

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 9:00 a.m., Monday, March 26, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

Karen Hardy, RN, MSN, President
Theresa Crawley, CRNA, MSHSA, Vice-President
Patricia Johnson, LPN, Secretary
Kathryn L. Busby, JD, Member
Denise Link, DNS, WHCNP, FNAP, Member
Kathy Malloch, PhD, MBA, RN, FAAN, Member
Steve Robertson, LPN, Member
Constance G. Woulard, RN, MSN, Member

BOARD MEMBERS ABSENT:

M. Hunter Perry, Member

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Thereasa Huff, Investigator
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Pam Ramen, RN, MS, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
James Williams, Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 9:00 a.m., Monday, March 26, 2007.

The following Board members were present: Hardy, Crawley, Johnson, Link, Malloch, Woulard and Robertson.

Hardy presided.

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

**VII.C.1. Introduction of New Board Member Appointment – Ms. Constance Woulard RN
MSN – Hardy**

Hardy introduced and welcomed newly appointed Board member, Constance Woulard, and presented her with Notice of Appointment issued by the Governor’s office. Woulard offered a brief summary of her professional career.

Busby arrived at the meeting at 9:05 a.m.

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

II.A.1. Ulysses Boulware LP Exam Christl

The proceeding began at 9:05 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, Woulard, and Link.

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

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board.

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Boulware was present and addressed the Board.

Christl addressed the Board.

Johnson moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 20 and Conclusions of Law the alleged violations in Paragraphs 1 through 6.

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

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.A.2. Richard Rosario Jimenez CNA Exam Christl

The proceeding began at 9:14 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, Woulard, and Link.

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

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Crawley moved, Malloch seconded, to accept as Findings of Fact the allegations contained in Paragraphs 1 through 12 and Conclusions of Law the alleged violations in Paragraphs 1 through 8. The motion carried with seven in favor and one abstained.

Crawley moved, Johnson seconded, to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Jimenez’s application for nursing assistant certification be upheld and affirmed. The motion carried with seven in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	1	X								
ABSENT	1			X						

II.A.3. Kim Steele RN095749 Christl

The proceeding began at 9:16 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, Woulard, and Link.

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

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

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

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.

Crawley moved, Busby seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 23 and Conclusions of Law the alleged violations in Paragraphs 1 through 11.

Busby moved, Link seconded, and it was unanimously carried to adopt the recommended Order of indefinite suspension with terms and conditions.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.A.4. Amanda D. Johnson LP012421 Wood

The proceeding began at 9:21 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, Woulard, and Link.

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

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General, who was present telephonically. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

Attorney Teresa Sanzio was present and 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.

Busby moved, Link seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 38 and Conclusions of Law the alleged violations in Paragraphs 1 through 12.

Malloch moved, Busby seconded, and after discussion it was unanimously carried to issue a letter of concern for poor medication administration to include pre-charting documentation of medication administration.

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

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	LegalStaff
II.B.1.	Marie Argusta Anders	RN134169	Revocation	Christl
II.B.2.	Mary Collins Huffman	RN043548	Revocation	A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General, available by telephone. Daniel Christl, Assistant Attorney General, represented the State.

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

Busby moved, Malloch seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted for Agenda Items II.B.1&2.

Busby moved, Johnson 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 for Agenda Items II.B.1&2.

Busby moved, Malloch seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.B.1&2.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

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

II.C.1. Veronica Cruz CNA Applicant Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Busby moved, Link seconded, to rescind the Order of Denial issued on September 12, 2006, grant CNA certification and issue a letter of concern for a 1993 conviction for theft, a 1999 conviction for shoplifting, and a 2004 conviction for threaten/intimidate and use of phone to harass, all misdemeanors. After discussion the motion carried with seven in favor and one opposed.

II.C.2. Teresa Dulaney LP0234841 A. Olson

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

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

Busby moved, Crawley seconded, and after discussion it was unanimously carried to rescind the Board decision of November 16, 2005, to offer a Consent Agreement for 24 months probation with terms and conditions, and accept the signed Consent Agreement for 18 months probation with the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.C.3. Bruce Wayne Elmendorf RN129546 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General, available by telephone. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Busby moved, Robertson seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months Stayed Revocation, with 12 months suspension and 12 months probation, followed by standard 24 months probation with the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**II.C.4. Marissa Jean Blondell RN127834; LP038560; CNA999992542 A. Olson
(aka: Douglas)**

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Ann Olson, Assistant Attorney General, represented the State.

Michelle Miernik was present and addressed the Board on behalf of Blondell’s attorney, Richard Rea, who could not be present.

Olson addressed the Board.

Busby moved, Link seconded, and after discussion it was unanimously carried to rescind prior Board motion of November 16, 2005 to offer a Consent Agreement for 24 months probation with the attached stipulations, to include legal/ethics and pain management coursework, or hearing, and accept the signed Consent Agreement for 6 months probation to include the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**II.C.5. Gloria Soehner Ohaco RN030376 Christl
(Jeanne)**

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Michelle Miernik was present and addressed the Board on behalf of Blondell’s attorney, Richard Rea, who could not be present.

Christl addressed the Board.

Busby moved, Crawley seconded, and it was unanimously carried to rescind the prior Board decision of November 16, 2005, to offer a Consent Agreement for a Decree of Censure and a \$1,000 Civil Penalty, and accept the signed Consent Agreement for a \$1,000 Civil Penalty.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.C.6. Madeline Marie Butler RN134148 Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Johnson moved, Crawley seconded, and it was unanimously carried to table Agenda Item II.C.6.

II.C.7. Mona Lisa Shimp LP041393 A. Olson

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Ann Olson, Assistant Attorney General, represented the State.

Shimp was present and addressed the Board.

Olson addressed the Board.

Busby moved, Malloch seconded, and it was unanimously carried to table Agenda Item II.C.7.

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	LegalStaff
II.D.1.	Joelle Sue Barden	RN094761	Revocation	Christl
II.D.2.	Roberta Bidgood (aka: Roberta Ann Magyar)	LP015862	Revocation	Christl
II.D.4.	Trinna D. Ducheneax (aka: Woody)	CNA999952874	Revocation	Christl
II.D.5.	Graciela Garcia	CNA483982803	Revocation	Christl
II.D.7.	Jennifer Marie Giles	RN098773; LP031839	Revocation	Christl
II.D.8.	Sheri Lynn Hidenfelter	RN108679	Revocation	Christl
II.D.9.	Amanda Erin Humberger	RN135840	Revocation	Christl
II.D.10.	Carol Dee Lopez	RN090604	Revocation	Christl
II.D.11.	Kyle J. Manning	RN075232	Revocation	Christl
II.D.12.	Kathleen Mannion (aka: Smalley)	RN090217	Revocation	Christl
II.D.14.	Denise Marie Nickels	RN090672; LP029319	Revocation	Christl
II.D.15.	Charlaine Ellis Munsey	RN090420; LP029154	Revocation	Christl
II.D.16.	Sharon Kay Reumann-Linam (aka: Linam)	RN110535	Suspend Pending Evaluation	Christl
II.D.17.	Vernon Ray Roberts	RN088514	Revocation	Christl
II.D.18.	Deborah Colleen Eggleston	LP041431	Revocation	A. Olson
II.D.20.	Jolene M. Stemper	LP019308	Revocation	Christl
II.D.21.	Nancy Ann Parks Taylor	LP019308	Revocation	Christl
II.D.22.	Betty Jean Voss	CNA999994799	Revocation	Christl
II.D.23.	Edward Patrick White	LP034324	Revocation	Christl
II.D.24.	Cherrie L. Barton	CNA498821803	Revocation	A. Olson
II.D.25.	Sabarie A. Collins	CNA960829897	Revocation	A. Olson
II.D.26.	Gloria T. Salomon	CNA999996502	Revocation	A. Olson
II.D.28.	Christina Rosario Ybarra	CNA999994706	Revocation	A. Olson

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl and Ann Olson, Assistant Attorney General’s, represented the State.

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

Malloch moved, Busby seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted for Agenda Items 1, 2, 4, 5, 7-12, 14-18, 20-26, and 28.

Busby 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. for Agenda Items 1, 2, 4, 5, 7-12, 14-18, 20-26, and 28.

Busby moved, Malloch seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items 1, 2, 4, 5, 7-12, 14-18, 20-26, and 28.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.D.3. Lauramelia Gonzalez Castillo LP027835 Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Castillo was present and addressed the Board.

Christl addressed the Board.

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

Busby moved, Link 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, Busby seconded, and it was unanimously carried to table Agenda Item II.D.3.

II.D.6. Frances Voris Garrett LP028179 Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Barber addressed the Board.

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

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

Link moved, Busby 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.

Busby moved, Malloch seconded, and it was unanimously carried to deny motion to continue.

Christl addressed the Board.

Busby moved, Crawley seconded, and it was unanimously carried to accept the State’s recommended discipline to revoke the practical nurse license #LP028179 issued to Frances Voris Garrett.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.D.13. Rose M. Miranda CNA999950297 Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl Assistant Attorney General, represented the State.

Miranda was present and addressed the Board.

Christl addressed the Board.

Busby 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 as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Busby moved, Crawley seconded, and it was unanimously carried to accept the State’s recommended discipline to revoke nursing assistant certification #CNA999950297 issued to Rose M. Miranda.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.D.19. Billie A. Smith CNA999949851 Christl

Christopher Munn, Assistant Attorney General, Division of Solicitor General, was available, telephonically, to represent the Board. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Busby moved, Robertson seconded, and it was unanimously carried to continue to the May 2007 Board meeting.

II.D.27. Kay F. Hargis CNA999947647 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Hargis was present and addressed the Board.

Olson addressed the Board.

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

Johnson moved, Link 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.

Busby moved, Crawley seconded, and it was unanimously carried to continue to the May 2007 Board meeting to allow Hargis the opportunity to obtain a psychiatric evaluation.

The meeting recessed at 10:47 a.m. and reconvened at 11:05 a.m.

II.H. Board Discussion and Decision Regarding RN Investigative Report, Summary Suspension

II.H.2. Lisa Lynn Jackson CNA999998326 A. Olson
(aka: Lisa Glenn; Patricia S. Dennis)

The proceeding began at 11:07 a.m. with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, Woulard and Link.

