

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 8:31 p.m., Wednesday, March 16, 2005, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President
Theresa Crawley, C.R.N.A., M.S.H.S.A., Secretary
Trista Campbell, R.N., B.S.N., Member
Karen Hodges Hardy, R.N., M.S.N., Member
Gregory Harris, Member
Patricia Johnson, L.P.N., Member

BOARD MEMBERS ABSENT:

Sharon M. Molle, L.P.N., Member

LEGAL COUNSEL:

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

STAFF:

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

I. Call To Order

The meeting was called to order at 8:31 a.m., Wednesday, March 16, 2005.

The following Board members were present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell.

Gagnaire presiding.

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

Gagnaire called for a moment of silence in memory of public Board Member, Bev Ogden, who passed away January 27, 2005.

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

II.A.1. Marella Kreutter Kilpatrick LP027774 Cornelius

The proceeding began at 8:33 a.m., with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. Campbell knows Kilpatrick, but shows no bias. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

Kilpatrick was present and addressed the Board. Robert Wooten, attorney, was present and available for questions.

Cornelius addressed the Board.

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

Malloch moved, Johnson seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 24 and Conclusions of Law the alleged violations in Paragraphs 1 through 10.

Malloch moved, Hardy seconded, and it was unanimously carried to modify the Administrative Law Judge’s recommended Order for a stayed revocation indefinite suspension followed by a 24 month stayed revocation probation to include the attached terms and condition.

II.A.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.A.2. Lucy Mary Schwartzner RN Applicant Cornelius

The proceeding began at 8:41 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

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

Cornelius addressed the Board.

Malloch moved, Campbell seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 29 and Conclusions of Law the alleged violations in Paragraphs 1 through 15.

Johnson moved, Malloch seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Schwartzter’s application for professional nurse licensure be upheld and affirmed.

II.A.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.A.3. Lisa Francine Ulrich RN Applicant Wood

The proceeding began at 8:44 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

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

Wood addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 18 and Conclusions of Law the alleged violations in Paragraphs 1 through 8.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Ulrich’s application for professional nurse licensure be upheld and affirmed.

II.A.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.A.4. Barry Wendell Dowell LP032769 Christl

The proceeding began at 8:47 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had

received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Terry Hall, attorney, was present and addressed the Board. Dowell was present and available for questions.

Christl addressed the Board.

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

Malloch moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 50 and Conclusions of Law the alleged violations in Paragraphs 1 through 8.

Malloch moved, Hardy seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to renew the practical nurse license and place on 24 months probation to include the attached terms and conditions.

II.A.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.A.5. Dana Kay Ratcliff CNA Applicant Christl

The proceeding began at 8:54 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Hardy moved, Campbell seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 34 and Conclusions of Law the alleged violations in Paragraphs 1 through 10.

Johnson moved, Hardy seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Ratcliff’s application for nursing assistant certification be upheld and affirmed.

II.A.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.A.6. Colleen Susan Ryan RN Applicant Wood

The proceeding began at 8:56 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

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

Wood addressed the Board.

Campbell moved, Malloch seconded, and it was unanimously carried to table Agenda Item II.A.6.

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

II.B.1. Susan Allison Ollier RN038932 Cornelius

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

Gagnaire recused herself to avoid the appearance of impropriety, and left the meeting at 9:00 a.m. Malloch presiding.

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

Cornelius addressed the Board.

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

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

Crawley moved, Campbell seconded, and it was unanimously carried to revoke professional nurse license No. RN038932 issued to Susan Allison Ollier.

II.B.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X		X		X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X			X		X		

Gagnaire returned to the meeting at 9:04 a.m.

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.2.	Doreen Marcalene Seal	LP037227	Decree of Censure	Christl
II.B.3.	Tamika L. Marsh	CNA999948106	Revocation	Wood
II.B.4.	Cynthia Bellamy Pierce	RN082874	Revocation	Wood
II.B.5.	Gary Ray Vanderpool	LP032516	Revocation	Wood

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

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

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

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

Malloch moved, Campbell seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.2 –5.

II.B.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.C. Board Discussion and Decision Regarding Settlement Agreements on Cases Scheduled for Hearing and/or Administrative Law Judge Recommendations Regarding Settlement

II.C.2. Tina R. Schwitters RN085510 Christl

The proceeding began at 9:10 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

James Kaucher, attorney, was present and addressed the Board. Schwitters was present and available for questions.

Christl addressed the Board.

Malloch moved, Campbell seconded, and after discussion, it was unanimously carried to accept the Findings of Fact and Conclusions of Law as agreed to by the parties.

Campbell moved, Malloch seconded, to issue a decree of censure. The motion carried with five in favor and one opposed.

II.C.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	1					X			
ABSTAIN	0								
ABSENT	2	X					X		

II.C.1. Martha Merrill Jones RN059962 Cornelius

Campbell recused herself to avoid the appearance of impropriety, and left the meeting at 9:25 a.m. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor

General. Melissa Cornelius, Assistant Attorney General, represented the State. Malloch moved, Crawley seconded, and it was unanimously carried to table Agenda Item II.C.1.

Campbell returned to the meeting at 9:28 a.m.

II.C.3. Christi Michelle Ludwig CNA999990533 Christl

The proceeding began at 9:28 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, Hardy, and Campbell. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to rescind prior Board motion to adopt the Notice of Charges, and accept the signed consent agreement for a 12 month stayed suspension to include the attached terms and conditions.

II.C.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.C.1. Martha Merrill Jones RN059962 Cornelius

Hardy moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item II.C.1. Campbell recused herself to avoid the appearance of impropriety, and left the meeting at 9:30 a.m. The proceeding began at 9:30 a.m. with the following Board members present: Gagnaire, Malloch, Crawley, Johnson, and Hardy. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

Teressa Sanzio, attorney, was present telephonically, and addressed the Board.

Cornelius addressed the Board.

Johnson moved, Crawley seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to accept the signed consent agreement for a stayed revocation/indefinite suspension pending completion of nursing ethics and documentation coursework, to be followed by a 36 month stayed revocation/probation with the attached terms and conditions.

II.C.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X	X		X	
NO	0								
ABSTAIN	0								
ABSENT	3	X					X		X

Campbell returned to the meeting at 9:41 a.m.

II.D.2. Lisa K. Cowdrey RN053118 Wood
 The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General’s, represented the State.

Cowdrey was present and addressed the Board.

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

Johnson moved, Hardy 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.

Wood addressed the Board.

Malloch moved, Hardy seconded, and it was unanimously carried to table Agenda Item II.D.2.

II.D.32. Carleatha Marie Lagley CNA999995310 Christl
 The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

Lagley was present and addressed the Board.

Christl addressed the Board.

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

Hardy moved, Malloch 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.

Campbell moved, Johnson seconded, and after discussion, it was unanimously carried to revoke certified nursing assistant No. CNA999995310 issued to Carleatha Marie Lagley.

II.D.32.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

II.D.39. Nancy Lee Rosenbaum CNA999989432 Christl
 The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

Rosenbaum was present and addressed the Board.

Christl addressed the Board.

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

Malloch moved, Campbell 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.

Campbell moved, Malloch seconded, and after discussion, it was unanimously carried to revoke certified nursing assistant No. CNA999989432 issued to Nancy Lee Rosenbaum.

II.D.39.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

**II.D.42. Deborah D. Slaughter CNA342632103 Christl
(aka: Sechrest)**

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

Christl addressed the Board with a correction to the States motion to deem, page 2: delete reasons 1-6 of memorandum points of authorities.

Slaughter was present and addressed the Board.

Malloch moved, Campbell seconded, and it was unanimously carried to table Agenda Item II.D.42.

The meeting recessed at 10:26 a.m. and reconvened at 10:35 a.m.

IX. Dialogue With Nursing Students

The Board members and staff dialogued with Glendale Community and Central Arizona College Nursing Students regarding Board functions, policy and procedure. Questions were asked on the Board’s legal authority and structure, and how to acquire a position on the Board.

Harris arrived at the meeting at 10:39 a.m.

II.D.2. Lisa K. Cowdrey RN053118 Wood

Malloch moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item II.D.2. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General’s, represented the State.

Wood addressed the Board.

Malloch moved, Crawley seconded, to revoke professional nurse license No. RN053118 issued to Lisa K. Cowdrey. The motion carried with six in favor and one abstained.

II.D.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	1	X							
ABSENT	1						X		

II.A.6. Colleen Susan Ryan RN Applicant Wood

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item II.A.6. The proceeding began at 10:47 a.m. with the following Board members present: Gagnaire, Malloch,

Crawley, Harris, Johnson, Hardy, and Campbell. All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

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

Wood addressed the Board.

Harris moved, Crawley seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order to accept the signed settlement agreement for a 36 month probation to include the attached terms and conditions.

II.A.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

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

II.E.1. Lynn Dekow Swartz RN Applicant Cornelius

The proceeding began at 10:50 a.m., with the following Board members present: Gagnaire, Malloch, Crawley, Harris, Johnson, Hardy, and Campbell. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Melissa Cornelius, Assistant Attorney General, represented the State.

Swartz was present and addressed the Board.

Cornelius addressed the Board.

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

II.E.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

II.E.2. Premy Castillo LP034860 Wood

The proceeding began at 11:02 a.m., with the following Board members present: Gagnaire, Malloch, Crawley, Harris, Johnson, Hardy, and Campbell. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Ricardo DeLeon was present submitted a written statement by Castillo.

Wood addressed the Board.

Campbell moved, Malloch seconded, and after discussion, to table Agenda Item II.E.2., for review of documents. After discussion, Campbell amended the motion to continue the investigation to the May 2005 Board meeting. Malloch concurred. After discussion, the motion carried unanimously.

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Karen Marie Arney	RN087197	Stayed revocation/24 month probation	Wood
II.D.3.	David Anthony Durbin	LP023710	Revocation	Wood
II.D.4.	Deborah L. Groux	LP026835	Revocation	Wood
II.D.5.	Dorothy L. Hawkins	LP031102	Revocation	Wood
II.D.6.	Aaron Robert Holloman	RN089084	Revocation	Wood
II.D.7.	Eunice C. Iwunze	LP032436	Revocation	Wood
II.D.8.	Gina Gay Manny	RN044216	Revocation	Wood
II.D.9.	Sharon Laraye Martin (aka: Morgan)	RN124867	Revocation	Wood
II.D.10.	Daniel Ray Simms	LP028497	Revocation	Wood
II.D.11.	Jerry Walker	LP037626	Revocation	Wood
II.D.12.	Jennifer M. Antone	CNA944191803	Revocation	Cornelius
II.D.13.	Mary Lois Benjamin (aka: Rahming)	RN077767	Revocation	Cornelius
II.D.14.	Barbara Susan Bontempi	LP036219	Revocation	Cornelius
II.D.15.	Robert Newton Gaspard	RN105934	Revocation	Cornelius
II.D.16.	Joanne Marie Price	RN114750	Revocation	Cornelius
II.D.17.	Tracy N. Thompson	LP011295	Revocation	Cornelius
II.D.18.	Cathy Rebecca Ahrenberg	CNA999995345	Revocation	Christl
II.D.20.	Judy Attson	CNA311101353	Revocation	Christl
II.D.21.	Kathleen Marie Brokop	RN071417	Revocation	Christl
II.D.22.	William A. Cooper	CNA657611219	Revocation	Christl
II.D.23.	Elton Dos Santos Correa	CNA999995156	Revocation	Christl
II.D.24.	Andrewley Dominguez	CNA999950003	Revocation	Christl
II.D.25.	Jenny Lynn Fraley	CNA999991845	Revocation	Christl
II.D.26.	Florence Awo Ganyo (aka: Elizabeth F A Abadjivor)	CNA999992049	Revocation	Christl
II.D.27.	Charles Kevin Hart	CNA999953550	Revocation	Christl
II.D.28.	Ameenah H. Henderson	CNA884851736	Revocation	Christl
II.D.29.	Annette G. Hernandez	CNA999952113	Revocation	Christl
II.D.30.	Ethel A. Jones	CNA517696803	Revocation	Christl
II.D.31.	Tammie M. Kinney	CNA999948798	Revocation	Christl
II.D.33.	Elvira Manheimer	CNA100000951	Revocation	Christl
II.D.34.	Elizabeth J. McCowin	CNA161349441	Revocation	Christl
II.D.35.	Rhonda L. Ornelas	CNA999993656	Revocation	Christl
II.D.37.	Lucy B. Railback	CNA262711707	Revocation	Christl
II.D.38.	Brent A. Reese	CNA999989073	Revocation	Christl
II.D.40.	Jessica Saavedra	CNA999996624	Revocation	Christl
II.D.41.	Bernardo Besario Salibay	CNA999993324	Revocation	Christl
II.D.43.	Cassandra Lynn Stoner	CNA1000000101	CNA suspended until payment of \$50 civil penalty	Christl
II.D.44.	Katherine Tillman	CNA607513279	Revocation	Christl
II.D.45.	Maria Varelas	CNA999950246	Revocation	Christl
II.D.46.	Armando Vinagre (aka: Garcia; Morales)	CNA145459041	Revocation	Christl
II.D.47.	Jill M. Wagner	CNA102888103	Revocation	Christl

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

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

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

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

Malloch moved, Harris seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.1, 3-18, 20-31, 33-35, 37, 38, 40, 41, and 43-47.

