

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00, Monday, March 25, 2013, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

Randy C. Quinn, CRNA, President
Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
Theresa (Terri) Berrigan, LPN, C-AL, Secretary
Kathryn L. Busby, JD, Member
Leslie Dalton, MSN, RN, Member
Lori Gutierrez, BS, RN-C, Member
M. Shawn Harrell, RN, MS, Member
Patricia Johnson, LPN, Board Member
Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member
Charleen L. Snider, BSN, RN, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Anna Finn, Assistant Attorney General
Judy Sirkis, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Kirk Olson, Lead Senior Investigator
Emma Mamaluy, JD, Chief Counsel

STAFF:

Frederick Arias, Senior Investigator Max Barker, Senior Investigator Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Frannie Breed, RN, BSN, Education Consultant Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant Dolores Hurtado, Senior Investigator Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator	Linda Monas, Senior Investigator Michelle Morton, Senior Investigator Cristina Oates, Legal Assistant Mary Rappoport, RN, MN, Nurse Practice Consultant Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Valerie Smith, RN, MS, FRE, Consultant to Exec Director Dirk Vandenberg, Sr., Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kris Wilson, RN, MSN, CNS, PMHBP, BC, Nurse Practice Consultant Barbara Melberg, Legal Secretary Lisa Youtsey, Administrative Assistant
---	---

I. Call to Order

The meeting was called to order at 8:00 a.m., Monday, March 25, 2013.

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

Quinn presided.

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

VI.I.3. Michelle Lamendola RN088656; AP0329 (Dahn)

An attempt was made to contact complainant, Catherine Wheeler, telephonically, and a message was left that the Board would move forward with the case. Snider moved, Berrigan seconded, and it was unanimously carried to dismiss the complaint.

VI.J.2. Julie A. Stott RN082346; AP1129 (Hunter)

Hunter addressed the Board with additional information. Attorney David Derickson was present and addressed the Board. Stott was present and available for questions. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for Suspension not to exceed 12 months, followed then by 36 months stayed suspension probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.A.5. John Gibson RN147933 (Monas)

Attorney Rob Chelle was present and addressed the Board. Johnson moved, McCormies seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no expense to the Board, to issue an Interim Order for a psychological evaluation to include an anger management evaluation by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.A.6. Sara Martinez CNA Exam (Monas)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.G.3. Rachel Joy Jamora RN170367 (Wagner)

Attorney Rob Chelle was present and addressed the Board. Dalton moved, Berrigan seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for suspension not to exceed 9 months pending the successful completion of a Refresher Course, during which time Respondent shall be issued a temporary license for “Refresher Course Only”, to be followed by 18 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.1. Charles Thomas Ihle LP027632; RN Exam (Kerrigan)

Attorney Rob Chelle was present and addressed the Board. Ihle was present and available for questions. Quinn moved, McCormies seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements, to grant licensure and accept the signed Stipulated Agreement for at minimum, 36-month CANDO participation. If current treatment meets standards, waive 30 day suspension.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI. RN/LPN/CNA Investigative Reports

**VI.H.3. Melissa Lunt RN040036 (Kish)
(aka: Batty; Lundy)**

McCormies recused herself and left the meeting at 8:26 a.m. Kish addressed the Board with additional information. Attorney Rob Chelle, was present and addressed the Board. Johnson moved, Dalton seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X		X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	1						X				

McCormies returned to meeting at 8:33 am

VI.H.4. Virginia Smith RN083810 (Kish)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.H.5. David William Brunton RN148454 (Kish)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.H.6. Amy Elizabeth Lloyd LP046485 (Kish) (aka: Foody)

Kish Addressed the Board and confirmed receipt of additional information. Attorney Kelly McDonald and Lloyd were present and available for questions. Busby moved, Gutierrez seconded, and after discussion it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, to issue a Letter of Concern for cheating by switching around screens and accessing websites during an online final exam at Phoenix Community College RN Program, on or about November 7, 2011, resulting in dismissal from the program.

