

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., Thursday, September 22, 2011, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Kathy Scott, RN, MPA, PhD, FACHE, President, presiding.

BOARD MEMBERS PRESENT:

Kathy Scott, RN, MPA, PhD, FACHE, President
Patricia Johnson, LPN, Secretary
Theresa (Terri) Berrigan, LPN, Member
Kathryn L. Busby, JD, Member
Leslie Dalton, MSN, RN, Member
Lori Gutierrez, BS, RN-C, Member
M. Hunter Perry, BSHA, Member
Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

Kathy Malloch, PhD, MBA, RN, FAAN, Vice President
Denise Link, PhD, WHCNP, FNAP, Member
Randy C. Quinn, CRNA, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Emma Mamaluy, Assistant Attorney General
Keely Verstegen, Assistant Attorney General
Kim Zack, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, FRE, Associate Director of Investigations

STAFF:

Nikki Austin, RN, JD, Nurse Practice Consultant Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Tammi Bymers, RN, MSN, Nurse Practice Consultant/Monitoring Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Esther Garcia, Legal Assistant/Monitoring Karen Grady, RN, MS, FNP, Nurse Practice Consultant/Advanced Practice Teddylen Guffey, MHSA, RN, LNCC, Nurse Practice Consultant Lynda Hemann, PhD, MPH, LISAC, Senior Investigator Dolores Hurtado, Senior Investigator Ron Lester, Senior Investigator Debra McGinty RN, PhD, Administrator/Nursing Programs	Patricia Midkiff, RN, MN, Nurse Practice Consultant Linda Monas, Senior Investigator Kirk Olson, Senior Investigator Doug Parlin, Senior Investigator Susan Perkins RN, MSN, Nurse Practice Consultant Judy Pendergast, RN, JD, Nurse Practice Consultant/CANDO Mary Rappoport, RN, MN, Nurse Practice Consultant Deborah Richards, JD, Senior Investigator Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Ann Schettler, RN, MHL, CLNC, Nurse Practice Consultant Sister Rachel Torrez, RN, MS, Nurse Practice Consultant Dirk VandenBerg, Sr., Senior Investigator Barbara Melberg, Legal Secretary
--	--

I. Call to Order

The meeting was called to order at 8:01 a.m., Thursday, September 22, 2011.

The following Board members were present: Scott, Johnson, Snider, Dalton, Perry, Gutierrez and Busby.

Scott presided.

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

VI.M.7. Robyn Lynn Huff RN Endorsement (Rappoport) (aka:McAvoy; Guebely; Bledsoe)

Attorney Robert Chelle was present and available for questions. Gutierrez moved, Busby seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for a May 10, 2011, disciplinary action by the Missouri Board of Nursing.

VI.E.2. Gina Marie Ames RN140802 (Guffey)

Attorney Zachary Cain and Ames were present and addressed the Board. Busby moved, Johnson seconded, and after discussion it was unanimously carried to dismiss the complaint.

VI.M.5. Georgia Karamargin RN095240; CNA135603774 (Rappoport)

Karamargin was present telephonically and available for questions. Busby moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

V.B. Applicants for Reissuance & Investigative Reports

V.B.3. Leslie Denise Young LP026109 Rappoport

Rappoport addressed the Board with additional information. Young was present and available for questions. Dixie Richter was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for stayed revocation suspension not to exceed 12 months, followed by 12 months stayed revocation probation, followed by 12 months standard probation including the attached stipulations, to grant temporary licensure for Refresher Course only. Upon successful completion of Refresher Course, grant licensure under applicable terms. If not signed within 30 days, based upon the findings of fact and statute/rule violations identified in the investigative report, deny reissuance of licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI. RN/LPN/CNA Investigative Reports

VI.E.1. Debora L. Ohlrich RN046675 (Guffey)

Ohlrich and attorney Ken Baker were present and addressed the Board. Gutierrez moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to obtain diabetic ulcer wound care orders for patient C.A. from the primary care physician, on or about April 4, 2010, while employed at Sunrise Home Care in Tucson, Arizona.

VI.E.3. Nahid Alvadi Tehranian RN053329 (Guffey)

Attorney Teresa Sanzio was present and addressed the Board with a request for continuance. Perry moved, Dalton seconded, and it was unanimously carried to continue the investigation to the November 2011 Board meeting.

VI.Q.3. Amy Christine Outlaw RN151577 (Torrez)

Outlaw was present telephonically and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.Q.2. Catherine Dusold Jarrell RN089300; LP028226 (Torrez)

Attorney Jess Lorona was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

VII.L.1. Andrea Spira-O’Conner RN105615 (Perkins)

Attorney Ken Baker and Spira-O’Conner were present and addressed the Board. Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VII.L.2. Karen Jean Vinson RN093708 (Perkins)

Perkins addressed the Board with additional information. Busby moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.4. Sue Ellen Sarsam RN084781; AP0195 (Pendergast)

Sarsam was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried dismiss the complaint and allow respondent to continue in the CANDO program.

V.F.7. Anne Christine Vucetic RN155243 (Pendergast)

Attorney Ben Green and Vucetic were present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges and request respondent to voluntarily continue random urine drug screens, 12 step meetings, nurse support group, aftercare, employer

evaluations. When and if charges against her are reduced to a misdemeanor, the case is to be brought back to the Board.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

Berrigan arrived at the meeting at 9:02 a.m.

VI. RN/LPN/CNA Investigative Reports

VI.A.1. Vicki Sue Silides RN103089 (Austin)

Austin addressed the Board and confirmed the receipt of additional information. Attorney Teresa Sanzio was present and addressed the Board. Johnson moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed suspension followed by 24 months standard probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one abstained.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	1	X										
ABSENT	3		X	X				X				

VI.P.1. Charlette Bjarnson LP034280 (Schettler)

Attorney Jay Ryan and Bjarnson were present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VI.P.1. to allow staff to bring modified stipulations back for Board consideration. reaffirm prior Board decision with attached revised stipulations.

VI.P.6. Merry Tolliver Lavant RN065659; LP020183 (Schettler)

Schettler addressed the Board and confirmed the receipt of additional information. Attorney Edmundo Robaina and Lavant were present and addressed the Board. Busby moved, Berrigan seconded, and after discussion it was unanimously carried to issue a Letter of Concern for reported employment issues from April to May 2011, while working at Aurora Behavioral Health Center in Tempe, Arizona.

The meeting recessed at 9:32 a.m. and reconvened at 9:49 a.m.

**VI.O.18. Catherine Oporoku LP037173 (Sage)
(aka: Catherine Alaba Oluwole)**

Sage addressed the Board with additional information. Oporoku was present and available for questions. 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 a Decree of Censure to include a \$250 Civil Penalty.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.12. Christopher Scott Resinger RN109727; LP034489 (Parlin)

Parlin addressed the Board with additional information. Resinger was present and available for questions. Attorney Kelly McDonald was present and addressed the Board. Johnson moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion the motion failed with six opposed and two in favor.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6					X	X					
NO	2	X			X				X	X	X	X
ABSTAIN	0											
ABSENT	3		X	X				X				

Busby moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 6 months probation including the standard stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.3. Christina Marie Miller RN076793 (Parlin)

Parlin addressed the Board with additional information. Attorney Terry Hall was present and addressed the Board. Gutierrez moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for the March 10, 2009 and April 12, 2010, charges for Interfering with Judicial Proceedings, and the August 27, 2009, charges for Assault and Disorderly Conduct, all in Chandler, Arizona, and for failing to report the charges to the Board within ten days as required by the statutes and rules.

VI.D.1. Sharon Angela Heath RN126933 (Grady)

Grady addressed the Board and confirmed the receipt of additional information. Heath was present and available for questions. Attorney Kelly McDonald was present and addressed the Board. Busby moved, Perry seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion, the motion carried with six in favor and two opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6	X			X	X			X	X		X
NO	2						X				X	
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.D.2. Angela Outar LP038970 (Grady)

Grady addressed the Board and confirmed the receipt of additional information. Outar was present and available for questions. Attorney Kelly McDonald was present and addressed the Board. Busby moved, Perry seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.D.3. Joanne Marie Martelli RN111161; AP3300 (Grady)

Grady addressed the Board and confirmed the receipt of additional information. Martelli and attorney Teresa Sanzio were present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, complaint #1, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges; and for complaint #2, to issue a Letter of Concern for multiple patient complaints about her manner of communication while employed at Arizona’s Children Association.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

**VI.I.14. Amy Lee Cann RN Exam (Olson)
(aka: Lui; Vandersloot)**

Olson addressed the Board with additional information. Cann was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure and to grant licensure upon meeting all requirements.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

**VI.B.2. April Bray Penn RN167344; LP044417 (Bymers)
(aka: Bray)**

Penn and attorney Kelly McDonald were present and addressed the Board. Busby moved, Snider seconded, and After discussion it was unanimously carried to issue a Letter of Concern for reporting to duty with the odor of alcohol, appearance disheveled and then leaving South Eastern Arizona Behavioral Health System in Benson, Arizona during her shift, on or about April 23, 2010, without making reasonable arrangements to provide patient care and leaving the facility prior to arrival of the Director of Nursing, when she was asked to stay, resulting in termination.

VI.B.3. Toni Denise Stamps RN116652 (Bymers)

Bymers addressed the Board and confirmed the receipt of additional information. Attorney Kelly McDonald and Stamps were present and addressed the Board. Busby moved, Perry seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation with amendments to the attached stipulations as follows: on site supervision allowed, delete substance abuse evaluation, relapse prevention evaluation at 18 months. If not signed within 30 days, issue Notice of Charges. The motion carried with five in favor and three opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	5				X				X	X	X	X
NO	3	X				X	X					
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.E.4. Carolann Wright LP012281 (Guffey)

Johnson recused herself to avoid the appearance of impropriety and left the meeting at 10:46 a.m. Busby moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

Johnson returned to the meeting at 10:50 a.m. Perry left the meeting at 10:50 a.m.

V.B.2. Larry M. Mahana RN055977 Rappoport

Rappoport addressed the Board with additional information. Mahana was present and available for questions. Busby 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 requirements and signing a Consent Agreement for 12 months probation including the attached stipulations, to grant temporary licensure for Refresher Course only, subject to the same stipulations. Upon successful completion of the Refresher Course, grant licensure under applicable terms. If not signed within 30 days, deny licensure based upon information in the investigative report,

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X		X	X
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X		X		

V.C.4. Tonya L. Childers RN076293 (Bymers)

Bymers addressed the Board with additional information. Childers was present and addressed the Board.

Perry returned to the meeting at 10:52 a.m.

Johnson moved, Snider seconded, to terminate probation effective upon Board decision. The motion carried with seven in favor and one abstained.

