

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., Thursday, May, 15, 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
M. Shawn Harrell, RN, MS, Member
Patricia Johnson, LPN, Board Member
Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member

BOARD MEMBERS ABSENT:

Charleen L. Snider, BSN, RN, 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
Valerie Smith, RN, MS, FRE, Associate Director of Investigations
Nikki Austin, JD, RN, Associate Director to Monitoring/CANDO/Hearings
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation

STAFF:

Katrina Alberty, Senior Investigator
Frederick Arias, Senior Investigator
Max Barker, Senior Investigator
Frannie Breed, RN, BSN, Education Consultant
Stephanie Chambers, RN, MN, 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

Ruth Kish, RN, MN, Nurse Practice Consultant
Jennifer McWilliams, Senior Investigator
Kirk Olson, Senior Investigator
Linda Monas, Senior Investigator
Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant
Michelle Morton, Senior Investigator
Bonnie Richter, MSW, Senior Investigator
Opal Wagner, RN, BSN, Nurse Practice Consultant
Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC
Lisa Youtsey, Administrative Assistant

I. Call to Order

The meeting was called to order at 8:01, a.m., Thursday, May 15, 2014.

The following Board members were present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, 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.K.1. Kaye Warford Byrd RN074197; AP2151 (Dahn)

Byrd was present and addressed the Board. Harrell moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report to dismiss complaint #2 and offer a Consent Agreement for 12-month probation, to include the attached stipulations. 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.A.9. Janel Marie Yelland CNA Exam (Monas)
(AKA: Wrobel, Majors)**

Attorney Rob Chelle was present and addressed the Board. Yelland was present and available for questions. Gutierrez moved, Berrigan seconded, and after discussion, it was unanimously carried to grant certification and issue a Letter of Concern for applicant’s January 25, 2005, conviction of theft a felony in Pima County Superior Court.

**V.B.6. Tracey A. Tolentino LP036193; (Greabell)
CNA138706441**

Attorney Rob Chelle was present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the Investigative Report, offer Respondent a Consent Agreement for a minimum twenty-four month stayed revocation/probation with stipulations to be signed within thirty days. If not signed within thirty days, issue Notice of Charges. Respondent’s Consent Agreement and Order No. 1105002 remains in effect until this 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>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.N.3. Adrian Russell Palmer RN166711 (Chambers)

Attorney Rob Chelle was present and addressed the Board. Gutierrez moved, McCormies seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the Investigative Report, offer Consent Agreement for 12 month stayed probation followed by 12 month probation. 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 |

VI.H.8. Leslie Ann Estes RN Exam (Arias)
(AKA: Bronson, McDougald)

Attorney Rob Chelle was present and addressed the Board. Estes was present and available for questions. Gutierrez moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact identified in the investigative report, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the arrest on or about May 11, 2005 for Shoplifting, and Possession of a Controlled Substance (Methamphetamine), felonies, both occurring in Los Lunas, NM and your subsequent conviction on or about March 24, 2006 for Possession of a Controlled Substance (Methamphetamine), a felony, occurring in Los Lunas, NM, which was dismissed on or about August 7, 2007 and for falsifying your application to the Board on or about May 1, 2012. The motion carried with seven in favor and one opposed.

VI.J.7. Patricia Leitner RN055957 (Kish)

Kish addressed the Board with additional information. Attorney Rob Chelle was present and available for questions. Dalton moved, Johnson 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 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 | 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.C.8. Brett Steven Stempel RN Exam (Morton)
CNA1000024658

Attorney Rob Chelle was present and addressed the Board. McCormies 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 stayed revocation/suspension pending the completion of a substance abuse evaluation by a Board approved evaluator who is at minimum, PhD prepared, and the successful completion of treatment recommendations resulting from the evaluation and/or confirmation is received from either the evaluator or treatment providers that respondent is safe to practice, at no cost to the Board, to be followed by a 36-month stayed revocation/probation to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure and issue Notice of Charges for CNA certificate number CNA1000024658.

| | 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.K.2. Gilbert Joseph Montano RN060694; AP2668 (Dahn)

Complainant Terry Hutchison and Montano were present and addressed the Board. Johnson moved, McCormies seconded, and it was unanimously carried to dismiss the complaint.

| | 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 | |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

**VI.P.1. Cynthia Denise Smith RN164164 (Wagner)
(AKA: Lenz, Marcotte)**

Wagner addressed the Board with additional information. Smith was present and available for questions. Attorney Gordon Lewis was present and addressed the Board. Complainants Jami Brown and Jenna Jumper were present and addressed the Board. Attorney Scott Zwillinger was present and available for questions. Johnson moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement for a minimum 12-month probation to include the attached stipulations amended to not practicing until supervisor is notified.

| | 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 | X | X | |
| NO | 2 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

VI.P.2. Lindsay Marie Stephen RN169231 (Wagner)

Wagner addressed the Board and confirmed receipt of additional information. Attorney Scott King was present and addressed the Board. Stephen was present and available for questions. Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 12-month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one 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 | 7 | X | X | | X | | X | X | X | X | |
| NO | 1 | | | | | X | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

VI.P.3. Kenneth Scott Adams RN173066 (Wagner)

Wagner addressed the Board and confirmed receipt of additional information. Attorney Susan McLellan was present and addressed the Board. Adams was present and available for questions. Johnson moved, Quinn seconded, 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. The motion carried with seven in favor and one 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 | 7 | | X | | X | X | X | X | X | X | |
| NO | 1 | X | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

**VI.P.4 Laura Beth Miner
(AKA: Hyland)**

**LP040432;
CNA999997636**

(Wagner)

Wagner addressed the Board with additional information. Attorney Andrew Rosenzweig was present and addressed the Board. Miner was present and available for questions. Berrigan 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 |

The meeting recessed at 9:52 a.m. and reconvened at 10:10 a.m.

VI.K.1. Kaye Warford Byrd

RN074197; AP2151

(Dahn)

Berrigan moved, Quinn seconded, and it was unanimously carried to reopen Agenda Item VI.K.1. for the purpose of allowing Byrd to address the Board. Byrd was present and addressed the Board. Harrell moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report to dismiss complaint #2 and offer a Consent Agreement for 12-month probation, with the attached stipulations, amended to include; block assignments with current employer. 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 |

Busby arrived to the meeting at 10:10

Harrell left the meeting at 10:12 a.m.

VI.J.6. Marian Baffoe-Bonnie

RN170636

(Kish)

An Attempt was made to contact Baffoe-Bonnie telephonically. Kish addressed the Board with additional information. Attorney Scott King was present and addressed the Board. Gutierrez moved, Johnson seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report, issue an Interim Order for a Nurse Practice 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 by the November Board meeting 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 | 8 | X | X | | X | X | X | X | | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | X | | |

Harrell returned to the meeting at 10:29

V.B.3. Amanda Jain Mossman-Bonnette RN149990 (Greabell)

Attorney Scott King was present and addressed the Board. Gutierrez moved, Busby seconded, and it was unanimously carried to terminate Consent Agreement and Order No. 0805005-NUR and issue a Letter of Concern for inserting a nasogastric tube in a patient without a provider’s order while you were employed as a RN at a hospital in Shenandoah, Texas on December 19, 2013.

| | 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 | | | | | | | |

V.B.1. Lori Marie Dorcis RN158422 (Greabell)

Quinn moved, Busby seconded, and it was unanimously carried to dismiss Investigation Case No. 1305156. Based on the findings of fact and statute violations identified in the Monitoring Non-Compliance Investigative Report, issue Notice of Charges. Respondent’s Consent Agreement and Order No. 1005008 shall remain in effect and enforceable until the matter is resolved.

| | 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 | | | | | | | |

IV.B.2. Felony Bar Cases

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

| Agenda # | Name | License/Certificate # | Staff |
|-----------|-----------------------------------|-----------------------|-------|
| IV.B.2.d. | Theodore Americano Vavaroutsou | RN118675 | Olson |

Attorney Steven Manion was present and addressed the Board. Busby moved, McCormics seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.d.

VI.Q.4. Morgan K. Cambern RN098896 (Greabell)

Harrell moved, based upon the findings of fact identified in the investigative report, offer a Consent Agreement for a minimum (6) month probation and to include the attached stipulations. If not signed within (30) days, issue Notice of Charges. After discussion, the motion failed for lack of second. Harrell withdrew the motion. Greabell addressed the Board with additional information. Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigation and information presented at the meeting, issue Notice of Charges.

VI.A.5. Tara Roldan RN Exam (Monas) (AKA: Dupont)

Roldan was present and addressed the Board. Johnson moved, McCormics 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, signing a Consent Agreement for a Decree of Censure, grant licensure.

| | 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 | | | | | | | |

VI.A.11. Lara Lynn Wolfe-Sepulveda RN154301; AP Exam (Monas)
(AKA: Wolfe)

Berrigan moved, McCormies seconded, and it was unanimously carried to table Agenda Item VI.A.11.

VI.B.13. Christine Marie Muna Ruiz RN Exam; (Richter)
CNA1000037833

Ruiz was present and addressed the Board. Post moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for on or about August 15, 2013, Phoenix Police Department (Arizona) report number 2013-1446324, arrested Respondent for Extreme DUI with a BAC of .197%. On or about November 16, 2013, according to Phoenix Municipal Court (Arizona) case number 14413903, Respondent was convicted pursuant to a guilty plea of Extreme DUI with BAC .15 to <20, a class one misdemeanor.