VI.J.1. Loraine Claire Schenkel RN122042; AP2214 (Hunter)

Hunter addressed the Board and confirmed receipt of additional information. Attorney Kelly McDonald was present and available for questions. Quinn moved, Post seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for suspension not to exceed 12 months followed by 18 months probation to include the attached stipulations, If not signed within 30 days, issue Notice of Charges. After discussion, Quinn withdrew the motion. Busby moved, McCormies seconded, and it was unanimously carried to table Agenda Item VI.J.1.

Snider left the room at 9:15 a.m.

VI.B.7. Falisha Sue Hast CNA Exam (Richter)

McCormies moved, Dalton seconded, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a anger management evaluation by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny application and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order. After discussion, motion carried with eight in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X			X	X	X	X	X	X	X
NO	1		X								
ABSTAIN	0										
ABSENT	1			X							

VI.B.11. Luis Alfredo Mejia LP Endorsement (Richter)

Mejia was present and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the conviction in the Superior Court of California, County of Los Angeles on November 29, 2011 for Petty Theft, a misdemeanor.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X		X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	1			X							

Snider returned to the meeting at 9:19 am

VI.B.13. Michael Joan Rufino CNA Endorsement (Richter)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.B.14. Shanna Lea Cunningham RN Exam (Richter)

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

VI.C.9. Sylvia Margaret Lee RN135830 (Rappoport)
(aka: Perl)

Lee was present and addressed the Board. Gutierrez moved, Snider seconded, based upon the information in the investigative report, to issue a Letter of Concern for using a previously distributed study guide to Scottsdale Community College CNA students and subsequently using the same study guide test questions for the final examination for CNA students on April 27, 2010, while employed as the Program Coordinator at Scottsdale Community College, in Scottsdale, Arizona. The motion carried with nine in favor and one abstained.

Berrigan left the meeting at 9:28 a.m.

Berrigan returned to meeting at 9:32 a.m.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X		X	X	X	X	X	X
NO	0										
ABSTAIN	1				X						
ABSENT	0										

VI.J.1. Loraine Claire Schenkel RN122042; AP2214 (Hunter)

Berrigan moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.J.1. McCormies moved, Gutierrez seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for stayed suspension/probation not to exceed 3 months pending completion of a neuropsychiatric evaluation to include the attached stipulations to be followed by 18 months standard probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.D.2. Michelle Marie Hall RN152852; LP043603 (Greabell)

Post recused herself and left the meeting at 9:38 a.m.

Hall was present and addressed the Board. Johnson moved, Busby seconded to issue a Letter of Concern for testing positive for cannabinoids during a pre-employment urine drug screen that was performed on or around July 11, 2012 at Scottsdale Healthcare Osborn in Scottsdale, Arizona. The motion carried with nine in favor and one abstained.

VI.D.4. Cera Marie Murphy RN156489 (Greabell) (aka: Bethke)

Murphy was present and addressed the Board. Quinn moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for posting to her personal Facebook page on or around January 31, 2012 that you had a bad day following the death of a patient in the operating room in violation of facility policies including, HIPPA Confidentiality 3174 (II.A), (III.B.6) and Social Media Policy 12324 (III.C) while she was employed as a RN at Banner Thunderbird Medical Center in Glendale, Arizona and for failing to complete a pre-operative checklist on patient H.C. on January 20, 2012, while she was employed as the circulating RN at Banner Thunderbird Medical Center in Glendale, Arizona.

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

The meeting recessed at 9:45 a.m. and returned to meeting at 10:03 a. m.

VI.I.2. Janice Copeland RN025329 (Dahn)

Attorney Ann Fulton-Cavett was present and addressed the Board. Copeland was available for questions. Guterrez moved, Post seconded, and it was unanimously carried to issue a Letter of Concern for filling out prescriptions refills for two children, signing the providers name to the refills, and faxing the prescriptions to the pharmacy in Tucson, Arizona.