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

Olson addressed the Board. Crain offered a brief summary of the case.

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

Malloch moved, Crawley seconded, and it was unanimously carried to accept proposed preliminary Findings of Fact and Conclusions of Law.

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(E).

Link moved, Crawley seconded, and it was unanimously carried to summarily suspend nursing assistant certification #CNA999998326.

	VOTE	<u>Busby,</u> Kathryn Member	<u>Malloch,</u> Kathy Member	<u>Perry,</u> Hunter Member	<u>Johnson,</u> Patricia Secretary	<u>Hardy,</u> Karen President	<u>Crawley,</u> Theresa Vice Pres	<u>Woulard,</u> Constance Member	<u>Link,</u> Denise Member	<u>Robertson,</u> Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

It was therefore ordered that the license and certificate of Lisa Lynn Jackson be suspended effective with the service of the written Order, and that Jackson 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.

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

V.F.10. Susan Carol Schmieder RN075324 (S. Nelson)

Schmieder was present and available for questions. Carol Schmieder was present and addressed the Board.

Nelson addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to go into Executive Session on Agenda Item V.F.10. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 11:20 a.m., and adjourned at 11:28 a.m. Malloch moved, Crawley seconded, and after discussion it was unanimously carried to offer a Consent Agreement for indefinite suspension pending completion of a psychiatric evaluation with terms and conditions and then return to Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	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. Melissa Ann Palmer CNA Endorsement Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Malloch moved, Johnson seconded, and it was unanimously carried to approve request for review/rehearing.

Malloch moved, Busby seconded, and it was unanimously carried to grant certification upon meeting all requirements and accept the signed Consent Agreement for a 12 month stayed suspension to include the attached stipulations.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.E.2. Wendy Ann Thornton CNA1000011535 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

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

Olson addressed the Board.

Busby moved, Crawley seconded, and it was unanimously carried to grant request for review/rehearing.

Link moved, Busby seconded, and it was unanimously carried to grant review of the modified Consent Agreement and accept the modified and signed Consent Agreement for 12 months stayed suspension with 2 additional terms and conditions.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**II.E.3. Claire Clinton RN122081 Christl
(aka: Mercy Nicholas)**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

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

II.E.4. Latosha Nikol Gamez CNA999999026 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

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

Olson addressed the Board.

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

II.E.5. William Shepherd RN055390 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Shepherd was present and addressed the Board.

Christl addressed the Board.

Busby moved, Link seconded, and it was unanimously carried to grant motion for review/rehearing.

Busby moved, Link seconded, and it was unanimously carried to withdraw Notice of Charges.

Busby moved, Link seconded, to remove Limited License status. After discussion, Busby withdrew the motion.

Busby moved, Crawley seconded, and it was unanimously carried to deny request for the removal of Limited License status.

II.D.3. Lauramelia Gonzalez Castillo LP027835 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Crawley moved, Malloch seconded, and it was unanimously carried to reopen Agenda Item II.D.3.

Smith addressed the Board with additional information.

Castillo was present and available for questions.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation of practical nurse license #LP027835 issued to Lauramelia Gonzalez Castillo.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

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

II.F.1. Stacy Janette Burke RN101708 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Malloch moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for 12 months practice probation with terms and conditions.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

II.F.2. Mary Frances Lopez RN119733 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Malloch moved, Link seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months Practice Probation with terms and conditions.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

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

IV.B.2. Robin Hagen LP032674; CNA438723803 (Barber/Bailey)

Hagen was present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to amend Consent Agreement to grant step-down status for remainder of Consent Agreement.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

IV.B.3. Janice Nelson RN045858 (Barber/Bailey)

Nelson was present and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to terminate probation entered into on September 13, 2005.

IV.B.4. Phillip Dubravcic RN139303; LP041460; CNA10000003054 (Barber/Bailey)

Dubravcic was present and addressed the Board. Malloch moved, Robertson seconded, and it was unanimously carried to terminate probation entered into on November 16, 2005 and restore unencumbered status to license numbers RN139303, LP041460, and CNA certificate number CNA10000003054.

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

II.C.6. Madeline Marie Butler RN134148 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item II.C.6.

Barber addressed the Board with additional information.

Malloch moved, Busby seconded, and it was unanimously carried to rescind the Board decision of September 12, 2006, to offer a Consent Agreement for indefinite suspension pending a psychiatric evaluation and completion of rehabilitation followed by 36 months probation, and accept the signed Consent Agreement for 18 months stayed revocation/probation, followed by 18 months standard probation with the attached stipulations to include that Butler is allowed to work night shift.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

The meeting recessed at 12:13 p.m. and reconvened at 1:03 p.m.

Busby left the meeting at 12:13 p.m.

II.C.7. Mona Lisa Shimp LP041393 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Malloch moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item II.C.7.

Olson addressed the Board with additional information.

Shimp was present and addressed the Board.

Crawley moved, Link seconded, to amend findings of fact adopted at the January 2007 Board meeting to include noted changes, and accept the signed Consent Agreement for 24 months stayed revocation probation with terms and conditions. The motion carried with seven in favor and one opposed.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	7	X			X	X	X	X	X	X
NO	1		X							
ABSTAIN	0									
ABSENT	1			X						

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

V.H.1. Brian James Keller RN126518 (Torrez)

Torrez addressed the Board with additional information. Keller and attorney, Craig Martin were present and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to continue to the May 2007 Board meeting to allow time to obtain clarification of evaluation.

V.H.2. Claudine Annette Mora RN123991 (Torrez)

Malloch knows Kate Ludwig but shows no bias. Mora was present and available for questions. Attorney Rosemary Cook was present and addressed the Board. Torrez addressed the Board with additional information. Malloch moved, Johnson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations, amended to include any additional recommendations deemed by the evaluator, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

V.H.3. Jo Ann Lee Bovio RN106431 (Torrez)

Bovio was present and available for questions. Attorney Rosemary Cook was present and addressed the Board. Torrez addressed the Board with additional information. Malloch moved, Crawley seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

Malloch left the meeting at 2:13 p.m. and returned at 2:15 p.m.

V.H.14. Joseph Ronald Bergen RN129791 (Torrez)

Attorney Teresa Sanzio was present and addressed the Board. Bergen was present and available for questions. Eva Parks was present and addressed the Board. Robertson moved, Johnson seconded, to dismiss the case. The motion carried with five in favor, one opposed, and one abstained.

Johnson left the meeting at 2:22 p.m. and returned at 2:24 p.m.

V.A.1. Colleen Patricia Gavigan LP Exam (Rappoport)
(aka: Andrieu)

Gavigan was present, telephonically, and available for questions. Malloch moved, Robertson seconded, upon meeting all requirements and signing a Consent Agreement for a \$700 Civil Penalty, grant license. If not signed within 30 days, deny license 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 the Board meeting. The motion carried with six in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	1				X					
ABSENT	2	X		X						

V.A.7. Julio Francisco Fiocchi LP Exam (Rappoport)

Fiocchi was present, telephonically, and available for questions. Rappoport addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried, to grant licensure upon meeting all requirements, and signing a Consent Agreement for 24 months stayed revocation probation, to include attached stipulations. 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

III.G. Board Discussion & Decision Regarding RN/LPN Compact Investigative Cases

III.G.3. Steven B. Frank 149421 (Tennessee RN) (Munger)

Frank was present and available for questions. Attorney Anthony Fernandez was present and addressed the Board. Link moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow completion of sexual misconduct and anger management evaluations by Board approved evaluators, to include any additional testing deemed necessary by the evaluators, to be scheduled within 15 days and completed within 60 days, and then return to the Board. If the evaluations are not completed, deny licensure based upon information contained in the investigative report, and adopt the attached Order to Revoke Multistate Privilege and issue a cease and desist Order.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

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

V.G.6. Richard Joseph Henely RN046579 (Munger)

Attorney Teresa Sanzio and Henley were present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to issue a letter of concern for making a medication error involving Benadryl 50 mg. on September 21, 2004, while working at Arrowhead Community Hospital in Glendale, Arizona.

V.G.5. Debra Ann Skaggs RN115617 (Munger)
(aka: Pica)

Skaggs was present and available for questions. Attorney Beverly Wittekind was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to provide consistent on-site coverage while patients with PICC lines requiring infusion were in the facility, between June 2005 and January 2006, while working as the Director of Nursing at Coronado Care Center in Phoenix, Arizona for complaint #1, and to dismiss the case for complaint #2.

V.G.4. Mary Alice Austin LP036701; CNA999948842 (Munger)
(aka: Chapman)

Austin was present and available for questions. Attorney Beverly Wittekind was present and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to dismiss complaints #1 and #2.

The meeting recessed at 2:51 p.m. and reconvened at 3:07 p.m.

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

V.F.1. Shanna Bolerjack LP Endorsement (S. Nelson)

Crawley is affiliated with Phoenix Memorial Hospital but shows no bias. Nelson addressed the Board and confirmed receipt of additional information. Bolerjack and attorney DeeDee Armer Holden were present and addressed the Board. Malloch moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with six in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X		X	X	X	X
NO	1					X				
ABSTAIN	0									
ABSENT	2	X		X						

V.F.3. Michael Coon RN126513 (S. Nelson)

Malloch knows Debra Pendergast, and Crawley is affiliated with Phoenix Baptist Hospital but show no bias. Coon and attorney Teresa Sanzio were present and addressed the Board. Malloch moved, Robertson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

Malloch left the meeting at 3:39 a.m.