VI.B.14. Charlene Tara Stewart CNA1000020703 (Richter)

Stewart 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 minimum 24-month stayed revocation 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 | | | | | | | |

VI.B.17. Natasha Renee White CNA9999927559 (Richter)

White was present and addressed the Board. Berrigan moved, Quinn seconded, and it was unanimously carried to affirm the March 28, 2014 decision: 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.C.4. Lindsey Kay Rachford RN Exam (Morton)

Rachford was present and addressed the Board. Quinn 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.

| | 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.7. Ivan Horacio Vega RN Exam (Morton)

Morton addressed the Board with additional information. Vega was present and addressed the Board. Tracy Lopez, wife, was present and available for questions. Johnson moved, Harrell 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 Consent Agreement for a Decree of Censure, 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.C.9. Brian Julian CNA Exam (Morton)

Julian was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to grant certification and issue a Letter of Concern on or about April 4, 2008 according to the Superior Court of California in Orange County case number 081M01978, in Newport Beach, California Respondent was convicted pursuant to a guilty plea of Grand Theft, a misdemeanor.

VI.E.4. Valentino Torres CNA Exam (Alberty)

Torres was present and addressed the Board. Busby 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 24-month stayed revocation, to include the attached stipulations, grant certification. If not signed within 30 days, deny certification. Berrigan moved, Johnson seconded, and it was unanimously carried to rescind prior board motion. Quinn moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion failed with four in favor and four opposed. Busby moved, McCormies 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 24-month stayed revocation, to include the attached stipulations, 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 | 5 | X | X | | | | X | | | X | X |
| NO | 3 | | | | X | X | | | X | | |
| ABSTAIN | 1 | | | | | | | X | | | |
| ABSENT | 1 | | | X | | | | | | | |

Busby left the meeting at 11:45

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Chamberlain College nursing students regarding Board functions, policies and procedures. Questions were asked on:

- Public Safety
- Background Checks
- Addictions to Alcohol and drugs
- How to protect your nursing license
- What is the difference between a Letter of Concern and a Decree of Censure

Berrigan left the meeting at 11:54 a.m.

Berrigan returned to the meeting at 11:57 a.m.

Johnson left the meeting at 11:59 a.m.

Johnson returned to the meeting at 12:01 p.m.

Post left the meeting at 12:00 p.m.
 Post returned to the meeting at 12:03 p.m.

The meeting recessed at 12:04 p.m. and reconvened at 1:00 p.m.

**VI.E.5. Nicholas Andrew Jaimeson TLP049573, expired (Alberty)
 LPN Endorsement**

Alberty addressed the Board with additional information. Jaimeson was present and addressed the Board. Johnson moved, Post 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 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 | 8 | X | X | | X | X | X | X | X | X | |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 1 | | | | | | | | | | X |
| ABSENT | 1 | | | X | | | | | | | |

VI.F.6. Brittany Corine Lopez CNA Exam (McWilliams)

Lopez was present and addressed the Board. David Lopez, husband, was present and available for questions. Berrigan moved, Gutierrez seconded, and it was unanimously carried to grant certification and issue a Letter of Concern for on or about November 15, 2000, in Globe Regional Justice Court (Globe, Arizona) case number CR20000001030, Applicant was convicted, pursuant to a guilty plea, of Liquor-to Minor by Licensee (Underage Consumption), a misdemeanor and on or about October 17, 2003, Applicant was convicted, pursuant to a guilty plea, of Computer Tampering, an undesignated felony. On or about August 27, 2004, Applicant was terminated early from probation for successful completion and her conviction was designated a misdemeanor.

VI.F.10. Nicholas H. Richards CNA Exam (McWilliams)

Richards was present and addressed the Board. Quinn 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 use 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 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.A.11. Lara Lynn Wolfe-Sepulveda RN154301; AP Exam (Monas)
 (AKA: Wolfe)**

Berrigan moved, McCormies, seconded, and it was unanimously carried to reopen Agenda Item VI.A.11. Sepulveda 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, upon meeting all certification requirements and signing Consent Agreement for 18-month probation, to include the attached stipulations, issue AP certification. If not signed within 30

days, issue Notice of Charges for RN154301 and deny AP certification. After discussion Quinn withdrew the motion. Busby 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 Consent Agreement for 18-month probation, to include the attached stipulations, issue AP certification. If not signed within 30 days, issue Notice of Charges for RN154301 and deny AP 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.G.3. Michael James Shupe RN041528 (Olson)

Council James Russo and Shupe were present and addressed the Board. Johnson moved, Busby 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 a Notice of Charges. The motion failed with three in favor and six opposed. 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 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 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. The motion carried.

| | 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 | 2 | X | | | | | | | | X | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.G.4. Leesah Chamael Deer RN104606 (Olson)
(AKA: Deer-Flynt)**

Complainant Virginia Henely was present and addressed the Board. Busby moved, Quinn seconded, and it was unanimously carried to dismiss the complaint.

VI.H.2. Samantha Foster CNA Exam (Arias)

Foster was present and available for questions. McCormies moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of facts identified in the investigative report, upon meeting all certification requirements, grant certification and issue a Letter of Concern for May 17th, 2012 misdemeanor conviction for assault-domestic violence and criminal damage-domestic violence, in Lake Havasu City, AZ; November 22, 2013, arrest for contributing to the delinquency of a minor, a misdemeanor, in Lake Havasu City, AZ and failing to notify the Board, in writing, within 10 days of being charged with contributing to the delinquency of a minor, a misdemeanor, Lake Havasu City, AZ.

**VI.H.3. Linda Morris RN Exam (Arias)
(AKA: Jackson)**

Morris was present and addressed the Board. Gutierrez moved, Dalton seconded, and it was unanimously carried to [grant licensure](#) upon meeting all requirements, and issue a Letter of Concern for:

- 1) On or about May 8th, 2002 a conviction and dismissal in May 28th, 2008 of attempted fraud, a misdemeanor in The Ninth Circuit Court, Curry County, NM.
- 2) On or about August 31st 2008, the multiple criminal charges by Phoenix Police, one of which resulted in the conviction on or about March 19th, 2009, of Facilitation to Commit Illegal Control of an Enterprise, a misdemeanor, occurring in Phoenix and its dismissal on or about December 3rd 2011.

VI.I.6. Cheninna Ann Warren LPN Exam (Barker)

Warren was present and addressed the Board. 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 licensure requirements and signing 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>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 | 2 | | | | | X | | X | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.I.4. Rashe Ravon Hodge CNA Exam (Barker)

Barker addressed the Board and confirmed receipt of additional information. Hodge was present and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation, to include an anger management 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 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>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.3. Daria Grayson CNA Exam (Barker)

Grayson was present and available for questions. Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, and upon meeting all certification requirements, offer a Consent Agreement for a 24-month stayed revocation and to include the attached stipulations. 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.J.1. Tina Louise Booker LP038999; CNA120125103 (Kish)

Booker was present telephonically, and addressed the Board. Johnson moved, Quinn seconded, and it was unanimously carried to issue a Letter of Concern for failing to assess resident J.M.' s need for restraints or determine the physician order in a timely manner on or about August 14, 2012 as directed by agency policy while employed and on duty at Suncrest Healthcare Center, Phoenix, AZ.

VI.J.2. Jacqueline Denise McLin RN173451 (Kish)

Busby moved, Dalton seconded, and it was carried to issue a Letter of Concern for failing to follow agency policy to assess and document the need for restraints for resident J.M. and obtain a physician order while employed and on duty as a RN at Suncrest Healthcare Center, Phoenix, AZ. The motion failed with four in favor and five opposed. Post 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 Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carries with eight in favor and one opposed.

| | 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 | 1 | | | | | X | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.L.4. Shannil Merrill RN120207 (Hunter)
(AKA: Ashe)**

Busby moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VI.L.4.