VI.E.23. Anecita Presto Uy LP Exam; CNA1000020921 (Sage) (aka: Lund)

McCormies recused herself and left the meeting at 10:09. Attorney Michelle Thompson was present and addressed the Board. Dalton moved to allow applicant to withdraw application. After discussion, the motion failed for lack of a second. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue an Order of Denial.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X		X	X	X	
NO	0										
ABSTAIN	0										
ABSENT	2						X				X

VI.I.1. Marilyn A. Ralston RN038766 (Dahn)

Attorney Michelle Thompson was present and available for questions. Johnson moved, Post seconded, and it was unanimously carried to dismiss the complaint.

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

V.C.3. Ashley Nicole McQuinn RN155036 (Galan)

McQuin was present and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for the January 18, 2013, and February 25, 2013, no-show random urine drug screens and allow Respondent to be terminated from the Order.

VI. RN/LPN/CNA Investigative Reports

VI.E.1. Martin Sabastian Anderson CNA1000026849 (Sage)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X	X	
NO	0										
ABSTAIN	0										
ABSENT	1										X

VI.E.4. Lindsey Nicole Felty-Deegan RN167882 (Sage)

Felty-Deegan was present and addressed the Board. Harrell moved, Post seconded, and it was unanimously carried to dismiss the complaint.

Busby returned to the meeting at 10:25 a.m.

VI.E.12. Ivy M. Meade CNA133303054 (Sage)

Meade was present and available for questions. Quinn moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for a patient’s impression that Respondent was unaware of how to care for her and disregarded infection control techniques on November 5 through 7, 2012 and for practicing out of her scope as a CNA when she attended to surgical drains and incisions while employed as a CNA at Villa Home Care in Scottsdale, Arizona.

VI.E.21. Cherri A. Sharp CNA677297803 (Sage)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X	X	
NO	1										X
ABSTAIN	0										
ABSENT	0										

VI.B.14. Shanna Lea Cunningham RN Exam (Richter)

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item VI.B.14. Richter addressed the Board with additional information. Cunningham was present and addressed the Board. Quinn moved, Berrigan seconded, and after discussion it was unanimously carried, upon meeting all licensure requirements, to grant licensure, and issue a Letter of Concern for the March 3, 1999, charges in the Maricopa County Superior Court for Possession of Marijuana, a class 6 felony and Possession of Drug Paraphernalia, a class 6 felony, for which she completed the TASC diversion program on September 24, 1999.

VI.G.1. Christopher Michael Dimieri RN113222 (Wagner)

Dimieri was present and addressed the Board. Berrigan moved, Snider seconded, and after discussion, it was unanimously carried to dismiss the complaint.

VI.G.5. Mary Alice Willar RN049263 (Wagner)

Willar was present and available for questions. Johnson moved, Snider seconded, and it was unanimously carried to dismiss complaint. Motion failed with three in favor and seven opposed. Quinn moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue a Letter of Concern for, while visiting a friend, P.N., on or about December 15, 2001, who was a patient at Banner Thunderbird Medical Center in Phoenix, Arizona, allegedly practicing beyond her scope by removing P.N.'s Foley catheter, and for initially saying she inserted the Foley catheter and later recanting her statement.

VI.G.4. Catherine Garcia Price RN159015 (Wagner)

Price was present and addressed the Board. Snider moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.K.3. Michelle Lynn Flarity CNA1000023877 (VandenBerg)

Flarity was present and available for questions. Johnson moved, Gutierrez seconded, and it was unanimously carried, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the December 13, 2011, conviction of extreme DUI (Driving Under the Influence) with a BAC of .20 or more, a misdemeanor, in the Mesa Municipal Court in Mesa, Arizona.

VI.K.1. Laurie Jeanne Beauprey CNA1000018733 (VandenBerg)

VandenBerg addressed the Board with additional information. Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the conviction of DUI (Driving Under the Influence) .08% or Higher, a Misdemeanor, and DUI .20% or Higher, a Misdemeanor, in the Superior Court of California, San Luis Obispo, California on August 29, 2011.

