlement, Imposters and Court Ordered Revocations

III.A. Board Information Regarding Cases Dismissed Pursuant to ARS 32-1605.01 (C) 1

Information was provided to the Board regarding cases dismissed pursuant to ARS 32-1605.01 (C) 1

III.B. Board Information Regarding Letters of Concern Issued Pursuant to ARS 32-1605.01 (C) 4

Information was provided to the Board regarding Letters of Concern issued pursuant to ARS 32-1605.01 (C) 4.

III.D. Imposters, Cease & Desist Orders & Court Ordered Revocations

III.D.1. Shelley Knuffke Hurtado

Information was provided to the Board regarding Cease and Desist letters sent to the name listed above.

IV. Lapsed Licenses & Certificates, Felony Bar Cases, Notice of Charges, Notice of Denial of Application for Licensure/Certification, Applicants for Licensure/ Accept Signed Consent Agreement

IV.A. Lapsed Licenses & Certificates: Possible Administrative Penalty

IV.A.1. Board Staff Recommendation: Offer Consent Agreement (Lohsandt)

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.1.a.	Jasmine Arango	CNA1000031147	\$25
IV.A.1.b.	Sharon Berg	RN067453	\$500
IV.A.1.c.	Jocelyn Bradford	CNA1000030114	\$50
IV.A.1.d.	Shadean Bryant	CNA1000029907	\$25
IV.A.1.e.	Maribel Castillo	CNA999994662	\$25
IV.A.1.f.	Crystal Fuller	CNA1000006514	\$50
IV.A.1.g.	Kyle Funfsinn	CNA1000023295	\$25
IV.A.1.h.	Virginia Garcia	CNA1000007370	\$25
IV.A.1.i.	Maria Jimenez-Thiel	CNA1000030255	\$25
IV.A.1.j.	Keegan Kendall	CNA1000032754	\$25
IV.A.1.k.	Jacqueline Krouth	CNA999991731	\$25
IV.A.1.l.	Johanna Larsen	CNA1000032823	\$25
IV.A.1.m.	Jessica Nightingale	CNA260198303	\$25
IV.A.1.n.	Emeka Okafor	CNA1000028887	\$50
IV.A.1.o.	Christine Smith	CNA432333413	\$50
IV.A.1.p.	Karen Valle	CNA747969703	\$25

McCormies moved, Johnson seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an Administrative Penalty for the amount stated for working on an expired license/certificate. If the Consent Agreement, is not signed within 30 days or the Administrative Penalty is not paid within 6 months of the effective date of the order, issue Notice of Charges; and referral of the employer will be made to the Department of Health Services for licensee/certificate holders working on a lapsed license/certificate for three months or greater.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

IV.A.2. Board Staff Recommendation: Accept Signed Consent Agreement (Lohsandt)

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.2.a.	Marina Anda	CNA1000012854	\$25
IV.A.2.b.	Sherry Arnold	CNA818612387	\$25
IV.A.2.c.	Halima Bah	CNA1000022980	\$25
IV.A.2.d.	Cynthia Balanzar	CNA1000019662	\$25
IV.A.2.e.	Charity Cox-Hayden	RN160168	\$100
IV.A.2.f.	Diane Crowe	LP019648	\$200
IV.A.2.g.	Donna Dolan	RN147102	\$200
IV.A.2.h.	Kristen Emerson	CNA1000031946	\$25
IV.A.2.i.	Deidra Escudero	CNA1000032523	\$25
IV.A.2.j.	Denise Frantz	CNA614282103	\$25

IV.A.2.k.	Karla Harrigan	CNA1000028473	\$25
IV.A.2.l.	Judy Johnson	RN157281	\$1000
IV.A.2.m.	Krysta Lovato	CNA1000022058	\$25
IV.A.2.n.	Sheila Markovic	CNA1000027340	\$75
IV.A.2.o.	Jennifer McCoy	LP036835	\$500
IV.A.2.p.	Theresa Minani	CNA1000031709	\$50
IV.A.2.q.	Alysia Morin	CNA1000029340	\$75
IV.A.2.r.	Hannah Mulholland	CNA1000012267	\$75
IV.A.2.s.	Toni Myers	CNA1000015805	\$50
IV.A.2.t.	Heidi Sanders	RN106300	\$100
IV.A.2.u.	Arlene Tovar	CNA50682803	\$25
IV.A.2.v.	Amalia Vazquez	RN027791	\$100
IV.A.2.w.	Maribel Velasco	CNA1000031657	\$25
IV.A.2.x.	Maria White	CNA1000022936	\$25
IV.A.2.y.	Grant Whitson	CNA1000021652	\$25