V.B.8. Michelle Lynn Johnson RN089083 (Greabell)

Johnson was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to continue the evaluation to allow Respondent to obtain an evaluation by a Board approved addictionologist. If Respondent fails to complete the evaluation within 45 days from the date of the Board meeting, based on the findings of fact and statute/rule violations identified in the investigative report, 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 | | | | | | | |

V.B.11. Rosa Maria Martinez RN162286 (Greabell)

Greabell addressed the Board with additional information. Martinez was present and addressed the Board. Busby moved, Post seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1212011 and revert Respondent to a thirty-six month stayed revocation/ probation pursuant to the terms and conditions 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

V.B.12. Leasa Marie Michael RN156154 (Greabell)

Greabell confirmed receipt of additional information. Michael was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute violation identified in the investigative report, offer a Consent Agreement for a Decree of Censure to be signed within thirty days and allow Respondent to continue on Consent Agreement and Order No. 0911010 (“Order”) with reversion to standard probation. If not signed within thirty days, issue Notice of Charges and keep Respondent on stayed revocation/probation until the matter is resolved. Consent Agreement and Order No. 0911010 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>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 | | | | | | | |

V.B.13. Darcel Davis Taylor RN098539 (Greabell)

Taylor was present and addressed the Board. Gutierrez moved, McCormies seconded, and after discussion, it was unanimously carried to (a) Allow Respondent to continue on Consent Agreement and Order No. 1110102 (“Order”). (b) Respondent may discontinue drug testing at this time due to the lack of a substance use disorder diagnosis. In the event that Respondent is diagnosed with a substance use disorder during the duration of this Order, Respondent shall immediately resume drug testing pursuant to terms and conditions of the Order. (c) Respondent MAY have access to controlled substances in her place of employment, but Board staff shall continue the investigation to allow Dr. St. Germaine to evaluate Respondent’s medical records and if necessary, write an addendum to her evaluation. If Respondent is found to have a substance use disorder and/or in need of treatment by the evaluator, Respondent shall not administer or have access to controlled substances and/or any other potentially addictive medications, including but not limited to, Nubain and Stadol., at minimum the first twelve months of clinical practice during this Order and until receiving written approval from the Board or its designee.” (d) Respondent shall not be required to obtain a neurological or neuropsychological evaluation.

| | 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 | | | | | | | |

V.C.3. Adam Kometer CNA999993010; (Austin) LP040327

Austin addressed the Board with additional information. Kometer was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1103057.

| | 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 | | | | | | | |

V.C.4. Jesus Guanajuato CNA1000035587 (Austin)

Guanajuato was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1009119.

| | 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 | | | | | | | |

**V.C.6. Holly Stewart RN147212; (Austin)
CNA1000003599**

Austin addressed the Board with additional information. Stewart was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1012036.

| | 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 | | | | | | | |

V.C.7. Christina Barriga CNA999948037 (Austin)

Barriga was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for failing to practice as a certified nursing assistant under the direct supervision of a registered nurse in good standing with the Board in violation of paragraph 3, pages 14 and 15 of the Order and terminate Consent Agreement and Order No. 1009099-NUR (“Order”).

**V.C.9. Patrice Mills LP049118; (Austin)
CNA733037213**

Mills was present and available for questions. Busby moved, Post seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1201020 and issue a Letter of Concern for: (1) Failing to submit a self-report for April 30, 2013 in a timely manner; (2) Failing to submit an employer performance evaluation for January 31, 2014 in a timely manner; (3) Failing to cause your immediate supervisor at Villa Campana Rehabilitation Hospital to inform the Board, in writing and on employer letterhead, acknowledgement of the supervisor’s receipt of a copy of this Consent Agreement and Order and the employer’s ability to comply with the conditions of probation within seventy-two hours of date of hire; (4) Failing to cause your immediate supervisor at Devon Gables Rehabilitation Center to inform the Board, in writing and on employer letterhead, acknowledgement of the supervisor’s receipt of a copy of this Consent Agreement and Order and the employer’s ability to comply with the conditions of probation within seventy-two hours of date of hire; and (5) Failing to submit a urine specimen on May 2, 2014.

**VI.D.11. David Figueroa RN171017, LP043383, (Pilder)
CNA1000001353, expired**

Figueroa was present and addressed the Board. Busby moved, Quinn seconded, and it was unanimously carried to issue a Letter of Concern for on or about January 01, 2013 Respondent, while on duty at Aurora Behavioral Health in Tempe, AZ, copied and gave one patient’s discharge packet to another patient when Respondent was discharging two patients at once and copied one discharge packet for both in violation of Aurora Behavioral Health System’s Work Conduct Policy. Respondent admitted this error to Board Staff on or about October 9, 2013 and on or about September 03, 2012 Respondent, while employed at Aurora Behavioral Health in Tempe, AZ, was issued a written reprimand by Respondent’s supervisor, Sarah Flores, RN, Unit Manager for continuing lack of organization with incompleteness of work including: Nursing Assessments, skin/contraband checks, accurate patient reports and Cardex, consents, filing and 24 hour audits in violation of Aurora Behavioral Health’s policy on work conduct. This reprimand was signed by Respondent.

The meeting recessed at 3:12 p.m. and reconvened at 3:30 p.m.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Chamberlain College and Grand Canyon nursing students regarding Board functions, policies and procedures. Questions were asked on:

- What is CANDO
- How long do Consent Agreement last
- Are Board of Nursing Standards different in every state
- Are nurses held accountable for their mistakes before they hold a license

**V.C.5. Brandon Voll RN119288; (Austin)
LP0370083**

Austin addressed the Board with additional information. Voll was present telephonically, and addressed the Board. Johnson moved, Busby seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1110016-NUR.

| | 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 | | | | | | | |

V.C.8. JoAnn Chrisler LP045764 (Austin)

Chrisler was present telephonically, and addressed the Board. Busby moved, Post seconded, and it was unanimously carried to issue a Letter of Concern for failing to apply Lidoderm patches to resident C.P. as ordered on or about May 29, 2012 and May 30, 2012 while employed as a LPN at Pueblo Norte and documenting that the patches were applied, and for documenting administration of Flonase to resident G.F. on or about June 4, 2012 when you did not actually administer the Flonase to G.F., and terminate Consent Agreement and Order No. 1105068.

V.C.2. Tiffany McGowan RN174604 (Austin)

Busby moved, Berrigan seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1107027.

| | 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 | | | | | | | |

V.B.2. Peary Allen Brown RN105646 (Greabell)

Brown was present telephonically, and addressed the Board. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute violation identified in the investigative report, issue Complaint and Notice of Hearing.

**VI.D.10. Diana Macey CNA999994573 (Pilder)
(AKA: Kennon, Moch, Williams, Coffin, Mohn)**

Macey was present telephonically, and available for questions. Busby moved, Gutierrez 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 anger management 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 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.L.4. Shannil Merrill RN120207 (Hunter)
(AKA: Ashe)

Quinn moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.L.4. Hunter addressed the Board with technical corrections to the Investigation Report. Merrill was present and addressed the Board. McCormies moved, Busby seconded, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 18-month stayed revocation/probation, followed by 18 month probation, to include attached stipulations. 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 | | | | | | | |

Berrigan left the meeting at 4:08 p.m.

VI.E.1. Victor Sindayigaya CNA100014230 (Alberty)

Sindayigaya was present telephonically, and available for questions. Quinn moved, McCormies 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 | 8 | X | X | | | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.E.2. Mallory Carlette Carter CNA Endorsement (Alberty)

Busby 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 | 8 | X | X | | | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.E.3. Jonathan P Williams Spross CNA Exam (Alberty)

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 | 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.D.1. Violeta Diggins CNA637528813 (Pilder)

Pilder addressed the Board and confirmed receipt of additional information. Busby moved, McCormies 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 \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 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 |
| X | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.D.2. Aurora Laubham CNA999990634 (Pilder)

Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for her perceived conversation with Violeta Diggins regarding resident O.M.'s weight while providing care to resident O.M. at Foothills Rehabilitation Center in Tucson, AZ, where it was perceived by resident O.M. that his weight was being made fun of and laughed at which caused resident O.M. shame and discomfort.

VI.D.3. Edgar Flores CNA1000029952 (Pilder)

Busby moved, Post 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 | 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.D.4. Laurie Ford CNA1000015557 (Pilder)
(AKA: Mediz)**

Busby 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.5. Dawnemarie Newman CNA1000022316 (Pilder)
(AKA: Olejarczyk)**

Busby moved, Johnson seconded, and it was unanimously carried, based upon a determination of reasonable cause, the findings of 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 Anger Management evaluation by a Board approved (Ph.D. level) 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 | 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 | 1 | | | | | X | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.D.6. Denise Ramos CNA1000011108 (Pilder)

Busby moved, Johnson 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.D.7. Tamyal Tuggle CNA1000031023 (Pilder)

Gutierrez moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily supply additional information, to be scheduled and completed within 45 days and then return to the Board.

| | 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.D.8. Melinda Vasquez CNA764361803 (Pilder)

Johnson 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.9. Daniel Talbot CNA1000008171 (Pilder)

Quinn 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.

Post recused herself and left the meeting at 4:20 p.m.

VI.B.1. Susan Joan Abele RN044623 (Richter)

Busby 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 psychological evaluation to include an impulse control evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be 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 |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 3 | | | X | X | | | | | X | |

Post returned to the meeting at 4:23 p.m.

VI.B.2. Renae Juliette Bowerman RN Exam (Kerrigan)

Bowerman was present telephonically and available for questions. Post 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, grant licensure and accept the signed Stipulated Agreement for at minimum, 36 month CANDO participation.

| | 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.3. Tracy Ellen Corley CNA Exam (Richter)

Busby 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 | 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.B.4. Amanda Rachelle Feagins CNA Exam (Richter)

McCormies moved, Dalton seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to complete a psychological evaluation to include a substance abuse and anger management evaluation by a Board approved licensed psychologist, at no expense to the Board, 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 evaluation is not completed, within 45 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.B.5. Cynthia Sue Fiecke RN Endorsement (Richter)
(AKA: Plaisance, Aguilar)**

McCormies 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 licensure requirements, signing a Consent Agreement for a \$250.00 Civil Penalty and payment of the Civil Penalty, grant licensure. If not signed within 30 days or payment not received within 60 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 | 6 | X | X | | | | X | X | X | X | |
| NO | 2 | | | | | X | | | | | X |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.B.6. Michael John Holmstrom CNA Endorsement (Richter)

Gutierrez 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 | 8 | X | X | | | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.B.7. Cathy Carol Kennedy CNA1000015231 (Richter)
(AKA: Edwards)

Busby moved, Johnson 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.B.8. Dejanique Erayne Lawhorn CNA Exam (Richter)

Busby moved, Gutierrez seconded, and it was unanimously carried, Upon meeting all certification requirements, grant certification and issue a Letter of Concern for your September 8, 2011 conviction in Phoenix Municipal Court for Shoplifting, a class one misdemeanor, and for your January 23, 2012 successful completion of a diversion program for a charge of Theft, a class one misdemeanor, in the Glendale Municipal Court.