**VI.K.2. Christina N. Burnett LP Endorsement (VandenBerg)
(aka: Smith)**

Dalton moved, Gutierrez seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny licensure. The motion carried with nine in favor and one opposed.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	1								X		
ABSTAIN	0										
ABSENT	0										

VI.L.4. Patrice Mills LP Exam (Olson)

Olson addressed the Board with additional information. Mills was present and addressed the Board. Busby moved, Berrigan seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to accept the attached signed Consent Agreement for 12-months probation, to include the attached amended stipulations, and upon meeting all licensure requirements, grant licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.B.13. Michael Joan Rufino CNA Endorsement (Richter)

Dalton moved, Harrell seconded, and it was unanimously carried to reopen Agenda Item VI.B.13, for the purpose of allowing Rufino to address the Board.

Harrell left the meeting at 11:11

Busby moved, Gutierrez seconded, and it was unanimously carried to rescind prior Board motion and upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a substance abuse evaluation by a Board approved, PhD level, licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny application or issue Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X		X	X
NO	0										
ABSTAIN	0										
ABSENT	1								X		

Harrell returned to the meeting at 11:22 a.m.

VI.M.2. Maria Christina Valencia RN111361 (Kerrigan)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.N.1. Yoon Choi RN157733 (Austin)

Choi was present and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report and update investigative report, and on determination of reasonable cause based upon the facts alleged in the investigative report (and material presented at the Board meeting), withdraw the November 8, 2012, to offer for a Consent Agreement, and issue an Interim Order at the Board's expense for a psychological evaluation by a Board approved licensed psychologist and a Nurse Practice Evaluation by a Board approved evaluator, to include any additional testing deemed necessary by either evaluation, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations for failure to comply with the Interim Order.

VI.E.6. Sandra Ann Hamilton LP022675 (Sage)

Hamilton was present and available for questions. Busby moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for failing to check a resident who had complained of knee pain before she left her shift while employed as an LPN at Archie Hendricks Skilled Nursing Facility in Sells, Arizona on September 2, 2012. After discussion, Busby moved, Quinn seconded, and it was unanimously carried to recind prior motion and dismiss complaint.

IV.D.1. Diane Louise Frey RN168809 (Bontrager)

Bontragar addressed the Board with additional information. Frey was present and available for questions. Johnson moved, McCormies seconded, and it was unanimously carried to grant certification

of an ACNP (acute care nurse practitioner) when all requirements are met except completion of an acute care specialty program that meets the Board approval.

VI.A.4. Josephine Francis LP Endorsement (Monas)
(aka: Nwsou; Josephine Nkechi Egwekweh)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

VI.A.8. Paul Rivera CNA Exam (Monas)

Monas addressed the Board with additional information. Rivera was present and available for questions. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report and the updated investigative report, and upon meeting all certification requirements and signing a Consent Agreement for a twenty-four (24) month Stayed/ Revocation Probation, including the attached stipulations, to grant certification. If not signed within 30 days, deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Arizona State University, Gateway Community College, University of Arizona, Northern Arizona University and Mesa Community College nursing students regarding Board functions, policies and procedures. Questions were asked on:

- The general pattern for a nurse career
- The time frame for denial of licensure
- Defining Registry
- The challenge between separating personal and professional feelings
- The timeframe to make a complaint against a nurse
- Whether investigations are under the discretion of an employer to let an employee work

Busby left the meeting at 12:07 p.m.

- Whether dismissals for working outside of scope will appear on website

Post left the meeting at 12:15 p.m.

The meeting recessed at 12:15 p.m. and reconvened at 1:00 p.m.

VI. RN/LPN/CNA Investigative Reports

VI.D.10. Justin Livingston Sirinek TRN176783 (Greabell)

Quinn moved, McCormies seconded, and it was unanimously carried, to table Agenda Item VI.D.10.