V.C.7. Leasa Marie Michael RN156154 (Bymers)

Bymers addressed the Board with additional information. Michael was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/probation, followed by 24 months probation including the attached stipulations. If not signed, continue current suspension.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

After discussion and request by Mamaluy for clarification of the motion, Busby moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.C.7. Busby moved, Johnson seconded and it was unanimously carried to modify the stipulations to allow agency work with block assignments.

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

V.D.6. Ellen Jane Byerlein RN122412 (Garcia)

Byerlein was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 0911007, and lift narcotic restriction and continue drug testing twice a month for six months, and once a month thereafter.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.1. Todd Porter Hanks LP045234; CNA1000022517 (Pendergast)

Hanks was present and addressed the Board. Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension to be followed by 36 months stayed revocation/probation including the attached stipulations, amended to include: allowed to work early morning shift. If not signed within 30 days, issue Notice of Charges. After discussion the motion failed with four in favor and four opposed.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	4	X				X	X				X	
NO	4				X				X	X		X
ABSTAIN	0											
ABSENT	3		X	X				X				

Busby moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 6 months stayed revocation/suspension to be followed by 36 months stayed revocation/probation including the attached stipulations, amended to include: allowed to work early morning shift (4:30 a.m. to 12:00 p.m.). The motion failed with five opposed and three in favor.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	3				X					X		X
NO	5	X				X	X		X		X	
ABSTAIN	0											
ABSENT	3		X	X				X				

Gutierrez moved, Berrigan seconded, upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension to be followed by 36 months stayed revocation/probation including the attached stipulations, amended to include: allowed to work early morning shift (4:30 a.m. to 12:00 p.m.). If not signed within 30 days, issue Notice of Charges. The motion carried with five in favor and three opposed.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	5	X				X	X		X		X	
NO	3				X					X		X
ABSTAIN	0											
ABSENT	3		X	X				X				

V.F.3. Rhonda Christine Overson RN088635 (Pendergast)

Overson was present and available for questions. Gutierrez moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension followed by 36 months stayed revocation/probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.F.6. Gail Marie Treviso RN150475; CNA1000008982 (Pendergast)

Treviso was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried to accept the signed Consent Agreement for 12 months stayed revocation/suspension followed by 36 months stayed revocation/probation as described in the attached stipulation sheet.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI. RN/LPN/CNA Investigative Reports

VI.C.2. Franklin Paul Brown RN049073; AP2488 (Dahn)

Brown 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, to offer a Consent Agreement for indefinite suspension followed by 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.K.1. Donna Marie Hoyt RN135962 (Pendergast)

Hoyt was present 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, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.P.1. Charlette Bjaranson LP034280 (Schettler)

Busby moved, Perry seconded, and it was unanimously carried to reopen Agenda Item VI.P.1. Schettler addressed the Board with additional information. Attorney Jay Ryan and Bjaranson were present and available for questions. Busby moved, Gutierrez seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation with stipulations to include: float pool allowed, on site supervision, 18 months to complete Refresher Course, nights allowed only while employed at Coronado Care Center. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

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

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Central Arizona College and Maricopa Skills Nursing Students regarding Board functions, policies and procedures. Questions were asked on specialties of a Board member, if all Board members have the same authority to read and decide on case, criteria used in helping people with recovery, explanation of Decree of Censure and if it stays on a persons record, if all complaints are brought before the Board, percentage of complaints that come before the Board, if a person is notified of a complaint against them, how often disagreements between employees of a facility are lodged

as a complaint, if a person must disclose a Letter of Concern to a prospective employer, and what should be self reported to the Board.

Berrigan left the meeting at 11:50 a.m. and returned at 11:53 a.m.

VI. RN/LPN/CNA Investigative Reports

VI.C.3. Linda Jo Nelson RN076671; AP1418 (Dahn)

Dahn was present telephonically. Johnson moved, Perry seconded, to issue a Letter of Concern for failing to maintain a medical record that accurately reflects the nursing assessment, care, treatment, and other nursing services provided to patient K.O. on or about August 27, 2010. After discussion the motion carried with six in favor and one opposed.

VI.C.4. Leslie Anne Johnson RN091028; AP1352 (Dahn)

Dahn was present telephonically. Attorney Bruce Smith was present and addressed the Board with a request for continuance to the January 2012 Board meeting Berrigan moved, Johnson seconded, to continue the case until January 2012 to allow time for the case to be litigated. The motion carried with seven in favor and one opposed.

VI.C.5. Paula Byrne Davis RN041287; AP0843 (Dahn)

Dahn was present telephonically. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure including an agreement to inactivate respondent’s Advanced Practice certificate. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

The meeting recessed at 12:10 p.m. and reconvened at 1:02 p.m.

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.1. Alan William McMahan RN120021 Zack

The proceeding began at 1:03 p.m. with the following Board members present: Scott, Johnson, Berrigan, Dalton, Gutierrez, Perry, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

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

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

Zack addressed the Board and recommended the Board accept the Administrative Law Judge’s Findings of Fact, Conclusions of Law, and recommended decision to revoke McMahan’s license.

Johnson moved, Perry seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 20.

Johnson moved, Perry seconded, and it was unanimously carried, to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 4.

Johnson moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order to revoke professional nurse No. RN120021, previously issued to Alan McMahan.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.A.2. Vallerie Lax Gardner RN069104 Campbell

The proceeding began at 1:06 p.m. with the following Board members present: Scott, Johnson, Berrigan, Dalton, Gutierrez, Perry, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

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

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

Campbell addressed the Board and recommended the Board accept the Administrative Law Judge's recommendation in its entirety.

Johnson moved, Perry seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 28.

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

Johnson moved, Perry seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order to revoke professional nurse No. RN069104 previously issued to Vallerie Gardner.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.A.3. Dennis Boyd, Jr CNA Applicant Campbell

The proceeding began at 1:09 p.m. with the following Board members present: Scott, Johnson, Berrigan, Dalton, Gutierrez, Perry, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

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

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

Campbell addressed the Board and recommended the Board accept the Administrative Law Judge’s recommendation in its entirety.

Johnson moved, Perry seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 20.

Johnson moved, Perry seconded, and it was unanimously carried to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 12.

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Tracy Pearl Graves (aka: Kelty; Timm)	RN126459; CNA999993210	Revocation	Campbell
II.B.2.	Lori Eileen Pettigrew	RN143047	Revocation	Campbell
II.B.3.	Nicole A. Morehouse	CNA999991182	Revocation	Verstegen
II.B.4.	Nancy Ellen Rifkind	RN059278	Revocation	Verstegen

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

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

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

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

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.1. Laura Michael RN113397 Campbell

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

Campbell addressed the Board and explained respondents' reasons for addressing the Board.

Michael was present and addressed the Board.

Johnson moved, Berrigan seconded, and it was unanimously carried to refuse settlement proposal for a Letter of Concern and allow the case to proceed to hearing.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.C.2. Heather Marie Larue-Foor Walker RN123582 Zack

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

Zack addressed the Board and stated the State is in support of the proposed signed Consent Agreement for 12 months standard probation.

Larue-Foor Walker was present and available for questions. Attorney Teressa Sanzio was present and addressed the Board.

Johnson moved, Gutierrez seconded, and it was unanimously carried to rescind the Board decision of May 10, 2011 to offer a Consent Agreement for a stayed revocation/probation for 12 months with terms, and accept the signed Consent Agreement for a standard probation for 12 months with identical terms, as indicated on the attached stipulations sheet.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Marguerite Dawn Baringer (aka: McMullin)	RN122071	Revocation	Zack
II.D.2.	Cathleen Lynn Bense	CNA1000015105	Revocation	Zack
II.D.3.	Natasha Nichole Castro	CNA1000015625	Revocation	Zack
II.D.4.	Nicole Emily Cook	LP044370	Revocation	Zack
II.D.6.	Michelle L. Dresher	CNA571604093	Revocation	Zack
II.D.7.	Lyncia Dyet Gant	RN125485	Revocation	Zack
II.D.8.	Togba Daniel Goe	CNA999993209	Revocation	Zack
II.D.9.	Andrea Marie Gonzalez	CNA1000001940	Revocation	Zack
II.D.10.	Daleen A. Hatter	CNA594001719	Revocation	Campbell
II.D.11.	Chelsea Rayne Jacobson	CNA1000003766	Revocation	Campbell
II.D.12.	Stephen Michael Losiewicz	LP043411	Revocation	Campbell
II.D.13.	Velma J. Johnson (aka: Pam Stigars; Velma Jean Stigars;	CNA701308803	Revocation	Campbell

	Velma Stigars; Pam Nero; Pamela Landrum; Pam Johnson; Velma Jean Stiegars; Velma Jean Johnson; Patricia A. Landrum; Velma Jean Landrum; Gwen Avondale Landrum; Pamela Landrum; Pam Steigers; Pamela Johnson; Velma Herd; Gwen Landrum; Velma Jean Johnston; Velma Jean Nero; Velma Nero)			
II.D.14.	Maggie M. Perry-Krause (aka: Krause)	RN054949	Revocation	Campbell
II.D.15.	Roberta Ruth Reed (aka: Tammy R. Beltran; Roberta Mastranzo)	CNA062300441	Revocation	Campbell
II.D.16.	Tera Lynn Schweitzberger	LP046229; CNA1000005375	Revocation	Verstegen
II.D.17.	Francis Njoroge Waweru	CNA1000019249	Revocation	Verstegen
II.D.18.	Kristin Elizabeth Wood	CNA1000005094	Revocation	Verstegen

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

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

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

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

Perry moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.1.- 4 and 6-18.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson secretar	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

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

II.F.1. Diana Juliet Carbajal LP039365 Verstegen

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

Carbajal was present and available for questions.

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

Perry moved, Dalton seconded, and it was unanimously carried to accept the signed Consent Agreement for Decree of Censure to include a \$250 Civil Penalty.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.2. Chase Wellington Hardwicke CNA999998620 Verstegen

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

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

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

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.3. Cynthia Warnock RN142154 Verstegen

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

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

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

Perry moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.4. Jackie Lee Owens RN0088518 Richards/Zack

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

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

Richards addressed the Board and reviewed the recommended stipulations with the Board.

Perry moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for 12 months probation with stipulations, as submitted as settlement in this case.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.5. Mary T. Logan CNA693407774 Richards/Zack

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

Logan was present telephonically and addressed the Board.

Perry moved, Snider seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure as settlement of the complaint.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.6. Terry Mae Barns RN139197; AP2563 Campbell

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

Campbell addressed the Board and recommended the Board consider dismissal of the case.

Barnes was present and addressed the Board.

Perry moved, John seconded, and it was unanimously carried to dismiss the case.