VI.B.9. Christopher Edgar Lehman LP043004 (Richter)
CNA1000005379

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 \$250.00 Civil Penalty. If not signed within 30 days or payment not received within 60 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.B.10. James Timothy McCoy RN Endorsement (Richter)

Busby moved, Gutierrez 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.B.11. Patricia Marie Mester CNA Endorsement (Richter)

Busby 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 24-month stayed-revocation, to include 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 | 8 | X | X | | | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.B.12. Ashley Carol Morris RN16606 (Richter)
(AKA: Siwik)

Gutierrez moved, Johnson 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 an emphasis on impulse disorder 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 | 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.B.15. Jayme Lee Taylor RN Endorsement (Richter)

Johnson moved, Dalton seconded, and it was unanimously carried, upon meeting all licensure requirements, grant license and issue a Letter of Concern for the February 12, 2001 misdemeanor conviction in the California Superior Court, Placer County for Driving Under the Influence and for the January 9, 2006 misdemeanor conviction in the California Superior Court, Placer County (California) for Possession of a Controlled Substance.

VI.B.16. Nicole Lynn Wheeler CNA Endorsement (Richter)

Busby 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 | 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.B.18. Alan Ilagan Yonan LP040734 (Richter)

Post moved, McCormies 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 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.B.19. Ivonne Vanessa Carrillo CNA1000010175 (Richter)

Gutierrez 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.B.20. Sue Ann Clark CNA Endorsement (Richter)
(AKA: Sigler, Torbensen)

Busby moved, Johnson seconded, and it was unanimously carried, upon meeting all certification requirements, grant certificate and issue a Letter of Concern for your August 22, 1988 conviction in the Iowa District Court for Story County (Iowa) case number 13145-1287 for Forgery, a class D felony and

for failing to cooperate with the Board’s investigation. After discussion, Busby withdrew the motion. Quinn moved, McCormies, seconded, and it was unanimously carried based on the finding of fact, statute/rule violations identified in the investigative report, upon meeting all requirements, offer a Consent Agreement for a \$50.00 Civil Penalty. If not signed within 30 days or payment not received within 60 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.J.3. Dong-Hee Lee RN050897 (Kish)

Busby moved, Johnson seconded, and it was unanimously carried, Issue a Letter of Concern for failing to follow breast milk/infant identification procedures for B.B.Y. on or about August 14, 2012 while employed an on duty at St. Joseph’s Hospital and Medical Center, Phoenix, AZ.

Gutierrez left the meeting at 4:42 p.m.
Gutierrez returned to the meeting at 4:44 p.m.

VI.J.4. Frank Anthony Siragusa LP03390 CNA060357784 (Kish)

McCormies moved, Johnson seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented a this Board meeting, and at no cost to the Board, issue an Interim Order for a psychiatric addictionologist evaluation with emphasis on anger management by a Board approved 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 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 | 7 | X | X | | | X | X | | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 1 | | | | | | | X | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.J.5. Flor Escamilla CNA999999445 (Kish)
(AKA: Fuentes)

Kish addressed the Board and confirmed receipt of additional information. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for exceeding the authority of her role by attempting to administer medications to resident D.V. as delegated by the LPN on January 16, 2012, while employed and on duty as a CNA at La Colina Care Center, Tucson, AZ.

VI.C.1. Stephanie Jo Hart CNA1000037196 (Morton)

Busby moved, Post 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.3. Dennis Wayne Osborne RN Endorsement (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, 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.C.6. Tanya Christine Taylor CNA1000012859 (Morton)

Busby moved, McCormies 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.10. Nicholas Dinicola RN Endorsement (Morton)

Post moved, Johnson seconded, and it was unanimously carried to continue the investigation, and grant extension of temporary RN license number TRN182495 until the July Board meeting, to allow Applicant the opportunity to obtain a psychological evaluation, to include an honesty evaluation, and 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.

| | 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.H.1. Kendall Buck CNA Exam (Arias)

Johnson moved, Busby seconded, and it was unanimously carried, based upon the findings of facts identified in the investigative report, upon meeting all certification requirements, grant certification and issue a Letter of Concern for her February 2, 2006 possession of marijuana and possession of drug paraphernalia, misdemeanors, occurring in Gilbert, AZ.

VI.H.4. Robert Reily CNA Exam (Arias)

Gutierrez 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 | 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.H.5. Stephanie Steinmann CNA1000020506 (Arias)

Busby moved, McCormies 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 stayed revocation with the certificate suspended during the first 12 months, 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 | 8 | X | X | | | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

VI.H.6. Jean Webb**LP045783****(Arias)**

Arias addressed the Board with additional information. Webb was present telephonically, and addressed the Board. Busby moved, Dalton seconded, and it was carried to issue a Letter of Concern for on or about April 26, 12, according to Sierra Vista Police report #12-16312, Respondent was arrested with charges submitted for the following: 1) Domestic Violence-Aggravated Assault, a Felony, occurring, in Sierra Vista, AZ. 2) Domestic Violence-Kidnapping, a Felony, occurring, in Sierra Vista, AZ. 3) Burglary of a residence, a Felony, occurring, in Sierra Vista, AZ. 4) Domestic Violence-Criminal Damage, a misdemeanor, occurring, in Sierra Vista, AZ. 5) Domestic Violence-Trespass, a misdemeanor, occurring, in Sierra Vista, AZ. 6) Domestic Violence-Disorderly Conduct, a misdemeanor, occurring, in Sierra Vista, AZ. 7) Domestic Violence-Harassment, a misdemeanor, occurring, in Sierra Vista, AZ. Respondent failed to notify the Board of his arrest and charges within ten days as required by Statute. The motion failed with four in favor and 5 opposed. McCormies 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. 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 | 6 | X | X | | | X | X | X | X | | |
| NO | 2 | | | | | | | | | X | X |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | X | | | | | | |

Post left the meeting at 5:02 p.m.

VI.H.7. Jill Brown**CNA1000024690****(Arias)**

Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for: 1) October 18, 2007 arrest for Driving under the Influence of Intoxicating Liquor (DUI), DUI above a .08, DUI-extreme above .15. and subsequent misdemeanor conviction on January 4, 2008 for DUI, in Phoenix, AZ. 2) October 23, 2010 arrest for Driving under the Influence of Intoxicating Liquor (DUI) and subsequent misdemeanor conviction on March 7, 2011 for DUI, in Phoenix, AZ and failing to notify the Board within 10 days of being charged.

The meeting adjourned at 5:03 p.m.

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 8:01, a.m., Friday, May 16, 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
M. Shawn Harrell, RN, MS, Member
Patricia Johnson, LPN, Board Member
Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member

BOARD MEMBERS ABSENT:

Charleen L. Snider, BSN, RN, 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
Valerie Smith, RN, MS, FRE, Associate Director of Investigations
Nikki Austin, JD, RN, Associate Director to Monitoring/CANDO/Hearings
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation

STAFF:

Katrina Alberty, Senior Investigator
Frederick Arias, Senior Investigator
Max Barker, Senior Investigator
Frannie Breed, RN, BSN, Education Consultant
Stephanie Chambers, RN, MN, 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

Ruth Kish, RN, MN, Nurse Practice Consultant
Jennifer McWilliams, Senior Investigator
Kirk Olson, Senior Investigator
Linda Monas, Senior Investigator
Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant
Michelle Morton, Senior Investigator
Bonnie Richter, MSW, Senior Investigator
Opal Wagner, RN, BSN, Nurse Practice Consultant
Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC
Lisa Youtsey, Administrative Assistant

I. Call to Order

The meeting was called to order at 8:02, a.m., Friday, May 16, 2014.

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

Quinn presided.

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

II.H. Settlement Conference Cases and Proposed Consent Agreements (Decision)
(Legal Advice: Solicitor General)

II.H.1. Corie Lynn Rogers RN167954 (Campbell)

Attorney Kelly McDonald was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to accept the proposed 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 | 9 | X | X | | X | X | X | X | X | X | x |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

II.E.2. Rebecca Lyn Green RN095478; AP2242 (Campbell)

The proceeding began at 8:06, a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

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

Attorney Kelly McDonald was present and addressed the Board.

Green was present and available for questions.

Gutierrez moved, McCormies seconded, based on the Findings of Fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 36 month probation with terms and conditions, and to include the attached stipulations amended to delete hair testing. If not signed within 30 days, issue Complaint/Notice of Hearing. The motion carried with eight in favor and one 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 | 8 | X | X | | X | X | X | X | X | X | |
| NO | 1 | | | | | | | | | | X |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

II.I. 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

**II.I.1. Debra Rae Leslie Augustus RN148592; AP2872 (Wilson)
(AKA: Howeth, Leslie)**

The proceeding began at 8:37 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

Elizabeth Campbell, Assistant Attorney General, provided legal advice.