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

V.C.9. Toni Denise Stamps RN116652 (Galan)

Galan addressed the Board with additional information. Stamps was present and available for questions. McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a 24-month

stayed revocation with the license suspended during the first 12 months and on probation the second 12 months, followed by a 24-month probation, and to include the attached stipulations. If not signed within 15 days, issue Complaint and Notice of Hearing.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI. RN/LPN/CNA Investigative Reports

VI.M.1. Stephanie Jean Smith RN148284 (Kerrigan)

Smith was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, to issue an Interim Order for an addiction evaluation to be completed by a Board approved addictionologist (physician) evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.C.1. Matthew Nelson Crisp RN137015 (Rappoport)

Rappoport addressed the Board and confirmed receipt of additional information. Johnson moved, Harrell seconded, and it was unanimously carried to issue a Letter of Concern for administering a total of 5 Percocet tablets on June 20, 2012, in a 3-hour time period for resident R.L., while employed as a registered nurse at Montecito Acute Pain and Rehabilitation, in Mesa, Arizona.

**VI.C.3. Beth Louise Claudio TRN165125 (Rappoport)
(aka: Humber; Lightfoot)**

Rappoport addressed the Board with additional information. Quinn moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in this investigative report, issue an Order of Denial.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.C.5. Denise Rene Holmes LP043368 (Rappoport)
(aka: McGee; Cutter)**

McCormies moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges. The motion carried with seven in favor and abstained.

**VI.C.6. Tamara Lee Fox RN070277; LP022953 (Rappoport)
(aka: Martin)**

Berrigan moved, McCormies seconded, and it was unanimously carried to dismiss the complaint.

VI.C.8. Heather Michelle Crites RN164487 (Rappoport)

(aka: Martin; Troesch)

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

VI.C.10. Paula Bias RN095067 (Rappoport)
(aka: Paul Jean Bias; Paula Jean Swain; Paula Jean Pishel)

Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute and rule violations identified in this investigative report, to issue a Letter of Concern for practicing beyond her scope as a registered nurse on or about December 21, 2012, when she flushed a patient's Pleurx chest drainage catheter without having a hospital policy and procedure in place, while employed as an emergency room nurse at Banner Gateway Medical Center, in Gilbert, Arizona.

VI.C.12. Stacy Martin Dandridge RN124146; AP2230 (Rappoport)
(aka: Stacy Amanda Martin)

Rappoport addressed the Board and confirmed receipt of additional information. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.C.4. Christina Ann Sabin RN157329; LP044401 (Rappoport)
(aka: Wilson)

Rappoport addressed the Board with additional information. An attempt was made to contact Christina Sabin telephonically and a message was left that the Board would move forward with the case. Quinn moved, Johnson seconded, and it was unanimously carried, based upon the finding of fact and statute/rule violations identified in the investigative report, to offer Consent Agreement for Decree of Censure. If Consent Agreement not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.I.4. William Kenneth Meyers RN047786; CRNA0688 (Dahn)

Complainant Margaret Kip, was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.I.5. Toby Douglas Richards RN151742; AP3005 (Dahn)

Johnson recused herself and left the meeting at 2:01 p.m. Dahn addressed the Board with additional information. Snider moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X		X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	3		X							X	X

VI.N.2. Valerie Jean Duncan RN049122 (Austin)

Duncan was present and available for questions. Gutierrez moved, Quinn seconded, and it was unanimously carried, to issue a Letter of Concern for receiving a complaint from St. Luke's Medical Center in Phoenix, Arizona, on or about October 10, 2011, alleging that she engaged in abusive and threatening behavior toward patient M.R. while working as a RN in the Special Care Unit on or about October 25 & 26, 2011.

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

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

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

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

III.D.1. Joe Daniel Munoz LP029628 Hurtado
 Information was provided to the Board regarding Cease and Desist letters sent to the names listed above.