Gutierrez moved, McCormies seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to accept the signed Consent Agreement and if the Administrative Penalty for the amount stated for working on an expired license/certificate; is not paid within 6 months of the effective date of the order, issue Notice of Charges; and referral of the employer will be made to the Department of Health Services for licensees/certificate holders working on a lapsed license for three months or greater.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Snider Member	Berrigan Secretary	Quinn President	Johnson V. Pres.	Gutierrez Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

IV.A.3. Board Staff Recommendation: Accept Signed Consent Agreement/Grant Licensure (Rappoport)

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.3.a.	Anne Renee Morel	TRN183065	Lohsandt

McCormies moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute and rule violations identified in the investigation report, and upon meeting all licensure requirements, to accept the signed Consent Agreement for an Administrative Penalty in the amount stated, and grant licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres.	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

IV.B. Consent Agenda - Felony Bar Cases

IV.B.1. Board Staff Recommendation: Adopt Order of Denial for Applicants

Agenda #	Name	License/Certificate #	Staff
IV.B.1.a.	Regina Ann Caffey-Means	LP Applicant	Alberty

Snider moved, Dalton seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Item IV.B.1.a.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres.	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

IV.B.2. Consent Agenda - Felony Bar Cases

IV.B.2. Board Staff Recommendation: Notice of Charges for RN/LPN/CNA

Agenda #	Name	License/Certificate #	Staff
IV.B.2.a.	Arthur John Bachelier	LP044332	Olson
IV.B.2.b.	Magdalena T. Rascon	CNA866405641	Alberty

Johnson moved, Snider seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.a-IV.B.2.b.

IV.C. Consent Agenda - Board Staff Recommendation: Notice of Charges

Agenda #	Name	License/Certificate #	Staff
IV.C.1	Shannon Belk	CNA100029593	Lohsandt

Post moved, McCormies seconded, and unanimously carried to rescind prior Consent Agreement and issue Notice of Charges for Agenda Item IV.C.1.

V.B. Applicants for Reissuance & Investigative Reports

V.B.1. Denise Marie Ortiz RN134601 (Monas)

Agenda Item V.B.1. Will not be opened this meeting.

V.A. Consent Agenda Board Staff Recommendation: Terminate Previously Issued Board Orders after Full Compliance, RN/LP/CNA – (Sutter) (List available in Board office)

Johnson moved, Berrigan seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order if no evidence of non-compliance with Board Order/Consent Agreement exists.

V.C. Non-Compliance/Compliance with Board Orders

V.C.11. Julie Lenore Gregory RN133671 (Greabell)

Gregory was present, telephonically, and addressed the Board. Post moved, McCormies seconded, and it was unanimously carried, based upon the language of the Order and the information contained in this Monitoring Report, issue a Letter of Concern for five unexcused absences from Nurse Recovery Group in months July, 2013; August, 2013; September, 2013; October 2013; and November, 2013 in violation of paragraph 6, page 9 of the Order and for failing to submit to random urine drug testing on October 7, 2013 and November 6, 2013 in violation of paragraph 8, page 9 of the Order, and allow Respondent to continue on Consent Agreement and Order No. 1204064 and to dismiss Investigation Case No. 1310049.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	0										
ABSENT	2								X		X

Busby returned to the meeting at 2:19 p.m.

V.C.15. Guy Caraffa RN063537; CRNA0671 (Greabell)

Caraffa was present, telephonically, and available for questions. Greabell addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried terminate Consent Agreement and Order No. 0904051.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

VI. RN/LPN/CNA Investigative Reports
VI.J.2. Jennifer Renee Urbina RN123183 (Hunter)
(AKA: Benard, Minnick)

An attempt was made to contact Urbina, telephonically. Hunter addressed the Board with additional information. Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 24-month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

Quinn recused himself from the meeting at 2:30 p.m.