II.F.7. Bozena Anna Prawdzc-Witoslawski RN11147 Richards

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

Prawdzc-Witoslawski was present telephonically and available for questions.

Johnson moved, Dalton seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure in lieu of an Administrative Hearing.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.8. Lisa Jean Montgomery RN078391 Richards/Zack

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

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

Johnson moved, Dalton seconded, and it was unanimously carried to accept the signed Consent Agreement for 12 months probation with stipulations, (to include a substance abuse evaluation and a possible 36 month term based on the evaluation results) in settlement of complaint No. 11A-1005002.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X				X

II.F.9. Amy Therese Nicholls RN135542; LP039398 Campbell

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

Nicholls was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board.

Campbell addressed the Board and stated Sanzio’s proposal.

Perry moved, Berrigan seconded, and it was unanimously carried to table Agenda Item II.F.9.

Busby returned to the meeting at 2:03 p.m.

II.F.10. Mark Harrison Powell RN077937 Campbell

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

Powell was present telephonically and available for questions. Attorney Teresa Sanzio was present and addressed the Board with a request for a modified Consent Agreement.

Campbell addressed the Board.

Busby moved, Berrigan seconded, and it was unanimously carried to table Agenda Item II.F.10.

II.F.11. Jessica Lee Ehlert CNA1000012550 Richards

Perry moved, Dalton seconded, and it was unanimously carried to issue a Complaint and Notice of Hearing based upon the findings of fact and statute/rule violations identified in the investigative report on case number 11A-1106042.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

II.F.12. Amanda Jain Mossman-Bonnette RN149990 Zack

Zack addressed the Board and requested a continuance for on behalf of Scott King, Mossman-Bonnette’s attorney. Mr King reported 2 days earlier that he was having emergency heart surgery and could not be present to present his client’s counter offer of settlement. Perry moved, Berrigan seconded, and it was unanimously carried to continue to the November 2011 Board meeting.

VI. RN/LPN/CNA Investigative Reports

VI.S.1. Michael Aaron Hoult LP032529 Richards

The proceeding began at 2:25 p.m. with the following Board members present: Scott, Johnson, Berrigan, Snider, Dalton, Perry, Gutierrez, and Busby.

Christopher Munns, Assistant Attorney General, Division of Solicitor General, provided legal advice. Kim Zack, Assistant Attorney General, represented the State.

Zack addressed the Board and requested summary suspension for the reasons set forth in the State’s motion for Summary Suspension.

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

Based upon the information presented at this meeting including the State’s motion for Summary Suspension, 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, Dalton seconded, and it was unanimously carried, based upon the information presented at this meeting, including the State’s motion for Summary Suspension 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 information contained in the investigative report, and the preliminary Findings of Fact and Conclusions of Law, the Board make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending LP License No. LP032529 pending further hearing, which shall be promptly instituted and determined.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

It was therefore ordered that the license of Michael Hoult be suspended effective with the service of the written Order, and that Hoult will immediately cease practice as a practical nurse. 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.

The meeting recessed at 2:32 p.m. and reconvened at 2:46 p.m.

II.F.9. Amy Therese Nicholls RN135542; LP039398 Campbell

Johnson moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item II.F.9.

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

Busby returned to the meeting at 2:48 p.m.

Campbell addressed the Board with a brief summary of the proposed Consent Agreement.

Johnson moved, Berrigan seconded, to accept, if signed, Consent Agreement for 24 months stayed revocation/probation followed by 24 months probation including the attached stipulations. If not signed within 5 days, proceed to scheduled hearing. The motion carried with seven in favor and one abstained.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	1											X
ABSENT	3		X	X				X				

III.A. Board Information Regarding Cases Dismissed Pursuant to ARS 32-1605.01 (C) 1
Information was provided to the Board regarding cases dismissed pursuant to ARS 32-1605.01 (C) 1

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

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

Agenda #	Name	License/Certificate #	Staff
III.D.1.	Julie J. Oppenheim	RN154757	Hurtado

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

IV. Lapsed Licenses & Certificates, Felony Bar Cases, Notice of Charges, Applicants for Licensure

IV.A. Lapsed Licenses & Certificate Administrative

Agenda	Name	License/Certificate	Action	Staff
IV.A.2.	Georgie Reed	LP032443	\$300	Driver
IV.A.3.	Sheri Bateman	CNA1000011515	\$25	Driver
IV.A.4.	Patricia Woo	CNA999998793	\$25	Driver
IV.A.5.	Darlene Lopez	LP023363	\$200	Driver
IV.A.6.	Carole Patton	CNA033411049	\$25	Driver

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license/certificate, if not signed, issue Notice of Charges. Once signed, if the Administrative Penalty is not paid within 6 months of the effective date of the Order, issue Notice of Charges. Referral of the employers will be made to Department of Health Services for licensees/certificate holders working on a lapsed license/certificate for three months or greater.

IV.A.7. Cheryl Ann Todd RN Endorsement (Rappoport)
(aka: Loyd; Twente)

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 requirements, to accept the signed Consent Agreement for a \$500 Administrative Penalty, and grant licensure. If not signed within 30 days, issue Order of Denial.

IV.B. Felony Bar Cases

IV.B.1. Recommended Adopt Order of Denial for Applicants

Agenda #	Name	License/Certificate #	Staff
IV.B.1.a.	Ma Carina Simona Steele	CNA Exam	Olson
IV.B.1.b.	Rodolfo John Garcia	LP Exam	Olson
IV.B.1.c.	Charlene R. Lopez	CNA999948094	Lester

Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items III.D.1.a. – c.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

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

VII.B. Educational Reports and Rules – Randolph/McGinty

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

Information was provided to the Board regarding Nurse Assistant Programs approved by the Executive Director. Randolph informed the Board that Metro Tech High School and Caring House should be deleted from the list.

VII.B.2. Carrington College, Program Change: Increased Length of Program

Busby moved, Snider seconded, and it was unanimously carried to approve Carrington College Nursing Program change increasing the length of the program.

VII.B.3. Chamberlain College, Program Change: Increased Enrollment

Representatives Kim Lamar and Vickie Mudrow were present and available for questions. Busby moved, Dalton seconded, and after discussion it was unanimously carried to

Approve Chamberlain College Nursing Program increase in enrollment as a pilot study under following conditions:

- Increase in enrollment to 75 per cohort 3 times/year for the first year and;
- Report on outcome metrics one year after implementation including feedback from clinical agencies regarding student clinical performance and student feedback.

VII.B.4. Healthcare Agency Security Clearance Requirements – Presentation by Jane Werth, RN, MS

Jane Werth offered a presentation on Healthcare Agency Security Clearance Requirements.

VII.B.5. Summary and Analysis of Annual Reports from Arizona Nursing Education Programs 2010

A Summary and Analysis of Annual Reports from Arizona Nursing Education Programs 2010 was provided to the Board.

VII.B.6. New Program Directors; Arizona State University, Brown Mackie Tucson, Fortis College

Information was provided to the Board regarding the appointment of Dr. Evelyn Cesarotti as Associate Dean for Academic Affairs and Dr. Pauline Komnenich as Senior Director for Arizona State University.

VII.B.7. Report of Continued Competency Subcommittee

The Board was provided with an oral update of Continued Competency Subcommittee.

VII.B.8. Board Ordered Competency Referrals; Costs

Janeen Hinton was present and addressed the Board. Nick DeFalco was present and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to direct staff to continue to work with both Arizona State University and Scottsdale Community College to develop a joint proposal to evaluate Board ordered nurses for competency.

VII.B.9. Effects of Longer Work Hours – Malloch, Randolph

Busby moved to direct staff to draft a policy statement on allowable hours per week when nurses are on probation in CANDO. After discussion Busby withdrew the motion. Busby moved, Gutierrez seconded, and it was unanimously carried to direct staff to draft guidelines on allowable hours for nurses in CANDO or on probation.

VII.B.10. Changes to CNA Testing/Certificate of Completion Process

Perry moved, Berrigan seconded, and it was unanimously carried to accept and approve the proposed changes to the CNA and CMA Testing with effective date of February 1, 2012; and to allow D & S to issue a certificate of completion with a security validation code in lieu of an instructor/coordinator signature.

VII.B.11. Request from Out of State School to Place AP Students

Busby moved, Gutierrez seconded, and it was unanimously carried to allow nurse practitioner and clinical nurse specialist students to engage in clinical education in Arizona under ARS 32-1631 if the program they are attending is approved for the purpose of certification or licensure of program graduates in the jurisdiction of the program and the student meets all other requirements.

VII.B.12. 5 year Rule Review Articles 4, 6, and 7

Busby moved, Dalton seconded, and it was unanimously carried to approve the 5 year Rule Review of Articles 4, 6, and 7.

VII.B.13. NCSBN TERCAP Report

The NCSBN TERCAP Report was provided to the Board.

VII.B.14. IOM Future of Nursing Arizona

The summary IOM Future of Nursing Arizona self study was provided to the Board.

VII.B.15. College of Eastern Utah Plan of Correction

Peggy Denton and Virgil Caldwell were present telephonically and available for questions. Perry moved, Busby seconded, and it was unanimously carried to accept the withdrawal of consolidated program status. Within 10 days of this meeting, College of Eastern Utah shall submit a detailed plan of correction containing sufficient evidence to establish that all deficiencies are either remedied or likely to be remedied in future program offerings.

Randolph clarified that the withdrawal of consolidated status did not exempt the program from the jurisdiction of the Board.

Perry left the meeting at 3:51 p.m. and returned at 3:52 p.m.

V.A. RN/LPN/CNA Termination of Previously Issued Board Orders after Full Compliance – (Bymers/Garcia)

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

V.B. Applicants for Reissuance & Investigative Reports

V.B.1. Lois Ann Wood RN069289 Rappoport
(aka: Hombaker; Rounds)

Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and applicable statute and rule violations identified in this investigative report, and upon meeting all licensure requirements, to grant temporary licensure for Refresher Course only. Upon successful completion of Refresher Course, grant licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

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

V.C.1. Marlene Elizabeth Craig RN168071 (Rappoport)

Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months indefinite stayed revocation/suspension including the attached stipulations, followed by 36 months stayed revocation/probation. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.C.2. Aaron Christopher Shumway LP388866 (Rappoport)

Johnson moved, Busby seconded, and it was unanimously carried to grant request to amend respondent’s Consent Agreement No. 0910128 to allow respondent to practice under the direct supervision of a physician, in addition to the direct supervision of a registered nurse.

V.C.3. Daniel Welles Linder RN122070 (Rappoport)

Busby moved, Dalton seconded, and it was unanimously carried to dismiss complaint and continue monitoring respondent under present Consent Agreement and Order No. 0908067.