Wilson addressed the Board and confirmed receipt of additional information.

Attorney Kelly McDonald was present and addressed the Board.

Attorney Lisa Counters and Augustus were present and available for questions.

Johnson moved, Berrigan seconded, and it was unanimously carried to go to issue Complaint and Notice of Hearing and send a Cease and Decist Letter.

| | 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 | | | | | | | |

II.G. Hearing Department Investigative Reports

**II.G.1. Lorraine Schenkel RN122042; AP2214 (Hunter)
(AKA: Bourque)**

Hunter addressed the Board and confirmed receipt of additional information. Attorney Kelly McDonald was present and addressed the Board. Schenkel was present and available for questions. 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 Complaint Notice of Hearing.

**II.E. Request to Rescind Prior Board Decision to Consider Alternative Action (Decision)
(Legal Advice: Solicitor General)**

II.E.1. Crystal Lynn Sipin Compact State RN (Campbell)

The proceeding began at 9:33 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

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 addressed the Board.

Campbell was present and addressed the Board.

Sipin was present and available for questions.

Busby moved, McCormies seconded, and it was unanimously carried to adopt amended complaint and notice of hearing adding new allegations.

| | 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 | | | | | | | |

Harrell left the meeting at 9:50 a.m.

II.H.6. Karen Layaw RN138514 (C. Smith)

Attorney Rob Chelle was present and available for questions. Johnson moved, Berrigan seconded, and it was unanimously carried to adopt 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.H.4. Mary Frances Lopez RN119733 (Campbell)

Attorney Camila Alarcon and Lopez were present and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for 18 month probation.

| | 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 | | |

Harrell returned to the meeting at 9:53 a.m.

The meeting recessed at 9:54 a.m. and reconvened at 10:17 a.m.

II.E.4. Jane Milliner RN155641 (Campbell)

The proceeding began at 10:18 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

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

Milliner was present telephonically, and available for questions.

Attorney David Klink was present and addressed the Board.

Busby moved, McCormies seconded, and it was unanimously carried to deny motion to dismiss and proceed to hearing.

| | 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 | | | | | | | |

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. | Kristin Anne Freeman | RN127972 | Revoke | Campbell |
| II.B.2. | Ronald Paul Mounts | RN137362 | Revoke | Selzer |

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

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

Campbell addressed the Board.

Johnson moved, Berrigan 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 adopt the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

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

| | 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 | | | | | | | |

II.C. 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.C.1. | Arthur John Bachelier | LP044332 | Revocation | C. Smith |
| II.C.2. | Kristina Annette Barker | CNA999952755 | Revocation | C. Smith |
| II.C.3. | Ronald Dean Keats | RN083406 | Revocation | C. Smith |
| II.C.4. | Emily Jean Morton | CNA1000016464 | Revocation | C. Smith |
| II.C.5. | Brooke Ashley Montano | CNA1000028065 | Revocation | C. Smith |
| II.C.6. | Happiness Mbali Mthembu | CNA1000009946 | Revocation | C. Smith |
| II.C.7. | Melissa Geneieve Paul | CNA1000024934 | Revocation | C. Smith |
| II.C.8. | Magdalena T. Rascon | CNA866405641 | Revocation | C. Smith |
| II.C.9. | Mary Jane Schmidt | LP023051 | Revocation | C. Smith |
| II.C.10. | Carrie Dewey | RN076361 | Revocation | C. Smith |
| II.C.11. | Anmarie Gum | RN149795 | Revocation | C. Smith |
| II.C.12. | Sharla Campione | RN095676 | Revocation | C. Smith |
| II.C.13. | Ernesto Robles | CNA1000014270 | Revocation | C. Smith |
| II.C.14. | Erika Chavez | CNA1000016220 | Revocation | C. Smith |
| II.C.15. | Renda Haney | CNA960179441 | Revocation | C. Smith |
| II.C.16. | Jean Crilly | RN124252 | Revocation | C. Smith |

| | | | | |
|-----------------|-----------------------|----------------------|-------------------|-----------------|
| II.C.17. | Shannon Belk | CNA1000029593 | Revocation | C. Smith |
| II.C.18. | Karen Peterson | CNA1000027825 | Revocation | C. Smith |

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

Campbell 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, Gutierrez seconded, and it was unanimously carried to grant the State’s Motions to Deem Allegations Admitted.

McCormies moved, Gutierrez 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, Harrell seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.C.1. through II.C.18.

| | 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 | | | | | | | |

II.D. Rehearing Requests or Review of Board Decision (Decision)

II.D.1. Jason Michael Froio RN159677 (Campbell)

Campbell was present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried to deny the request for rehearing.

II.E.3. Dorothy Putignano CNA Applicant (Campbell)
(AKA: Dottie, Zahreldine, Jane, Johns)

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

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

Campbell was present and addressed the Board with additional information.

Putignano was present and address the Board.

Busby moved, Post seconded, and it was unanimously carried to Rescind Denial and Remand back for Further Investigation; issue Interim Order requiring applicant to undergo a psychological evaluation at no cost to the Board with a Board approved evaluator pursuant to A.R.S. § 32-1664 (F) within 60 days; and if applicant fails to comply with the order requiring evaluation, re-issue the Order of Denial and including the factual allegation of failure to comply along with the statutory violation of A.R.S. § 32-1601 (22) (i) (Failure to comply with a Board 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 | | | | | | | |

II.E.5. Jennifer Bos CNA1000030075 (Austin)

The proceeding began at 10:52 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

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

Austin addressed the Board and confirmed receipt of additional information.

Bos was present and available for questions.

Busby moved, McCormies seconded, and it was unanimously carried, based upon the foregoing, it is respectfully requested that (1) the Board rescind the Notice of Charges in this matter; (2) remand the matter back to investigation; (3) issue an interim order requiring Respondent to undergo a psychological evaluation at NO cost to the Board with a Board approved licensed psychologist pursuant to A.R.S. § 32-1664(F) within 60 days; and (4) in the event Applicant fails to comply with the order requiring evaluation, issue Complaint Notice of Hearing and including the factual allegation of failure to comply along with the statutory violation of A.R.S. § 32-1601 (22)(i) (Failure to comply with a Board 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 | | | | | | | |

II.H.2. Wendi Sue Rafferty LP046006 (Campbell)

Johnson moved, McCormies seconded, and it was unanimously carried to accept 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

II.H.3. Taylor Catherine Wilson RN156335 (Campbell)

Campbell addressed the Board with additional information. Wilson was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to accept the signed Consent Agreement for Probation.

| | 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.G.6. Blanca Flor Rubio Vazquez RN Exam (Olson)
CNA1000020583**

Olson addressed the Board and confirmed receipt of additional information. Attorney Lisa Gervase and Rubio Vazquez were present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to grant licensure, upon meeting all licensure requirements and issue a Letter of Concern for shoplifting June 28, 2011; on 10/19/11, in case number JC2011-134499, Applicant signed a Plea Agreement in which she pled guilty to shoplifting, a class 1 misdemeanor, in San Tan Justice Court in Chandler, Arizona. Terms of the Plea Agreement included an agreement that Applicant pay full restitution even if the charge was dismissed. A date was reset in 2 weeks for a change of plea, because “defendant needs to [sic] time to check RN school requirements prior to entering plea agreement.” On 11/16/11, the charge was dismissed. On 09/09/11, in case number 20119018633, Applicant pled guilty with her signing an Underage Drinking and Alcohol Possession Diversion Program Plea Agreement, for the charge of minor with liquor in body, a class 2 misdemeanor, in Phoenix Municipal Court in Phoenix, Arizona.

McCormies recused herself and left the room at 11:20 a.m.
Busby left the meeting at 11:20 a.m.

VI.M.1 Dianna Jernigan RN103678 (Wilson)

Jernigan was present and available for questions. 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 | 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 | | | | X |

VI.C.5. Erin Kimberly Sehorn CNA1000022258 (Morton)

Sehorn was present and addressed the Board. McCormies moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for on or about March 22, 2013, according to Phoenix Police Department report number 2013-00496369, Applicant was arrested and taken to Phoenix Police Station from processing and a blood draw that tested a .189 BAC. Applicant was charged with DUI .08 or above, and extreme DUI.

VI.C.2. Donna Maria Jonas CNA1000020010 (Morton)

Jonas was present and available for questions. Post moved, Gutierrez 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.N.2. Ann Lutz Moser RN088479 (Chambers)

Moser was present and addressed the Board. Post moved, Harrell seconded, and it was unanimously carried to issue a Letter of Concern for starting an IV and infusing fluids to a physician, who was not a patient; failing to document the nursing services provided; using hospital supplies without authorization; and for failing to follow the employer’s policy and procedures on or about April 8, 2012 while employed as a RN at Banner Gateway Medical Center in Gilbert, AZ.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Grand Canyon University, Chamberlain College, Fortis College, and Brookline College nursing students regarding Board functions, policies and procedures. Questions were asked on:

- How does the Governor hire Board members
- Board member backgrounds
- Is social media reviewed before issuance of a license
- The consequences of discipline

The meeting recessed at 11:54 p.m. and reconvened at 12:45 p.m.