VI.J.3. Katherine Jan Chasse RN111381 (Hunter)
(AKA: Parker)

Chasse was present, telephonically, and available for questions. Johnson moved, Snider seconded, and it was unanimously carried, Making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, issue an Interim Order for a neuropsychological evaluation to be completed by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X		X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	2					X			X		

Quinn returned to the meeting at 2:34 p.m.

VI.R. APRN/RN/LPN/CNA Investigative Report/Potential Summary Suspension Pursuant to A.R.S. § 41-1092.11(B) and/or Acceptance of a Consent Agreement and/or Adoption of Complaint & Notice of Hearing

VI.R.2. Lauren Faith Nunez RN163590 (Wilson)

The proceeding began at 2:35 p.m., with the following Board members present: Quinn, McCormics, Berrigan, Dalton, Johnson, Snider, Gutierrez, Post and Busby.

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

Busby moved, Snider seconded, and it was unanimously carried, based upon the information presented at this meeting and the information contained in the investigative report, to accept and adopt the proposed preliminary Findings of Fact and Conclusions of Law of the Findings set forth in the draft Order attached to the investigative report.

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).

Busby moved, Snider seconded, and it was unanimously carried, based upon the information presented at this meeting, the findings of fact and statute/rule violations identified in the investigative report, and make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending the license of RN163590 pending further hearing. The hearing shall be promptly instituted and determined within 60 days.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

It was therefore ordered that the license/certificate of Lauren Faith Nunez be suspended effective with the service of the written Order, and that RN163590 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.

VI.R.3. Norman N Mack RN146159 (Wilson)

The proceeding began at 2:39 p.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Johnson, Snider, Gutierrez, Post and Busby.

Mack was present, telephonically, and addressed the Board.

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

Busby moved, Snider seconded, and it was unanimously carried, based upon the information presented at this meeting and the information contained in the investigative report, to accept and adopt the proposed preliminary Findings of Fact and Conclusions of Law of the Findings set forth in the draft Order attached to the investigative report.

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).

Busby moved, Snider seconded, and it was unanimously carried, based upon the information presented at this meeting, the findings of fact and statute/rule violations identified in the investigative report, and make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending the license of RN146159 and LPN08901 pending further hearing. The hearing shall be promptly instituted and determined within 60 days.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

It was therefore ordered that the license/certificate of Norman N. Mack be suspended effective with the service of the written Order, and that RN146159 and LPN08901 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.

VI.P.3. Rebecca Walker RN Endorsement (Chambers)

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item VI.P.3. McCormies moved, Dalton seconded, to amend motion and deny licensure and adopt the attached Order of Denial to include A.R.S. 32-1601(22)(d). The motion carried with eight in favor and one abstained.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X		X	
NO	0										
ABSTAIN	1										X
ABSENT	1								X		

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

VII.A. Executive Directors Report – Ridenour

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

VII.A.1.a. November 21-22, 2013, Regular Board Meeting Minutes

Johnson moved, Gutierrez seconded, and it was unanimously carried to approve minutes of November 21-22, 2013, regular Board meeting minutes.

VII.A.3. NCSBN 2013 Commitment to Ongoing Regulatory Excellence (CORE) Reports: Discipline, Licensing, Education Programs and Practice –

Ridenour/Austin/Bontrager/Randolph

Overview was given on NCSBN 2013 Commitment to Ongoing Regulatory Excellence, Reports on Discipline, Licensing, Education Programs and Practice were given.

VII.A.4. Proposed Revisions to Substantive Policy Statement: Guidelines and Criteria for Executive Director or Designee Closing of Complaints Resolved through Settlement-

Busby moved, Snider seconded, and it was unanimously carried to approve Proposed Revisions to Substantive Policy Statement: Guidelines and Criteria for Executive Director or Designee Closing of Complaints Resolved through Settlement.

VII.A.5. History of CRNA Senate Bill 1362 Passed Into Law 2012

Quinn gave brief overview of changing statutes and the history of CRNA Senate Bill 1362 passing into law 2012. He also mentioned that Ridenour wrote a letter to maintain the scope regarding DEA numbers & the decision by DEA to revoke CRNA numbers.

VII.A.6. Board Member Education: NCSBN 2013 Environmental Scan & Board Governance

Ridenour gave overview of changes throughout the nation and she requested feedback to give back to National Council.

VII.A.7. Update on Appointment of Public Member to Board of Nursing; Update on Personnel Changes

Ridenour gave an update on Appointment of Public Member to Board of Nursing.