V.F.8. Jeanette Reavis RN045402 (S. Nelson)

Crawley is affiliated with Phoenix Baptist Hospital but shows no bias. Nelson addressed the Board with additional information. Attorney Teresa Sanzio was present and available for questions. Crawley moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved addictionologist who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to Board. If the Interim Order is not completed, adopt Notice of Charges and include that factual allegations and alleged violations for failure to comply with the Interim Order. Additionally, if Reavis is convicted of a felony, adopt Notice of Charges with the additional allegation.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6				X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X	X	X						

V.F.12. Elsa C. Sipperley RN087205 (S. Nelson)

Link knows Lynn Maupin but shows no bias. Attorney T. Scott King was present and addressed the Board. Sipperley was present and available for questions. Crawley moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending successful completion of a rehabilitation program to be followed by 36 months probation to include the attached stipulations amended to include any new information received to be provided to Dr. Shulty for recommendation of inpatient or outpatient treatment, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6				X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X	X	X						

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

**V.F.14. Virginia Stump RN109792 (S. Nelson)
(aka: Henley; Rock)**

Stump was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation with the attached stipulations or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

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

IV.B.7. Kenneth Wright LP037077; CNA140172803 (Barber/Bailey)

Bailey addressed the Board and confirmed receipt of additional information. Wright was present and available for questions. Attorney Jeff Silvyn was present and addressed the Board. Malloch moved, Johnson seconded, to deny request to amend Consent Agreement and Order #0310022 entered into on July 22, 2004. After discussion, the motion carried with six in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	1								X	
ABSTAIN	0									
ABSENT	2	X		X						

IV.B.13. Lynda G. Scott RN118455 (Barber/Bailey)

Attorney Teresa Sanzio was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to terminate probation entered into on July 19, 2005.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.5. Paul Steven Sokolowski RN135203 (B. Nelson)

Link and Malloch know Kim LaMar but show no bias. Attorney Robert Jarvis was present and addressed the Board. Sokolowski was present and available for questions. Johnson moved, Link seconded, and it was unanimously carried to issue an Interim Order for a sexual misconduct/boundary 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 with 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2	X		X						

III.G. Board Discussion & Decision Regarding RN/LPN Compact Investigative Cases

III.G.2. John C. Witwer RN51262243102 (Utah RN) (K. Olson)

Johnson is affiliated with Banner Thunderbird Hospital, knows Kim Walter, and has a passing knowledge of Witwer but shows no bias. Witwer was present and available for questions. Malloch moved, Robertson seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a letter of concern for the July 20, 1990, conviction of aggravated vehicular homicide, a felony, in the Licking County Court of Common Pleas in Licking County, Ohio.

III.G.6. Brian M. Castle RN033539 (South Dakota RN) (K. Olson)

Castle was present and addressed the Board. Olson addressed the Board with additional information. Crawley moved, Link seconded, to offer a Consent Agreement for 12 months probation, with the attached stipulations. If not signed within 30 days, deny licensure. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at the Board meeting. After discussion, the motion carried with six in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	1									X
ABSTAIN	0									
ABSENT	2	X		X						

III.G.7. Carl D. Harris 175652 (North Carolina RN) (K. Olson)

Harris was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to grant licensure and issue a letter of concern for the November 6, 1997, comments to a co-worker at Venice Hospital in Venice, Florida that she believed were “inappropriate, unprofessional, and sexual in nature,” and for his behaviors on December 22, 2004 and March 1, 2006, at Banner Good Samaritan in Phoenix, Arizona, that made other employees feel uncomfortable.

Robertson left the meeting at 4:36 p.m.

IV.D. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports

IV.D.5. Daniel Pelzer RN085546 (Linck)

Pelzer was present and addressed the Board. Linck addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed then by 24 months standard probation, to include the attached stipulations amended to

include aftercare, psychological treatment bi-weekly for 26 weeks, and delete relapse recovery evaluation, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.D.3. Linda Nacrelli RN Endorsement (Linck)

Nacrelli was present and addressed the Board. Linck addressed the Board with additional information. Malloch moved, Link seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and accept signed CANDO Stipulated Agreement.

Malloch left the meeting at 4:43 p.m.

IV.D.1. Mary Dent Brandon RN063521 (Linck)

Brandon was present, telephonically, and available for questions. Linck addressed the Board and confirmed receipt of additional information. Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed then by 24 months standard probation, to include the attached stipulation, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5				X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	4	X	X	X						X

Malloch returned to the meeting at 4:46 p.m.

IV.D.7. Hope S. Hood RN073429 (Linck)

Hood was present, telephonically, and available for questions. Linck addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite stayed revocation suspension to include completion of an intensive outpatient treatment program and the attached stipulations, and upon successful completion, to be followed by 36 months probation, consisting of 12 months stayed revocation probation and 24 months standard probation, to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

III. Board Discussion and Decision Regarding Case Disposition List Approved, Letter of Concern Summary List Approved, Lapsed Licenses, Licensure Decisions and Compact Licensure Decisions

III.A. Board Discussion and Decision Regarding Case Disposition List Approved -

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**

Crawley 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 List
Approved**

- 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**

Crawley moved, Malloch 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 - Driver

III.C.1.	Chase Hardwicke	CNA999998620	\$50
III.C.2.	Kevin Crosby	CNA100004558	\$75
III.C.3.	Crystal Kirk	CNA100003689	\$75
III.C.4.	Laurie Duvall	RN100592	\$100
III.C.5.	Connie Jackson	RN078049	\$100
III.C.6.	Alicia Rosales	RN116654	\$100
III.C.7.	Tamora Ambrose	CNA999988089	\$150
III.C.8.	Susanne Gould	RN036087	\$150
III.C.9.	Larry Henderson	RN040397	\$150
III.C.10.	Elizabeth Siemon-Nutt	LP031143	\$150
III.C.11.	Diane Fogell	RN101209	\$200
III.C.12.	Heather Harris	RN138214	\$200
III.C.13.	Maria Hernandez	CNA769795803	\$200
III.C.14.	Angela Kirby	LP026180	\$200
III.C.15.	Patricia Roselli	RN038072	\$200
III.C.16.	Dolly Saldana	CNA100004505	\$200
III.C.17.	Janiece Esteen	ENA210038803	\$250
III.C.18.	Stacey Mendez	CNA100002773	\$400
III.C.19.	Mindi Lee Flores	CNA999989880	\$50
III.C.20.	Janice Whaley	RN070798	\$150
III.C.21.	Marjorie Ramos	CNA759529803	\$250
III.C.22.	Sedell Brown	CNA100002270	\$300
III.C.23.	Athena Victoria-Sales	RN100534	\$1,000 and Decree of Censure

Crawley moved, Link 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/certificate, if not signed, issue

Notice of Charges. Once signed, if the administrative penalty is not paid within 6 months of the effective date of the Order, issue Notice of Charges. Referral of the employers will be made to Department of Health Services for licensees/certificate holders working on a lapsed license/certificate for three months or greater.

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

III.D.1. Order of Denial

III.D.1.a. Teherku T. Maraga CNA Exam (Williams)

III.D.1.b. Constance J. Rogers CNA Exam (Lester)

Malloch moved, Crawley seconded, and it was unanimously carried to adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to denial of the application. **OR** adopt the Order of Denial submitted in the Board packet.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

III.D.2. Notice of Charges

III.D.2.a. Tricia L. Clawson CNA086921803 (Polak)

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

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

III.E.1. Erica Ruth Benson RN131597 (Munger)

**III.E.2. Zonya Michelle Harris CNA1000008550 (Sage)
(aka: Stevenson)**

III.E.3. Sharon Marie Norris CNA999992425 (Sage)

III.E.4. Richard Allen McDaniel CNA1000001248 (Sage)

III.E.5. Holly Lynn Ellis CNA999994085 (B. Nelson)

Malloch moved, Johnson seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items III.E.1-5.

III.F. Board Discussion and Decision Revocation Compact RN/LPN Privilege

III.F.b. Patricia Niece 110604 (Tennessee RN) (Munger)

Malloch moved, Crawley seconded, and it was unanimously carried to revoke privilege to practice nursing in the State of Arizona and issue a cease and desist Order.

**III.F.a. Leslie A. Fitzgerald 156568 (Wisconsin RN) (Munger)
(aka: Perry)**

Crawley moved, Link seconded, and it was unanimously carried to accept Voluntary Surrender of privilege.

III.G. Board Discussion & Decision Regarding RN/LPN Compact Investigative Cases

III.G.1. Susan Kay Hyde L30673 (Arkansas LP) (Rappoport)

Malloch moved, Link seconded, and it was unanimously carried to issue a letter of concern for inappropriate language and comments to co-workers about patients, on or about August 8, 2006, while as a travel nurse by Independent Nurses and assigned to the rehabilitation unit at Banner Good Samaritan Rehab Hospital in Phoenix, Arizona.

III.G.4. James P. Williams 149920 (Wisconsin RN) (Munger)

Crawley moved, Link seconded, and after discussion it was unanimously carried to close case without action and refer to the home state. If additional information is received that warrants investigation, re-open the case.

III.G.5. Gold Omereonye 126208 (Wisconsin RN) (Munger)

Malloch moved, Johnson seconded, and it was unanimously carried to table Agenda Item III.G.5.

III.G.8. Thom Walz 672311 (Texas RN) (Munger)

Munger informed the Board that this case was referred back to the home state.

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

IV.B.1. Laura Barnes RN065967 (Barber/Bailey)

An attempt was made to contact Barnes telephonically. Crawley moved, Malloch seconded, and it was unanimously carried to offer an amended Consent Agreement for an additional 12 months probation to original Consent Agreement with terms and conditions with no early release.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders After Full Compliance - Bailey

Susan McMillan RN097099 March 29, 2007

Ninette Snell RN070870 April 9, 2007

Malloch moved, Link 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.

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

IV.B.5. Janet Martinez LP034177 (Barber/Bailey)

Bailey addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation/probation followed by 12 months standard probation with terms and conditions. If not signed within 30 days proceed to non-compliance hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.B.6. Eve Maxwell RN136176 (Barber/Bailey)

Maxwell was present, telephonically, and available for questions. Johnson moved, Crawley seconded, to offer a Consent Agreement for additional 6 months probation with terms and conditions. Johnson amended the motion to include, "or hearing". Crawley concurred. The motion carried unanimously.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.B.9. Douglas Behlers RN114544 (Barber/Bailey)

Bailey addressed the Board with additional information. Behlers was present, telephonically, and addressed the Board. Crawley moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed suspension/probation followed by 24 months standard probation with terms and conditions. If not signed within 30 days, proceed to non-compliance hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.B.12. John Majewski LP038295; CNA796875389 (Barber/Bailey)

Majewski was present, telephonically, and addressed the Board. Johnson moved, Link seconded, and it was unanimously carried, after completion of aftercare program, amend Consent Agreement to allow Majewski to complete the terms of probation entered into on October 3, 2006 in the State of Indiana.