V.C.5. Erica Marie Gash RN127937 (Bymers)

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

V.C.6. Donna E. Lemert RN046827 (Bymers)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension pending the completion of a medical evaluation and a substance abuse evaluation by a Board approved, PhD prepared evaluator, 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, to be followed by 36 months stayed

revocation/probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.C.8. Barbara James RN05499 (Bymers)
(aka: Tieke; Mass)

Busby moved, Dalton seconded, and it was unanimously carried to rescind the work stipulation in the April 28, 2008 Consent Agreement and Order No. 0702112 and terminate the probationary agreement.

VI.Q.10. Ruth Anne Woelfel Maloblocki RN034744 (Torrez)

Maloblocki was present and available for questions. Attorney Michelle Thompson was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for signing the Power of Attorney (POA) name without approval from the POA on the service plans for resident D.G., who resided at Hilltop Haven Assisted Living in Tucson, Arizona, on January 22, 2009, May 22, 2009, August 22, 2009, November 22, 2009, and February 22, 2009.

VI.D.5. Savannah Rose Veldez RN160980 (Grady)

Veldez was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failure to document an assessment of patient A.L. on or about January 18, 2011, while employed at LaPalma Correctional Center in Eloy, Arizona.

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

V.D.1. Jeffrey Lynn Blakney RN131380 (Garcia)

Johnson moved, Berrigan seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 0602119 to allow Blakney to work 96 hours per 14-day period.

V.D.2. Mark Dwight Blocker RN130134 (Garcia)

Johnson moved, Dalton seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 0909069 to allow Blocker to complete the terms of probation in the state of Texas, or any other state, contingent on prior notification to the Board, written approval from the other state, and full compliance with all terms of the Consent Agreement.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.D.3. Peggy A. Wallace LP031264 (Garcia)

Busby moved, Gutierrez seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 0710116 to allow Wallace to practice under on-site supervision with submission of monthly evaluation reports for six months, approve nights if under direct supervision, deny Wallace to work on-call, registry and home health.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.D.4. Holly Kristine Smith LP043727 (Garcia)

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

V.D.5. Katie Laurine Tejada CNA1000013791 (Garcia)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring update report, amend Board Order No. 1003040, for a 12-month stayed suspension including the attached stipulations.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

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

VII.A. Executive Directors Report – Ridenour

VII.A.2. Update on 2012 Arizona State Board of Nursing Sunset Review & Potential Legislation & Other Potential Public Policy Changes Impacting Nursing Regulation

Greg Harris, legislative liaison, offered updates on meetings held in connection to the sunrise application. He reported there were no issues raised, beyond what is in the auditors report and the suggested improvements the auditors made. Other updates reported:

- Sunrise application filed by the CRNA’s
- Lawsuit filed regarding fund sweeps

Harris noted the possibility of senate staff attending the Sunset Review meeting.

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.5. Linda Marie Taylor RN123927; CNA999990451 (Pendergast)

Pendergast addressed the Board and confirmed the receipt of additional information. Taylor was present telephonically 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, to offer a Consent Agreement for 12 months stayed revocation/suspension followed by 36 months stayed revocation/probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

V.F.8. Thomas Lee Patton LP045289; CNA1000013780 (Pendergast)

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

V.F.9. Chad Michael Wikan RN103990 (Pendergast)

Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, accept the signed modified CANDO Stipulated Agreement.

VI. RN/LPN/CNA Investigative Reports**VI.A.2. Diane Kathleen Booker RN117373 (Austin)**

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.A.6. Linda Susan Wills RN155675 (Austin)

Wills was present telephonically and available for questions. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for failing to follow Surgical Specialty Hospital's drug testing policy on or about September 29, 2010, following a narcotic shortage (missing Percocet) while working for Concentric Healthcare Solutions as a Registry RN.

VI.B.1. Marilou Errazo RN105263; LP032684; CNA826272441 (Bymers)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.B.4. Diana Lynn Drury LP030148 (Bymers)

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

VI.B.5. Edward C. Welch LP033099 (Bymers)

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

VI.B.6. Armando L. Valenzuela RN039029 (Bymers)

Johnson moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure and a \$500 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.D.6. Patricia Louise Dykstra LP033578 (Grady)

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

VI.D.7. Carey Allen Frank RN060208 (Grady)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.1. Elisabeth Calman CNA095148803 (Hemann)
(aka: Bafia)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the alleged findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a suspension not to exceed 12 months including the attached stipulations. This is to be followed by a 24 month stayed revocation with attached stipulations. If not signed within 15 days, issue a Complaint Notice of Hearing.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.2. Mary Joanne Goelz LP047045 (Hemann)

Snider moved, Johnson seconded, and it was unanimously carried, based upon the alleged findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.3. Nancy Disbrow Kerrigan RN092632 (Hemann)
(aka: Kerrigan; Dishrow)

Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months stayed revocation/probation to include a substance abuse evaluation with a Board approved addictionologist (MD), to be completed within 45 days, including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.4. Kyle Edward LeBourdais RN087405 (Hemann)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the alleged findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months suspension/stayed revocation pending the completion of a substance abuse evaluation by a Board approved Addictionologist (physician) with expertise in pain management and the successful completion of all treatment recommendations resulting from the evaluation. This is to be followed by a 24-month stayed revocation/probation to include the attached stipulations followed by 12 months

probation to include the attached stipulations. If not signed within 15 days, issue a Complaint Notice of Hearing.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.5. Sherry Marie McConnell RN139247 (Hemann)
(aka: Baumhardt)

Hemann 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 investigative report, to offer a Consent Agreement for a 48-month stayed revocation/probation, to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.7. Peggy Ann Miller LP038617 (Hemann)
(aka: Poff; Gilbert)

Busby 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 probation, including the attached terms. If the findings of the evaluation required by the Consent Agreement identify that respondent has a substance use disorder or is in need of treatment, the length of the probation will be at minimum 36 months with the standard requirements for substance use disorders. If the findings from the evaluation required by this Consent Agreement do not find respondent to have a substance use disorder or in need of treatment, the length of the probation will be at minimum 18 months. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.6. Margaret Ann McGonagle RN136467 (Hemann)
(aka: Beaulieu)

Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.8. Rebecca Olson RN098724 (Hemann)
(aka: Grover; Hoelzer; Broughton)

Hemann addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a suspension/stayed revocation not to exceed 12

months, pending the completion of a substance abuse evaluation with a Board approved addictionologist (physician) evaluator within 45 days and the successful completion of acute treatment recommendations resulting from the evaluation and/or confirmation is received from either the evaluator or treatment providers that respondent is safe to return to practice; to be followed by 24 months stayed revocation/probation including the attached stipulations, followed by 12 months standard probation. If not signed within 30 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.9. Russell Scott Sawyer RN149193 (Hemann)

Hemann addressed the Board and confirmed the receipt of additional information. Busby moved, Snider seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the information in the investigative report and at the cost of the Board, to issue an Interim Order for a psychosexual misconduct evaluation to be completed by Dr. Steven Gray, a Board approved psychologist who has expertise in professional sexual misconduct, and to include polygraph testing and 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.10. Abby Marie Wagner RN133680 (Hemann)

Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a suspension/stayed revocation not to exceed 12 months, pending the completion of a psychiatric and substance abuse evaluation with a Board approved psychiatrist within 45 days and the successful completion of any acute treatment recommendations resulting from the evaluation and/or confirmation is received from either the evaluator or treatment providers that respondent is safe to return to practice; to be followed by 24 months stayed revocation/probation including the attached stipulations, followed by 12 months standard probation. If not signed within 15 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

**VI.F.11. Vicki Lynn Clarke RN128844 (Hemann)
(aka: Cavezza; Samansky; Procopi)**

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.F.12. James Andrew Stock CNA1000014143 (Hemann)

Hemann 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 investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension followed by 36 months stayed revocation/probation including the attached stipulations. If not signed within 15 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

Perry left the meeting at 4:47 p.m.

VI.G.1. Angela M. Acosta CNA999993230 (Lester)

Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the misdemeanor conviction for driving under the influence (DUI to the slightest degree) on December 22, 2009, in Tucson Municipal Court in Tucson, Arizona.

VI.G.2. Jason A. Elkan CNA Exam (Lester)

Busby moved, Snider seconded, and it was unanimously carried, based upon 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.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X		X	X
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X		X		

VI.G.3. Dawn M. Leutakoun CNA Endorsement (Lester)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7	X			X	X	X		X		X	X
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X		X		

**VI.G.4. Alexis R. Lewis CNA Endorsement (Lester)
(aka: Dunn)**

Busby moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation with emphasis on substance abuse, with a Board approved PhD prepared evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X		X	X
NO	0											
ABSTAIN	0											
ABSENT	4		X	X				X		X		

VI.G.5. Eva D. Lisenbey CNA Exam (Lester)

An attempt was made to contact Lisenbey telephonically and a message was left that the Board would move forward with the case. Busby moved, Gutierrez seconded, to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation with emphasis on substance abuse, with a Board approved PhD prepared evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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.

Perry returned to the meeting at 4:51 p.m.

After discussion the motion failed with five opposed, two in favor and one abstained.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	2										X	X
NO	5	X			X	X	X		X			
ABSTAIN	1									X		
ABSENT	3		X	X				X				

Berrigan moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification. The motion carried with six in favor, one opposed and one abstained.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6	X			X	X	X		X		X	
NO	1											X
ABSTAIN	1									X		
ABSENT	3		X	X				X				

VI.G.6. Emily R. Matei CNA Exam (Lester)

Snider moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification. The motion carried with seven in favor and one opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	\
NO	1											X
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.G.7. Michael B. Miller CNA Exam (Lester)

Berrigan moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification. The motion carried with seven in favor and one abstained.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X	X	X	
NO	0											
ABSTAIN	1											X
ABSENT	3		X	X				X				

VI.G.8. Roneil A. Prasad CNA Endorsement (Lester)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.G.9. Miguel Viramontes CNA Exam (Lester)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.G.10. Martin G. Vega CNA Exam (Lester)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.G.11. Shantelle A. Harker RN Exam; CNA1000008194 (Lester)

Busby moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for CNA1000008194, and upon meeting all requirements, grant RN licensure and issue a Letter of Concern for the September 18, 2009, DUI incident with Flagstaff Police Department where a plea agreement was made for a diversion program, and was completed in Flagstaff Municipal Court in Flagstaff, Arizona.

VI.G.12. Amanda C. Butler CNA999948467 (Lester)

Berrigan moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for CNA999948467, for a misdemeanor DUI conviction on May 12, 2009, in Safford Justice Court in Safford, Arizona.