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

V.B.4. Sara Joy Priest RN171153 (Greabell)

Busby moved, Berrigan seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the Monitoring Non-Compliance Investigative Report, offer a Consent Agreement for Decree of Censure to be signed within thirty days and allow Respondent to continue on Consent Agreement and Order No. 1009106, which shall remain in effect and enforceable until Respondent has completed a minimum of 12 months of practice not less than sixteen hours per week.

| | 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 | | | | | | | |

V.B.5. Kelli Anne Roth RN159519 (Greabell)

Busby moved, Dalton seconded, and it was unanimously carried to dismiss Investigation Case No. 1308168 and allow Respondent to continue on Consent Agreement and Order No. 1202051.

| | 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 | | | | | | | |

V.B.7. Lajuane Edward Rutherford RN162498 (Greabell)

Busby moved, McCormies seconded, and it was unanimously carried, Allow Respondent’s counseling with Dr. Sims to fulfill his psychological treatment requirement pursuant to Consent Agreement and Order No. 1205136. Excuse Respondent’s missed drug tests on March 28, 2014 and April 14, 2014, and reduce Respondent’s drug testing frequency to once per month for the duration of the Order. Random drug testing may be required more frequently as requested by the Board or its designee. Allow Respondent to continue on Consent Agreement and Order No. 1205136.

| | 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 | | | | | | | |

V.B.9. Leslie Denise Young LP026109 (Greabell)

Gutierrez moved, Harrell seconded, and it was unanimously carried to issue a Letter of Concern for three unexcused absences from Nurse Recovery Group on June 29, 2013, July 20, 2013, and October 5, 2013 in violation of your Order and terminate Consent Agreement and Order No. 1108104.

**V.B.10. Caitlyn Jean Tomkiewicz RN137885; LP040473; (Greabell)
CNA999994269**

Dalton moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for failing to timely submit several pharmacy profiles and performance evaluations by the established due dates and terminate Consent Agreement and Order No. 1006081.

V.B.14. Candace Basil RN137253 (Greabell)

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. Respondent’s Consent Agreement and Order No. 1106007 shall remain in effect and enforceable until the matter is resolved.

| | 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 | | | | | | | |

II.H.5. Breckinridge School of Nursing at ITT Technical Institute Update and Request for Settlement/Mediation – J. Tellier/M. Burton

Randolph was present and addressed the Board. Chris Munns, Solicitor General and Michelle Burton, Attorney General’s office were present and available for questions. Attorney John Tellier was present and addressed the Board. Emma Mamaluy was present telephonically and available for questions. Busby moved, Dalton seconded to offer ITT Breckinridge a Consent Agreement for Probation as updated and prepared by Board staff to include findings of fact and conclusions of law with the addition of language requested by ITT Breckinridge to state that the findings of fact were not established through a hearing process. ITT Breckinridge is further directed to provide Board staff with faculty meeting minutes evidencing that faculty determine admission criteria. If signed, Executive Director may accept consent agreement.

VII.A.13. Update on Personnel Changes and Attorney General Coverage Due to Leaves/Vacancies- Smith/Bontrager/Austin/Ridenour

Tellier gave update on Personnel Changes and Attorney General Coverage due to leave and vacancies.

VII.B. Educational Reports and Rules – Randolph/Breed/Doolen/V. Smith/Dr. Mary Killeen (Friday 1:00 p.m.)

VII.B.1. Nurse Assistant Programs Approved by the Executive Director (List available in Board office) (Information)

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

VII.B.2. Education Updates (Information):

VII.B.2.a. East Valley Institute Technology Administrative

VII.B.2.b. Brown Mackie College – Tucson Administrative Change

Randolph gave summary on Education updates.

VII.B.3. Meets Criteria for Summary Letter of Concern (Discussion/Decision)

VII.B.3.a. MedStar Academy, Inc. RN Refresher Investigative Report

Doolen gave brief overview on the Criteria for Summary Letter of Concern for MedStar Academy. McCormies moved, Dalton seconded, and it was unanimously carried to approve Letter of Concern for MedStar Academy.

VII.B.4. Brown Mackie College-Tucson Practical Nursing Program Investigative Report (Discussion/Decision)

Anthony Offrett, Dean of Academic Affairs, was present telephonically, and addressed the Board. Johnson moved, Berrigan seconded, and it was unanimously carried to issue Letter of Concern to Brown Mackie College-Tucson Practical Nursing Program, for failing to notify the Board of a vacancy in the nursing program administrator position within 15 days of awareness of the vacancy and the appointment of a new nursing program administrator with 15 days of the appointment.

VII.B.5. Coconino Community College Nursing Program

VII.B.5.a. Investigative Report (Discussion/Decision)

VII.B.5.b. Resolution of Potential Deficiencies (Discussion/Decision)

Donald Johnson, Director, was present and available for questions. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in this investigative report, and the failure of the program to resolve cited deficiency on November 22, 2013 R4-19-202 (A), offer a Consent Agreement for a minimum 18-month probation, and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

VII.B.6. Arizona State University Nursing Program Investigative Report (Discussion/Decision)

Doolen was present and addressed the Board. Randolph and Breed were present and available for questions. 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 \$500.00 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

VII.B.7. Grand Canyon University Pre Licensure BSN Nursing Program Investigative Report (Discussion/Decision)

Dr. Mary Kileen, ASU Lead Consultant and Dr. Anne McNamara, Associate Director, were present and available for questions. Quinn moved, McCormies seconded, and it was unanimously carried to dismiss the complaint.

VII.B.8. Policy and Procedure on Submission of Materials to Education Committee (Discussion/Decision)

McCormies moved, Gutierrez seconded, and it was unanimously carried to approve Policy and Procedures on Submission of Materials to Education Committee.

VII.B.9. Nursing Program with Low 2013 On-Time Graduation Rates-Fortis College (Discussion/Decision)

Darlene Brown was present and available for questions. Dalton moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern to Fortis College for on-time graduation rates below 45% in 2013.

VII.B.10. Fortis College Practical Nursing Program Request for Program Change (Discussion/Decision)

Busby moved, Dalton seconded, and it was unanimously carried to approve program change application for an increase in student admissions of the Fortis College Practical Nursing Program.

VII.B.11. Mesa Community College RN Refresher Request for Extension (Discussion/Decision)

Busby moved, Gutierrez seconded, and it was unanimously carried to grant extension for Mesa Community College from July 2014 to October 2014.

VII.B.12. Employment of Newly Licensed RN's 2013

Randolph gave brief update on Employment of Newly Licensed RN's 2013.

VII.B.13. Refresher Program Report (Discussion/Decision)

Randolph summarized Refresher Program Report.

VII.B.16. East Valley Institute of Technology LPN Program Request for Rule/Statute Variance ((Discussion/Decision)

Quinn moved, Gutierrez seconded, and it was unanimously carried to continue to July Board meeting.

VII.B.15. Reducing Credits in Associate Degree Nursing Program (Discussion/Decision)

McCormies and Randolph gave brief summary of Reducing Credits in Associate Degree Nursing Program.

VII.B.14. Measuring competency with Simulation Update (Information/Decision) (PPT Presentation)

Post moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VII.B.14.

VII.A.9. Board Member Educational Session (20 minutes): Presentation by Dennis Seavers, ED, Arizona Board Fingerprinting-“How Does the Finger Print Clearance Card Investigative Process Differ from AzBN Criminal Background Investigations?”

Seavers gave presentation on how Finger Print Clearance Card and Investigative Process differ from AzBn Criminal Background Investigations. The presentation consisted of how crimes are considered, how crimes are handled, and legal issues.

VII.A.2. Update on 2013 Legislative Session/Bills Impacting Nursing Regulation (Discussion & Decision) Harris/Ridenour

Mr. Harris noted that the legislature finished the session on 4/24/14 and that it was a quiet year for the Board of Nursing. The most significant issues related to payment for the CNA program.

- HB 2703 was passed with a \$150,000 supplemental for the Board, from the general fund, and included the need for the Board of Nursing to submit a report to the directors of the governor's Office of Strategic Planning and budgeting and the Joint Legislative Budget Committee on or before November 1, 2014 with the board's recommendations for ensuring the long-term financial stability of the certified nursing assistant program.

- S.B. 1379 was passed, allowing health professional regulatory boards to issue a volunteer health service registration to allow a health professional who is not a licensee to practice in this state for a total

of up to 14 calendar days each calendar year if the professional meets all of the requirements. Ridenour clarified that this did not have anything to do with a declared state of emergency.

- More bills were passed giving fingerprinting authority to more agencies.

Harris also noted that the rulemaking restrictions were vetoed by the Governor this year.

VII.B.14. Measuring Competency with Simulation Update (Information/Decision) (PPT Presentation)

Berrigan moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda Item VII.B.14. Randolph gave power point presentation on Measuring Competency with Simulation Update.

II.I.2. Sheila C. Bean RN180883 (Wilson)

The proceeding began at 2:40 p.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

Elizabeth Campbell, Assistant Attorney General, provided legal advice.

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, Berrigan 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, McCormies 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 RN180883 pending further hearing. The hearing shall be promptly instituted and determined.

| | 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 Sheila C. Bean be suspended effective with the service of the written Order, and that RN180883 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.