IV. Lapsed Licenses & Certificates, Felony Bar Cases, Notice of Charges, Notice of Denial of Application for Licensure/Certification, Applicants for Licensure/ Accept Signed Consent Agreement

IV.A. Lapsed Licenses & Certificates: Possible Administrative Penalty

IV.A.1. Board Staff Recommendation: Offer Consent Agreement (Driver)

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.1.a.	Loretta Mescal	CNA999953412	\$25
IV.A.1.b.	Natalie Olivas	CNA1000026011	\$25
IV.A.1.c.	Veloria nez	CNA1000026879	\$25
IV.A.1.d.	Jennifer Pace	CNA1000009853	\$25
IV.A.1.e.	Diana Keeney	CNA1000016318	\$25
IV.A.1.f.	Tammy Skidmore	CNA1000011964	\$25
IV.A.1.g.	Rachel Torgerson	CNA999952727	\$25

Johnson moved, Dalton seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an Administrative Penalty for the amount stated for working on an expired certificate. If the Administrative Penalty is not paid within 6 months of the effective date of the order, issue Notice of Charges; and referral of the employer will be made to the Department of Health Services for licensee/certificate holders working on a lapsed license/certificate for three months or greater.

IV.A.2. Board Staff Recommendation: Accept Signed Consent Agreement (Driver)

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.2.a.	Nicole McGarrah	CNA1000028992	\$25
IV.A.2.b.	Terra Mitchell	CNA1000012428	\$25
IV.A.2.c.	Amy Colin	CNA1000024416	\$25
IV.A.2.d.	Victoria Wagoner	CNA1000025117	\$25

Johnson moved, Dalton seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to accept the signed Consent Agreement and paid Administrative Penalty for the amount stated for working on an expired certificate; and referral of the employer will be made to the Department of Health Services for licensees/certificate holders working on a lapsed license for three months or greater.

IV.A.3. Board Staff Recommendation: Accept Signed Consent Agreement/Grant Licensure

Agenda #	Name	License/Certificate #	Penalty Amount	Staff
IV.A.3.a.	Jamie Lynn Pagels (aka: Smith; Morris)	RN Endorsement	\$500	Kish

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute and rule violations identified in the investigation report, and upon meeting all licensure requirements, to accept the signed Consent Agreement for an Administrative Penalty in the amount stated, and grant licensure.

IV.B.2. Felony Bar Cases

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

Agenda #	Name	License/Certificate #	Staff
IV.B.2.a.	Gwendolyn Yvette Wilson	CNA022493103	Monas
IV.B.2.b.	Marilyn Elizabeth Combo	CNA1000029891	Richter

Quinn moved, McCormies seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2. a - b.

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

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

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

V.C.1. Audrey Idelle Dear CNA1000022536 (Galan)

Galan addressed the Board and confirmed receipt of additional information. Snider moved, Harrell seconded, and it was unanimously carried to issue a Letter of Concern for the January 11, 2013, no-show random urine drug screen and allow Respondent to continue on with the Order.

V.C.4. Valerie Karen Cassel RN123213; LP037713 (Galan)

McCormies moved, Dalton seconded, and it was unanimously carried, based upon the language of the Order and the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to offer a Consent Agreement for a Decree of Censure for non-compliance with the terms and conditions of the Order, including: failure to submit to hair follicle testing in June 2012 and December 2012, failure to submit a quarterly report by October 31, 2012, and failure to submit psychological reports on April 30, 2012, July 31, 2012, and January 31, 2013, and then terminate Respondent from the Order. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.C.5. Tiffany Alice Horn RN150360; LP042052 (Galan)

Dalton moved, Johnson seconded, and it was unanimously carried to grant Respondent's request to amend paragraph 9 of the Order to allow Respondent to complete her psychological re-evaluation with a PhD level Board approved evaluator, other than Dr. Maryann Foley, and issue a Letter of Concern for the missed urine drug screens on December 26, 2012, January 3, 2013, and January 17, 2013, and allow Respondent to continue on with the Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.C.7. Holy Hartley-Cobb RN052454 (Galan)

Galan addressed the Board with additional information. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the language of the Order and the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to lift the stay of revocation.