VI.H.2. Autry Dolores Doss CNA Exam (Monas)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.H.3. Joyce Ann Formica RN Endorsement (Monas)
(aka: Jones)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.H.4. Quincy Lavell Gibson CNA Endorsement (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, to deny certification.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.H.10. Chelsea Clarice Monroy CNA Endorsement (Monas)
(aka: Roebuck)

Monas 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 investigative report, to deny certification.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.I.5. Dennis J. Muir CNA Exam (Olson)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.I.7. Jeffrey Lynn Nelson CNA Exam (Olson)
(aka: Jeffrey Lynn Nelson, Jr.)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.I.9. Gabriel Dominic Valencia, Jr. CNA Exam (Olson)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.I.12. Giacomo Yockman RN115486 (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, to offer a Consent Agreement for 18 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.2. Brian Donald Ballard CNA999993609 (Parlin)

Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the August 1, 2010, citation for Attempted Possession of Marijuana and Attempted Possession of Drug Paraphernalia in Yuma County, Arizona.

VI.J.4. Gabriella Honoria Natonie CNA1000010782 (Parlin)

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

VI.J.5. Joanne Audrey Van Duyne LP042235 (Parlin)

Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.6. Priscilla Ann Carmody CNA999999296 (Parlin)

Johnson moved, Snider seconded, and it was unanimously carried to continue the investigation to allow respondent the opportunity to voluntarily obtain a substance abuse evaluation to be completed by a Board approved licensed psychologist and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.7. Sarah Lynn Richerson RN136406; CNA1000001707 (Parlin)

Parlin addressed the Board with additional information. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the July 20, 2010, arrest for Assault in Mesa, Arizona.

VI.J.8. Stacie Nicole Yarbrough CNA1000013322 (Parlin)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.9. Teresa Guadalupe Romero CNA1000016611 (Parlin)

Busby moved, Snider seconded, and it was unanimously carried to continue the investigation to allow respondent the opportunity to voluntarily obtain a substance abuse evaluation with a Board approved PhD prepared evaluator to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the evaluation is not completed, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.J.10. Tia McKay LP045486; 999997280 (Parlin)

Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the April 15, 2010, DUI conviction in Tucson, Arizona and for failing to report the charges to the Board within ten days as required by Statutes and Rules.

VI.J.11. William Ramon Martinez CNA999988624 (Parlin)

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

VI.J.13. Dustin Watson CNA1000008087 (Parlin)

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

VI.L.3. Steven Alden McConnell LP043965 (Perkins)

Snider moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

VI.L.4. Eileen Reidhead LP041037 (Perkins)

Perry moved, Busby seconded, to issue a Letter of Concern for medication errors made on December 20, 2010, while working at Quiburi Mission in Benson, Arizona. After discussion the motion failed with six opposed and two in favor.

Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to 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>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7	X			X	X	X		X		X	X
NO	1									X		
ABSTAIN	0											
ABSENT	3		X	X				X				

**VI.L.6. Tamara Sanchez RN160305 (Perkins)
(aka: Tamara Renee Ensley)**

Busby moved, Berr seconded, and it was unanimously carried to accept the signed Consent Agreement for Decree of Censure.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

**VI.L.8. Cara West LP042367 (Perkins)
(aka: White)**

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3		X	X				X				

The meeting recessed at 5:14 p.m. and reconvened at 5:28 p.m.

Quinn arrived at the meeting at 5:28 p.m.

VI.M.2. Linda Lou Cress RN110980 (Rappoport)

Busby moved, Quinn seconded, and it was unanimously carried to issue a Letter of Concern for failing to document patient J.K.'s pain level on the hospital's pain assessment form after administering 3 mg of Dilaudid intravenous push every 2 hours on July 31, 2006, while employed by Arrowhead Hospital in Glendale, Arizona.

VI.M.3. Sebastine A. Ebai RN Endorsement (Rappoport)

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

I.M.4. Patti Lorayne Pierce RN090895 (Rappoport)
(aka: Metzger; Pattie Lorayne Parker)

Perry moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to respond to Board investigative inquiries regarding a December 8, 2009, complaint and failing to maintain an accurate and active address of record.

VI.M.12. Egenia Nancy Mupanduki RN134390 (Rappoport)

Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for a January 16, 2009, disciplinary action by the Ohio State Board of Nursing and a February 24, 2010, disciplinary action by the Florida State Board of Nursing which was based upon the January 2009 Ohio Board decision.

VI.M.13. Edward Swistack RN130157 (Rappoport)

Perry moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for a disciplinary action taken by the Montana Board of Nursing on or about October 19, 2006, which was successfully completed on October 18, 2009.

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

VI.S.2. John Clifford Allen RN159804; CRNA0632 Dahn

The proceeding began at 5:39 p.m., with the following Board members present: Scott, Johnson, Berrigan, Quinn, Snider, Dalton, Perry, Gutierrez, and Busby.

Emma Mamaluy, Assistant Attorney General, provided legal advice.

Complainant L.T. was present telephonically and addressed the Board.

Dahn addressed the Board with a brief summary of the case.

Gutierrez left the meeting at 5:44 p.m.

Allen was present and addressed the Board and stated he had recently secured counsel and requested a continuance.

Complainants Attorney Craig Logsdon and Dr. Carol Peairs, MD, with the Association of Pain Management were present and addressed the Board.

Johnson moved, Scott seconded, and it was unanimously carried to deny request for continuance.

Based upon the information contained in the investigative report and 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.

Johnson 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 of Summary Suspension 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).

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the information presented at this meeting, the information contained in the investigative report, and the preliminary Findings of Fact and Conclusions of Law, the Board make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending professional nurse license No. RN159804, and certified registered nurse anesthetist certification No. CRNA0632, pending further hearing, which shall be promptly instituted and determined.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	8	X		X	X	X	X		X	X		X
NO	0											
ABSTAIN	0											
ABSENT	3		X					X			X	

It was therefore ordered that the license/certificate of John Allen be suspended effective with the service of the written Order, and that Allen will immediately cease practice as a nurse/certified registered nurse anesthetist. 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. Following the Board decision, Allen was personally handed a copy of the Order of Suspension.

The meeting recessed at 6:04 p.m., Thursday, September 22, 2011.

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, September 23, 2011, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Kathy Scott, RN, MPA, PhD, FACHE, President, presiding.

BOARD MEMBERS PRESENT:

Kathy Scott, RN, MPA, PhD, FACHE, President
Patricia Johnson, LPN, Secretary
Kathryn L. Busby, JD, Member
Leslie Dalton, MSN, RN, Member
Lori Gutierrez, BS, RN-C, Member
M. Hunter Perry, BSHA, Member
Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

Kathy Malloch, PhD, MBA, RN, FAAN, Vice President
Theresa (Terri) Berrigan, LPN, Member
Denise Link, PhD, WHCNP, FNAP, Member
Randy C. Quinn, CRNA, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Emma Mamaluy, Assistant Attorney General
Keely Verstegen, Assistant Attorney General
Kim Zack, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, FRE, Associate Director of Investigations

STAFF:

Nikki Austin, RN, JD, Nurse Practice Consultant Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Tammi Bymers, RN, MSN, Nurse Practice Consultant/Monitoring Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Esther Garcia, Legal Assistant/Monitoring Karen Grady, RN, MS, FNP, Nurse Practice Consultant/Advanced Practice Teddylen Guffey, MHSA, RN, LNCC, Nurse Practice Consultant Lynda Hemann, PhD, MPH, LISAC, Senior Investigator Dolores Hurtado, Senior Investigator Ron Lester, Senior Investigator Debra McGinty RN, PhD, Administrator/Nursing Programs	Patricia Midkiff, RN, MN, Nurse Practice Consultant Linda Monas, Senior Investigator Kirk Olson, Senior Investigator Doug Parlin, Senior Investigator Susan Perkins RN, MSN, Nurse Practice Consultant Judy Pendergast, RN, JD, Nurse Practice Consultant/CANDO Mary Rappoport, RN, MN, Nurse Practice Consultant Deborah Richards, JD, Senior Investigator Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Ann Schettler, RN, MHL, CLNC, Nurse Practice Consultant Sister Rachel Torrez, RN, MS, Nurse Practice Consultant Dirk VandenBerg, Sr., Senior Investigator Barbara Melberg, Legal Secretary
--	--

I. Call to Order

The meeting was called to order at 8:01 a.m., Friday, September 23, 2011.

The following Board members were present: Scott, Johnson, Snider, Dalton, Perry and Gutierrez.

Scott presided.

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

VI. RN/LPN/CNA Investigative Reports

VI.A.3. Ashley Inez Beishline RN162078 (Austin)

Beishline was present and available for questions. Gutierrez moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.A.4. Iris Day Wilson RN102454 (Austin)

Austin addressed the Board with additional information. Wilson was present and addressed the Board. Perry moved, Dalton seconded, and it was unanimously carried, to accept the signed Consent Agreement for a Decree of Censure

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

Busby arrived at the meeting at 8:07 a.m.

VI.A.5. Elizabeth Dodge RN140663 (Austin)

Austin addressed the Board with additional information. Dodge was present and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	1											X
ABSENT	4	X	X	X				X				

**VI.I.1. Kara Jean Buresh RN121495 (Olson)
(aka: Wilson)**

Busby moved, Johnson 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 requirements and signing a Consent Agreement for 36 months probation including the attached stipulations, to grant temporary license for Refresher Course only, under the attached terms of the signed Consent Agreement.

Upon successful completion of Refresher Course, grant licensure under applicable terms of the signed Consent Agreement. If not signed within 30 days, deny renewal of licensure.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.I.2. Nicholas William Ferolie RN Exam (Olson)

Ferolie was present and addressed the Board. Busby 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 requirements and signing a Consent Agreement for 24 months probation, including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.I.3. Kimberly Lyn Kelland CNA Exam (Olson)
(aka: Miller)**

Kelland was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to grant certification upon meeting all requirements, and issue a Letter of Concern for the 2006 marijuana possession charge, which resulted in a March 1, 2007 misdemeanor conviction of possession of drug paraphernalia in the Yuma Municipal Court in Yuma, Arizona, that was set aside the same day, and for failure to provide a complete response to the Board's criminal history questionnaire by failing to provide all the required documentation, and failing to disclose 1986 DUI and 1987 minor in possession charges.

**VI.I.4. Angelica Maria Miranda RN Exam (Olson)
(aka: Garcia)**

Miranda was present and addressed the Board. Busby moved, Perry 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 and professional ethics evaluation with 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	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.I.6. Joe Daniel Munoz LP029628 (Olson)

Olson addressed the Board with additional information. Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.I.8. Christa Elizabeth Seligman RN Exam (Olson)

Busby moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all

requirements, and issue a Letter of Concern for the February 17, 2006, conviction of solicitation to possess a dangerous drug, and possession of drug paraphernalia, undesignated offenses, in the Pima County Superior Court in Pima County, Arizona, which were reduced to misdemeanors on May 9, 2007, when Seligman was discharged from probation.