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

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.C. Board information Regarding Lapsed Licenses/Certificates Signed Consent Agreement (List available in Board office)

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. | Jessica Abril | CNA1000005709 | \$25 |
| IV.A.1.b. | Elizabeth Arizmendi | CNA1000033917 | \$25 |
| IV.A.1.c. | Lori Bair | CNA1000016197 | \$25 |
| IV.A.1.d. | Yvonne Berry | CNA1000032517 | \$25 |
| IV.A.1.e. | Terri Brickley | CNA999950845 | \$25 |
| IV.A.1.f. | Rosalia Campos | CNA358978141 | \$25 |
| IV.A.1.g. | Erin Clarey | CNA1000031503 | \$25 |
| IV.A.1.h. | Candie Eggert | CNA999994046 | \$25 |
| IV.A.1.i. | Marta Gonzales | CNA1000007688 | \$25 |
| IV.A.1.j. | Marisa Guido | CNA1000027412 | \$75 |
| IV.A.1.k. | Kim Hall | RN117515 | \$500 |
| IV.A.1.l. | Danielle Juergensen | CNA999987733 | \$25 |
| IV.A.1.m. | Cynthia Machnicki | RN116119 | \$300 |
| IV.A.1.n. | Imelda Maldonado | CNA1000019018 | \$25 |
| IV.A.1.o. | Elosie Moore | CNA695712103 | \$50 |
| IV.A.1.p. | Tauna Perry | CNA1000025243 | \$25 |
| IV.A.1.q. | Ivy Plaisted | CNA100033690 | \$25 |
| IV.A.1.r. | Laura Pough | CNA1000014364 | \$25 |
| IV.A.1.s. | Kristina Scheib | CNA1000020834 | \$25 |
| IV.A.1.t. | Marcos Valenzuela | CNA999946683 | \$25 |

Busby moved, Berrigan 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 for IV.A.1.a.-IV.A.1.t.

| | 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 | | | | | | | |

IV.B. Felony Bar Cases

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

| Agenda # | Name | License/Certificate # | Staff |
|------------------|--------------------------------|-----------------------|----------------|
| IV.B.1.a. | Breanna Raenell Velarde | CNA Exam | Richter |

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

| | 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 | | | | | | | |

IV.B.2. 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. | Rebecca Lamont Ross | CNA935773641 | Olson |
| IV.B.2.b. | Rolando Rene Oquita | RN107753 | Olson |
| IV.B.2.c. | Jennifer Marie Eason | CNA1000014074 | Olson |
| IV.B.2.e. | Jessica Mendietta | CNA1000027567 | Alberty |

Busby moved, McCormies seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2a thru IV.B.2c and IV.B.2e.

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

Busby moved, Quinn 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.1. Mara Lynne Hall RN102731 (E. Flores)

Flores was present and addressed the Board with additional information. Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute violations identified in the investigative report, issue Notice of Charges.

VI. RN/LPN/CNA Investigative Reports

**VI.A.1. April Lynn Arnold LP Endorsement; (Monas)
(AKA: Westbrook, Duffey) TLP049682, expired**

Monas addressed the Board with additional information. McCormies 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, signing 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 |
| X | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.A.2. Pauliermo Berrettoni RN Endorsement (Monas)
TRN182301, expired**

Monas addressed the Board and confirmed receipt of additional information. Busby moved, Harrell 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.A.3. Candice Aimee Cowan CNA Exam (Monas)

Busby moved, Harrell seconded, and it was unanimously carried, upon meeting all requirements, grant certification, and issue a Letter of Concern for Applicant's January 3, 1997 conviction of Theft, a felony, in Durango, Colorado, and Applicant's failure to disclose to the Board her 1998, Arizona conviction for Reckless Driving, reduced from a charge of Driving Under the Influence of Alcohol, a misdemeanor. The motion failed with three in favor and 6 opposed. McCormies moved, Johnson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a Decree of Censure, to grant certification. If not signed within 30 days, deny certification.

VI.A.4. James Moultrie CNA Exam (Monas)

Busby moved, Post 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. Mizury De La Torre Rosales CNA Exam (Monas)
(AKA: Mizury Rocio De La Torre)**

Johnson moved, Dalton seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a Letter of Concern for Applicant providing the Board with her IRS Individual Taxpayer Identification Number, on her June 8, 2005, application to the Board for Nursing Assistant Certification, when asked for a Social Security Number, because she did not possess a Social Security number at the time of that application.

VI.A.7. Noni Sue Sexton CNA Exam (Monas)

Post 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 | 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.A.8. Laura M Wolfe CNA Exam (Monas)

Busby moved, Gutierrez 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.A.10. Frederick Fidler RN Exam (Monas)
LP033544, expired**

Post moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny registered nurse licensure, and issue Notice of Charges for LP033544.

| | 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 |
| x | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | | | | | | | | |

The meeting recessed at 2:59 p.m. and reconvened at 3:15 p.m.

**VI.N.1. Jeanne Anne Sullivan RN Applicant by Endorsement (Chambers)
(AKA: Kutsch; Perley)**

McCormies moved, Johnson seconded, and it was unanimously carried, upon meeting all licensure requirements, grant licensure and issue a Letter of Concern for your two misdemeanor DUI convictions, in 1986 in Ohio, and for your admitted diversion of narcotics while on duty in 2005, in Ohio, resulting in previous disciplinary action against your RN license in Ohio, including suspension and treatment, the terms of which probation were successfully completed on or about March 19, 2010.

**VI.N.4. Dawn Koepfer LP038838 (Chambers)
(AKA: June, Welsh)**

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 12-month stayed suspension during which time the license is placed on probation followed then by a 12-month probation, 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 | | | | | | | |

VI.N.5. Mary Louise Hashagen RN162910 (Chambers)
(AKA: Evans)

Hashagen was present telephonically, 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 | 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.N.6. Martha Merrill Jones RN059962 (Chambers)

Jones was present telephonically, and available for questions. Quinn moved, Busby seconded, based upon the findings of fact and the information identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for 24 month stayed revocation during which time the license is placed on probation, to include attached stipulations grant a limited license for the purposes completing an RN Refresher course. Upon successful completion of RN Refresher Course, grant a limited RN license for case management settings only, under applicable terms contained on the attached stipulation worksheet. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. The motion carried with eight in favor and one opposed.

| | 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 | 1 | X | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.L.1. June Birk RN094946 MS (Hunter)

Hunter addressed the Board with additional information. Busby moved, Quinn 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 24-month probation, 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 | | | | | | | |

VI.L.2. Jennifer Cammarrata RN075073; AP0159 (Hunter)

Cammarrata was present telephonically and available for questions. McCormies moved, Dalton seconded, to issue a Letter of Concern for committing a medication error when Respondent mistakenly ordered Neomycin-polymyxin Otic suspension drops (eardrops), for application to patient eyes. The motion failed with four in favor and five opposed. Post moved, Gutierrez seconded, and it was unanimously carried to dismiss the complaint.

VI.L.3. Kim Long RN039852 MS (Hunter)

Busby 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 24-month probation, and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion failed with four in favor and five opposed. Quinn moved, Busby seconded, and it was 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. 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 | 1 | | | | X | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VI.P.5. Corinne Michelle Pineda LP041082 (Wagner)
(AKA: McPherson)

Wagner addressed the Board with additional information. Pineda was present telephonically, and addressed the Board. 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 36-month probation to include the attached stipulations. 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 | | | | | | | |

VI.Q.1. Cecily Theno Malvini RN079859 (Austin)
(AKA: Theno)

Malvini was present telephonically, and addressed the Board. Austin addressed the Board and confirmed receipt of additional information. Busby moved, Berrigan seconded, and it was unanimously carried, On a determination of reasonable cause based on the facts alleged in the investigative reports and update investigative reports (and material presented at this Board meeting), 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 90 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 reports and updated investigative reports, 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 | | | | | | | |

Busby left the meeting at 4:03 p.m.

VI.Q.2. Nancy Hersh Trau RN054662 (Austin)

Austin addressed the Board and confirmed receipt of additional information. Trau was present telephonically, and available for questions. Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for possibly handling infant M.P. in a manner the infant’s mother construed as “rough” on or about January 12, 2013 while employed a RN at Banner Good Samaritan Medical Center in Phoenix, Arizona, and for demonstrating a lack of self-awareness with respect to how patients perceive your teaching style. The motion failed with three in favor and five opposed. Post moved, Harrell seconded, and it was unanimously carried to dismiss complaint.

VI.Q.3. Dianette Jackson-Glover RN133532 (Austin)
(AKA: Reynolds, Jackson)

Austin addressed the Board and confirmed receipt of additional information. Jackson-Glover was present telephonically, and available for questions. 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, providing proof of Illinois residency in form of a Driver's License or voter registration, submitting an updated Declaration of Primary State of Residency, and signing a Consent Agreement for a Decree of Censure, grant a limited license for the purpose of completing a RN Refresher course with terms and conditions which may be completed in Illinois with the permission of the Illinois Board of Nursing. Upon successful completion of the RN Refresher Course, grant RN license. If not signed within 30 days, deny licensure based upon the information contained in this investigative report.

| | 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.A.3. Candice Aimee Cowan CNA Exam (Monas)

McCormies moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.A.3., for the purpose of adding in fact III, potential violations of law and potential violation of rules.