IV.C. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance

IV.C.1. Edward Lee CNA1000010679 (Bailey)

Lee was present, telephonically, and addressed the Board. Link moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension/stayed revocation, followed by 24 months stayed revocation with terms and conditions. If not signed within 30 days, adopt the attached Notice of Charges.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.D. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports

IV.D.2. Janet Stratton Hill RN098672 (Linck)

Hill was present, telephonically, and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for indefinite stayed revocation suspension to include entry into an intensive outpatient treatment program within 60 days, completion of all treatment recommendations within 12 months and the attached stipulations, and upon successful completion, to be followed by 36 months probation, consisting of a 24 months stayed revocation probation and 12 months standard probation, to include the attached stipulation, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

IV.D.4. Allen Michael Ohler RN118488 (Linck)

Ohler was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, and after discussion it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed then by 24 months standard probation to include the attached stipulations, or hearing.

	VOTE	<u>Busby,</u> Kathryn Member	<u>Malloch,</u> Kathy Member	<u>Perry,</u> Hunter Member	<u>Johnson,</u> Patricia Secretary	<u>Hardy,</u> Karen President	<u>Crawley,</u> Theresa Vice Pres	<u>Woulard,</u> Constance Member	<u>Link,</u> Denise Member	<u>Robertson,</u> Steve Member
YES	6		X		X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	3	X		X						X

The meeting recessed at 5:46 p.m., Monday, March 26, 2007.

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:33 a.m., Tuesday, March 27, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

Karen Hardy, RN, MSN, President
Theresa Crawley, CRNA, MSHSA, Vice-President
Patricia Johnson, LPN, Secretary
Kathryn L. Busby, JD, Member
Denise Link, DNS, WHCNP, FNAP, Member
Kathy Malloch, PhD, MBA, RN, FAAN, Member
Steve Robertson, LPN, Member
Constance G. Woulard, RN, MSN, Member

BOARD MEMBERS ABSENT:

M. Hunter Perry, Member

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Thereasa Huff, Investigator
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Pam Ramen, RN, MS, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
James Williams, Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:33 a.m., Tuesday, March 27, 2007.

The following Board members were present: Hardy, Crawley, Johnson, Link, Malloch, Woulard and Robertson.

Hardy presided.

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

Busby arrived at the meeting at 8:34 a.m.

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

V.A.2. Shari Ann Holloman RN110939 (Rappoport)

(aka: McSwain; Murphy; Clark; Miller; Daniels; Knowell)

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

V.A.3. Martha Antonia Vasquez RN117123 (Renewal Applicant) (Rappoport)

Malloch moved, Johnson seconded, to accept signed Consent Agreement for a \$150 Civil Penalty and grant renewal of RN license. The motion carried with seven in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	0									
ABSTAIN	1	X								
ABSENT	1			X						

V.A.4. Mary Kay Rix RN137410 (Rappoport)

Rix was present and available for questions. Rappoport addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for the administration of 2 mg Morphine Sulfate intravenously to a patient with a known allergy and failure to follow medication administration standards of care on or about September 28, 2006, while employed as an ICU staff nurse at Paradise Valley Hospital in Phoenix, Arizona.

V.A.5. Moonju Lee Ko TRN144368 (Rappoport)

(aka: Lee)

Malloch moved, Link seconded, and it was unanimously carried, upon meeting all requirements, accept signed Consent Agreement for a \$100 Civil Penalty and grant licensure.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.A.6. Greg Neufeldt RN133097 (Rappoport)

Rappoport addressed the Board with additional information. Busby moved, Crawley seconded, to issue Notice of Charges and include the factual allegations contained in this investigative report and alleged violations. After discussion, the motion carried with seven in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X			X	X	X	X	X	X
NO	1		X							
ABSTAIN	0									
ABSENT	1			X						

V.A.8. Jena Danielle Parson TRN144921; TAP2642 (Rappoport)

Johnson moved, Link seconded, and it was unanimously carried to accept signed Consent Agreement for a \$1,000 Civil Penalty and grant licensure, AP certification and prescribing and dispensing authority.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**V.A.9. Kitty Roberta Fowler RN Endorsement (Rappoport)
(aka: Fisher; Petty; Carland)**

Busby moved, Malloch seconded, and it was unanimously carried, upon meeting all requirements, grant license and issue a letter of concern for prior disciplinary action related to substance abuse and the voluntary revocation on January 8, 1998 of Hawaii professional nurse license, by the Hawaii Board of Nursing and subsequent reinstatement of professional nurse license by the Hawaii Board of Nursing in 2003.

**V.A.10. Rachael Craig RN075300; LP022425 (Rappoport)
(aka: Olmedo; Potratz)**

Craig was present and addressed the Board. Johnson moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to clarify a physician order on or about October 24, 2006, while employed with IASIS registry/travel service and assigned to Phoenix St. Luke's Hospital in Phoenix, Arizona.

**V.A.11. Iris Eileen Rottner LP966079 (Rappoport)
(aka: Pittsley; Rasmussen)**

Link moved, Busby seconded, and it was unanimously carried to issue a letter of concern for prior disciplinary action by the Washington State Department of Health, Nursing Care Quality Assurance Commission, docket #06-01-A-1011LP.

**V.B.2. Raphael F. Castillo RN Endorsement (K. Olson)
(aka: Raphael R. Castillo)**

Castillo was present, telephonically, and addressed the Board. Olson addressed the Board with additional information. Busby moved, Crawley seconded, and after discussion 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.B.3. Windy Patmon LP Exam (K. Olson)
(aka: Bartholomew)

Olson addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to continue the investigation to allow Patmon the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.B.4. Caitlin C. Randall RN Exam (K. Olson)
(aka: Schmidt)

Busby moved, Link seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a letter of concern for the November 14, 2000, guilty plea to the charge of possession of a controlled substance, a misdemeanor, in the San Diego County North Court County Court, in San Diego County, California, which was set aside and dismissed on May 14, 2002; and the November 14, 2000, conviction, pursuant to a guilty plea, of grand theft, a misdemeanor, in the San Diego County North Court County Court, in San Diego County, California, which was set aside and dismissed on January 13, 2004.

V.B.5. Tiffany J. Richardson RN114213 (K. Olson)
(aka: Owen)

Richardson was present, telephonically, and addressed the Board. Busby moved, Malloch seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation, to include a substance abuse evaluation, to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.B.6. Alexander Chamberlain RN085322 Reinstatement (K. Olson)

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

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.B.7. Alejandra Jarquin-Bremer RN Exam (K. Olson)

Jarquin-Bremer was present and addressed the Board. Olson addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a letter of concern for the September 1, 2005, conviction of DUI, a misdemeanor, in the Las Cruces Magistrate Court in Las Cruces, New Mexico.

V.B.8. Nadine Louise Sandoval RN066862 (K. Olson)

Olson addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation, with the attached stipulations, to be signed within 30 days, or adopt the attached Notice of Charges.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.C.1. Kurt Greg Drezdon RN129557 (Polak)

Drezdon was present, telephonically, and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty, to be signed within 30 days, or issue a Notice of Charges based on the information contained in the investigative report.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.C.2. Jami Lynne Griffin RN Exam (Polak) (aka: Fox)

Griffin was present and addressed the Board. Malloch moved, Robertson seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 24 months probation, to include the attached stipulations amended to include: night shift permitted, 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 the Board meeting.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.C.3. Paul Stuart Perlman RN115820 (Polak)

Perlman was present and available for questions. Busby moved, Robertson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days issue Notice of Charges based on the information contained in the investigative report.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.F.2. Chandavy Chea RN Exam; LP040247; CNA999992422 (S. Nelson)

Chea was present and addressed the Board. Busby moved, Johnson seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.F.4. Yvonne Garcia RN106870 (S. Nelson)

Malloch moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.F.6. Mary Hommel RN059534 (S. Nelson)

Hommel was present and available for questions. Busby moved, Malloch seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 36 months probation, to include the attached stipulations, issue a temporary license for Refresher Course only. Upon successful completion of the refresher course, grant licensure. If not signed within 30 days, deny licensure based on the information contained in the report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.F.7. Sheila O’Shea RN124548 (S. Nelson)

O’Shea was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to dismiss the case.

V.F.9. Ann Rudich LP041569 (S. Nelson)

Rudich was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure. If not signed in 30 days adopt the attached Notice of Charges.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.F.11. Kathleen Holohan Shrewsbury RN063241 (S. Nelson)

Nelson addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for an arrest for disorderly conduct for domestic violence on or about August 5, 2006 in Parker, Arizona.

**V.F.13. Shannon H. Smith LP039590 (S. Nelson)
(aka: Sherar; Child; Couture; Towns)**

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

**V.F.15. Deborah Lynn Walle RN125409 (S. Nelson)
(aka: Kyle)**

Nelson addressed the Board and confirmed receipt of additional information. Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**V.F.16. Jennifer Dean RN127746; CNA896106641 (S. Nelson)
(aka: Lehman)**

Nelson addressed the Board with additional information. Crawley moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending completion of an evaluation by a Board approved psychiatrist and release to return to work followed by 18 months probation to include the attached stipulations or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**V.G.1. Linda Sue Fischer RN082235 (Munger)
(aka: Krewlow)**

Fischer was present and available for questions. Malloch moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

**V.G.2. Jeanette Nicole Sanchez RN126855 (Munger)
(aka: Geer; Rosales)**

Sanchez was present and addressed the Board. Busby moved to offer a Consent Agreement for a Decree of Censure or hearing. The motion failed. Johnson moved, Malloch seconded, to offer a Consent Agreement for a \$1,000 Civil Penalty and a Decree of Censure, or hearing for complaint #1, and refer to Texas for possible action for complaint #2. After discussion, the motion carried with seven in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7		X		X	X	X	X	X	X
NO	1	X								
ABSTAIN	0									
ABSENT	1			X						

III.G. Board Discussion & Decision Regarding RN/LPN Compact Investigative Cases

III.G.5. Gold Omereonye 126208 (Wisconsin RN) (Munger)

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item III.G.5. Omereonye was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to continue the investigation to allow completion of a psychological evaluation to be completed by a Board approved evaluator, to include any additional testing deemed necessary by the evaluator, to be completed within 60 days. If not completed revoke the privilege to practice in Arizona, and issue a cease and desist letter, based on information in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

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

V.G.3. Shirley Thornton Williams LP024903 (Munger)

Woulard is affiliated with Carl Hayden VA but shows no bias. Williams was present and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

The meeting recessed at 10:13 a.m. and reconvened at 10:33 a.m.