V.C.8. Richard Jerome Biggs RN104062 (Galan)

Quinn moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a 24-month stayed revocation with the license suspended during the first 12 months and on probation the second 12 months, followed by a 24-month probation, and to include the attached stipulations. If not signed within 15 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

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

V.D.1. Holly Alicia Bell Stewart RN147212; CNA100000359 (Oates)

Snider moved, McCormies seconded, and it was unanimously carried to approve Respondent's request to amend paragraph 14 of the Order to allow direct supervision by Dr. Sham Vengurlekar, MD or a RN while employed at Premier Pain Institute in Phoenix, Arizona.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.D.3. Zipporah Ruth Amie CNA1000011791 (Oates)

Snider moved, Harrell seconded, and it was unanimously carried to approve Respondent's request to amend paragraph 3 of to the Order to allow Respondent's volunteer hours at Hallmark Hospice as a hospice volunteer, under direct supervision, to count towards her work requirement, and amend paragraph 4 of the Order to state that Respondent shall cause Hallmark Hospice to inform the Board, in writing and on employee letterhead, acknowledgement of the Consent Agreement and Order, and Respondent shall cause Hallmark Hospice to submit to the Board in writing, quarterly performance evaluations on the Board approved form.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.D.5. Elva Georvany Lafforthun RN176667 (Oates)

Dalton moved, Snider seconded, and it was unanimously carried to approve Respondent's request to amend paragraph 9 of the Order and allow Respondent to work the night shift at St. Joseph's Hospital or Hospice of the Valley on an inpatient unit with direct supervision as defined in the Order. All other requirements of the Order shall remain in effect.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.D.7. Marian Barnett Talmon RN079039; AP0337 (Oates)

Snider moved, Dalton seconded, and it was unanimously carried to approve Respondent's request to amend paragraph 6 of the Order to allow Respondent to work any shift under direct supervision as currently defined by the Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

V.E. Notice of Charges for RN/LP/CNA Noncompliance

V.E.2. Sonda M Maxwell LP014125 (Galan)

V.E.3. Jennifer Marie Magrady RN171804 (Galan)

V.E.4. Mary Jane Schmidt LP023051 (Galan)

V.E.5. Paula Sue Schwartz RN090867 (Galan)

Quinn moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, issue Notice of Charges

VI. RN/LPN/CNA Investigative Reports

VI.A.1. Tracy Lanita Branham CNA Exam (Monas)
(aka: Shackelford)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.2. Carla Yvette Carry CNA Endorsement (Monas)
(aka: Henderson)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.3. Victoria Currie CNA Exam (Monas)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.7. Raquel Irene Padilla CNA1000015806 (Monas)

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

**VI.A.9. Maria Salazar CNA Exam (Monas)
(aka: Guerra)**

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.A.10. Myra Shabazz CNA Exam (Monas)
(aka: Monroe)**

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.A.11. Carla Elizabeth Simon CNA Endorsement (Monas)
(aka: Johnson)**

Monas addressed the Board with additional information. Quinn moved, Johnson seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, and at no cost to the Board, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.12. Travis Kenneth Taylor CNA Exam (Monas)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.13. Raquel Lynette Yazzie CNA Exam (Monas)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.A.14. Felicia Ann Hereford CNA Endorsement (Monas)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway Community College, Eastern Arizona College, and Arizona State University nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- The evaluation process
- Drug Screening Standards
- Tips for students to prevent losing license
- The difference between Decree of Censure and Letter of Concern
- Voluntary Surrender
- Reasons why Driving Under the Influence come to the Board
- The length of time you have to report an arrest to the Board
- Role of the investigator and the entire process
- The process of becoming a Board member
- What is CANDO

The meeting recessed at 3:16 and reconvened at 3:30 p.m.