II.D.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

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

II.F.1. Adrian Jadranko Peric RN085548 Cornelius

Johnson and Campbell recused themselves to avoid the appearance of impropriety, and left the meeting at 11:28 a.m.

Cornelius addressed the Board.

Hardy moved, Crawley seconded, and it was unanimously carried to accept the signed consent agreement for 24 months probation with the attached stipulations.

II.F.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X		X	X	X		X	
NO	0								
ABSTAIN	0								
ABSENT	3		X				X		X

Johnson and Campbell returned to the meeting at 11:30 a.m.

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

II.G.1. Keith Hershel Ford RN122823 Wood

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

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

Wood addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to rescind prior Board decision to offer a consent agreement for a 12 month probation and accept the signed consent agreement for a decree of censure.

II.G.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

II.G.2. Bridgette A. Jones CNA Applicant Wood

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

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

Wood addressed the Board.

Malloch moved, Campbell seconded, and it was unanimously carried to rescind prior Board decision to reconsider the Board’s decision from September 22, 2004 to grant certification upon meeting all certification requirements and signing a consent agreement for a 6 month stayed suspension with terms and conditions, and accept the consent agreement and order to allow Jones to withdraw her application and not to reapply for a period of 5 years.

II.G.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**II.D.42. Deborah D. Slaughter CNA342632103 Christl
(aka: Sechrest)**

Hardy moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item II.D.42. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

Christl addressed the Board.

Slaughter was present and available for questions.

Malloch moved, Campbell seconded, and it was unanimously carried to accept the signed consent agreement for voluntary surrender.

II.D.42.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

III.E.4. Brigitte Evon Collins CNA999994039 (Sage)

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

II.D.5. Dorothy L. Hawkins LP031102 Wood
 Harris moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item II.D.5. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General's, represented the State.

Hawkins was present and addressed the Board.

Malloch moved, Hardy seconded, and it was unanimously carried to table Agenda Item II.D.5.

V.B.1. Stacie Lynn Brua TRN130928 (Ball)
 Gagnaire recused herself to avoid the appearance of impropriety, and left the meeting at 11:58 a.m. Malloch presiding.
 Brua was present and addressed the Board. Campbell moved, Johnson seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X		X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2				X		X		

The meeting recessed at 12:09 p.m. and reconvened at 1:11 p.m. Harris and Crawley left the meeting at 12:09 p.m. Gagnaire returned to the meeting at 1:11 p.m.

V.D.8. Ezekiel Tolu Opuroku LP036460 (Midkiff)
 Campbell, Malloch and Gagnaire know Dr. Anne McNamara, but show no bias. Opuroku was present and available for questions. Michael Yucevicius, attorney, was present and addressed the Board. Midkiff addressed the Board with an amendment to the stipulations to include: allow Opuroku to work night shift with direct supervision while working at present place of employment. Malloch moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a 36 month probation, to include the attached stipulations, as amended, to be signed within 30 days, or hearing.

V.D.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.D.1. Denise Janae Songer RN107519 (Midkiff)
 Teresa Sanzio, attorney, was present telephonically and addressed the Board. Midkiff addressed the Board with additional information. Malloch moved, Campbell seconded, and it was unanimously carried to table Agenda Item V.D.1.

V.D.9. Leonard Floey Dineen RN097801 (Midkiff)
 Teresa Sanzio, attorney, was present telephonically, and addressed the Board. Midkiff addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to accept the signed consent agreement for an indefinite suspension followed by a 12 month stayed suspension/probation, followed by a 24 month probation, to include attached amended stipulations.

V.D.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.I.1. Timothy John Hicks RN051708 (Torrez)

Campbell recused herself to avoid the appearance of impropriety, and left the meeting at 1:25 p.m. Board member Crawley was connected, telephonically at 1:26 p.m. Charlie Hover, attorney, was present and addressed the Board. Malloch moved, Hardy seconded, and it was unanimously carried to offer consent agreement for a decree of censure or hearing.

V.I.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X	X		X	
NO	0								
ABSTAIN	0								
ABSENT	3	X					X		X

V.I.7. Susan Marks Arkin RN100922 (Torrez)

Malloch recused herself to avoid the appearance of impropriety, and left the meeting at 1:33 p.m. Phillip Nathanson, attorney, and Arkin were present and available for questions. Campbell moved, Hardy seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure and a \$250 civil penalty, or hearing.

V.I.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X		X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X		X			X		

Malloch returned to the meeting, and Board member Crawley left the meeting (telephonic connection) at 1:35 p.m.

V.G.2. Larinda S. Larson LP031655 (Munger)

Larson was present and available for questions. Myralinn Scofield, attorney was present and addressed the Board. Munger addressed the Board with additional information. Malloch moved, Campbell seconded, and it was unanimously carried to offer a consent agreement for a decree of censure.

V.G.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

III.E.10. Sylvia Morika Soney CNA100002223 (Sage)

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

V.F.5. Carol Jean Taylor RN105921 (Brown) (aka: Peckham)

Teressa Sanzio, attorney, was present telephonically, and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to grant license upon meeting all requirements with

a letter of concern for a misdemeanor conviction for DUI on January 29, 2003 in Westminster, California.

V.J.3. Ken James Wysocki RN068583; AP0472 (Grady)

Gagnaire and Malloch know Wysocki but show no bias. Nekki Davis, complainant, was present and available for questions. Scott Davis, husband of complainant was present and addressed the Board. Wysocki was present and addressed the Board. Campbell moved, Malloch seconded, and after discussion, it was unanimously carried to dismiss the case.

VI.B.3. Mary Strok Cox RN046151 (S. Nelson)

Ron Lehman, attorney, was present and addressed the Board. Cox and her husband, Daniel, were present and available for questions. Nelson addressed the Board with additional information. Malloch moved, Hardy seconded, and it was unanimously carried to request Cox to obtain a neuro psychological evaluation by a Board approved evaluator, and return to the Board.

V.B.8. Chara Odetta Lindsey LP Applicant (Ball)

Lindsey was present and addressed the Board. Malloch moved, Gagnaire seconded, and after discussion, it was unanimously carried to, upon meeting all requirements and signing a consent agreement for a 24 month probation to included the attached stipulations, grant temporary licensure for a “refresher course only”. Upon successful completion, grant licensure. If not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

V.B.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.I.3. Roberta Del’Omo RN099920 (Torrez)

Del’Omo was present and addressed the Board. Karen Owens, attorney, was present and available for questions. Torrez addressed the Board with additional information. Malloch and Gagnaire may have had prior professional relationship with Owens, but show no bias. Campbell moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for hiring an employee on or about July 6, 2004, with a job title and job description of Certified Nursing Assistant when the employee was not certified at the time, while employed at West Valley Hospital in Goodyear, Arizona.

The meeting recessed at 2:46 p.m. and reconvened at 2:58 p.m.

II.D.7. Eunice C. Iwunze LP032436 Wood

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

Iwunze was present and addressed the Board.

Wood addressed the Board.

Malloch moved, Campbell seconded, and it was unanimously carried to rescind prior Board motion to revoke LP032436 license, and continue the investigation to the May 2005 Board meeting.

II.D.5. Dorothy L. Hawkins

LP031102

Wood

Campbell moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item II.D.5. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General, available by telephone. Michelle Wood, Assistant Attorney General’s, represented the State.

Hawkins was present and available for questions.

S. Nelson addressed the Board with additional information.

Malloch moved, Hardy seconded, to rescind prior Board motion to revoke LP license, and issue an order of stayed revocation probation for 12 months to include the terms and conditions consistent with the terms and conditions of the prior order followed by a 12 month standard probation to include the terms and conditions consistent with the original order. The motion carried with four in favor and one opposed.

II.D.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	4		X	X	X			X	
NO	1								X
ABSTAIN	0								
ABSENT	3	X				X	X		

VII.B.16. Clinical Site Availability

Randolph reported on the limited clinical site availability and the overcrowding of nursing students in hospital units. Randolph stated that clinical partners reported that they could only accommodate current programs. Barbara Averyt, Program Director for the Campaign for Caring, Arizona Hospital and Health Assoc. was present and addressed the Board regarding clinical capacity.

VII.B.6. Northern Arizona University Application for Program Change

Students from NAU have clinical affiliations at the facility Gagnaire works for, and she is the past President of the Advisory Committee for NAU, but shows no bias. Judith Sellers, Canda Byrne and Emily Jenkins, Northern Arizona University were present and addressed the Board. Campbell moved, Johnson seconded, and it was unanimously carried to approve the application from Northern Arizona University to add a geographic location and increase number of students.

VII.B.5. Pima Medical Institute Application for Provisional Approval

Richard Luebke, Sharon Caves and Janis Stiewing, Pima Medical Institute were present and addressed the Board. Campbell moved, Hardy seconded, to grant provisional approval and submit the names, license numbers, and qualifications of nursing didactic and clinical faculty for the first year of operation 60 days before offering the first nursing clinical course. After discussion, Campbell amended the motion to include: transferability of credits to be clearly stated in student handbook. Hardy concurred. After discussion the motion carried unanimously.

VII.B.15. Grand Canyon University Application for Program Change

Dr. Fran Roberts, Grand Canyon University, was present and addressed the Board. Randolph requested that the Board approve the program upon the recommendation of the Education Committee to ensure consistency with the established program approval process. Campbell moved, Malloch seconded, and after discussion, it was unanimously carried to approve request for an additional site for Grand Canyon University upon review of the recommendation of the Education Committee.

V.B.2. James Joseph Holderbaum TRN129721 (Ball)

Malloch moved, Johnson seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.B.3. Sylvia Willis LP Applicant (Ball)

Malloch moved, Johnson seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.B.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.B.4. Julius Albao Perez LP Applicant (Ball)

Ball addressed the Board with additional information. Malloch moved, Hardy seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a consent agreement for a 36 month probation to include the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting, and return to the May 2005 Board meeting regarding CNA certificate.

V.B.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

V.B.5. Thomas Edward Delintt RN060447 (Ball)

Hardy stated it was necessary to recuse herself regarding V.B.5. Malloch moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.B.5.

V.B.6. Margaret Anne Dusold TLP040023 (Ball)

Campbell moved, Johnson seconded, to grant licensure upon meeting all requirements with a letter of concern for a misdemeanor conviction on January 22, 1982 for disorderly conduct in DuPage County, Illinois; September 2, 1998 for violation an Order of Protection in DuPage County, Illinois; December 15, 1998 for violating an Order of Protection in Chicago, Illinois; and January 25, 2000 for telephone harassment in DuPage County, Illinois. After discussion, Campbell withdrew the motion. Malloch moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.B.6.

**V.B.7. Lukaea Eunice Sabrina Moran LP Applicant (Ball)
(aka: Brown)**

Malloch moved, Campbell seconded, and it was unanimously carried to, upon meeting all licensure requirements and signing a consent agreement for a 12 month probation, to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

V.B.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

**V.B.9. Mickey Jo Bowdrey LP Applicant (Ball)
(aka: Boudrey; Smith; Trosper)**

Gagnaire’s place of employment is affiliated with The Peaks, but she shows no bias. Malloch moved, Johnson seconded, and after discussion, it was unanimously carried to, upon meeting all licensure requirements, grant license, and issue a letter of concern for a felony theft conviction June 27, 1991 in Selby County Tennessee, and failing to disclose her felony conviction on several employment applications.