V.C.4. Ronald Alan Thalmann LP Exam; CNA100006803 (Polak)

Thalmann was present and addressed the Board. Polak addressed the Board and confirmed receipt of additional information. Malloch moved, Woulard seconded, to adopt the attached Notice of Charges reference Thalmann's CNA certification and deny the licensure based upon the information in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, Malloch withdrew the motion. Hardy moved, Malloch seconded, and it was unanimously carried to go into Executive Session on Agenda Item V.C.4. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 10:45 a.m. and adjourned at 10:55 a.m. Busby moved, Link seconded, and it was unanimously carried to table Agenda Item V.C.4.

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

IV.B.10. Liesl Roberson CNA803787203 (Barber/Bailey)

Roberson was present and addressed the Board. Bailey addressed the Board with additional information. Malloch moved, Hardy seconded, to offer a Consent Agreement for 12 months stayed revocation with terms and conditions. The motion carried with six in favor and two opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	2	X							X	
ABSTAIN	0									
ABSENT	1			X						

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

V.J.1. Michelle Bridget Schatz RN136510 (Sage)

Johnson is affiliated with Banner Thunderbird Hospital but shows no bias. Schatz was present and addressed the Board. Sage addressed the Board with additional information. Malloch moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure to be signed within 30 days or adopt the attached Notice of Charges. After discussion, Malloch withdrew the motion. Link moved, Busby seconded, and after further discussion was unanimously carried to issue a letter of concern for irrigating a Foley catheter on a patient after bladder surgery without a physician's order on November 09, 2006 at Banner Thunderbird Hospital in Glendale, Arizona.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.F.5. Eulogio Adame CNA999953123 (Sage)

Adame was present and addressed the Board. Busby moved, Link seconded, to issue a letter of concern for abusing two residents verbally and emotionally while employed as a CNA at Hospice of Arizona and assigned to the Hospice Unit at Freedom Plaza. The motion carried with seven in favor and one opposed.

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

V.F.5. Lois Hanson RN109880; LP034471 (S. Nelson)

Hanson was present and available for questions. Nelson addressed the Board with additional information. Link moved, Busby seconded, and after discussion it was unanimously carried to issue a letter of concern for failing to complete paperwork required for recertification for continued care for five patients in or about July 2006 while working at Firstat Home Health Care Agency.

V.H.4. Rita Burback Green RN050204 (Torrez)

Green was present and addressed the Board. Torrez addressed the Board and confirmed receipt of additional information. Malloch moved, Busby seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.H.5. Janel L. Wiley RN085689; LP027748 (Torrez)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.H.10. Olga Pop LP040615 (Torrez)

Pop was present and available for questions. Torrez addressed the Board with additional information. Malloch moved, Busby seconded, and it was unanimously carried to issue a letter of concern for documenting on the medical record for resident L.S. that Dr. Rajan had been notified about the wound treatments on or about July 20, 2006, and July 22, 2006, when in fact Dr. Rajan had not been notified, while employed at Sun Grove Village Square.

V.H.11. Joy Elizabeth Cesek RN122942 (Torrez)

Eleanor Zakaras, complainant, was present and addressed the Board. Torrez addressed the Board with a technical correction to the investigative report. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.H.12. Willie Ena Gunter LP033858 (Torrez)

Gunter was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure and a \$500 Civil Penalty or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.H.7. Thomas A. Callan RN136791 (Torrez)

Malloch moved, Busby seconded, and it was unanimously carried to issue a letter of concern for inappropriate documentation and also for making medication errors on or about July 2006, and for defacing a patient medical record while employed at Value Options in Phoenix, Arizona.

V.H.8. Debbie Nunes LP031808 (Torrez)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.H.9. Mark William Lawrence RN125617 (Torrez)

Busby moved, Link seconded, and it was unanimously carried to dismiss the case.

V.H.13. Barbara Ann Sahadi RN121062 (Torrez)

Torrez addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension for 12 months, pending completion of the substance abuse evaluation, if not completed in 12 months revoke the license.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

V.C.4. Ronald Alan Thalmann LP Exam; CNA1000006803 (Polak)

Malloch moved, Busby seconded, and it was unanimously carried to reopen Agenda Item V.C.4. Malloch moved, Woulard seconded, and after discussion it was unanimously carried to adopt the attached Notice of Charges reference Thalmann’s CNA certification and deny the licensure based upon the information in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	8	X	X		X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1			X						

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Mesa Boswell and Glendale Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on appropriate delegation of CPR by nurses to a CNA, procedures for practicing in foreign countries, process and procedure for compact license and practicing in other states.

The meeting recessed at 12:06 p.m. and reconvened at 1:03 p.m.

Busby and Link left the meeting at 12:06 p.m.

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

V.I.4. Jane Ruth Klemmer RN125191; AP1989 (Grady)

Grady addressed the Board and confirmed receipt of additional information. Malloch knows Margaret Sutters but shows no bias. Malloch moved, Crawley seconded, and it was unanimously carried to issue an 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 within 15 days and completed within 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

V.I.5. Dayle Karen Soske RN076888 (Grady)

Soske was present and available for questions. Malloch moved, Woulard seconded, and it was unanimously carried to dismiss the case.

V.H.6. Edward Anthony Alvarez RN135376 (Torrez)

Malloch knows Diane Drexler but shows no bias. Alvarez was present and addressed the Board. Torrez addressed the Board with additional information. Malloch moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure with a \$250 Civil Penalty or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI. Board Discussion and Decision Regarding CNA Investigative Reports

**VI.A.1. Jonathon Jacob Beverly CNA Exam (Williams)
(aka: Jacob)**

Hardy recused herself to avoid the appearance of impropriety. Crawley presided. Beverly was present, telephonically, and addressed the Board. Malloch moved, Johnson seconded, 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. The motion carried with five in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X		X	X		X
NO	0									
ABSTAIN	1					X				
ABSENT	3	X		X					X	

VI.A.2. Olivia Brown CNA Exam (Williams)

Malloch moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Brown the opportunity to obtain a psychological evaluation with emphasis on anger management by a Board approved evaluator, who is at minimum PhD prepared and has expertise in anger management, to be scheduled within 15 days and completed within 45 days and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

**VI.A.3. Skylla A. Bundy CNA Exam (Williams)
(aka: Villanueva)**

Crawley moved, Johnson seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue letter of concern for the December 4, 1997, conviction for Forgery in the 2nd degree and Theft in the 2nd degree, in Honolulu, Hawaii, that subsequently Bundy was granted a Governor’s Pardon by The State of Hawaii Circuit Court in Maui, Hawaii.

VI.A.4. Erlinda Rene Gomez CNA Exam (Williams)

Crawley moved, Woulard 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.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.5. Lacarol R. Jamison CNA Exam (Williams)

Crawley moved, Malloch 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.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.6. Serina Monique Palacio CNA Exam (Williams) (aka: Ramos)

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.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.7. Stephanie L. Peterson CNA Exam (Williams) (aka: Cortez; Ruiz)

Robertson moved, Woulard 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.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.8. Ester Ray CNA Exam (Williams) (aka: Queen Ester Delores Ray; Delores Terrell)

Malloch moved, Woulard seconded, and it was unanimously carried to continue the investigation to allow Ray the opportunity to obtain a psychological evaluation, with emphasis on relapse/recovery and theft, by a Board approved evaluator who is at minimum PhD prepared and has expertise in substance abuse and theft, to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.9. Hilary J. Walker CNA Exam (Williams)
(aka: Jane Skidmore)

Williams addressed the Board with additional information. Johnson moved, Robertson 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.10. Jean Michelle Whitney CNA Endorsment (Williams)
(aka: Whalen; Nyreen)

Crawley moved, Woulard 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

VI.A.14. Calandra Polingyumptewa CNA Exam (Williams)

Malloch moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation with the attached stipulations. If not signed within 30 days, deny certification 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X					X	

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

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

IV.B.11. Tina McGreger LP039558 (Barber/Bailey)

Barber addressed the Board with additional information. Malloch moved, Crawley seconded, to terminate Consent Agreement and Order #0406049, for 12 months probation, which became effective on April 21, 2005. The motion carried with six in favor and one abstained.

IV.B.14. Jennifer Anne Nickerson RN126917 (Barber/Bailey)
(aka: Edwards)

An attempt was made to contact Nickerson telephonically. Barber addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to offer an amended Consent Agreement extending the current probation for an additional 12 months with a relapse prevention evaluation scheduled within 15 days and completed within 30 days, a course in legal ethical nursing, monthly employer performance evaluations for the first 6 months, no further opportunity for the step down component, and no early release, to be signed within 30 days or proceed to noncompliance hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI. Board Discussion and Decision Regarding CNA Investigative Reports
VI.B.1. Rebecca J. Calvacca CNA Endorsement (K. Olson)
(aka: Dempsey)

Busby moved, Woulard 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.B.2. Priscilla M. Carnahan CNA Exam (K. Olson)
(aka: Maldonado; Owens)

Busby moved, Woulard 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 the 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.B.4. Jamie Jordan CNA Endorsement (K. Olson)

Malloch moved, Woulard 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.B.7. Annette L. Walls CNA Endorsement (K. Olson)
(aka: Smith)

Busby moved, Robertson 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.B.9. Kurtis L. Winckel CNA Exam (K. Olson)

Olson addressed the Board with additional information. Malloch moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed suspension, with the attached stipulations. If not signed within 30 days, deny certification. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.2. Renea M. Comstock CNA Exam (Lester)

Malloch moved, Busby 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.4. Gina M. Ferrato CNA100005345 (Lester)

Hardy moved, Woulard seconded, to issue an Interim Order for a psychological evaluation with an emphasis in substance abuse by a Board approved evaluator who is at minimum PhD prepared with an expertise in substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and then return to the Board. The motion carried with six in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X		X	X	X	X		X
NO	1	X								
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.6. Leigh-Ann Kaslavage CNA Exam (Lester)