VII.A.8. Update on 2014 Budget; 2015 Budget Request

Orchard gave update on 2014 Budget and 2015 Budget Request. Quinn noted update remains the same.

VII.A.9. Proposed Policy: Records Retention Schedule for State Board of Nursing Pursuant to A.R.S. §32-41-151.12

Snider moved, Dalton seconded, and it was unanimously carried to accept changes to Retention Schedule.

VII.D. A.A.G. Report – Campbell/Smith/Selzer

VII.D.1. Update – LC2012-000686-001 Collins v. AzBN

McCormies moved, Berrigan seconded, and it was unanimously carried to dismiss Cause Number LC2012-000686.

VII.E. Committee Reports

VII.E.1. Scope of Practice – Gutierrez/Berrigan/Bontrager

VII.E.1.a. Draft of December 3, 2013 SOP Committee Minutes

Scope of Practice Committee meeting draft minutes of December 3, 2013, were provided to the Board.
(Information Only)

VII.E.1.b. Draft Advisory Opinion – Determination of Death: Role of the RN/LPN (Decision)

VII.E.1.c. Draft Advisory Opinion – Medication Refills Using a Nursing Protocol in an Ambulatory Setting

VII.E.1.d. Draft Advisory Opinion - Immunization Administration Using a Nursing Protocol in an Ambulatory Setting

VII.E.1.e. Draft Advisory Opinion – Punch & Shave Biopsies Performed by Registered Nurses

VII.E.1.f. Draft Advisory Opinion – Ionizing Radiation for Diagnostic & Therapeutic Purposes

Busby moved, Dalton seconded, and it was unanimously carried to approve the above listed Advisory Opinions VII.E.1.b-VII.E.1.f.

VII.E.2. Education – Dalton/McCormies/Harrell/Randolph/Doolen/Breed

VII.E.2.a. Draft Minutes of Education Committee Meeting -

Education Advisory Committee meeting draft minutes of December 6, 2013, were provided to the Board.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway Community College and Grand Canyon University nursing students regarding Board functions, policies and procedures.

Berrigan left the meeting at 3:46 p.m.

Gutierrez left the meeting at 3:46 p.m.

Johnson left the meeting at 3:46 p.m.

Snider left the meeting at 3:46 p.m.

Snider returned to the meeting at 3:47 p.m.

Gutierrez returned to the meeting at 3:48 p.m.

Johnson returned to the meeting at 3:49 p.m.

Berrigan returned to the meeting at 3:50 p.m.

Post left for the day at 3:46 p.m.

Busby left the meeting at 3:51 p.m.

Busby returned to the meeting at 3:54 p.m.

The meeting recessed at 3:55 p.m. and reconvened at 4:10 p.m.

VI.R. APRN/RN/LPN/CNA Investigative Report/Potential Summary Suspension Pursuant to A.R.S. § 41-1092.11(B) and/or Acceptance of a Consent Agreement and/or Adoption of Complaint & Notice of Hearing

VI.R.1. Michelle M. Peters RNO90110; AP1836 (Dahn)

Busby moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.R.1.

Busby moved, McCormies seconded, and it was unanimously carried to accept signed Consent Agreement and stipulations.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X			X
NO	0										
ABSTAIN	0										
ABSENT	2								X	X	

VII.C. President's Report – Quinn

VII.C.1. Debriefing on Board Processes and suggested Changes –

Suggestions were made on getting additional information on Agenda sooner. Board members rely on highlighted areas. Some Board members are not able to highlight PDF documents and others can't highlight Word docs. Deadline for additional information is Monday the week of Board Meeting.

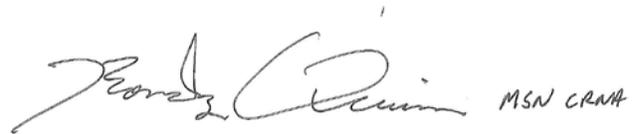
VIII. Call to the Public

No members of the public requested to speak

X. Adjournment

Busby moved, Gutierrez seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 4:38 p.m., Friday, January 31, 2014.

A handwritten signature in black ink that reads "Randy C. Quinn MSN CRNA". The signature is written in a cursive style. To the right of the signature, the text "MSN CRNA" is written in a smaller, more legible font.

Randy C. Quinn, CRNA, President