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

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

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

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

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

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

Campbell moved, Hardy seconded, and it was unanimously carried to issue the Letters of Concern submitted and grant licensure/certification to examination and endorsement applicants on the list

pending successful completion of testing requirements, verification from original state of licensure and receipt of no additional state and federal criminal history.

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

III.C.1.	Judith Kay Fries	LP034636	\$100
III.C.2.	Barbara Jean Van Deraa	RN043869	\$100
III.C.3.	John Carbone	RN093120	\$150
III.C.4.	Nancy L. Murray	RN0207524	\$150

Campbell moved, Malloch seconded, and it was unanimously carried to table Agenda Item III.C.

VII.B. Educational Reports and Rules

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

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

VII.B.2. Notice of Final Rulemaking and Economic Impact Statement R4-19-403 and Article 5

Campbell moved, Malloch seconded, and it was unanimously carried to approve the Notice of Final Rulemaking and Economic Impact Statement and submit to GRRC.

VII.B.3. NCLEX RN and PN Quarterly and Annual Reports

Randolph gave an overview of the NCLEX reports, stating that Arizona's pass rate for 2004 is well above average for the RN programs at 89.87%. Randolph reported that the NCLEX-PN continues to be stellar in Arizona with a pass rate of 92%, which is significantly above the National average. Randolph reported that all Arizona PN programs achieved above the 90% pass rate for 2004.

Harris returned to the meeting at 4:32 p.m.

VII.B.4. GateWay Community College Fast-Track PN Program Application for Full Approval

Randolph addressed the Board with an amendment to the Board option. Johnson moved, Hardy seconded, and it was unanimously carried to grant full approval for a period of 5 years with a report in 2 years on the concerns identified.

VII.B.7. Pima Community College Application for Program Change

Campbell moved, Hardy seconded, and after discussion, it was unanimously carried to approve the application from Pima Community College to add a geographic location.

VII.B.8. Pima Community college CTD Renewal of Approval PN Refresher Course

Hardy moved, Campbell seconded, and it was unanimously carried to approve the application from Pima CTD to renew their PN Refresher Course.

VII.B.9. GateWay Community College Renewal of Approval RN Refresher Course

Hardy moved, Campbell seconded, and it was unanimously carried to approve the application from GateWay Community College to renew their RN Refresher Course.

VII.B.10. MCCDNP - Scottsdale CC Application for Program Change

Randolph informed the Board that a signed clinical site contract has been received in the Board offices. Randolph asked that the Board approve the application. Campbell moved, Hardy seconded, and it was

unanimously carried to approve the application from MCCDNP/Scottsdale Community College Site to add a geographic location.

VII.B.11. Self Study Guidelines

Campbell moved, Malloch seconded, and it was unanimously carried to accept approval of the self-study guidelines process.

VII.B.12. CNA Educators Retreat Report

Randolph provided information to the Board regarding the CNA Educators retreat, and stated that evaluations from the retreat were 4.7 out of a possible 5.0 score.

VII.B.13. Northland Pioneer College Quarterly Report

Campbell moved, Malloch seconded, and it was unanimously carried to receive for information and await report of site visit.

VII.B.14. 5 Year Rule Review – Draft

Malloch moved, Hardy seconded, and it was unanimously carried to approve the 5 year Rule Review draft and submit to the Governor’s Regulatory Review Council.

VII.B.17. Notice of Proposed Rulemaking Article 8

Malloch moved, Johnson seconded, and it was unanimously carried to approve and file with the Secretary of State the enclosed NOTICE OF PROPOSED RULEMAKING Article 8.

Campbell moved, Johnson seconded, and it was unanimously carried to schedule an oral proceeding on May18, 2005 at 3 p.m.

VII.A.15. Necitas Villagonazlo, Applicant for Licensure – Extension of Temporary License – Bontrager

Malloch moved, Johnson seconded, and it was unanimously carried to extend temporary license to August 1, 2005.

V.B.5. Thomas Edward Delintt RN060447 (Ball)

Malloch moved, Harris seconded, and it was unanimously carried to reopen Agenda Item V.B.5. Hardy recused herself to avoid the appearance of impropriety, and left the meeting at 4:52 p.m. Campbell moved, Johnson seconded, and it was unanimously carried to offer consent agreement for a 36 month probation to include the attached stipulations, and to include a relapse evaluation at 18 months or hearing.

V.B.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	0								
ABSENT	3					X	X	X	

Hardy returned to the meeting at 4:53 p.m.

II.D.19. Olga B. Almodova CNA953489803 Christl

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

Hardy recused herself to avoid the appearance of impropriety, and left the meeting at 4:54 p.m.

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

Christl addressed the Board, and reported a technical correction to the CNA number on the Agenda.

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

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

Harris moved, Malloch seconded, and it was unanimously carried to revoke certified nursing assistant No. CNA953489803 issued to Olga B. Almodova.

II.D.19.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	0								
ABSENT	3					X	X	X	

Hardy returned to the meeting at 4:57 p.m.

II.D.36. Jennifer Marie Petersen CNA1000000113 Christl

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

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

Christl addressed the Board, and reported a technical correction to the CNA number on the Agenda.

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

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

Malloch moved, Campbell seconded, and it was unanimously carried to revoke certified nursing assistant No. CNA1000000113 issued to Jennifer Marie Petersen.

II.D.36.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

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

- III.C.1. Judith Kay Fries LP034636 \$100**
- III.C.2. Barbara Jean Van Deraa RN043869 \$100**
- III.C.3. John Carbone RN093120 \$150**
- III.C.4. Nancy L. Murray RN0207524 \$150**

Johnson moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item III.C. Campbell moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license, or proceed to hearing for Agenda Items III.C.1-4, with Harris recusing on Agenda Item III.C.3. Referral of the employers will be made to DHS for licensees working on a lapsed license for three months or greater.

III.C.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

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

VII.A. Executive Director’s Report

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

Harris moved, Campbell seconded, and it was unanimously carried to approve January 19, 20 and 21, 2005 Board Minutes; January 28, 2005 Summary Suspension Board Minutes; and January 19, 20 and 21, 2005 Executive Session Minutes.

VII.A.3. Update on 2005 Legislation Impacting Nurses & Nursing Regulation – Harris/Ridenour

Harris stated that there are no Bills going to the Legislature that would directly impact the practice of nursing at this time.

VII.A.4. Update on FY 2005 Budget & FY 2006 & 2007 Pending Budgets – Serra/Bontrager/Ridenour

Campbell moved, Hardy seconded, and it was unanimously carried to table Agenda Item VII.A.4.

VII.A.5. Discuss Building Lease & Recent Environmental/Structural repairs & Future Options for Office Location – Serra/Bontrager/Ridenour

Bontrager reported on building structural repair progress, and also reported that meetings are scheduled with brokers on possible relocation of the Board offices.

VII.A.4. Update on FY 2005 Budget & FY 2006 & 2007 Pending Budgets – Serra/Bontrager/Ridenour

Johnson moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item VII.A.4. Serra reported that a balanced budget would be achieved by June 30, 2005. Serra also reported that the proposed budget, taken as a consent agenda in the Legislature with the other 90/10 Boards has been passed by the Senate Appropriation Committee by a JLBC, to be sent to the Legislature for vote. Serra stated that the OSPB Budget Analyst reported that a supplemental budget request could be filed in 2006 if funding for moving the Board offices is necessary. Ridenour commended Serra for her outstanding efforts with the budget.

VII.A.6. Discuss 2000-2004 Calendar Year Data on: 1.) RN/LPN/Certified Nursing Assistant Complaints/Actual Violations & Disciplinary Actions; 2.) RN/LPN/Certified Nursing Assistant Applications Processed; 3.) Number RN/LPN/Certified Nursing Assistants Licensed/Certified – Ridenour

Ridenour gave an overview of data compiled regarding RN/LPN/CNA: 57,552 RN’s and 10,894 LPN’s actively licensed in Arizona; exam applications processed in 2004 were 1,842 for RN and 582 for LPN, an increase of 92% from 2001; endorsement applications processed in 2004 were 4,472 for RN/LPN, an increase of 40% from 2001; temporary RN/LPN license issued in 2004 were 3,325, an increase of 50%

from 2001; average days from application received at the Board to issuance of temporary license for RN/LPN is 7 days; average days from fingerprints submitted to DPS/FBI to receipt of results is 14 days; information was provided that the majority of foreign educated applicants continues to come from the Philippines; RN/LPN violations with drug related offenses continue to remain the most prevalent; RN/LPN disciplinary actions taken with revocation remains the number 1 disciplinary result; CNA violations with criminal convictions is number 1; certificate denial for CNA disciplinary action taken remains number 1.

Malloch left the meeting at 5:35 p.m. and returned at 5:40 p.m.

VII.A.7. Update/Discuss Identity Theft Cases – V. Smith

V. Smith gave an update on identity theft and gave a report on information received at the Board on January 26, 2005 regarding 2 nurses, formerly employed by Western Dialysis in Casa Grande, Arizona, who were arrested in December 2004 and were reported to have stolen patient and nurse identities. Due to the coordinated efforts of the Phoenix Police Department, the Indio, California Police Department, and the ASBN, two imposter nurses were arrested and are currently held on felony charges in Indio, California. T. Berry and V. Smith were instrumental in the nurse imposter arrests.

The meeting recessed at 5:43 p.m., Wednesday, March 16, 2005.

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 8:31 a.m., Thursday, March 17, 2005, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President
Theresa Crawley, C.R.N.A., M.S.H.S.A., Secretary
Trista Campbell, R.N., B.S.N., Member
Karen Hodges Hardy, R.N., M.S.N., Member
Gregory Harris, Member
Patricia Johnson, L.P.N., Member

BOARD MEMBERS ABSENT:

Sharon M. Molle, L.P.N., Member

LEGAL COUNSEL:

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

STAFF:

Joey Ridenour, R.N., M.N., Executive Director
Judy Bontrager, R.N., M.N., Associate Director
Valerie Smith, R.N., M.S., Associate Director
Jeanne Bauer, Senior Investigator
Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings
Lorraine Brown, Senior Investigator
Vicky Driver, Administrative Assistant
Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice
Vicki Johansen, Senior Investigator
Patricia Midkiff, R.N., M.N., Nurse Practice Consultant
Sydney Munger, R.N., M.S., Nurse Practice Consultant
Betty Nelson, R.N., M.S., Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring
Kirk Olson, Senior Investigator
Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education
Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant
Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant
Suanne Smith, R.N., M.S., Nurse Practice Consultant/CANDO
Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant
Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant
Rose Wilcox, R.N., M Ed, Nurse Practice Consultant/Education
James Williams, Senior Investigator

I. Call To Order

The meeting was called to order at 8:31 a.m., Thursday, March 17, 2005.

The following Board members were present: Gagnaire, Malloch, Harris, Johnson, and Campbell.

Gagnaire presiding.

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

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

V.A.1. Jerilynn Overcash LP Applicant; CNA1000001146 (S. Smith) (aka: Hernandez)

Smith addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to, upon meeting all licensure requirement and signing a consent agreement for a \$250 civil penalty, grant licensure and accept signed CANDO stipulated agreement. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this Board meeting.

V.A.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	0								
ABSENT	3					X	X	X	

V.A.2. Amanda Laschet RN Applicant (S. Smith)

Smith addressed the Board and confirmed receipt of additional information. Campbell moved, Malloch seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept signed CANDO stipulated agreement.

V.A.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	0								
ABSENT	3					X	X	X	

Hardy arrived at the meeting at 8:38 a.m.

V.A.3. Richard Ordell Boyd RN098682 (S. Smith)

Harris moved, Johnson seconded, to offer a consent agreement for a 36 month stayed revocation with the license suspended during the first 12 months and on probation the last 24 months, followed then by a 12 month probation to include the attached stipulations or hearing. If the conviction is not designated as a misdemeanor, adopt the attached Notice of Charges. After discussion, the motion carried with five in favor and one abstained.