Malloch moved, Woulard 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.7. Theresa M. Moroyoqui CNA Exam (Lester)

Busby moved, Woulard 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.8. Velicia G. Yazzie CNA Exam (Lester)

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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.10. Kinga C. Hadzik CNA Exam (Lester)

Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Hadzik the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator who is at minimum PhD prepared with an expertise in substance abuse and to include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and then 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.11. Jennifer L. Gibson CNA Exam (Lester)

Lester addressed the Board with a technical correction to the investigative report. Busby moved, Malloch seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 18 months stayed revocation to include the attached terms. If not signed within 30 days deny certification based upon the 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.12. Katie M. Rekucki CNA999995567 (Lester)

Malloch moved, Robertson seconded, and it was unanimously carried to issue an Interim Order for a psychiatric evaluation with an emphasis on substance abuse to be completed by a Board approved evaluator who is at minimum PhD prepared and with expertise in substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.D.13. Elizabeth A. MacDonald CNA100003581 (Lester)

Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with an emphasis on substance abuse by a Board approved evaluator who is at minimum PhD prepared with an expertise in substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

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

VI.1.2. Kristy Lynn Brown RN107233; AP0861 (Grady)

Debra McKenna, complainant was present, telephonically, and available for questions. Marc McKenna, husband of the complainant, was present, telephonically, and addressed the Board. Grady addressed the Board with additional information. Malloch moved, Busby seconded, and after discussion it was unanimously carried to dismiss the case.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.6. Vera T. Yond CNA1000001903 (B. Nelson)

Busby moved, Crawley seconded, and it was unanimously carried to issue a letter of concern for the July 2004 arrest for assault and domestic violence, during which Yond admits being intoxicated, and for failure to complete court requirements resulting in a warrant being issued for her arrest on or about January 19, 2006, in Phoenix Municipal Court.

VI.F.1. Lynne Cummings CNA825409326 (Sage)

Malloch moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to include substance abuse, by a Board approved evaluator who is at minimum PhD prepared with expertise in substance abuse, 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 not completed proceed to hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.F.2. Riccy V. Funez CNA701889441 (Sage)

Sage addressed the Board with an amendment to the stipulations. Malloch moved, Robertson seconded, to offer a Consent Agreement for 12 months stayed revocation to include the attached stipulations amended to include: change on-site supervision to direct supervision, to be signed within 30 days or adopt the attached Notice of Charges. The motion carried with five in favor and two opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X	X		X		X
NO	2	X					X			
ABSTAIN	0									
ABSENT	2			X					X	

VI.F.7. Lina R. Shah CNA1000007674 (Sage)

Malloch knows Diane Drexler and Johnson knows Mary Hubenthal but show no bias. Johnson moved, Woulard seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.F.8. Brigitte Baldwin CNA1000008995 (Sage)

Sage addressed the Board with a technical correction to the Board option. Busby moved, Woulard seconded, and it was unanimously carried to issue a letter of concern related to leaving her shift on or about July 27, 2006, without authorization while employed as a CNA at Westminster Village, in Tempe, Arizona.

VI.F.9. Amy Louise Gehl CNA999987170 (Sage) (aka: Waldron)

Robertson moved, Woulard seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation to include the attached stipulations, to be signed within 30 days or adopt the attached Notice of Charges.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.G.1. Linda Joyce Ali CNA073141539 (Crain)

Crain addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried to adopt the attached Notice of Charges.

VI.G.2. Deidre Cecilia Burns CNA1000001777 (Crain)

Crain addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a substance abuse 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 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

**VI.G.4. Janicia E. Curley CNA999951935 (Crain)
(aka: Yazzie)**

Crain addressed the Board with additional information. Malloch moved, Woulard seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is a minimum of a PhD prepared and has expertise in the area of substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

**VI.G.5. Eva Louella Gerson CNA1000003716 (Crain)
(aka: Taylor; Boatright)**

Busby moved, Crawley seconded, and it was unanimously carried to offer Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

**VI.G.6. Jeanette Renee Kull CNA999997220 (Crain)
(aka: Clark)**

Crain informed the Board that Kull had signed a Voluntary Surrender.

VI.G.7. Dorinda M. Martinez CNA196661803 (Crain)

Crain addressed the Board with additional information. Crawley moved, Woulard seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is a minimum of a PhD prepared and has expertise in the area of substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days and completed within 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

VI.G.8. Megan Stephanie Nez CNA100002042 (Crain)

Busby moved, Woulard seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared and has expertise in the area of substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

**VI.G.12. Mindi S. Wirkus CNA Exam (Crain)
(aka: Albistron)**

Johnson moved, Busby 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	7	X	X		X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2			X					X	

The meeting recessed at 2:34 p.m. and reconvened at 2:42 p.m.

Johnson left the meeting at 2:34 p.m.

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

VII.B. Educational Reports and Rules

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

Busby moved, Crawley 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.3. SEVEN Academy Refresher Program Investigative Report

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

VII.B.5. Revision of Educational Guidelines and Update for Pilot Study Medication Technician Project

Busby moved, Woulard seconded, and it was unanimously carried to approve revision of Educational Guidelines and Update for Pilot Study Medication Technician Project.

VII.B.6. Application for Program Change Cochise College – Length of Program

Busby moved, Crawley seconded, and it was unanimously carried to approve the Cochise College application for increase in credit and clinical hours as proposed.

VII.B.8. Application for RN Refresher Course Renewal of Approval – John C. Lincoln

Busby moved, Crawley seconded, and it was unanimously carried to renew approval of the RN Refresher Program offered by John C. Lincoln Health Network

VII.B.9. Application for LPN Refresher Course Approval – North Dakota Nurses Association

Busby moved, Crawley seconded, and it was unanimously carried to Approve PN Refresher Program offered by CNE-Net

VII.B.10. NCLEX 2006 Pass Rate

Randolph provided information regarding the NCLEX 2006 pass rate and stated that, on the recommendation of the Education Committee, letters were sent to all programs that were below 75% on their 2006 pass rate with a request to appear before the Committee.

VII.B.12. Proposed NCLEX PN Test Plan

Randolph reported that the major proposed revision to the NCLEX PN test plan was the IV medication administration. The results of discussion at the Education Committee meeting were, since many schools were already teaching the content, and since it was within the scope of practice, that it should be tested on NCLEX. Board members agreed and offered no further recommendations to NCSBN.

VII.B.13. MCCDNP Personnel Changes

Information was provided to the Board regarding the appointment of new MCCDNP Board members Peggy Fridell as Chair at Mesa Community College and Margi Schultz as Chair of the Nursing Department at GateWay Community College. Fridell resigned her position as Director of Nursing Division at GateWay prior to accepting the assignment at Mesa Community College.

VII.B.14. University of Mary Application to Provide Clinical Experience in AZ

Busby moved, Crawley seconded, and it was unanimously carried to approve the University of Mary for clinical placement in AZ with a report due annually on or before January 31st of each year describing the number of students placed, clinical facilities used, and results of evaluation of the experience. Additionally the program is to report in 6 months on progress toward meeting provisions of R4-19-203 (C) (6)*

VII.B.15. Case Dismiss East Mesa Care Center CNA Program

Busby moved, Crawley seconded, and it was unanimously carried to dismiss the case.

VII.B.16. Case Dismiss Goodwill of Central AZ – Yuma Nursing Center CNA Program

Busby moved, Crawley seconded, and it was unanimously carried to dismiss the case.

VII.C. President's Report

VII.C.2. Review/Update Board Member Appointment to Chair or Membership on Committees: 1.) Education; 2.) Scope of Practice; 3.) Advanced Practice; 4.) Pilot Study Medication Technician Committee – Hardy/All

Crawley moved, Busby seconded, and it was unanimously carried to appoint Constance Woulard to the Education Committee, and Steve Robertson to the Pilot Study Medication Technician Committee.

VII.C.3. NCSBN Area I Director Update; Committee Updates – Malloch, Busby, Johnson, Smith, Ridenour

Malloch gave NCSBN Area I Director update and commented on the upcoming NCSBN Midyear meeting in New Orleans, Louisiana.

VII.D. A.A.G. Report

VII.D.1. Update on HIPPA & Policy Implications - Christl

Christl offered an update on HIPPA & Policy Implications.

VII.D.2. Updates on JRA's – Christl/A. Olson

Christl and Olson reported on Olson's JRA – Larry Thompson, and Wood's JRA – Jane Melbrodt.

VII.D.3. Assistant AG Personnel Updates - Christl

Christl reported that 2 AAG's would be provided to fill positions for Wood and himself and stated that this would be his last Board meeting with ASBN.

VII.E.4. Pilot Study Medication Technician (Randolph, Raman, Gilliland)

VII.E.4.a. Draft Minutes of February 6, 2007

Draft minutes from the February 6, 2007 Pilot Study Medication Technician Committee meeting were provided to the Board.

VII.E. Committee Reports

VII.E.1. Scope of Practice

VII.E.1.a. Draft Minutes of March 6, 2007

Draft minutes from the March 6, 2007 Scope of Practice Committee meeting were provided to the Board.

VII.E.1.b. Draft Advisory Opinions

VII.E.1.b.1. Ultrasound: Therapeutic and OB Diagnostic

Busby moved, Malloch seconded, and it was unanimously carried to approve the Ultrasound: Therapeutic and OB Diagnostic Advisory Opinion.

VII.E.1.b.2. Intrauterine/Intracervical Insemination

Busby moved, Malloch seconded, and it was unanimously carried to approve the Intrauterine/Intracervical Insemination Advisory Opinion.

VII.E.1.b.3. Ventilator Care by Licensed Practical Nurses

Busby moved, Malloch seconded, and it was unanimously carried to approve the Ventilator Care by Licensed Practical Nurses Advisory Opinion.

VII.E.1.b.4. Role of the Registered Nurse in Assessing Patient/Client Conditions

Busby moved, Crawley seconded, and it was unanimously carried to approve the Role of the Registered Nurse in Assessing Patient/Client Conditions.