VI.I.10. Zachary Patrick Wagner RN Exam (Olson)

Wagner was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 36 months probation including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.I.11. Ashley Rae Gumeringer RN Exam (Olson)

Gumeringer was present and addressed the Board. Gutierrez moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 12 months probation including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.I.13. Sara Joy Priest RN Exam; CNA999993519 (Olson)

Priest 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, upon meeting all requirements and signing a Consent Agreement for 24 months probation, including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.I.15. David L. Madrid RN Exam (Olson)

Lieutenant Commander Brandon Done and Madrid were present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the February 5, 2007, conviction of underage consumption of alcohol, a misdemeanor, in the Lake Havasu City Consolidated Court in Lake Havasu City, Arizona, which he failed to disclose to the Board in response to the Board's Arrest/Citation/Charge Questionnaire, and his April 18, 2011, arrest by the Flagstaff Police Department.

VI.H.1. Neilwood Ray Begay CNA Exam (Monas)

Busby moved, Dalton seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a neuropsychological evaluation, to include a substance abuse evaluation with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.5. Hilario Robert Gonzales CNA Exam (Monas)

Johnson moved, Snider seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation, to include a relapse recovery evaluation, with 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	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.H.6. Evelyn Lynn Griffith CNA Exam (Monas)
(aka: Burns-White)**

Busby moved, Gutierrez 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 and substance abuse evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.H.7. Adrian Horner CNA Exam (Monas)
(aka: Downard; Johnston; Cogswell)**

Horner was present and available for questions. Johnson moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification. The motion carried with five in favor and two opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	5					X	X		X	X	X	
NO	2				X							X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.8. Colleen Megan Kirby CNA Exam (Monas)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.9. Raymond Maldonado CNA Exam (Monas)

Maldonado was present and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain 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 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.11. Lisa Kay Priest CNA Exam (Monas)

Monas addressed the Board with additional information. Priest was present and available for questions. Perry moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow Priest the opportunity to voluntarily obtain 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 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.12. Jason William Whisenant 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, to deny certification.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.H.13 Katherine Elizabeth Lavin RN158842 (Monas)

Lavin was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the July 26, 2010 conviction for DUI.

Perry left the meeting at 9:05 a.m. and returned at 9:06 a.m.

VI.J.1. Brandi Lynn Roland RN140298; LP040947 (Parlin)

Roland was present and addressed the Board. Gutierrez moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent

Agreement for a \$250 Civil Penalty. If not signed within 30 days, issue Notice of Charges. The motion carried with six in favor and one abstained.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6				X	X	X		X		X	X
NO	0											
ABSTAIN	1									X		
ABSENT	4	X	X	X				X				

VI.K.2. James Michael Scherman RN090586 (Pendergast)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.K.3. Maria A. Rodriguez RN151838; LP042077; CNA1000006065 (Pendergast)

Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.K.4. David J. Stompro RN086669 (Pendergast)

Johnson moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 60 months stayed revocation/probation including the attached stipulations.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.L.5. Karen Jean Froebel LP031802 (Perkins)
(aka: Anger)

Froebel was present and available for questions. Perry moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for using a sharp instrument for wound care without a physician's order and failing to document on August 5, 2010, while working as a licensed practical nurse at La Colina Care Center in Tucson, Arizona.

VI.L.7. Imo J. Anako RN107716 (Perkins)

Anako was present and available for questions. Perry moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to notify the physician of critical lab values for patient M.P. in a timely manner on September 26, 2010, while working at St. Joseph's Hospital & Medical Center in Phoenix, Arizona.

VI.L.9. Deborah Anne Ogden RN098878 (Perkins)
(aka: Deborah Ann Marie Smith)

Ogden was present and addressed the Board. Snider moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for removing the controlled substance Dilaudid and not documenting the administration and/or waste for a total of 6.5 mg, from June 2010 to August 2010, while working at the Yavapai Regional Medical Center in Prescott, Arizona.

VI.M.1. Paul Guarino RN Endorsement (Rappoport)

Guarino 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, and upon meeting all requirements and signing a Consent Agreement for 12 months stayed revocation/suspension not to exceed 12 months, followed by 18 months stayed revocation/probation, followed by 18 months standard probation including the attached stipulations, to grant temporary license for Refresher Course only. Upon successful completion of Refresher Course and compliance with all other terms, grant issuance of licensure under applicable terms. If not signed within 30 days, deny licensure.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.M.6. David Paul Carlson RN Endorsement (Rappoport)

Perry moved, Dalton seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for a March 19, 2010, disciplinary action by the Ohio State Board of Nursing.

VI.M.4. Patti Lorayne Pierce RN090895 (Rappoport)
(aka: Metzger; Pattie Lorayne Parker)

Perry moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda item VI.M.4. for the purpose of allowing respondent to address the Board. Busby moved, Perry seconded, and it was unanimously carried to rescind prior Board decision for a Letter of Concern, and to dismiss the complaint.

VI.M.8. Donna J. Casey RN37009 (Compact RI) (Rappoport)

Perry moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow respondent to voluntarily obtain a psychological evaluation with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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, issue Notice of Charges and refer the case to the Home State for their review and further licensure determination.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.M.9. Adriana Maria Silva LP039347 (Rappoport)

Silva was present and addressed the Board. Johnson moved, Gutierrez seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion the motion carried with five in favor and two opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	5				X	X	X		X		X	
NO	2									X		X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.M.10. Tanya Teresa Williams LP040465; CNA999998741 (Rappoport)
(aka: Deshields)

An attempt was made to contact Williams telephonically and a message was left that the Board would move forward with the case. Rappoport addressed the Board with additional information. Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for pre-charting her initials on residents' medication and treatment administration records on or about July 27, 2009, while employed as a licensed practical nurse by Devon Gables in Tucson, Arizona.

VI.M.11. Maureen Baird Slobig RN060341; LP018741 (Rappoport)
(aka: Balken)

Thomas Slobig was present and available for questions. Slobig was present and addressed the Board. Busby moved, Gutierrez seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion the motion carried with six in favor and one opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6				X	X			X	X	X	X
NO	1						X					
ABSTAIN	0											
ABSENT	4	X	X	X				X				

The meeting recessed at 9:42 a.m. and reconvened at 9:55 a.m.

VI.N.1. Andria Suzanne Bounds RN Exam (Richter)

Bounds was present telephonically and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for the March 22, 2011, arrest for Domestic Violence Assault in Pima County, Arizona.

VI.N.2. Mychelle Louise Caldwell CNA Exam (Richter)

Gutierrez moved, Snider seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation with an emphasis on substance abuse and anger management with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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.

VI.N.3. Melanie Loraine Dixon CNA Exam (Richter)

Dixon was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, based upon the findings of fact and statute/rule violations identified, deny certification.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.4. Audrey Marie Frakes CNA Exam (Richter)

Johnson moved, Snider seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, based upon the findings of fact and statute/rule violations identified, deny certification.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.5. Jason Peter Furr CNA100014283 (Richter)

Busby moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension followed by 24 months stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.6. Jennifer Ann Gallagher CNA Exam (Richter)

Johnson moved, Gut seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. After discussion the motion failed with five opposed and two in favor.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	2					X					X	
NO	5				X		X		X	X		X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

Busby moved, Snider seconded, upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, based upon the findings of fact and statute/rule violations identified, deny certification. The motion carried with five in favor and two opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	5				X		X		X	X		X
NO	2					X					X	
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.7. Codee Elizabeth Hayes CNA Exam (Richter)

Perry moved, Dalton seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation emphasis on substance abuse with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.8. Erin Edward Lee CNA Endorsement (Richter)

Lee was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried to grant certification upon meeting all requirements and issue a Letter of Concern for the 1990 and 1995 conviction in Massachusetts.

VI.N.9. Robert Glen Lupe CNA100001218 (Richter)

Lupe was present telephonically and available for questions. Johnson moved, Dalton seconded to continue the investigation to allow respondent the opportunity to voluntarily submit to a psychological evaluation an emphasis on substance abuse with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. The motion carried with five in favor and 2 opposed.

VI.N.10. Sarah Ann Mallett RN Endorsement (Richter)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.11. Talicia Denise McCullough CNA99996552 (Richter)

McCullough was present telephonically and available for questions. Gutierrez moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.N.12. Billie Jo McIlvane CNA999953106 (Richter)
(aka: Seidel)**

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

**VI.N.13. Patrick Timothy O'Connell CNA Endorsement (Richter)
(aka: Dominick Thomas Battle)**

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.14. Seth Owen Shaffer CNA Exam (Richter)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.15. Chaunci Lovett Sharpe CNA Endorsement (Richter)

Aaron Sharpe was present and available for questions. Sharpe was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for the July 07, 1998 conviction in Clay County Circuit Court in Missouri for Passing Bad Checks, a class A misdemeanor, and for the December 18, 2008 conviction in the Gilbert Municipal Court in Gilbert, Arizona for DUI, a misdemeanor.

VI.N.16. Armando Sifuentes CNA1000007162 (Richter)

Johnson moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion, Snider withdrew the second. Perry seconded. The motion failed with five opposed and two in favor.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	2					X				X		
NO	5				X		X		X		X	X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

Busby moved, Perry seconded, to issue a Letter of Concern for using a false social security number in 2005 when he first applied for certification. The motion carried with six in favor and one opposed.

VI.N.17. Amber Jo Wilson RN Exam (Richter)

Perry moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for the June 4, 2004, conviction in Maricopa County Superior Court for Leaving the Scene of an Injury Accident, a class 6 felony, which was designated a class 1 misdemeanor on June 25, 2007.

VI.N.18. Alice Marie Jane Wood CNA Exam (Richter)

Wood was present and available for questions. Scott moved, Johnson seconded, to continue the investigation to allow applicant to obtain a psychological evaluation with emphasis on substance abuse issues with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with four in favor and three opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	4					X	X		X		X	
NO	3				X					X		X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.N.19. Patricia Margaret Little CNA Exam (Richter)

Busby moved, Dalton seconded, and it was unanimously carried to grant certification upon meeting all requirements and issue a Letter of Concern for the June 2007, conviction in Phoenix Municipal Court

for Criminal Trespassing, a misdemeanor and for the December 2009, conviction in Phoenix Municipal Court for Trespassing, a misdemeanor.