V.A.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	1							X	
ABSENT	2					X	X		

V.A.5. Dawn Marie Falk RN093939 (S. Smith)
(aka: Falk-Fish)

Malloch moved, Johnson seconded, to adopt the attached Notice of Charges. After discussion, Malloch amended the motion to delete paragraph 4 from the Notice of Charges. Johnson concurred. The motion carried unanimously.

V.A.4. Sherry J. Cross RN116676; CNA056071079 (S. Smith)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 8:43 a.m. Malloch and Gagnaire know Diana McBroom, but show no bias. Campbell moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a 36 month stayed revocation with the license suspended during the first 12 months and on probation the last 24 months, followed by a 12 month probation to include the attached stipulations or hearing.

V.A.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

Harris returned to the meeting at 8:44 a.m.

V.A.6. Rachel Elizabeth Loftus Compact License (S. Smith)

Malloch moved, Johnson seconded, and it was unanimously carried to revoke the privilege to practice nursing in the State of Arizona.

V.A.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.D.2. Donna Marie Baird-Groom RN052662 (Midkiff)

Johnson moved, Harris seconded, and it was unanimously carried to issue a letter of concern for administering to patient S.W. 100 Units of insulin instead of 10 units on October 6, 2004, while employed by Fountain View Village.

V.D.3. Barbara Jean Beck RN091038 (Midkiff)

Malloch moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for an evaluation with an addictionist, and to include any additional testing deemed necessary, to be scheduled within 15 days and completed within 45 days, or hearing.

V.D.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X

NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.D.4. Barbara Ann Sahadi RN121062 (Midkiff)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 8:52 a.m. Gagnaire and Malloch know Rhonda Anderson but show no bias. Malloch moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a neuropsychological evaluation, and to include any additional testing deemed necessary, to be scheduled within 15 days and completed within 45 days, or adopt the attached Notice of Charges.

V.D.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

Harris returned to the meeting at 8:53 a.m.

V.D.5. David William Smith RN102626 (Midkiff)

Hardy moved, Harris seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.D.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.D.6. Jean Ellen Styx RN032086 (Midkiff)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 8:54 a.m. Gagnaire and Malloch know Herb Geary but show no bias. Campbell moved, Malloch seconded, and it was unanimously carried to offer a consent agreement for an indefinite suspension to include the attached stipulations, followed by a 36 month probation with the attached stipulations, or hearing.

V.D.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

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

V.D.7. Laida Fonte RN117374 (Midkiff)

Fonte was present and addressed the Board. Malloch moved, Hardy seconded, and it was unanimously carried to dismiss complaint #1, and offer a consent agreement for a decree of censure, or hearing for complaint #2.

V.D.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.E.1. Mary E. Hankins LP Applicant (Olson)

Hankins was present and addressed the Board. Harris moved, Malloch seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.E.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.E.2. Phuong-oanh Ramon TRN130126 (Olson)

Ramon was present and addressed the Board. Malloch moved, Harris seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the June 11, 1993 conviction of 2nd degree retail fraud, and the November 16, 1998 conviction of attempted retail fraud, first degree, misdemeanors in the Eaton County 56th District Court in Charlotte, Michigan; and the February 14, 1995 conviction of 2nd degree retail fraud, a misdemeanor, in the 54th District Court in Lansing, Michigan.

V.E.3. Thomas D. Crowell TRN126938 (Olson)

Campbell moved, Hardy seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.E.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

**V.E.4. Shawna N. DeMar LP036455 (Olson)
(aka: Applen; Bloemke)**

Olson addressed the Board with additional information. DeMar was present and addressed the Board. Campbell moved, Malloch seconded, and after discussion, it was unanimously carried to offer consent agreement for an indefinite stayed-revocation suspension, to include successful completion of a refresher course and an ethics class, and the attached stipulations, and upon successful completion, to be followed by a 24 month probation, consisting of a 12-month stayed revocation probation, with the attached stipulations, to be followed by a standard 12-month probation, with the attached stipulations. The Consent Agreement is to be signed within 30 days, or proceed to hearing.

V.E.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.E.5. Christina M. Willeford RN Applicant (Olson)

Malloch knows Paula Durston and Bruce Frederick but shows no bias. Harris recused himself to avoid the appearance of impropriety, and left the meeting at 9:34 a.m. Olson addressed the Board with technical corrections to the investigative report. Campbell moved, Hardy seconded, and after discussion, it was unanimously carried to grant licensure upon providing proof of completion of a Board approved ethics class or ethics counseling, and upon signing a consent agreement for a \$250 civil penalty within 30 days, or deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

V.E.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

Harris returned to the meeting at 9:37 a.m.

III.D.2.f. Agnes Dupeire RN106103 (Olson)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 9:38 a.m. Dupeire was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to adopt the attached Notice of Charges.

The meeting recessed at 9:41 a.m. and reconvened at 9:53 a.m. Harris returned to the meeting at 9:53 a.m.

V.F.1. Tracey Williams RN095649; AP1528 (Brown)

Malloch moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for the March 16, 2002 arrest for DUI in Phoenix, Arizona with BAC .215 and subsequent conviction of a misdemeanor DUI on April 16, 2004, in Phoenix Municipal Court in Phoenix, Arizona.

V.F.2. Lorraine S. Cuesta RN Applicant (Brown)

Cuesta was present and addressed the Board. Brown addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the arrest and conviction of a DUI on July 2, 1996 in Tempe Justice Court in Tempe, Arizona, and February 10, 1998 in West Mesa Justice Court in Mesa, Arizona

**V.F.3. Sandra M. Jack RN111083 (Brown)
(aka: Sandusky)**

Brown informed the Board that Jack had signed a voluntary surrender.

V.F.4. Scott Lyons RN Applicant (Brown)

Malloch moved, Harris seconded, and it was unanimously carried to, upon meeting all licensure requirements and signing a consent agreement for a 12 month probation, to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

V.F.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	0								
ABSENT	3					X	X	X	

Hardy returned to the meeting at 10:05 a.m.

V.F.6. Eve Maxwell RN Applicant (Brown)
(aka: McAtee; Wilson; Sawchuk)

Malloch moved, Campbell seconded, to, upon meeting all requirements and signing a consent agreement for a 12 month probation to include the attached stipulations, issue temporary license for “refresher course only”. Upon successful completion of the refresher course, grant licensure. If the consent agreement is not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. The motion carried with five in favor and one abstained.

V.F.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X				X
NO	0								
ABSTAIN	1							X	
ABSENT	2					X	X		

V.F.7. Jon M. Wheat RN120488 (Brown)

Hardy moved, Campbell seconded, and it was unanimously carried to offer a consent agreement for a 36 month chemical dependency probation to include the attached stipulations, or hearing.

V.F.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.F.8. Zulema I. Reed LP036794 (Brown)
(aka: Chavez)

Malloch moved, Campbell seconded, and it was unanimously carried to offer a consent agreement for a 12 month probation to include the attached stipulations, or hearing.

V.F.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.F.9. Nikki D. Torres RN Applicant (Brown)

Torres was present and addressed the Board. Johnson moved, Gagnaire seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all licensure requirements and signing a consent agreement for a 12 month probation, to include the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at meeting.

V.F.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.G.1. Alycia Susan Ernst RN101841; LP032282 (Munger)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 10:15 a.m. Malloch knows Bruce Frederick but shows no bias. Campbell moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a 12 month probation to include the attached stipulations, or hearing.

V.G.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

Harris returned to the meeting at 10:17 a.m.

V.G.3. Steven Joseph Madden RN071861; LP021132 (Munger)

Malloch moved, Harris seconded, and it was unanimously carried to dismiss the case.

**V.G.4. Barbara Ann McKay LP032205 (Munger)
(aka: Vasta)**

Munger addressed the Board with additional information. Malloch moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for an addictionologist evaluation to be completed by a Board approved evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges amended, to delete factual allegation #11, and 24(a) as a violation, and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

V.G.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

**V.G.5. JoAnne Kathryn Nance RN122345 (Munger)
(aka: Lutz)**

Gagnaire and Malloch know Dee Patrick but show no bias. Campbell moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.G.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.G.6. Lisa A. Sclafani LP030154 (Munger)

Munger addressed the Board with additional information. Campbell moved, Malloch seconded, and it was unanimously carried to accept the signed consent agreement.

V.G.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								

ABSENT	2					X	X		
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V.G.7. Leticia Porter Webb LP004014 (Munger)

Munger addressed the Board with additional information. Hardy moved, Johnson seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.G.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.G.8. Walter Zawadzki RN054811; LP013179 (Munger)

Campbell recused herself to avoid the appearance of impropriety, and left the meeting at 10:27 a.m. Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a 36 month probation with the attached stipulations, or hearing.

V.G.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5	X	X	X	X			X	
NO	0								
ABSTAIN	0								
ABSENT	3					X	X		X

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

V.G.9. Kendra N. Clay LP033590; CNA140162803 (Munger)

Clay was present and addressed the Board. Munger addressed the Board with additional information. Malloch moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for an indefinite suspension pending the completion of an addictionist evaluation by a Board approved evaluator and the successful completion of any treatment recommendations resulting from the evaluation followed by a 36 month probation to include the attached stipulations, or hearing. If the consent agreement is not signed within 30 days, adopt the attached Notice of Charges.

V.G.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

**V.H.11. Marny Murphy-Wylie LP038788; CNA306531733 (Twigg)
(aka: Wylie)**

Murphy-Wylie was present and addressed the Board. Malloch moved, Johnson seconded, to offer a consent agreement for a 24 month probation to include the attached stipulations, or hearing. After discussion, Malloch moved, Campbell seconded, and it was unanimously carried to table Agenda Item V.H.11.

V.I.4. Vivorn Von Sophamisay RN124770 (Torrez)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 10:39 a.m. Malloch and Gagnaire know Herb Geary, but show no bias. Sophamisay was present and addressed the

Board. Malloch moved, Johnson seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.I.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

Harris returned to the meeting at 10:44 a.m.

V.I.5. Jeffrey L. Howard LP028220; CNA126067103 (Torrez)

Howard was present and addressed the Board. Torrez addressed the Board and confirmed receipt of additional information. Malloch moved, Hardy seconded, and after discussion, it was unanimously carried to issue an Interim Order for an evaluation to include boundary issues, to be completed by a Board approved evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board.

V.I.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.I.6. Dora Michelle Chenoweth RN115181 (Torrez)

Chenoweth was present and addressed the Board. Malloch moved, Gagnaire seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.I.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.I.12. Regina Shelton Hopkins LP011410 (Torrez)

Hopkins was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to issue Interim Order for a psychological evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days and completed in 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

V.I.12.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

VI.B.11. Peggy Peterson RN102700 (S. Nelson)

Peterson was present and addressed the Board. Gagnaire knows John Zarsky but shows no bias. Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for 24 months probation to include the attached stipulations.

VI.B.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

III.H.2. Gertrude Neufeldt RN050428 (S. Nelson)
(aka: Fullarton; Sullivan)

Neufeldt was present and addressed the Board. Campbell moved, Johnson seconded, and after discussion, unanimously carried to grant reinstatement of professional license No. RN050428 upon meeting all requirements.

V.H.11. Marny Murphy-Wylie LP038788; CNA306531733 (Twigg)
(aka: Wylie)

Harris moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item V.H.11. Twigg addressed the Board with additional information. Murphy-Wylie was present and addressed the Board. The motion previously made by Malloch and seconded by Johnson, to offer a consent agreement for a 24 month probation to include the attached stipulations, or hearing, after discussion, was unanimously carried.

V.H.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.I.2. Gail A. Koch LP031548 (Torrez)

Koch was present and addressed the Board. Malloch moved, Harris seconded, and after discussion, it was unanimously carried to dismiss the case.

V.I.11. Claudia Guerrero LP038509 (Torrez)

Guerrero was present and available for questions. Campbell moved, Malloch seconded, and it was unanimously carried to issue a letter of concern for leaving the facility for approximately fifteen (15) minutes to go to the store on or about May 20, 2004, when assigned by Dependable Nurses Staffing to work at Hacienda de los Angeles in Phoenix, Arizona, and for the DUI Misdemeanor conviction on or about June 3, 2004, in Chandler Municipal Court, in Chandler, Arizona.