VI.F.1. Angelina R Dennison CNA Endorsement (McWilliams)

Post 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 | 8 | X | X | | X | X | X | X | X | X | |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

VI.F.2. Evan E. Hoxsie CNA Exam (McWilliams)

McCormies 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 use evaluation, at no cost to the Board, to be completed 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 | 8 | X | X | | X | X | X | X | X | X | |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

VI.F.3. Lisa Ann Kappus CNA Endorsement (McWilliams)

Johnson 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 | 8 | X | X | | X | X | X | X | X | X | |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | | | X |

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

McCormies 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 12-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 |

Harrell left the meeting at 4:16 p.m.

**VI.F.5. Deloris Dina Littlefield RN Endorsement (McWilliams)
(AKA: Dina Long; Deloris Long)**

McWilliams addressed the Board and confirmed receipt of additional information. Johnson 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 |

Busby returned to the meeting at 4:18 p.m.

VI.F.7. Jessica April Malm CNA Exam (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, 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. Joseph Martin Pyron RN Endorsement; AP Endorsement (McWilliams)

Gutierrez moved, Post 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 | 8 | X | X | | X | X | X | X | | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | X | | |

**VI.F.9. Samantha Lynette Ozaeta CNA Exam (McWilliams)
(AKA: Holland, Fagan, Edsel)**

Busby moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a substance abuse evaluation, at no cost to the Board, 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 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 | 8 | X | X | | X | X | X | X | | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | X | | |

VI.F.11. Brian Charles Chiasson RN Endorsement (McWilliams)

Johnson moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a recovery evaluation, at no cost to the Board, 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 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 | 8 | X | X | | X | X | X | X | | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 2 | | | X | | | | | X | | |

Harrell returned to the meeting at 4:21 p.m.

VI.F.12. Kelly Danielle Dale RN Exam (McWilliams)

Busby moved, Dalton 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 evaluation, at no cost to the Board, to be completed 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

II.I.3. Adryon Lorel Steel RN158449 (Kerrigan)

The proceeding began at 4:24 p.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Gutierrez, Post and Busby.

Elizabeth Campbell, Assistant Attorney General, provided legal advice.

Kerrigan addressed the Board with additional information.

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. Re-align this paragraph

Busby moved, Dalton 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, Dalton 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 RN158449 pending further hearing. The hearing shall be promptly instituted and determined.

| | 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 Adryon Lorel Stree be suspended effective with the service of the written Order, and that RN158449 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.G.1. Selina Mercedes Reyes CNA Exam (Olson)

Johnson 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 | 9 | X | X | | X | X | X | X | X | X | X |
| NO | 0 | | | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

**VI.G.2. ChiCarla Raechelle Leamons RN Exam; (Olson)
CNA1000020852**

Busby moved, McCormies 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 CNA1000020852.

| | 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 | | | | | | | |

McCormies recused herself and left the meeting at 4:29 p.m.

**VI.G.5. Anecita Uy LPN Exam; (Olson)
(AKA: Lund) CNA1000020921**

Johnson moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny LPN licensure, and issue a Notice of Charges for CNA1000020921.

| | 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 | | | | |

McCormies returned to the meeting at 4:30 p.m.

VI.I.1. Brenda Kay Fochtman RN Endorsement (Barker)

Barker addressed the Board and confirmed receipt of additional information. Busby 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.

| | 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.I.2. Sonia Grefal Gabriel CNA999991243 (Barker)
(AKA: Alindogan)**

Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for your error in providing inaccurate information on your 2004 application to the Board for certification as a nursing assistant, when you used a Tax Identification Number in lieu of a Social Security Number; and for using your Tax Identification Number in lieu of a Social Security Number, on your May 18, 2008 application for employment as a caregiver to Diamond Manor Adult Care, in Phoenix, Arizona.

VI.I.5. Rose Tonetta Reed CNA Exam (Barker)

Barker addressed the Board with technical correction to the investigation report. McCormies moved, Busby 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, deny certification. The motion failed with three in favor and seven opposed. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue 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 | 1 | | | | | | | | | | X |
| ABSTAIN | 0 | | | | | | | | | | |
| ABSENT | 1 | | | X | | | | | | | |

VII.E. Committee Reports

VII.E.2. Education – Dalton/McCormies/Harrell/Randolph/McGinty

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

Education Advisory Committee meeting draft minutes of April 11, 2014 were provided to the Board.

VII.E.3. Advanced Practice – Quinn/Busby/Randolph/Dahn

VII.E.3.a. Draft Minutes of Advanced Practice Committee Meeting -

Advanced Practice meeting draft minutes of April 9, 2014 were provided to the Board.

VII.E.3.b. New and Returning Member Recommendations for 2014-2016 Advanced Practice Advisory Committee (Discussion/Decision)

Quinn moved, Berrigan seconded, and it was unanimously carried to approve New and Returning Member Recommendations for 2014-2016 Advanced Practice Advisory Committee.

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. March 27-28, 2014, Regular Board Meeting Minutes

McCormies moved, Busby seconded, and it was unanimously carried to approve minutes of March 27-28, 2013, regular Board meeting.

VII.A.3. New Legislation Effective July 24, 2014; Senate Bill 1379-Volunteer Health Services; Registration Harris/Ridenour/Bontrager (Information)

S.B. 1379 was passed, allowing health professional regulatory boards to issue a volunteer health service registration to allow a health professional who is not a licensee to practice in this state for a total of up to 14 calendar days each calendar year if the professional meets all of the requirements. Ridenour clarified that this did not have anything to do with a declared state of emergency.

VII.A.4. 2014 & 2015 AzBn Supplemental Appropriation approved by Legislature – Orchard/Bontrager (Information)

VII.A.4.a. Legislative Study Committee Report on Certified Nursing Assistant Long Term Financial Viability Funding Recommendations-Due September 2014 to OSPB & JLBC-Ridenour (Information)

VII.A.4.b. Recommend CNA Legislative Study Committee Charges, Chair & Members-All

Ridenour gave brief overview regarding the 2014 & 2015 Supplemental Appropriation approved by Legislature, Legislative Study on Certified Nursing Assistant Long Term Financial Viability Funding Recommendations, and CNA Legislative Study Committee Charges, Chair, and Members.

VII.A.6. Board Member Education Regarding Nurse Licensure Compact – Frequently Asked Questions Regarding Investigations & Disciplinary Processes – Smith (Information)

Gutierrez moved, Berrigan seconded, and it was unanimously carried to move to July Board meeting.

VII.A.7 2014 NCSBN Midyear Education for Board Presidents/Members/Executive Directors-“Building High Performing Regulatory Boards.” – McCormies (Discussion & Decision)

McCormies gave overview of 2014 NCSBN Midyear Education for Board Presidents. She also mentioned the book by Cathy Trower, “Building High Performing Regulatory Boards.” The book is a guide towards leadership.

VII.A.8. Update on Third Party Administrator for Monitoring & Cando Compliance Reporting – Austin (oral information)

Austin announced the Recovery Trek will be pushed back to mid June and will go live mid July. We will have more extensive update soon.

VII.A.10. New State Contract for Meeting Management Solutions-Novous Solutions as Potential Replacement for Diligent Board Books; Trial Period Planned for July 2014-Flores/Davitt/Henriksen/Bontrager/Orchard (Information)

Davitt gave a brief update on Novus Solutions. We will have a free trial period in July. We have unlimited agendas and unlimited users. The system is web based. Together we will learn how to navigate through the system.

VII.A.11. Summary of Recommendations to Delegate Assembly – Ridenour (Discussion & Decision)

VII.A.11.a. Summary of Recommendations

VII.A.11.b. Model Practice Act Rules

VII.A.11.c. Proposed Bylaw Revisions

VII.A.11.d. State of Candidates Martha Jones

Gutierrez moved, Berrigan seconded, and it was unanimously carried to move to July Board meeting.

The Board members would like to recognize Pam Randolph on her leadership and for the continued success of the Arizona State Board of Nursing.

VII.D. A.A.G. Report – Mamaluy/Campbell

VII.D.1. Updates, New Processes, Accomplishments – Campbell/Selzer/Smith (Information/ Discussion)

Congratulations to Carrie Smith and Sarah Selzer on their new arrival.

VII.A.12. Adoption of National Council of State Boards of Nursing (NCSBN®) Position Paper on Telehealth Nursing Practice Updated April 2014 – Ridenour (Discussion & Decision)

Quinn moved, Gutierrez seconded, and it was unanimously carried to approve Position Paper on Telehealth Nursing Practice.

VII.C. President’s Report – Quinn

VII.C.1. Update on the APRN Coalition – Quinn (Information)

Quinn gave update on the APRN Coalition. Quinn mentioned organization is finally coming together and working on same goals.

VII.C.2. Update on Board Member Appointments-Quinn (Information)

- We will have appointments made by July 24, 2014.
- There will be a celebration dinner for Pats Retirement in July.

VII.C.3. Debriefing on Board Processes and Suggested Changes – All (Discussion & Decision)

- Updates a day before Board meeting makes it challenging
- Quinn would like to transcribe on draft agenda
- Employers don’t understand Board operations
- Add educational piece in Journal for employers
- Pat Johnson would like to thank everybody here at the Board for good connections and great experiences.

VIII. Call to the Public

No members of the public requested to speak

X. Adjournment

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

The meeting adjourned at 5:30 p.m., Friday, May 16, 2014.

Randy C. Quinn, CRNA, President