VI.O.1. Gwendolyn Bruce CNA1000010309 (Sage)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.2. Justino A. Campbell CNA1000010181 (Sage)

Campbell was present and addressed the Board. Johnson moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion the motion failed with four opposed and three in favor.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	4					X	X		X			
NO	3				X					X	X	X
ABSTAIN	0											
ABSENT	4	X	X	X				X				

Gutierrez moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carried with six in favor and one opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	6					X	X		X	X	X	X
NO	1				X							
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.O.3. Krista Opal Cook CNA1000011440 (Sage)
(aka: Millican)**

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

VI.O.4. Melissa Brooke Dungan CNA1000019089 (Sage)

Sage addressed the Board and noted a technical correction to the investigative report. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.O.5. Jessica Nicole Folts CNA1000014367 (Sage)

Gutierrez 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 18 months stayed revocation including the attached stipulations to include a substance abuse evaluation with a Board approved PhD prepared evaluator, to be completed within 90 days. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.6. Dean Ethan Futrell CNA1000026173 (Sage)

Sage addressed the Board and noted an amendment to the investigative report to delete Potential Violations of Rules #25. Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure to include a \$100 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.7. Ashley Lynn Guyette CNA1000016247 (Sage)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.8. Roosevelt Deirell Day CNA1000016306 (Sage)

Snider moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.9. Doris Angelique Hocker CNA1000029314 (Sage)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.10. Newphymn Holland CNA852071483 (Sage)
(aka: "Eric")

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.11. Freda L. Hunt CNA913293803 (Sage)
(aka: Johnson)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.12. Jasmine Aneeva Jackson CNA1000017859 (Sage)

Sage addressed the Board with an amendment to the investigative report to delete #29 from Potential Violations of Rules. Dalton moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.O.13. Laura Jane Kingery CNA1000019519 (Sage)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.14. Heather Marie Marciniak CNA1000017156 (Sage)

Perry moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow respondent to undergo a voluntary substance abuse evaluation with a Board approved PhD prepared evaluator, to be completed within 45 days and return to the Board.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.15. Vicenta Pilar Martinez CNA702018477 (Sage)

Martinez was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for reportedly being rough with a resident's care and telling him he

used his call light too much while employed July 9, 2009 as a CNA at Hearthstone of Mesa in Mesa, Arizona.

VI.O.16. Tia Monique Mickens CNA1000024925 (Sage)

Snider moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for walking off her shift on February 11, 2001, without notifying an appropriate supervisor while employed as a CNA at Springdale Village in Mesa, Arizona.

VI.O.17. Jeremy Lamont Newman CNA1000025894 (Sage)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.19. Elizabeth Mojisola Oyeniyi CNA1000001736 (Sage)

(aka: Mojisola O. Fajembola; Mojisola Olusola Oyeniyi)

Busby moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.20. Lisa L. Salcido CNA464390803 (Sage)

(aka: Pedrego)

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

VI.O.21. Racheal Constance Settle CNA999995305 (Sage)

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

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.22. Marsha Marie Thompson CNA1000002613 (Sage)

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

VI.O.23. Lauri Ann Toepel CNA999999133 (Sage)

(aka: Matos; Gustavson; Kazaluckas)

Toepel was present and addressed the Board. Gutierrez moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent

Agreement for 12 months stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion the motion carried with five in favor and two opposed.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	5					X	X		X	X	X	
NO	2				X							
ABSTAIN	0											
ABSENT	4	X	X	X				X				X

VI.O.24. Lindsay Kathryn Helen Trioli CNA1000012872 (Sage)

Busby moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for a first time DUI on June 22, 2010, and for failing to report the charges to the Board within ten days as required by Statutes and Rules.

VI.O.25. Jane Sann Wells LP045716 (Sage)

Wells was present and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for allowing a CNA to apply Nystatin powder to a resident on January 6, 2011, while employed as an LPN at Desert Blossom Health and Rehab in Mesa, Arizona.

**VI.O.26. Patricia Ann Liddell CNA1000010292 (Sage)
(aka: Douai)**

Perry moved, Busby seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges. After discussion, Perry withdrew the motion. Busby moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for cleansing and changing a dressing on one resident and applying medicated cream to another at the instruction of an LPN, which was outside her scope of practice, on January 6, 2011, while employed as a CNA at Desert Blossom Health & Rehab in Mesa, Arizona.

VI.O.27. Lisa Marie Weathers CNA1000012954 (Sage)

Gutierrez moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for being charged with a first-time DUI and subsequently convicted, and for failing to report the charges to the Board within ten days as required by the statutes and rules.

**VI.O.28. Katrina Marie Yale CNA1000022424 (Sage)
(aka: Dahin)**

Johnson moved, Snider seconded, and it was unanimously carried to continue the investigation to allow respondent to voluntarily undergo a substance abuse evaluation with a Board approved PhD prepared evaluator, to be completed within 45 days and return to the Board. If not completed, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.29. Kirk David Murrin CNA1000022446 (Sage)

Perry moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report and on the interview by Dr. Hemann, to offer a Consent Agreement for 18 months stayed revocation with attached stipulations as modified, to include a psychiatric evaluation with treatment and counseling as recommended by the evaluator. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.30. Erika Barraza CNA100008741 (Sage)

Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.O.31. Mara Davis CNA503843334 (Sage)

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

VI.O.32. Jana Richey-Smith CNA1000013610 (Sage)

Johnson moved, Snider seconded, and it was unanimously carried, based upon the evaluation from Mary Erherth, MSW, LISAC, CCDVC, offer a Consent Agreement for 18 months stayed revocation including the attached stipulations to include individual and group therapy with a Board approved counselor and attendance at AA/NA group meetings at least weekly and weekly meetings with a sponsor. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VII.10. Zachary Patrick Wagner RN Exam (Olson)

Gutierrez moved, Busby seconded, and it was unanimously carried to reopen Agenda Item IV.I.10. Olson addressed the Board with additional information. Perry moved, Dalton seconded, and it was unanimously carried to amend the prior Board decision to include as a stipulation: hair follicle drug screen within 30 days of signing the Consent Agreement, and additional hair follicle drug screens on a quarterly basis for the first 12 months of probation, and once every six months thereafter.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.F.3. Nancy Disbrow Kerrigan RN092632 (Hemann)
(aka: Kerrigan; Dishrow)**

Perry moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda Item VI.F.3. for the purpose of allowing Kerrigan to address the Board. Johnson moved, Busby seconded, and it was unanimously carried to reaffirm the prior Board decision.

VI.F.10. Abby Marie Wagner RN133680 (Hemann)

Perry moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda Item VI.F.10 for the purpose of allowing Wagner to address the Board. Johnson moved, Busby seconded, and after discussion it was unanimously carried to reaffirm the prior Board decision.

**VI.F.11. Vicki Lynn Clarke RN128844 (Hemann)
(aka: Cavezza; Samansky; Procopi)**

Dalton moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda Item IV.F.11. for the purpose of allowing Clarke to address the Board. Busby moved, Johnson seconded, and it was unanimously carried to amend the stipulations of the prior Board decision to allow Clarke to serve the terms of her probation in the State of Texas with written permission from the Texas Board of Nursing.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.P.2. Jessica Marie Chustz LP039662; CNA999997284 (Schettler)

Chustz was present and addressed the Board. Johnson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to evaluate patient M.C. who had reported episode of oxygen desaturation, and failing to document the incident in a timely manner and/or contact the patient’s physician, on or about February 16, 2011 while working at the Citadel Care Center in Mesa, Arizona.

VI.P.7. Katherine Anne Leware RN120093 (Schettler)

Leware was present and addressed the Board. Gutierrez moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for taking a photograph of a patient’s leg with a personal cellular telephone camera, while working at Banner Good Samaritan Medical Center on or about January 17, 2011.

VI.P.10. Mary K. Ybarra RN104592; LP000032837; CNA259548750 (Schettler)

Schettler addressed the Board with additional information. Ybarra and Danielle Jennings were present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for taking two medications simultaneously on or about March 23, 2011, and exhibiting signs of extreme drowsiness, the inability to communicate and inappropriate patient interaction, while on duty and employed at Chandler Regional Medical Center. .

VI.Q.1. Laura Kathleen Duke RN123946 (Torrez)

Duke was present and available for questions. Johnson moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Berrigan</u> Member	<u>Link</u> Member	<u>Quinn</u> Member	<u>Snider</u> Member	<u>Johnson</u> Secretary	<u>Scott</u> President	<u>Malloch</u> V. Pres.	<u>Dalton</u> Member	<u>Perry</u> Member	<u>Gutierrez</u> Member	<u>Busby</u> Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.Q.6. Michele Noreen Golihur RN150363; LP039113 (Torrez)

Torrez addressed the Board with additional information. John Golihur was present and available for questions. Estelle Mansini was present telephonically and addressed the Board. Golihur was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report and at cost to the Board, issue

an Interim Order for a neuropsychological evaluation with 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.Q.8. Sarah McLain RN113175 (Torrez)

Torrez addressed the Board with additional information. McClain was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to allow respondent to voluntarily submit to a substance abuse evaluation with a PhD prepared evaluator to be completed within 45 days and return to the Board.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

VI.Q.14. Karen Gail Harline RN129779 (Torrez)

Torrez addressed the Board with additional information. Harline was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	7				X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	4	X	X	X				X				

**VI.R.2. Jeremy Jason Marine RN Exam (VandenBerg)
(aka: Bob Marine; Jay Marine; Robert Marine)**

Marine was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to table Agenda Item VI.R.2.

The meeting recessed at 12:52 p.m. and reconvened at 1:32 p.m. Busby left the meeting at 12:52 p.m.

**VI.R.2. Jeremy Jason Marine RN Exam (VandenBerg)
(aka: Bob Marine; Jay Marine; Robert Marine)**

Gutierrez moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item IV.R.2. Hemann addressed the Board with an explanation of an evaluation submitted to the Board by Marine. Marine was present and addressed the Board. Gutierrez moved, Johnson seconded, to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation, to include an substance abuse evaluation with 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 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. The motion carried with four in favor and two opposed.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	4					X	X			X	X	
NO	2				X				X			
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.R.1. Kristofer Robin King CNA Exam (VandenBerg)

VandenBerg addressed the Board with additional information. Johnson moved, Snider seconded, and it was unanimously carried continue the investigation to allow applicant to obtain a psychological evaluation to include a substance abuse evaluation with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and 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	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.K.3. Maria A. Rodriguez RN151838; LP042077; CNA100006065 (Pendergast)

Perry moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda item VI.K.3. for the purpose of allowing Rodriguez to address the Board. Johnson moved, Dalton seconded, and it was unanimously carried to amend the stipulations in prior Board decision to allow registry/travel with 3 month block assignments and direct supervision.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

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

II.F.10. Mark Harrison Powell RN077937 Campbell

Perry moved, Dalton seconded, and it was unanimously carried to reopen Agenda Item II.F.10. Emma Mamaluy, Assistant Attorney General, represented the State.