V.H.1. John Christian Amos CNA999996913 (Twigg)

Malloch moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a \$250 civil penalty and 30-day suspension of CNA certificate. If not signed within 30 days, adopt the attached Notice of Charges.

V.H.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.H.2. Autumn Marie Unruh LP037617 (Twigg)

Malloch moved, Harris seconded, and after discussion, it was unanimously carried to offer a consent agreement for 24 months probation to include the attached stipulations, or hearing.

V.H.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.H.3. Steven Dwain Hulderman RN074462 (Twig)

Twig addressed the Board with additional information. Johnson moved, Malloch seconded, to issue a letter of concern for referring clients to Contracture Specialties for which a commission was received for the referral, while working as a home health care nurse through Dependable Nurses, Inc. in Tucson, Arizona. After discussion, the motion failed with three in favor and three opposed.

Gagnaire moved, Hardy seconded, and after discussion, it was unanimously carried to issue an Interim Order for a psychological evaluation with emphasis on boundary issues to be scheduled within 15 days and completed within 45 days, and return to the Board.

V.H.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.H.4. Mona Dean Hull LLP033902 (Twig)

Gagnaire moved, Malloch seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.H.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

**V.H.5. Nancy Joanne Melendez LP026643; CNA670393803 (Twig)
(aka: Melendez-Ortiz)**

Twig addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for failing to provide a response to allegations in a complaint and failing to respond to requests for an interview with Board staff.

V.H.6. Hester Kay Pablo LP035308; CNA486721103 (Twig)

Malloch moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved addictionist, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice Charges.

V.H.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

V.H.7. Christina Ann Saunders TRN130286 (Twig)

Twigg addressed the Board with additional information, and the addition of #3 to the potential violation of rules in the investigative report. Harris recused himself to avoid the appearance of impropriety, and left the meeting at 11:56 a.m. Johnson moved, Malloch seconded, and after discussion, it was unanimously carried to deny licensure and adopt the attached Order of Denial, as amended. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

V.H.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

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

V.H.8. Marsha Kay Schroeck LP015921 (Twigg)

Twigg addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the case.

The meeting recessed at 11:58 a.m. and reconvened at 1:00 p.m.

V.F.4. Scott Lyons RN Applicant (Brown)

Malloch moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item V.F.4. Lyons was present and addressed the Board. Malloch moved, Harris seconded, and it was unanimously carried to reaffirm prior Board decision.

V.H.9. Judith Showers Waggoner RN037239 (Twigg)

Waggoner was present and available for questions. Campbell and Malloch know Linda Maschner but show no bias. Malloch moved, Campbell seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.H.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

VI.B.12. Angela Phillip-Anderson RN071918; AP0198 (S. Nelson)

Phillip-Anderson was present and available for questions. Malloch moved, Campbell seconded, and after discussion, it was unanimously carried to amend consent agreement and Order No. 0111004 and allow Phillips-Anderson to enter into the step-down segment of her consent agreement.

VI.B.12.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

Crawley arrived at the meeting at 1:10 p.m.

V.I.9. Margaret Anne Alderson RN073411 (Torrez)

Alderson was present and available for questions. Steven Copple, attorney, was present and addressed the Board. Torrez addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.I.9.

V.J.1. Candida Iannelli RN123973 (Grady)

Iannelli was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.J.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**V.F.10. Debra Keegan RN100640 (Brown)
(aka: Hyland)**

Keegan was present and available for questions. David Derrickson, attorney, was present and addressed the Board. Harris moved, Malloch seconded, and it was unanimously carried to continue the investigation until the May 2005 Board meeting.

V.J.2. Georgeta Elena Mihailovici RN078988; AP1224 (Grady)

Grady addressed the Board with technical corrections to the investigative report. D. Jay Ryan, attorney was present and addressed the Board. Harris moved, Johnson seconded, and it was unanimously carried to continue the investigation until the May 2005 Board meeting.

VI.B.15. Donald Randolph RN037254 (S. Nelson)

Crawley recused herself to avoid the appearance of impropriety, and left the meeting at 1:46 p.m. Randolph was present and available for questions. Gagnaire moved, Hardy seconded, and it was unanimously carried to deny request for termination of consent agreement entered into on May 19, 2004.

Crawley returned to the meeting at 1:57 p.m.

VI.B.1. Susan Carol Bernhardt RN089607 (S. Nelson)

Bernhardt was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to terminate consent agreement for probation entered into on December 4, 2003.

**V.K.5. Dorothy Moorefield Stephens RN Applicant (Rappoport)
(aka: Moorefield; Wagner)**

Stephens was present and addressed the Board. Malloch moved, Hardy seconded, and after discussion, it was unanimously carried to grant licensure upon meeting all licensure requirements, with a letter of concern for Letter of Reprimand #RN114032, from the North Carolina (NC) Board of Nursing for failure to maintain minimum standards of nursing practice, when she exceeded her scope of practice as a professional nurse when she: a) removed a central line catheter & placed a urinary retention catheter and failed to document a physician order, on or about April 30, 2003; and for Letter of Reprimand #RN114032 from the NC Board of Nursing b) for placing soft wrist restraints on a combative patient without obtaining a physician order on or about January 18, 2002.

V.K.11. Angela Marie Garrison RN Applicant (Rappoport)

Garrison was present and addressed the Board. Campbell moved, Hardy seconded, and it was unanimously carried to, upon meeting all licensing requirements and signing a consent agreement for a 12 month stayed revocation probation, followed by a standard 24 month probation to include the

attached stipulations, grant temporary license for “Refresher Course Only.” Upon successful completion of Refresher course, grant probationary license. If consent agreement is not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

V.K.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.K.2. Annabelle Cortez Quilacio RN Applicant (Rappoport)

Maureen Price and Quilacio were present and addressed the Board. Rappoport addressed the Board with additional information. Malloch moved, Harris seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept the signed consent agreement for a \$100 civil penalty.

V.K.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.K.1. Cristobal Jorque Banayat, Jr. RN Applicant (Rappoport)

Maureen Price was present and available for questions. Banayat was present and addressed the Board. Malloch moved, Campbell seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept the signed consent agreement for a \$100 civil penalty.

V.K.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.K.3. Marife Lomboy Racuya RN Applicant (Rappoport)

Racuya was present and addressed the Board. Maureen Price was present and available for questions. Malloch moved, Hardy seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept the signed consent agreement for a \$100 civil penalty.

V.K.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.F.4. Scott Lyons RN Applicant (Brown)

Harris moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item V.F.4. Lyons was present and addressed the Board. Campbell moved, Johnson seconded, to amended stipulations on prior Board motion, to allow Lyons to work night shift at his current place of employment. The motion carried with four in favor and two opposed.

V.F.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	4	X	X	X	X				X
NO	0								
ABSTAIN	2					X		X	
ABSENT	1						X		

The meeting recessed at 2:28 p.m. and reconvened at 2:45 p.m.

VI.B.2. Diane Brady RN030144 (S. Nelson)

Brady was present and available for questions. Campbell moved, Malloch seconded, and it was unanimously carried to terminate consent agreement entered into on December 3, 2003.

V.I.9. Margaret Anne Alderson RN073411 (Torrez)

Harris moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item V.I.9. Steven Cople, attorney, was present and addressed the Board. Alderson was present and available for questions. Malloch moved, Hardy seconded, and it was unanimously carried to continue the investigation to the May 2005 Board meeting.

V.B.6. Margaret Anne Dusold TLP040023 (Ball)

Harris moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item V.B.6. Malloch moved, Johnson seconded, and it was unanimously carried to, upon meeting all requirements and signing a consent agreement for an 18 month probation to included the attached stipulations, grant licensure. If not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

V.B.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**V.H.10. Anne Marie Hecht RN124312 (Twigg)
(aka: Magden; Carbonetto)**

Gagnaire and Malloch know Peggy McMacken but show no bias. Twigg addressed the Board with additional information. Hardy moved, Campbell seconded, and it was unanimously carried to adopt the attached Notice of Charges.

V.H.12. Suzanne R. Schlauch LP032183 (Twigg)

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

V.I.8. Pamela Wemple Kellogg LP025138 (Torrez)

Malloch moved, Harris seconded, and it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.I.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								

ABSENT	1						X		
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V.I.10. Evelyn Edwards Miller RN127076 (Torrez)

Gagnaire and Malloch know Lorna Maxston, and Gagnaire knows Patty Rollins, but show no bias. Torrez addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved addictionist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

V.I.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.I.13. Janet Lauren Grace RN104123 (Torrez)

Malloch moved, Crawley seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.I.13.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.I.14. Carol Ann Thornton LP031197 (Torrez)

Campbell moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a 12 month probation to include the attached stipulations, or hearing.

V.I.14.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.I.15. Michael R. Pruett LP035937; CNA12965803 (Torrez)

Gagnaire moved, Malloch seconded, and after discussion, it was unanimously carried to offer a consent agreement for a decree of censure, or hearing.

V.I.15.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

V.K.4. Kelly Sue Rich CNA068346441 (Rappoport)

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

V.K.6. Shirley Ann Sawyer RN Applicant (Rappoport)
(aka: Buchanan; Chintala)

Sawyer was present, telephonically, and addressed the Board. Harris moved, Johnson seconded, and it was unanimously carried to grant Manning’s request to withdraw her application.

V.K.8. Kathy Lynn Manning RN060647 (Rappoport)
(aka: Strausser)

Campbell recused herself to avoid the appearance of impropriety, and left the meeting at 3:38 p.m. Manning was present, telephonically, and available for questions. Harris moved, Crawley seconded, and it was unanimously carried to accept the signed consent agreement for a decree of censure, or hearing.

V.K.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X	X		X	
NO	0								
ABSTAIN	0								
ABSENT	2						X		X

Campbell returned to the meeting at 3:29 p.m.

V.K.9. Aesook Lee Bogatko LP Applicant (Rappoport)
(aka: July Lee)

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

V.K.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

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

VI.B.4. Kelly Kimball Ely RN063864 (S. Nelson)

Malloch moved, Johnson seconded, and after discussion, it was unanimously carried to terminate consent agreement and Order No. 0203028 entered into on April 11, 2003.

VI.B.5. Stephen Foss LP021976 (S. Nelson)

Malloch moved, Johnson seconded, and it was unanimously carried to continue the investigation until the May 2005 Board meeting.

VI.B.6. Linda Frederick CNA438103893 (S. Nelson)

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

VI.B.7. Juliann Gordon LP039246 (S. Nelson)

Hardy moved, Johnson seconded, and it was unanimously carried to terminate consent agreement that became effective January 23, 2004.

VI.B.8. Larry Duane Gordon CNA235811429 (S. Nelson)

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

VI.B.9. Monica Lynn Jocque RN100895; LP032473 (S. Nelson)

Nelson addressed the Board with additional information. Malloch moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for an 18 month stayed revocation probation followed by 18 months standard probation to include the attached stipulations.

VI.B.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**VI.B.10. Lori Lynn Kielbasa LP033463 (S. Nelson)
(aka: Anderson)**

Malloch moved, Harris seconded, and it was unanimously carried to offer an amended consent agreement for 24 months probation to include the attached stipulations.

VI.B.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

VI.B.13. Andrew Semple RN092343 (S. Nelson)

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 3:38 p.m.

The meeting recessed at 3:39 p.m. and reconvened at 3:46 p.m.

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

VI.B.14. Joanne Velasquez LP027939 (S. Nelson)

Velasquez was present, telephonically, and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried to amend consent agreement and Order No. 0304025 to allow Velasquez to complete the terms of probation in the State of Michigan.

VI.B.14.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

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

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

Denise Hutchinson	RN100514 (S. Nelson)	Immediately
Leslie Lally	RN109879	Immediately
Dawn Lady	RN115707; LP036119	Immediately
Joan Pearlman	LP030406	Immediately

Rebecca Rodriguez	RN098772	Immediately
E.C. Shabazz	CNA640605207	Immediately
Marie Kleine	RN126824	Immediately
Steven Pierce	RN275295	April 9, 2005
Preston Masayumptewa	RN129290; LP036197	April 15, 2005
Lucy Tarango	LP008527	April 19, 2005
Andrew Bahill	RN127462	April 21, 2005
Betty Wainwright	CNA1000001549	April 22, 2005
Teresa Brewer	RN118170	April 24, 2005

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

VI.B.16. Douglas Cheatham RN026404; CRNA0263 (S. Nelson)

Crawley recused herself to avoid the appearance of impropriety, and left the meeting at 3:51 p.m. Nelson addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to adopt the attached Notice of Charges.

