

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:04 a.m. Friday, March 5, 2010, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President (telephonic)
Kathy Scott, RN, MPA, PhD, FACHE, Secretary (telephonic)
Theresa (Terri) Berrigan, LPN, Member (telephonic)
Kathryn L. Busby, JD, Member (telephonic)
E. Gary Gum, MSN, RN, FCN, Member (telephonic)
M. Hunter Perry, Member (telephonic)

BOARD MEMBERS ABSENT:

Denise Link, PhD, WHCNP, FNAP, Vice President
Patricia Johnson, LPN, Member

LEGAL COUNSEL:

Seth Hargraves, Assistant Attorney General
Nina Zimmerman, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Valerie Smith, RN, MS, Associate Director of Investigations
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice
Betty Nelson, RN, MS, Nursing Assistant Consultant
Mary Rappoport, RN, MN, Nurse Practice Consultant
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:04 a.m., Friday, March 5, 2010.

The following Board members were present via telephone: Malloch, Scott, Berrigan, Busby, Gum, and Perry.

Malloch presided.

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

**II.A.1. Lori Ann Parsons Arizona Multistate License Rappoport
Privilege Extended to Maryland
License No R180221**

Rappoport reported to the Board that Parsons had signed a Voluntary Surrender prior to this meeting.

II.A.2. Mary Ann Cash RN146825: AP2769 Dahn

The proceeding began at 8:07 a.m. with the following Board members present: Malloch, Scott, Berrigan, Busby, Gum, and Perry.

Seth Hargraves and Nina Zimmerman, Assistant Attorney General’s, represented the State.

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

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

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

Gum moved, Scott seconded, and it was unanimously carried, based upon the information presented at this meeting and the findings of fact and statute/rule violations identified in the investigative report, to accept proposed preliminary Findings of Fact and Conclusions of Law of the Findings of Public Emergency and Order of Summary Suspension.

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

Gum moved, Scott seconded, and it was unanimously carried to summarily suspend professional license # RN146825 and certificate #AP2769.

| | VOTE | Johnson, Patricia Member | Perry, Hunter Member | Scott, Kathy Secretary | Malloch, Kathy President | Link, Denise Vice Pres | Berrigan, Terri Member | Gum Gary Member | Busby, Kathryn Member |
|-----|-------------|---|-------------------------------------|---------------------------------------|---|---------------------------------------|---------------------------------------|--------------------------------|--------------------------------------|
| YES | 6 | | X | X | X | | X | X | X |

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

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

II.A.3. Sara Alanna Perry CNA1000003157 B.Nelson

The proceeding began at 8:15 a.m. with the following Board members present: Malloch, Scott, Berrigan, Busby, Gum, and Perry.

Seth Hargraves and Nina Zimmerman, Assistant Attorney General’s, represented the State.

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

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

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

Perry moved, Scott seconded, and it was unanimously carried, based upon the information presented at this meeting and the findings of fact and statute/rule violations identified in the investigative report, to accept proposed preliminary Findings of Fact and Conclusions of Law of the Findings of Public Emergency and Order of Summary Suspension.

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

Busby moved, Scott seconded, and it was unanimously carried to summarily suspend nursing assistant certification # CNA1000003157.

| | VOTE | Johnson, Patricia Member | Perry, Hunter Member | Scott, Kathy Secretary | Malloch, Kathy President | Link, Denise Vice Pres | Berrigan, Terri Member | Gum Gary Member | Busby, Kathryn Member |
|---------|------|--------------------------------|----------------------------|------------------------------|--------------------------------|------------------------------|------------------------------|-----------------------|-----------------------------|
| YES | 6 | | X | X | X | | X | X | X |
| NO | 0 | | | | | | | | |
| ABSTAIN | 0 | | | | | | | | |
| ABSENT | 2 | X | | | | X | | | |

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

III. 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).

The Board dialogued with Mesa Community College nursing student.

IV. Adjournment

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

The meeting adjourned at 8:23 a.m., Friday, March 5, 2010.

Kathy Malloch, PhD, MBA, RN, FAAN, President