VII.E.2. Education (Randolph, Raman, Gilliland)

VII.E.2.a. Education Committee Draft Minutes

Draft minutes from the February 16, 2007 Education Committee meeting were provided to the Board.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Mesa Boswell Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on how to acquire a position on the Board

The meeting recessed at 3:15 p.m., Tuesday, March 27, 2007

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:33 a.m., Wednesday, March 28, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

Karen Hardy, RN, MSN, President
Theresa Crawley, CRNA, MSHSA, Vice-President
Kathryn L. Busby, JD, Member
Denise Link, DNS, WHCNP, FNAP, Member
Kathy Malloch, PhD, MBA, RN, FAAN, Member
Steve Robertson, LPN, Member
Constance G. Woulard, RN, MSN, Member

BOARD MEMBERS ABSENT:

Patricia Johnson, LPN, Secretary
M. Hunter Perry, Member

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Thereasa Huff, Investigator
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Pam Ramen, RN, MS, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
James Williams, Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:33 a.m., Wednesday, March 28, 2007.

The following Board members were present: Hardy, Crawley, Link, Malloch, Woulard and Robertson.

Hardy presided.

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

Busby arrived at the meeting at 8:40 a.m.

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

VII.A. Executive Director's Report

VII.A.3. Board Member Bi Monthly Educational Topics: 1.) Board Ethics & Exparte Communications – Greg Harris & Jo Foster; 2.) Board Member Tips on Parliamentary Procedures & Motions – Blake

Greg Harris provided the Bi Monthly Educational Topic on Board Ethics & Exparte Communications from the Open Meeting and Public Records Law, which included important concepts, guideposts under Arizona Law, and respect for the Board's decisions.

Busby left the meeting at 9:04 a.m. and returned at 9:29 a.m.

VII.A.2. Breach of Philippine Nurse Exam June 2006 & Related Decisions by the Commission on Graduates of Foreign Nursing Schools (CGFNS) February 14, 2007 regarding VISASCREEN Certificates Denied & Philippine Nurse Applicants Received Since June 2006 & Decision to Deny/Approve Licensure – Ridenour/Christl

Dr. Anne McNamara, American Nurses Association Board Member was present at the meeting and Donna Richardson, Carl Hampe, Sylvia Pomponi and Kathleen Rohrbaugh from CGFNS were present telephonically. Joey Ridenour gave a summary of the background involving the breach in testing that occurred in June 2006. Some state boards are approving licensure and others are denying licensure. Ridenour stated that based on the Assistant Attorney General's legal advice, the Board needs to get source information in order to know if the applicants from that testing period should be approved or denied for licensure.

The CGFNS representatives responded to specific questions asked by the Board relating to:

1. What documents and court decisions relating to the test breach were important to them in their deliberations?
2. What facts should be considered when making licensure decisions in the interest of public protection?
3. What information do they have relating to how the Philippine tests were scored?
4. What are the typical entry states for the Philippine nurses, and what have those states decided?
5. Why should the Board be concerned if the Philippine nurse can pass the NCLEX?

CGFNS representatives indicated they had a team travel to Manila to do fact finding, interviews, and review of all documents that the Philippine courts used in making their decision. The decision made by CGFNS was based on statutory mandate under the immigration law. They indicated that the Philippine government is sponsoring a voluntary retake of the breeched exam in 6/07 and 12/07 as required by CGFNS to be eligible for a visa screen.

California, NY, Florida, TX, and NJ. are the states with the highest number of Philippine nurses entering the states at this time and they have not yet made a decision on this matter.

Kathy Malloch addressed the need for guidelines to address test breeches and how they should be handled.

Ann McNamara read ANA's resolution and stated that ANA believes all passing applicants of the 6/06 Philippine test should be required to retake and pass that exam.

In summary, the Board agreed on the following points of consideration: 1.) AzBN is still in the discovery process and the Assistant Attorney General should further advise on this matter after reviewing the Philippine Court Documents; 2.) a summary of the key points of this discussion should be made by the Executive Director to forward to NCSBN providing information shared at this meeting; 3.) encourage dialogue between CGFNS/ANA/NCSBN in addressing the issues related to test security or testing integrity; 4.) discuss the issue/share information in the next AzBN Journal; 5.) clarify with that the discussion and questions at this meeting relate only to whether those nurses who took the Philippine test in 6/06 should be licensed after passing NCLEX or not, and not confuse this subject with the decision about having Manila as a testing center for NCLEX.

The meeting recessed at 10:30 a.m. and reconvened at 10:43 a.m.

Busby left the meeting at 10:30 a.m.

VII.B. Educational Reports and Rules

VII.B.2. Central Arizona College Investigative Report

Crawley moved, Robertson seconded, and it was unanimously carried to dismiss the complaint.

VII.B.11. University of Phoenix Notice of Deficiency

Pam Fuller and Ella-Joy Lehrman were present and addressed the Board. Crawley moved, Woulard seconded, and it was unanimously carried to issue a Notice of Deficiency.

VII.A. Executive Director's Report

VII.A.7. 2007 Proposed RN/LPN Renewal Survey Questions – Mark Speicher, Research Analyst, Center for Health Information & Research, Arizona State University & Ridenour

Mark Speicher, Arizona State University gave an overview of the 2007 proposed RN/LPN renewal survey questions. Malloch moved, Crawley seconded, and it was unanimously carried to approve the 2007 survey questions.

VII.B. Educational Reports and Rules

VII.B.7. Application for Program Change Pima Medical Institute – Length of Program

Sharon Caves, Pima Medical Institute was present and available for questions. Crawley moved, Woulard seconded, and it was unanimously carried to approve the Pima Medical Institute application for decrease in credit hours and other curriculum changes as proposed.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.1. Denise Elaine Dooher RN Exam; LP041612; CNA1000002191 (B. Nelson)

Dooher was present and available for questions. Attorney Jay Ryan was present and addressed the Board. Nelson addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 18 months probation, to include the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in the investigative report and adopt the attached Notice of Charges for her practical nurse license and CNA certification. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

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

V.B.1. Angelica Ruiz RN126894 (K. Olson)

Attorney Alexandra Mijares was present and addressed the Board. Ruiz was present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to offer Consent Agreement for \$250 Civil Penalty to be signed within 30 days or adopt the attached Notice of Charges.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

V.K.1. Rex William Thomas RN089503 (Crain)

Attorney Jon Collins was present and addressed the Board. Thomas was present and available for questions. Crawley moved, Woulard seconded, and it was unanimously carried to offer a Consent Agreement for 18 months probation to include the attached stipulations amended to include: one registry in block assignments for a minimum of 13 weeks with direct supervision, quarterly performance evaluations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

V.E.1. Bryan K. Allen RN081433; LP016930 (Twigg)

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 11:45 a.m. Crawley presided. Allen was present, telephonically, and addressed the Board. Twigg addressed the Board with additional information. Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X				X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X	X	X				

V.E.2. Heather A. Ashfield RN096123 (Twigg)

Malloch knows Karen Hardy but shows no bias. Ashfield was present and available for questions. Twigg addressed the Board with additional information. Woulard moved, Robertson seconded, and it was unanimously carried to issue Interim Order for a neuropsychological evaluation to be scheduled within 15 days and completed within 45 days by a Board approved psychologist, and then return to the Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X				X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X	X	X				

Hardy returned to the meeting at 11:55 a.m.

V.E.6. Janet W. Taylor RN016834 (Twigg)

Taylor was present and addressed the Board. Malloch moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion, the motion failed with three in favor and three opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	3		X					X		X
NO	3					X	X		X	
ABSTAIN	0									
ABSENT	3	X		X	X					

Crawley moved, Robertson seconded, to continue the investigation to obtain further information. The motion carried with five in favor and one opposed.

V.E.8. Rodolfo Ernesto Benitez LP032280; CNA201450441 (Twigg)

Benitez was present and available for questions. Twigg addressed the Board with additional information. Crawley moved, Link seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with five in favor and one opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X			X	X	X	X	
NO	1									X
ABSTAIN	0									
ABSENT	3	X		X	X					

V.E.10. Teresa Bose Lowe LP006247 (Twigg)

Malloch knows Patricia Torrington but shows no bias. Lowe was present and available for questions. Link moved, Woulard seconded, and it was unanimously carried to issue an Interim Order for a addiction evaluation to be completed by a Board approved addictionist to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

V.E.4. Carol F. Twitchell RN108325 (Twigg)

Twitchell was present and addressed the Board. Malloch moved, Woulard seconded, and after discussion it was unanimously carried to offer Consent Agreement for 12 months probation with attached stipulations, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

The meeting recessed at 12:27 p.m. and reconvened at 1:04 p.m.

II.H. Board Discussion and Decision Regarding RN Investigative Report, Summary Suspension

II.H.1. Grant Wayne Cooper RN094171; AP851 A. Olson

Crawley is affiliated with Phoenix Memorial Hospital, and Malloch knows Marie Gagnon but show no bias. The proceeding began at 1:07 p.m., with the following Board members present: Robertson, Crawley, Malloch, Hardy, Woulard and Link. The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General, who was present, telephonically.

Olson addressed the Board and Rappoport gave a brief summary of the case.

Cooper was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Robert Smith, Jeff Bills, and Kelly Grosstick (telephonic) were present and addressed the Board on behalf of Cooper.

Crawley moved, Woulard seconded, and it was unanimously carried to go into Executive Session on Agenda Item II.H.1. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 2.23 p.m. and adjourned at 2:33 p.m.

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

Link moved, Malloch seconded, and it was unanimously carried to accept proposed preliminary Findings of Fact and Conclusions of Law.

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(E).

Malloch moved, Link seconded, and after discussion it was unanimously carried to summarily suspend professional license #RN094171 and advanced practice certificate #AP851.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

It was therefore ordered that the license and certificate of Grant Wayne Cooper be suspended effective with the service of the written Order, and that Cooper 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.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.3. Dennis Rivera CNA1000010075 (B. Nelson)

Rivera was present and addressed the Board. Malloch moved, Crawley seconded, and it was unanimously carried to issue a letter of concern for inappropriate behavior while caring for a female resident at Sunview Care Center in Youngtown, Arizona on or about October 12, 2006, resulting in the termination of employment.