Crawley returned to the meeting at 3:53 p.m.

III.H. Board Discussion and Decision Regarding License/Certificate Reinstatements

**III.H.1. Beverly Renee Brazil McNeil RN055989 (S. Nelson)
(aka: Neenos)**

McNeil was present, telephonically, and addressed the Board. Hardy moved, Crawley seconded, and unanimously carried to, upon meeting all licensure requirements and signing a consent agreement for a 24 month probation to include the attached stipulations, grant a temporary refresher course license only. Upon completion of the refresher course, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the consent agreement offered at this meeting.

III.H.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

VII.A.11. Introduction/Orientation of Dr. Kevin Kenward, Recent Appointment to Director of Research, NCSBN; Discussion Regarding Board of Nursing Functions & Future Data Needs to Support Evidenced Based Regulation – Ridenour/Harris

Ridenour introduced Dr. Kevin Kenward to Board members. Kenward shared information regarding his background, and asked that Member Boards assist in identifying a research agenda for NCSBN.

VII.A.8. Discuss Newsletter Contract Ending June 2004 & Future Options – Wiemann/Ridenour

Wiemann reported that the Core Report FY2000 & FY2002 resulted in several comments from Stakeholders regarding the Board of Nursing Newsletter. She gave an overview and showed examples of the pros and cons for options regarding newsletter format versus journal format. Campbell moved, Hardy seconded, and after discussion, it was unanimously carried to transition from the newsletter format to journal format.

VII.A.9. Update on Complaint Cases/Hearing Department Cycle Times/Personnel Changes – Barber/Christl/V. Smith/Bontrager/Ridenour

Smith reported 820 open complaint cases prior to this meeting, with 338 cases on this Agenda, and 239 being new cases to the Board; 581 cases remain with 4% being 2003 cases, 64% being 2004 cases, and 32% being 2005 cases. Christl gave an update on the Hearing Department and reported 48 cases deemed, 48 cases to hearing, 32 cases to settlement conference, and 97 cases settled without Board review for 2003-2004

VII.A.12. Update on Strategic Initiatives – Bontrager/Smith/Ridenour

Ridenour provided information regarding strategic initiatives and reported that average cycle time for cases is 7 ½ months, with a target cycle time as 6 months.

VII.A.13. Discuss Public Records Policy & Potential Changes – Smith/Christl/Ridenour

Ridenour reported that an attorney made a complaint to the Governor's Office, that Board staff does not share investigative information with attorneys and licensees prior to the case being reviewed by the Board. To determine if the statement was accurate, survey data was collected from February 2004 to February 2005 from the investigative staff regarding licensee/certificate holders or applicants represented by legal counsel. The records demonstrated a total of 122 nurses/certificate holders or applicants obtained attorneys to represent them. The findings reflect that 63 different attorneys represented 122 nurses; 50 of the 122 cases were already transferred to the Hearing Department, and of the remaining 72 cases, 66 of the nurse's files were reviewed by an attorney prior to the case going to Board; in the 5 remaining cases, the nurses retained an attorney just prior to the Board meeting and records reflect that staff provided investigative information to the attorney either telephonically or in person on the day of the Board meeting and prior to the case being reviewed by the Board; with the 1 remaining case, file review was not requested (out-of-state attorney).

Smith reported on a Bill passed in August 2002 that affected all regulatory Boards, but which was not applicable to this Board. However, on advisement of the Attorney General's office, although the statute of discovery required a minimum of 10 days notice prior to a disciplinary hearing, or interview, the Board implemented at least a 30 day notice. The Board policy is, when complaint and notice of hearing is issued, Board staff provides to respondent and attorney, a copy of the investigative report and at the same time are provided a copy of their discovery rights under A.R.S. § 32-3206. Smith reported that, of the 61 attorney represented cases reviewed within the past 2 years, 31% have received a copy of the investigational report, 66% have not received a copy of the investigational report yet, but will receive a copy when the complaint and notice of hearing is issued, 3% were settled without going to hearing with licensee and/or attorney provided an opportunity to review the investigative report prior to an informal settlement conference.

Ridenour reported on attorney comments during the Board meeting/otherwise regarding lack of information available to them: 51 cases (41%) were from the Hearing Department and information was not available from the file review. Of the 71 remaining cases: 86% no attorney comments; 8% attorney made comments they had not been provided with the investigative findings; 3% requested a delay in the case to further review information, and 1 case has not been to the Board yet.

The Board reviewed and discussed the Release of Public Records & Information policy and determined no changes needed to be made to the policy at this time.

Malloch left the meeting at 4:54 p.m. and returned at 4:56 p.m.

VII.A.14. Discuss Proposed Changes to Consent Agreements – Nelson/Smith/Christl (DECIS)

Smith gave an overview of the proposed changes to consent agreements. Harris moved, Crawley seconded, and it was unanimously carried to approve the proposed changes to consent agreements, as amended.

VII.A.10. Update on 2004 Legislation/Pilot Study on Certified Medication Technicians 2004 Legislation – Randolph

Randolph gave an overview of the update on funding for the pilot study on Certified Medication Technicians, with 2/3 of the funding presently secured, with an estimate of \$90,000 for the research portion.

VII.C.4. Executive Session – Personnel: Executive Director Evaluation – Gagnaire/Board Members

Malloch moved, Crawley seconded, and it was unanimously carried to go into Executive Session on Agenda Item VII.C.4. for the purpose of performing an Executive Director Evaluation for Ridenour. Executive Session convened at 5:10 p.m. and adjourned at 5:30 p.m.

The meeting recessed at 5:30 p.m., Thursday, March 17, 2005.

**BOARD MEETING
ARIZONA STATE BOARD OF NURSING**

The regular meeting of the Arizona State Board of Nursing convened at 8:31 a.m., Friday, March 18, 2005, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:

Alice Gagnaire, R.N., M.H.S.A., President
Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President
Theresa Crawley, C.R.N.A., M.S.H.S.A., Secretary
Trista Campbell, R.N., B.S.N., Member
Karen Hodges Hardy, R.N., M.S.N., Member
Gregory Harris, Member
Patricia Johnson, L.P.N., Member

BOARD MEMBERS ABSENT:

Sharon M. Molleo, L.P.N., Member

LEGAL COUNSEL:

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

STAFF:

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

I. Call To Order

The meeting was called to order at 8:31 a.m., Friday, March 18, 2005.

The following Board members were present: Gagnaire, Malloch, Harris, Johnson, Hardy, and Campbell.

Gagnaire presiding.

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

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

III.D.1. Order of Denial

- III.D.1.a. Tara L. Dally CNA Exam Applicant Olson**
- III.D.1.b. Lorita Faye Osburn CNA Exam Applicant Williams**
- III.D.1.c. Tanisha Renae Perryman CNA Exam Applicant Bauer**
(aka: Tenisha Renee Perryman)

Campbell knows Tanisha Perryman, but shows no bias. Malloch moved, Harris seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items III.D.1.a- c.

III.D.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

Harris left the meeting at 8:36 a.m. and returned at 8:37 a.m.

III.D.2. Notice of Charges

- III.D.2.a. Charles E. Proby Jr. CNA064178220 (Bauer)**
- III.D.2.b. Fredrica J. Thomas CNA999951702 (Bauer)**
- III.D.2.c. Sheila Manone Stegg CNA999993650 (Bauer)**
- III.D.2.d. Shannon Marie Johnson CNA999989526 (Bauer)**
(aka: McClanahan; Marlow)
- III.D.2.e. Christopher Custead LP037472 (Berry)**

Malloch moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items III.D.2.a-e.

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

- III.E.2. Kimberly Dawn Chamberlain LP036261 (Torrez)**
- III.E.3. Jesse Brown Swafford RN046931 (Torrez)**
- III.E.5. Joseph D. Howard CNA368804163 (Sage)**
- III.E.7. Leana Loya CNA999990547 (Sage)**
- III.E.8. Vincent O. Mitchell CNA588501736 (Sage)**
- III.E.9. David Daniel Mesa RN086640; LP028294 (Torrez)**
- III.E.11. Krystle Lynn Eriacho CNA100000061 (Sage)**
- III.E.12. Elizabeth Martinez Mena CNA999996997 (Sage)**

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

III.F. Board Information Regarding Imposters & Cease and Desist Orders
2. Robert Barnett (Johansen)

A cease and desist letter was mailed to Barnett on March 10, 2005.

III.G. Board Information Regarding Court Ordered Revocations
III.G.1. Edward James Green CNA999993092 (Berry)

Information was provided to the Board regarding the notice of revocation issued in this case.

III.G.2. Joleen Delray Rice CNA999988839 (Berry)

Information was provided to the Board regarding the notice of revocation issued in this case.

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

IV.A.1. Richard B. Torres CNA Applicant (Johansen)

Malloch moved, Harris seconded, and it was unanimously carried to continue the investigation to allow Torres the opportunity to obtain a chemical dependency evaluation by a Board approved evaluator, to be scheduled within 15 and completed within 45 days, and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.2. Brenda K. Shanabarger CNA Applicant (Johansen)

Johnson moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.3. Paul M. Slenk CNA Applicant (Johansen)

Malloch moved, Hardy seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.4. Joann P. Pablo CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Malloch moved, Campbell seconded, and it was unanimously carried to continue the investigation to allow Pablo the opportunity to obtain a substance abuse evaluation by a Board approved addictionologist, to be scheduled within 15 and completed within 45 days, and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.5. Judy L. Butcher CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Campbell moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.6. Jessie D. Brown CNA Applicant (Johansen)

Hardy moved, Gagnaire seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.7. Tara G. Avita CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.8. Darrah T. LeBarge CNA Applicant (Johansen)

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

IV.A.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.9. Elcye V. McCoy CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.10. Urgietta T. Davis CNA Applicant (Johansen)

Davis was present and available for questions. Harris moved, Hardy seconded, and after discussion, it was unanimously carried continue the investigation until the May 2005 Board meeting.

Harris left the meeting at 9:06 a.m.

IV.A.11. Ian A. Nixon CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

IV.A.12. Alexandra M. Hahn CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Campbell moved, Gagnaire seconded, to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the Investigative Report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. After discussion, the motion carried with four in favor and one opposed.

IV.A.12.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	4		X		X			X	X
NO	1			X					
ABSTAIN	0								
ABSENT	3	X				X	X		

IV.A.13. Donna Flowers CNA Applicant (Johansen)

Campbell moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.13.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	3	X				X	X		

**IV.A.14. Kristine L. Marble CNA Re-certification by Exam (Johansen)
(aka: Wellbrook)**

Marble was present, telephonically, and addressed the Board. Johansen addressed the Board with additional information. Campbell moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow Marble the opportunity to obtain complete legal documents.

Harris returned to the meeting at 9:26 a.m.

IV.A.15. Julie Lucas CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Lucas was present and addressed the Board. Johnson moved, to grant certification upon meeting all requirements with a letter of concern for the September 18, 1997 misdemeanor conviction for DUI (.20 or more) and a drug, in San Diego Municipal Court, California, and the August 5, 2003 misdemeanor conviction for disorderly conduct in East Phoenix Justice Court in Phoenix, Arizona. The motion failed. Campbell moved, Malloch seconded, to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. After discussion, the motion carried with five in favor and one abstained.

IV.A.15.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	5		X	X	X			X	X
NO	0								
ABSTAIN	1	X							
ABSENT	2					X	X		

IV.A.16. Charles E. Reese CNA Applicant (Johansen)

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

IV.A.16.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.17. Julie L. Stevens CNA Applicant (Johansen)

Stevens was present, telephonically, and addressed the Board. Johansen addressed the Board with additional information. Malloch moved, Harris seconded, and it was unanimously carried to table Agenda Item IV.A.17.

IV.A.19. Mackie L. Evans CNA Applicant (Johansen)

Evans was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.19.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.20. Cheryl L. Wright CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Malloch moved, Campbell seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the felony conviction on 1975 and the July 17, 1991 felony conviction in Flathead County District Court, Montana.