Powell was present telephonically and available for questions.

Campbell addressed the Board.

Attorney Teresa Sanzio was present and addressed the Board.

Perry moved, Snider seconded, regarding exhibit 2 to the states information for consideration with respondent's counter-offer to Consent Agreement, to amend prior offer and offer a Consent Agreement for 12 months stayed revocation followed by 12 months standard probation with stipulations to include: substance abuse evaluation to include a boundary/ethics evaluation by a Board approved evaluator, to be completed within 45 days, nurse recovery group, UDS two times per month for the first 12 months and 1 time per month thereafter, relapse prevention evaluation at 12 months vs. 18 months. If not signed within 5 days, proceed to hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.P.3. Brenda J. Dowdy LP037329 (Schettler)

Perry 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 suspension, not to exceed 12 months, pending a neuropsychological evaluation by a Board approved psychologist within 45 days including the attached stipulations. Thereafter, return to the Board to determine the status, which may include continued suspension or limited/probated licensed. If not signed within 10 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.P.4. Kristina Marie Gergus RN153096; LP043618 (Schettler)

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

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

The Board directed staff to report the physician in this case to the Board of Medical Examiners.

VI.P.5. Cynthia Lynnette Greenwalt RN123397 (Schettler)

Schettler addressed the Board with additional information. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months suspension including the attached stipulations. Thereafter, return to the Board to determine the status, which may include continued suspension or limited/probated licensure. If not signed within 10 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.P.8. Sapphire Suzanne Quiroz RN158606 (Schettler)

Johnson moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a suspension, not to exceed 12 months, pending an evaluation by a Board approved psychiatrist within 45 days and to include the attached stipulations. Thereafter, return to Board to determine the status, which may include continued suspension or limited/probated licensure. If not signed within 10 days, issue Complaint and Notice of Hearing.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.P.9. Vicky Anne Rowe RN077297 (Schettler)

Schettler addressed the Board with additional information. Perry moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for striking a patient on the cheek and failing to communicate or document the patient’s baseline condition to a staff nurse assigned to assume the patient’s care on or about November 26, 2010, while working as Clinical Manager in the Emergency Department at Banner Desert Medical Center.

VI.Q.4. Stephanie Lynn Brigham RN092838 (Torrez)

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

VI.Q.5. Gina Carol Cooper RN128425 (Torrez)

Cooper 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, to offer a Consent Agreement for 12 months stayed suspension/probation followed by 12 months standard probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.Q.7. Katrina Fae Mцен RN161916; LP045326; CNA1000004748 (Torrez)

Snider moved, Dalton seconded, to issue a Letter of Concern for acknowledging to the Chief Nursing Officer that she would take a beta blocker to lower her blood pressure, and then recanting that she had made such a statement on or about April 21, 2010, while employed at Cornerstone Hospital in Tucson, Arizona. After discussion Snider withdrew the motion. Snider moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

VI.Q.9. Terri L. Smith RN100459 (Torrez)

Johnson moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.Q.11. Michele Rene Gomez RN086620 (Torrez)

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

VI.Q.12. Ann Sofie-Elisabeth Fagrell RN136071 (Torrez)

Perry moved, Dalton seconded, and it was unanimously carried, complaint #1, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges; and for complaint #2, to

issue a Letter of Concern for allegedly causing patient C.L. discomfort while attempting to catheterize C.L. on October 2, 2010, while employed at Hospice of Arizona in Phoenix, Arizona.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.Q.13. Arlene A. Click CNA999997105 (Torrez)

Perry moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for performing a dressing change on patient J.M. during September and October 2010, while employed at Hospice of Arizona in Phoenix, Arizona.

VI.Q.15. Dawn Stroup RN097342 (Torrez)

Stroup was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Berrigan Member	Link Member	Quinn Member	Snider Member	Johnson Secretary	Scott President	Malloch V. Pres.	Dalton Member	Perry Member	Gutierrez Member	Busby Member
YES	6				X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	5	X	X	X				X				X

VI.Q.16. Janet Frucci RN143422 (Torrez)

Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to document 2 Percocet on March 21, 2011, April 18, 2011, April 24, 2011, and 2 Vicodin on April 13, 2011, according to facility policy when she was assigned by Banner Staffing Services to work at Banner Desert Medical Center in Mesa, Arizona

Gutierrez left the meeting at 2:56 p.m. and returned at 2:57 p.m.

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

VII.A. Executive Directors Report – Ridenour

VII.A.9. Investigative & Hearing Department Cycle Times – Smith/Barber

Barber and Mamaluy reported there are 80 open cases in the Hearing Department at this time, which is down considerably from years past.

VII.A.1.a. Board Minutes of July 25-26, 2011 Regular Meeting & Special Session Board Minutes of July 26, 2011

Perry moved, Johnson seconded, and it was unanimously carried to approve meeting minutes of July 25-26, 2011 regular Board meeting & July 26, 2011 special Board meeting.

VII.A.1.b. July 25-26, 2011 Executive Session Minutes

Perry moved, Johnson seconded, and it was unanimously carried to approve minutes of July 25-26, 2011 Executive Session.

VII.A.3. Proposed Changes: Board Meetings Policy & Procedure – Bontrager/Ridenour

Perry moved, Johnson seconded, and it was unanimously carried to approve the proposed changes to Board Meetings Policy & Procedures.

VII.A.4. Proposed Changes: Records Retention & Disposition Schedule Policy & Procedure – Bontrager/Ridenour

Johnson moved, Scott seconded, and it was unanimously carried to approve the proposed changes to Records Retention & Disposition Schedule Policy & Procedure.

VII.A.5. FY 2011 Licensing Timeframe Report - Bontrager

The 2011 Licensing Timeframe Report was provided to the Board. Bontrager reported a decrease in overall applications by 6% and a decrease in refunds by 5%.

VII.A.6. Report on Arizona Hospital & Healthcare Association 1st Adda Alexander Patient Safety Seminar, August 2011 – Scott/Randolph/McGinty/Pendergast

Scott reported on the Arizona Hospital & Healthcare Association 1st Adda Alexander Patient Seminar.

VII.A.7. AzBN Program Summary & 2011-2014 Strategic Plan Update – Ridenour/Smith/Bontrager/Randolph

VII.A.7.a. AzBN Program Summary

Ridenour noted that the FY2012 Appropriation Report is available on the Joint Legislative Committee website for all state agencies. The report defines the appropriation approved for all agencies.

VII.A.7.b. Strategic Initiatives FY2011-FY2013 (March 2011 Update)

Ridenour reported on Strategic Initiatives FY2011-FY2013

VII.A.8. Proposed FY 2013 AzBN Budget – Orchard/Bontrager

VII.A.8.a. AzBN Budget-Appropriation Report

Ridenour reported that the State allowed individual agencies to choose whether to eliminate staff furlough days but still retained furlough day fund savings in the amount of \$100,000. She also reported that this Board has paid out \$60,000 for respondent evaluations.

VII.A.8.b. Proposed FY2013 AzBN Budget

The Board was provided with the proposed FY2013 AzBN Budget.

VII.C. President's Report – Scott

VII.C.1. Annual Appointment of Board Members to Committee Chairs/Co-Chairs 2011-2012: Education; Scope of Practice; Advanced Practice; LPN Advisory; Other Potential Committees – Scott/All

Suggestions were made for the following committee appointments with final decisions to be made at the November 2011 Board meeting:

Advanced Practice: Quinn

Scope of Practice: Gutierrez, Snider and Berrigan

Education: Dalton and Scott

VII.E. Committee Reports

VII.E.1. Scope of Practice: Discuss/Amend & Approve Advisory Opinions – Bontrager/Johnson/Scott

VII.E.1.a. SOP Committee Appointment

Johnson moved, Gutierrez seconded, and it was unanimously carried to approve the appointment of Vicki Atterberry, LPN, to the Scope of Practice Committee.

VII.E.1.b. Draft August 29, 2011 Committee Minutes

Draft minutes from the August 29, 2011 Scope of Practice Committee meeting were provided to the Board.

VII.E.1.c. Advisory Opinion Draft Pre Hospital Nursing

Johnson moved, Dalton seconded, and it was unanimously carried to approve the advisory opinion on Pre Hospital Nursing.

VII.E.1.d. Advisory Opinion Draft Analgesia by Catheter Techniques* Epidural, Intrathecal, Interplural, Perineural

Dalton moved, Johnson seconded, and it was unanimously carried to approve the advisory opinion on Analgesia by Catheter Techniques* Epidural, Intrathecal, Interplural, Perineural.

VII.E.1.e. Advisory Opinion Draft Intravenous Infusion Therapy/Venipuncture: The Role of the Licensed Practical Nurse

Perry moved, Dalton seconded, and it was unanimously carried to approve the advisory opinion on Intravenous Infusion Therapy/Venipuncture: The Role of the Licensed Practical Nurse, with the deletion of section IV.E., and add to Rational: The RN will determine what will be delegated to the LPN.

VII.E.1.f. Advisory Opinion Draft Electrophysiology Related Procedures by Registered Nurses

Perry moved, Gutierrez seconded, and it was unanimously carried to approve the advisory opinion on Electrophysiology Related Procedures by Registered Nurses.

VII.E.1.g. Advisory Opinion Draft External Jugular Cannulation for Peripheral IV (EJ PIV) and/or Peripherally Inserted Central Catheter (EJ PICC)

Dalton moved, Perry seconded, and it was unanimously carried to approve the advisory opinion on External Jugular Cannulation for Peripheral IV (EJ PIV) and/or Peripherally Inserted Central Catheter (EJ PICC)

VII.E.2. Education – Randolph/McGinty/Malloch

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

Education Advisory Committee meeting draft minutes of August 11, 2011 were provided to the Board.

VII.E.3. Advanced Practice – Dahn/Link/Busby

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

Advanced Practice meeting draft minutes of September 13, 2011 were provided to the Board.

VII.D. A.A.G. Report – Zack

VII.D.1. Update on HIPAA Changes - Mamaluy

Mamaluy offered an update on Health Insurance Portability and Accountability Act changes.

VII.C. President's Report – Scott

VII.C.2. Debriefing of Board Processes & Suggested Changes - All

Board and staff discussion regarding the Board meeting included:

- Difficulties with Diligent
- When the Hearing Department revises information from a Consent Agreement it should be tabled and a final draft made available to the Board to ensure clarity.
- The need for all people to fill out speaker slips to insure identification of all parties.
- Highlighted Agenda in Diligent was helpful in prior meetings and the Board asked that staff use it in future Agendas.

VIII. Call to the Public

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

X. Adjournment

Johnson moved, Dalton seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 3:56 p.m., Friday, September 23, 2011.



Kathy Scott, RN, MPA, PhD, FACHE, President