VI.E.4. Karen Marie Scrivano CNA999953351 (B. Nelson)
(aka: Autrey)

Scrivano was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to issue an Interim Order for a sexual misconduct 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 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.E.2. Danny Hernandez CNA100000678 (B. Nelson)

Hernandez was present and addressed the Board. Hardy moved, Crawley seconded, and after discussion it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.A.11. Kyra Dee Estes CNA Exam (Williams)

Estes was present and available for questions. Williams addressed the Board with additional information. Crawley moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow Estes the opportunity to obtain a psychological evaluation by a Board approved evaluator who is at minimum PhD prepared and with expertise in substance abuse, to be completed within 45 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

Malloch left the meeting at 2:58 p.m. and returned at 3:02 p.m.

VI.A.13. James Kent Tomsen CNA Endorsement (Williams)

Tomsen was present and addressed the Board. Crawley moved, Link seconded, to continue the investigation to

allow Tomsen the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be completed within 60 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification 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 the Board meeting. The motion carried with five in favor and one abstained.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	5					X	X	X	X	X
NO	0									
ABSTAIN	1		X							
ABSENT	3	X		X	X					

VI.A.15. Penny Rae Felkins CNA Exam (Williams)

Felkins was present and available for questions. Link moved, Robertson seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 12 months stayed revocation with the attached stipulations. If not signed within 30 days, deny certification 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 the Board meeting.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.A.12. Adrienne Mary Mann CNA Exam (Williams) (aka: Stevens)

Malloch moved, Crawley seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for indefinite suspension, grant certification upon successful completion of retraining and retesting. If not signed within 30 days deny certification 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 the Board meeting.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.B.5. Cammie D. Ramirez CNA Endorsement (K. Olson)

Ramirez was present and available for questions. Malloch moved, Crawley 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 the 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.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.B.6. Kenneth P. Semien CNA Exam (K. Olson)

Woulard is affiliated with Carl T. Hayden VA but shows no bias. Semien was present and available for questions. Olson addressed the Board with additional information. Crawley moved, Robertson 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

**VI.D.3. Nicole M. Farley CNA Exam (Lester)
(aka: Helgerson)**

Woulard moved, Link seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 12 months stayed revocation to include the attached terms, grant certification. If not signed within 30 days, deny certification based upon the 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.D.5. Jaime L. Hillyard CNA999952937 (Lester)

Lester addressed the Board with additional information. Hillyard was present and addressed the Board. Malloch moved, Crawley seconded, and after discussion it was unanimously carried, based on the information contained in the investigative report, issue an Interim Order for a psychological evaluation, to include substance abuse and anger management evaluation, to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

**VI.G.10. Andrea L. Waddell CNA753238803 (Crain)
(aka: Westbrook)**

Crawley moved, Malloch seconded, and it was unanimously carried to table Agenda Item VI.G.10.

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

V.G.6. Richard Joseph Henely RN046579 (Munger)

Malloch moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.G.6. Roberta Gudenkauf, complainant, was present and addressed the Board. Attorney Teresa Sanzio was present and addressed the Board on behalf of Henely. Link moved, Crawley seconded, and it was unanimously carried to rescind Board motion of March 26, 2007 for a letter of concern, and continue the investigation to allow time for review of new information and return to the May 2007 Board meeting.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.G.10. Andrea L. Waddell CNA753238803 (Crain)
(aka: Westbrook)

Malloch moved, Link seconded, and it was unanimously carried to reopen Agenda Item VI.G.10. Waddell was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to offer Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

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

V.E.3. Gezzele Renee Martin RN097422 (Twigg)

Crawley moved, Link seconded, and it was unanimously carried to table Agenda Item V.E.3.

V.E.12. Kelly M. McCormick RN112030 (Twigg)

An attempt was made to contact McCormick telephonically. Malloch moved, Link seconded, and it was unanimously carried to dismiss the case.

V.E.3. Gezzele Renee Martin RN097422 (Twigg)

Robertson moved, Crawley seconded, and it was unanimously carried to reopen Agenda item V.E.3. Martin was present, telephonically, and addressed the Board. Twigg addressed the Board with additional information. Malloch moved, Robertson seconded, and after discussion it was unanimously carried to offer Consent Agreement for a Decree of Censure and a \$500 Civil Penalty, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

The meeting recessed at 4:21 p.m. and reconvened at 4:28 p.m.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.B.3. Wanda L. Hernandez CNA Exam (K. Olson)
(aka: Coates)

Link 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.B.8. Barbara A. Modesitt CNA Endorsement (K. Olson)

Olson addressed the Board with additional information. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation, with the attached stipulations. If not signed within 30 days, deny certification. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.D.1. Neilson D. Brown CNA Exam (Lester)

Malloch moved, Link 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.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.D.9. Cheryl K. Pete CNA Exam (Lester)

An attempt was made to contact Pete telephonically. Link moved, Malloch seconded, and it was unanimously carried to grant certification upon meeting all requirements and issue a letter of concern for the April 19, 2006 misdemeanor conviction of DUI in Flagstaff Municipal Court in Flagstaff, Arizona.

VI.F.4. Shannon Alisha Moore CNA1000001272 (Sage)

Sage addressed the Board with technical corrections to the investigative report and an amendment to the rules to delete 23(c). Crawley moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation with the attached stipulations, and a \$100 Civil Penalty be signed within 30 days or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.F.6. Stephanie Lorraine Okamura CNA1000005875 (Sage)

An attempt was made to contact Okamura telephonically. Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychiatric evaluation by a Board approved psychiatrist to be scheduled within 15 days and completed within 60 days and then return to Board.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.G.3. Billie Ann Chase CNA Endorsement (Crain)
(aka: Hull)

Crawley moved, Woulard seconded, and it was unanimously carried to continue the investigation to allow Chase the opportunity to obtain a substance abuse evaluation by a Board approved evaluator to be scheduled within 15 days and completed within 45 days and to include any additional testing deemed necessary by the evaluator. If 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 the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.G.9. Tina Swisher CNA999989138 (Crain)
(aka: Snyder)

Crain addressed the Board with additional information. Malloch moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared and has expertise in the area of substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

VI.G.11. Michelle Pauline Weaver CNA999987999 (Crain)
(aka: Garcia; Napier)

Crain addressed the Board with additional information. Hardy moved, Link seconded, and it was unanimously carried to offer Consent Agreement for an indefinite suspension pending the successful completion of rehabilitation and aftercare, followed by 24 months stayed suspension to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at the Board meeting.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

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

V.E.5. Sarfo K. Nimoh RN135069 (Twigg)

Link moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for giving a patient his personal phone number while working at the University Medical Center in Tucson, Arizona.

V.E.7. Jose Eduardo Chong RN134249 (Twig)

Crawley moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

V.E.9. Jeffrey Lynn Blakney RN131380 (Twig)

Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a addiction evaluation to be completed by a Board approved addictionologist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X			X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	3	X		X	X					

V.E.11. Janice Price Seward RN032381 (Twig)

Woulard moved, Link seconded, and it was unanimously carried to dismiss the case.

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

VII.A. Executive Director’s Report

VII.A.11. RN Endorsement Applicant Who Did Not Graduate From an Approved Basic Nursing Program: George Fells – Bontrager/Randolph

Fells was present, telephonically, and addressed the Board. Crawley moved, Link seconded, and it was unanimously carried to grant a “valid in AZ only” RN license upon providing proof of all of the following:

1. Holding a master’s degree in nursing.
2. Successful completion of clinical and didactic coursework in pediatric, maternity, and psychiatric/mental health nursing from an approved pre-licensure RN program, and
3. Meeting all other licensure requirements except graduation from an approved program

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

Malloch moved, Link seconded, and it was unanimously carried to approve minutes from regular Board meeting January 24, 25, & 26, 2007.

VII.A.4. Proposed Department of Health Services Bureau of Emergency Medical Services & Trauma System Substantive Policy Statement #SP-082-PHS-EMS, Emergency Medical Technicians (EMTs) Practicing in Hospitals – Randolph/Ridenour

Ridenour stated that the substance of the proposed policy change as, EMT hired or contracted to act as an EMT. Crawley moved, Link seconded, and it was unanimously carried to approve proposed policy statement #SP-082-PHS-EMS, Emergency Medical Technicians (EMTs) practicing in hospitals.

VII.A.5. Update on Proposed Legislation: 1.) Senate Bill 1100/Advanced Practice Nurse Changes – Dr. Link; 2.) Update on other Legislation - Ridenour

Link and Ridenour offered updates on proposed Legislation SB 1100 and other legislation.

VII.A.6. Proposed Changes for Consent Agreement for Civil Penalties – Blake/Smith

Blake gave an overview of the proposed changes for Consent Agreement for Civil Penalties. Malloch moved, Link seconded, and it was unanimously carried to approve proposed changes for Consent Agreement for Civil penalties.

VII.A.8. Update on Complaint Caseloads/Hearing Department Data/Personnel Changes – Smith/Bontrager/Barber/Blake/Barber/Ridenour

Smith gave an update on Complaint Caseloads and stated that 249 first time cases to the Board were on this Agenda and 751 open cases remain after this meeting. Smith report cycle time for cases to the Board is the lowest ever at 5.97 months.

Christl reported on the Hearing Department and stated that 4 open cases remain after this meeting from 2005, 38 from 2006 and 25 from 2007. On this Agenda are 3 from 2005 and 13 from 2006. Christl explained the increase in cases were due to the loss of one AAG in the Hearing Department.

VII.A.9. Update on the FY07 Budget & Proposed Budget 2008/2009 – Orchard/Bontrager

Bontrager reported that the 2006 budget had a total remaining \$44.00. For 2007, the budget spending is being followed closely. Equipment needed for IT will be ordered if other areas do not require more than the projected budget amounts.

VII.A.10. Approve Endorsement Applicant Laura Friedman for Licensure – Bontrager

Malloch moved, Robertson seconded, and it was unanimously carried to accept the Bellevue Community College re-entry program taken to meet the licensure requirements for Arizona.

VII.C. President’s Report

VII.C.4. Debriefing on Board Processes & Suggested Changes – Hardy/All

Board members offered their comments on this meeting.

VIII. Call to the Public

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

X. Adjournment

Crawley moved, Robertson seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 5:38 p.m., Wednesday, March 29, 2007

Karen Hardy, RN, MSN, President