IV.A.21. Robert L. Barnett CNA Applicant (Johansen)

Barnett was present and available for questions. Campbell moved, Harris seconded, to continue the investigation to allow time for Board staff to obtain documents from Barnett. After discussion, Campbell withdrew the motion. Malloch moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.21.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

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

VII.A.2. Board Member Bi-Monthly Educational Topic: New Research/Information on Chemically Dependent Nurses – S. Smith/Dr. Sucher

Smith gave a presentation on the CANDO (Chemically Addicted Nurses Diversion Option) program including the policy, mission statements, and stipulated agreement. Dr. Michael Sucher gave a

presentation on current trends in monitoring of health professionals, which included program entry parameters, assessment and treatment, program term, and program elements.

V.D.1. Denise Janae Songer RN107519 (Midkiff)

Malloch moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item V.D.1. Teresa Sanzio, attorney, was present and addressed the Board. Campbell moved, Malloch seconded, and after discussion, it was unanimously carried to issue an Interim Order for a neuropsychological examination, and to include any additional testing deemed necessary, to be scheduled within 30 days and completed within 60 days, or hearing.

V.D.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

IV.A.23. Theresa L. Campos CNA Applicant (Johansen)

Malloch knows Peggy Marachaney but shows no bias. Campos was present and addressed the Board. Peggy Marachaney, was present and available for questions. Johansen addressed the Board and confirmed receipt of additional information. Campbell moved, Hardy seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the November 19, 1997 misdemeanor conviction from criminal damage, and the October 13, 1998 misdemeanor conviction for committing an act of prostitution that were both set aside and dismissed in Phoenix, City Court, Arizona, and for failing to disclose current work history on application with the Board.

The meeting recessed at 11:58 a.m. and reconvened at 1:04 p.m. Campbell returned to the meeting at 1:10 p.m.

III.D.1.d. Esther Atanmo CNA Endorsement Applicant Johansen

Atanmo was present and addressed the Board. Malloch moved, Harris seconded, to continue the investigation until the May 2005 Board meeting. The motion carried with five in favor and one abstained.

IV.A.31. Tracy Geer CNA Applicant (Johansen)

Geer was present and addressed the Board. Johansen addressed the Board and confirmed receipt of additional information. Malloch moved, Hardy seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.31.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	0								
ABSENT	2					X	X		

Crawley arrived at the meeting at 1:20 p.m.

IV.B.1. Shawn LeBlanc CNA Applicant (Williams)

LeBlanc was present and addressed the Board. Williams addressed the Board with additional information. Malloch moved, Campbell seconded to continue the investigation to allow LeBlanc the opportunity to obtain an evaluation with emphasis on chemical dependency and anger management by a Board approved evaluator, to be scheduled within 15 and completed within 45 days, and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. The motion carried with six in favor and one abstained.

IV.B.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	1					X			
ABSENT	1						X		

IV.C.3. Anjanette D. Foster CNA Applicant (Olson)

Foster was present and addressed the Board. Olson addressed the Board with additional information. Malloch moved, Crawley seconded, and after discussion, it was unanimously carried to continue the investigation to allow Foster the opportunity to obtain a psychological evaluation by a Board approved psychologist, to be scheduled within 15 and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.C.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.C.6. Michelle M. McKenzie CNA Applicant (Olson)
(aka: Spidle; Betz; Whelan; Getz)**

McKenzie was present and available for questions. Campbell moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.C.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.D.1. Wendy Hope Ault CNA999993610 (B. Nelson)
(aka: Dobbins)**

Harris recused himself to avoid the appearance of impropriety, and left the meeting at 1:33 p.m. Ault was present and addressed the Board. Campbell moved, Johnson seconded, and after discussion, it was unanimously carried to offer a consent agreement for a 24 month stayed suspension to include the attached stipulations, to be signed within 30 days or adopt the attached Notice of Charges.

IV.D.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

Harris returned to the meeting at 1:40 p.m.

IV.D.5. Brenda Lee McGartland CNA999995153 (B. Nelson)

McGartland was present and addressed the Board. Nelson addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a 12 month stayed suspension to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

IV.D.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

Malloch left the meeting at 1:44 p.m. and returned at 1:46 p.m.

IV.D.8. George Karikari Prempeh CNA999997813 (B. Nelson)

Prempeh was present and addressed the Board. Prempeh's wife was present and available for questions. Crawley moved, Hardy seconded, to issue an Interim Order for a sexual misconduct evaluation to be completed by Stephen Gray or a similarly qualified Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order. The motion carried with six in favor and one abstained.

IV.D.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X		X	X		X	X
NO	0								
ABSTAIN	1			X					
ABSENT	1						X		

IV.D.11. Leatha E. Way AP0154; RN026714 (B. Nelson)

Way was present and addressed the Board. Malloch moved, Crawley seconded, to issue a letter of concern for failing to provide direct supervision of a medical assistant who administered injections to the Aguila Fire Department on or about August 2002, in Aguila, Arizona and for failing to comply with Arizona Administrative Code by utilizing an individual as a medical assistant who lacked the required training. After discussion, Malloch amended the motion include: failure to provide direct supervision of a CNA/EMT. Crawley concurred. The motion carried unanimously.

IV.D.12. James Tobah CNA999999919 (B. Nelson)

Tobah was present and addressed the Board. Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a sexual misconduct evaluation to be completed by Dr. Steven Gray or a similarly qualified Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to

the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

IV.D.12.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

Harris left the meeting at 2:10 p.m.

IV.F.2. Marge A. Bleau CNA867804703 (Bauer)
(aka: Margaret A. Quintana)

Bleau was present and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried to offer a consent agreement for a \$100 civil penalty. If not signed within 30 days, adopt the attached Notice of Charges.

IV.F.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

IV.F.4. Donald L. Elder CNA999946748 (Bauer)

Elder was present and addressed the Board. Bauer addressed the Board and confirmed receipt of additional information. Campbell moved, Malloch seconded, and it was unanimously carried to offer a consent agreement for a stayed revocation/suspension to be followed by a 12 month stayed suspension to include the attached stipulations. If not signed within 30 days, issue the attached Notice of Charges.

IV.F.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

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

IV.F.9. Angela Renee Furnas-Woolman RN066887 (Bauer)
(aka: Scoglione)

Furnas-Woolman was present and addressed the Board. Bauer addressed the Board and confirmed receipt of additional information. Campbell moved, Hardy seconded, to issue an Interim Order for a psychological evaluation by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the Notice of Charges submitted in the Board packet and include the additional factual allegation and alleged violation for failure to comply with the Interim Order. After discussion, Campbell amended the motion to include: evaluation to be completed by an evaluator with expertise in substance abuse. Hardy concurred. The motion carried with six in favor and one abstained.

IV.F.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	1	X							
ABSENT	1						X		

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

**V.G.10. Shannon Leray Deptula RN120655 (Munger)
(aka: Gerdeman; Berg)**

Deptula was present and addressed the Board. Munger addressed the Board and confirmed receipt of additional information. Malloch knows Deb Krmptotic but shows no bias. Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a 24 month probation with the attached stipulations, or hearing.

V.G.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

Harris returned to the meeting at 2:27 p.m.

III.D.2.b. Fredrica J. Thomas CNA999951702 (Bauer)

Malloch moved, Harris seconded, and it was unanimously carried to reopen Agenda Item III.D.2.b. Thomas was present and addressed the Board. No further action was taken.

III.E.10. Sylvia Morika Soney CNA1000002223 (Sage)

Harris moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item III.E.10. Soney was present and addressed the Board. Andrew Soney was present and available for questions. Malloch moved, Campbell seconded, to rescind prior Board motion to adopt the attached Notice of Charges, and offer a consent agreement for a \$250 civil penalty. If not signed within 30 days, adopt the attached Notice of Charges. After discussion, the motion carried with six in favor and one abstained.

III.E.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	1					X			
ABSENT	1						X		

IV.E.5. Kristina Gambold CNA999948569 (Sage)

Gambold was present and available for questions. Harris moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for reportedly speaking inappropriately to a resident, and for tying a resident's let to the bedrail to keep it straight on May 25, 2001, while employed as a CNA at Heather Glen.

Crawley left the meeting at 2:48 p.m. and returned at 2:50 p.m.

VII.B.5. Pima Medical Institute Application for Provisional Approval

Hardy moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item VII.B.5. Sharon Caves and Janice Stiewing, Pima Medical Institute, were present and addressed the Board. Randolph requested clarification of the Board’s motion regarding transferability of credits. Caves and Stiewing provided a draft of a transferability statement. Following discussion, the program agreed to amend the statement consistent with the intent of the original motion.

**V.G.10. Shannon Leray Deptula RN120655 (Munger)
(aka: Gerdeman; Berg)**

Johnson moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item V.G.10. Harris recused himself to avoid the appearance of impropriety, and left the meeting at 3:00 p.m. Deptula was present and addressed the Board. Malloch amended the prior Board motion to allow Deptula to work in a home health setting under direct supervision, and if successful, she may return to the Board in 6 months and request reconsideration; include drug screening, abstain from alcohol within 12 hours of duty, abstain from unauthorized drug use, proof of prescriptions. Campbell seconded, the motion and it was unanimously carried.

V.G.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6		X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	2	X					X		

The meeting recessed at 3:13 p.m. and reconvened at 3:30 p.m. Harris returned to the meeting at 3:30 p.m.

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

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

Harris moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item III.A. Crawley moved, Hardy seconded, and it was unanimously carried to approve the applicants on the updated list to be dismissed by case disposition criteria and to grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state licensure and receipt of negative state and federal criminal history.

IV.A.17. Julie L. Stevens CNA Applicant (Johansen)

Hardy moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item IV.A.17. Stevens was present, telephonically, and available for questions. Crawley recused herself to avoid the appearance of impropriety. Malloch moved, Hardy seconded, to continue the investigation to allow Stevens the opportunity to obtain a relapse recovery prevention evaluation by a Board approved evaluator who is at minimum, PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative

report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. The motion carried with six in favor and one abstained.

IV.A.17.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	6	X	X	X	X			X	X
NO	0								
ABSTAIN	1					X			
ABSENT	1						X		

IV.A.9. Elcye V. McCoy CNA Applicant (Johansen)

Harris moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item IV.A.9. Malloch moved, Harris seconded, and it was unanimously carried to continue the investigation until the May 2005 Board meeting.

**IV.A.14. Kristine L. Marble CNA Re-certification by Exam (Johansen)
(aka: Wellbrook)**

Hardy moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item IV.A.14. Wellbrook was present, telephonically, and available for questions. Johansen addressed the Board with additional information. Campbell moved, Johnson seconded, to grant certification with a letter of concern for the July 1, 2003 misdemeanor conviction for shoplifting in Thatcher Municipal Court, Thatcher Arizona. The motion carried with six in favor and one abstained.

IV.A.22. David Reynolds CNA Applicant (Johansen)

An attempt was made to contact Reynolds, telephonically. Johansen addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$100 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.22.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.24. Michael C. Ridge CNA Applicant (Johansen)

Johansen addressed the Board with additional information. Ridge was present, telephonically, and available for questions. Campbell moved, Hardy seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the February 23, 2004 conviction for domestic violence that was later set aside on March 5, 2004 in Tucson City Court, Tucson, Arizona.

IV.A.25. Crystal R. Cook CNA Applicant (Johansen)

Cook was present and available for questions. Johnson moved, Hardy seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the February 10, 2002 altercation with her brother that resulted in charges being filed for aggravated assault, that were subsequently dismissed without prejudice in Maricopa County Superior Court, Phoenix, Arizona.

IV.A.26. James A. White CNA Applicant (Johansen)

Campbell moved, Malloch seconded, and it was unanimously carried to allow White to withdraw his application if a written request is received within 30 days, or deny certification based upon information

contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.26.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.27. Rene T. Ruiz CNA Applicant (Johansen)

Malloch moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.27.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.28. Michelle Baldwin CNA Applicant (Johansen)

Malloch moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.28.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.29. Danielle D. McCauley CNA Applicant (Johansen)

Campbell moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.A.29.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.30. Datasha S. Jones CNA Applicant (Johansen)

Hardy moved, Malloch seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.30.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.A.18. Evan E. Jones CNA Applicant (Johansen)

Jones was present and addressed the Board. Malloch moved, Hardy seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.A.18.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.B.2. Lisette Rivera CNA Applicant (Williams)

Campbell moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Rivera the opportunity to obtain a chemical dependency and anger management evaluation by a Board approved evaluator, to be scheduled within 15 and completed within 45 days, and to include any additional testing deemed necessary by the evaluator, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.B.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.B.3. Jamie Ball CNA Applicant (Williams)
(aka: Norgrove)**

Malloch moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a consent agreement for a \$50 civil penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.B.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.B.4. Mark Goodenough CNA Applicant (Williams)

Williams addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative

report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.B.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.B.5. Renee Pitts CNA Applicant (Williams)
(aka: Jackson)

Harris moved, Johnson seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the December 1994 felony conviction in Marion superior Court, Indiana for 5 counts of felony theft.

IV.C.1. Paul J. Tucker CNA Applicant (Olson)

Campbell knows Dr. Gibson but shows no bias. Harris moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.C.2. Tina M. Akers CNA Applicant (Olson)

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

IV.C.2.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.C.4. Lindsay J. Hewitt CNA Applicant (Olson)

Malloch moved, Harris seconded, and it was unanimously carried to continue the investigation to allow Hewitt the opportunity to obtain a chemical dependency evaluation by a Board approved addictionist, within 30 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.C.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.C.5. Selina G. Johnson CNA Applicant (Olson)

Malloch moved, Hardy seconded, and it was unanimously carried to grant certification upon signing a consent agreement for a 24 month stayed suspension to include the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

IV.C.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.C.7. Ria K. L. Salcido CNA Applicant (Olson)
(aka: Kindall Salcido)**

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

IV.C.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.C.8. Beatrice M. Suprenant CNA Applicant (Olson)

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

IV.C.8.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.C.9. Sonja N. Velasco CNA Applicant (Olson)

Campbell moved, Harris seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the January 19, 2004 arrest by Flagstaff Police, and for being counseled on February 16, 2004 for poor job performance after a resident fell while at Infinia Healthcare at Flagstaff in Flagstaff, Arizona, and for failing to respond to the Board's requests for information during the investigation.

IV.C.10. Alvonna A. Lynch CNA Applicant (Olson)

Malloch moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements with a letter of concern for the April 28, 2003 conviction of minor in possession or consuming liquor, a misdemeanor, in Prescott Justice Court in Prescott, Arizona.

IV.C.11. Lisa L. King CNA Applicant (Olson)

Malloch moved, Hardy seconded, and it was unanimously carried to grant certification upon signing a consent agreement for a \$50 civil penalty within 30 days, or deny certification based upon information

contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

IV.C.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.D.2. Larry W. Boyd CNA722858613 (B. Nelson)

Board members know Sharon Molleo, but show no bias. Malloch moved, Campbell seconded, and after discussion, it was unanimously carried to adopt the attached Notice of Charges.

IV.D.3. Ana Fimbres CNA100001125 (B. Nelson)

Hardy moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.D.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.D.4. Rosie L. Johnson CNA946067103 (B. Nelson)

Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for an indefinite suspension to include the attached stipulations. If not signed within 30 days, issue the attached Complaint and Notice of Hearing.

IV.D.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.D.6. Pinkie D. Ostrowski CNA700315607 (B. Nelson)

Gagnaire moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.D.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.D.7. Cathy A. Pauley CNA706741189 (B. Nelson)

Hardy moved, Campbell seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator with expertise in anger management and chemical dependency and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.D.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.D.9. Tamara Renee Welton RN088673 (B. Nelson)
(aka: Blair; Lenhart)**

Johnson moved, Gagnaire seconded, and it was unanimously carried to dismiss the case.

IV.D.10. Angelina Marie Dicamillo CNA999990719 (B. Nelson)

Campbell moved, Malloch seconded, to issue a letter of concern for administering injections while certified as a CNA without the appropriate training, to members of the Aguila Fire Department in or about August of 2002. After discussion, the motion carried with five in favor and two opposed.

Harris left the meeting at 4:40 p.m. and returned at 4:41 p.m.

**IV.E.1. Joann M. Campos CNA809476441 (Sage)
(aka: Blackman)**

Sage addressed the Board with an amendment to the stipulations, to add, “night shift prohibited” to the stipulations. Harris moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a 12 month stayed suspension to include the attached stipulations, as amended. If not signed within 30 days, adopt the attached Notice of Charges.

IV.E.1.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.4. Tabitha M. Fox CNA480597803 (Sage)

Malloch moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a \$50 civil penalty, to be signed within 30 days or hearing.

IV.E.4.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.6. Alberto J. Garcia CNA301435803 (Sage)

Malloch moved, Gagnaire seconded, and it was unanimously carried to offer a consent agreement for a \$150 civil penalty to be signed within 30 days, or adopt the attached Notice of Charges.

IV.E.6.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.7. Gary Lee Hanks CNA1000001689 (Sage)

Campbell moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a 24 month stayed revocation to include the attached stipulations, with the certificate suspended during the first 12 months to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

IV.E.7.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.8. Dolores Ochoa CNA1723126803 (Sage)

Malloch moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for being rude and rough in the care of a resident while employed as a CNA in June 2004, at Glencroft Care Center in Glendale, Arizona.

IV.E.9. Brenda Janeth Garcia Portillo CNA999996025 (Sage)

Sage addressed the Board with additional information. Hardy moved, Campbell seconded, and after discussion, it was unanimously carried to offer a consent agreement for a \$100 civil penalty to be signed within 30 days or hearing.

IV.E.9.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

**IV.E.10. Rosemary Renteria CNA813062803 (Sage)
(aka: Clark)**

Malloch moved, Hardy seconded, and it was unanimously carried to offer a consent agreement for a \$50 civil penalty, to be signed within 30 days or hearing.

IV.E.10.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.11. Timothy Eugene Roberts CNA1000000424 (Sage)

Sage addressed the Board with technical corrections to the investigative report. Malloch moved to offer a consent agreement for a \$100 civil penalty to be signed within 30 days or adopt the attached Notice of Charges, for complaints 1 and 2. The motion failed. Campbell moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for an anger management evaluation to be scheduled within 15 days and completed within 45 days by a Board approved evaluator, and to include any

additional testing deemed necessary by the evaluator. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order

IV.E.11.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.12. Maria Ruiz CNA99999379 (Sage)
(aka: Palomino)

Sage addressed the Board with additional information. Malloch moved, Crawley seconded, and after discussion, it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.E.12.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.E.13. Travis Howard Dschaak CNA999991285 (Sage)

Harris moved, Johnson seconded, and it was unanimously carried to offer a consent agreement for a 12 month stayed revocation followed by a 12 month stayed suspension to include the attached stipulations, to be signed within 30 days, or adopt the attached Notice of Charges, amended to include 1601-16(f).

IV.E.13.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.F.1. Mary L. Alvarez CNA793120103; LP032161 (Bauer)
(aka: Dupnik)

Bauer addressed the Board and confirmed receipt of additional information. Malloch moved, Crawley seconded, to offer a voluntary surrender. If not signed within 30 days, adopt the attached Notice of Charges and add additional findings based on the information provided at today’s meeting. If a written request for hearing is received in response to the Notice of Charges, transfer the case to the Hearing Department to issue a Complaint and Notice of Hearing to set the hearing within 90 days. After discussion, Malloch amended the motion to read: adopt the attached Notice if Charges. Crawley concurred.

IV.F.3. Sherry Marie Dejaynes CNA999990391 (Bauer)

Kejaynes was present, telephonically, and addressed the Board. Bauer addressed the Board with additional information. Hardy moved, Campbell seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and

completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

IV.F.3.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.F.5. Anna Garcia CNA999993153 (Bauer)

Harris moved, Malloch seconded, and it was unanimously carried to offer a consent agreement for a \$50 civil penalty. If not signed within 30 days, adopt the attached Notice of Charges.

IV.F.5.	VOTE	Harris Greg Member	Johnson Patricia Member	Malloch Kathy Vice-Pres	Gagnaire Alice President	Crawley Theresa Secretary	Molleo Sharon Member	Hardy Karen Member	Campbell Trista Member
YES	7	X	X	X	X	X		X	X
NO	0								
ABSTAIN	0								
ABSENT	1						X		

IV.F.6. Cyprian Mogaka Onsongo CNA1000002611 (Bauer)

Campbell moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for reportedly patting a resident’s hip after changing her diaper on July 29, 2004, while employed at Life Care of Paradise Valley in Phoenix, Arizona.

IV.F.7. Micky Welsh CNA999988294 (Bauer)

Gagnaire’s place of employment is affiliated with The Peaks but she shows no bias. Campbell moved, Malloch seconded, and it was unanimously carried to dismiss the case.

**IV.F.8. Darlington N. Akue CNA1000001472 (Bauer)
(aka: Akue Nwinee Hope Darlington)**

Hardy moved, Harris seconded, and it was unanimously carried to issue a letter of concern for inappropriately tapping a resident’s shoulder on September 19, 2004, while employed at Ridgecrest Healthcare.

The meeting recessed at 5:08 p.m. and reconvened at 5:14 p.m.

VII.C. President’s Report

VII.C.1. NCSBN Nomination for Director at Large & Board Member Endorsement: Kathy Malloch – Gagnaire/All

Gagnaire moved, Hardy seconded, and it was unanimously carried to support Kathy Malloch running for NCSBN office.

Campbell returned to the meeting at 5:17 p.m.

VII.C.2. NCSBN Area I Director Report & Recommendation Regarding Public Member Award: Greg Harris

Harris reported his recommendation at the NCSBN Board meeting, a public member award be considered, and to be named for ASBN public member, Bev Ogden, who passed away January 27, 2005.

Harris moved, Crawley seconded, to write a letter from the Board to NCSBN regarding the creation of a public member award named for public member Ogden. After discussion, Harris withdrew the motion. The Board directed Ridenour to write a letter to National Council regarding the creation of such award.

VII.C.3. NCSBN Committee Reports: Examination/Disciplinary Resources/Practice Breakdown/Member Board Leadership Development – Randolph/Smith/Malloch/Ridenour

Malloch reported on the Practice Breakdown Committee.

VII.C.5. Debriefing on Board Processes & Suggested Changes - All

Comments were made regarding the Amended Agenda and the need for a way to distinguish it from the Agenda; Gagnaire commended the Hearing Department on the amount of cases brought to this meeting; Christl reported that timed appearances must not be heard before the agendaized time; Board members agreed that having most timed appearances on the first day helps the flow of the meeting; Gagnaire thanked Board members for punctuality and their help to move the meeting at a steady pace.

VII.E. Committee Reports

VII.E.1. Scope of Practice

VII.E.1.a. Frequently Asked Questions Regarding Pain Management

Malloch moved, Campbell seconded, and it was unanimously carried to approve Frequently Asked Questions Regarding Pain Management.

VII.E.1.b. Frequently Asked Questions Regarding Range Orders

Johnson moved, Campbell seconded, and it was unanimously carried to approve Frequently Asked Questions Regarding Range Orders, as amended.

Hardy left the meeting at 5:47 p.m.

VII.E.2. Chemical Dependency

VII.E.2.a. Pain Management Guidelines – S. Nelson

Harris moved, Malloch seconded, and it was unanimously carried to approve Pain Management Guidelines.

VII.E.3. Education

VII.E.3.a. Minutes of December 3, 2004

Minutes of the December 3, 2004 Education Committee Meeting were provided to Board members.

VII.E.4. Advanced Practice

VII.E.4.a. Draft Minutes of January 7, 2005

Draft minutes of the January 7, 2005 Advanced Practice Committee Meeting were provided to Board members.

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).

VII.E.2.a. Pain Management Guidelines – S. Nelson

Gagnaire moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item VII.E.2.a. Board members requested the script book be placed in Word as well as Adobe format, and merging the Amended Agenda with the Agenda if possible.

X. Adjournment

Harris moved, Johnson seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 6:01 p.m., Friday, March 19, 2005.

Alice Gagnaire, R.N., M.H.S.A., President