VI. RN/LPN/CNA Investigative Reports

VI.B.1. Yvonne Marie Brown CNA Exam (Richter)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.2 Michael Blevins CNA Exam (Richter)

McCormies moved, Gutierrez seconded, and it was unanimously carried to table Agenda Item VI.B.2.

VI.B.3. Steven Richard Cracknell CNA Exam (Richter)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.4. Jennifer Shelly Dechenne RN Endorsement (Richter)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.B.5. Dynette Harletta Eddie CNA Endorsement (Richter)
(aka: Becenti)**

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.6. David Lee Edge CNA Exam (Richter)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.B.8. Ursula Donna Isaac RN171143 (Richter)
(aka: Miller)**

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

**VI.B.9. Chanel Johnson CNA Endorsement (Richter)
(aka: Robinson)**

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.B.10. Vincent Edward Lovato RN127135 (Richter)
(aka: Bernal)**

Johnson moved, Quinn seconded, based on the findings of fact and statute/rule violations identified in the investigation report, to issue a Letter of Concern for the conviction on April 17, 2011, in the Litchfield Park City Court, for Driving Under the Influence with BAC of .08 or above, a misdemeanor, and for failing to report the charge to the Board within ten days as required by statute and rule. After discussion, the motion carried with five in favor and three opposed.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	5	X	X	X	X				X		
NO	3					X	X	X			
ABSTAIN	0										
ABSENT	2									X	X

**VI.B.12. Nancy Sue Palmore RN Endorsement; 51674 (TN Compact)(Richter)
(aka: Harris)**

Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny CRNA licensure, and revoke applicant’s privileges to practice as an RN in Arizona.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.15. Jennifer Ann Rodriguez CNA1000021154 (Richter)

Johnson moved, Berrigan seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.16. Robert Anthony Moore CNA1000024327 (Richter)

Richter addressed the Board and confirmed receipt of additional information. McCormies moved, Dalton seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.17. Geri Louise Harding LP Endorsement (Richter)
(aka: Stephanos; Jarosz)

Harding was present, telephonically and available for questions. Quinn moved, Snider seconded, and it was unanimously carried, upon a determination of reasonable cause, based upon the facts alleged in the investigative report, and material presented at this meeting, and at no cost to the Board, to issue an Interim Order for a relapse prevention evaluation by Board approved, PhD prepared, licensed psychologist, and to include any additional testing deemed necessary by the evaluator. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny application and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order. After discussion, Quinn moved, Snider seconded, and it was unanimously carried to amend the motion to include: allow 60 days to complete evaluation.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.B.18. Colleen Terese Grady LP044406 (Richter)

Dalton moved, Johnson seconded, and it was unanimously carried, issue an Interim Order for a substance abuse evaluation with an emphasis on substance abuse and anger management to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.2. Brandi Lynn Cicco CNA100008635 (Sage)

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

VI.E.3. Aden Abate Desta CNA1000032855 (Sage)

Berrigan moved, Snider seconded, and after discussion, it was unanimously carried to issue a Letter of Concern for inadvertently squeezing a resident's arm too tightly during care leaving bruises on her arm on June 30, 2012 while employed as a CNA at Glendale Care Center in Glendale, Arizona. After discussion, the motion carried with six in favor and two opposed.

VI.E.5. Kimberly Marie Galindo CNA999995128 (Sage)
(aka: Kline)

Gutierrez moved, Quinn seconded, and it was unanimously carried to issue a Letter of Concern for reportedly offering to care for clients outside of her employment with Celestial Care due to scheduling problem.

VI.E.7. Michael C. Manuel CNA1000033843 (Sage)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.8. Catalina Martinez CNA314564461 (Sage)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.9. Michelle Dawn Helvik CNA1000025719 (Sage)

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

VI.E.10. Annie Ruth Lee LP025985 (Sage)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.11. Sergio Faustino Diaz CNA1000007483 (Sage)

Snider moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for failing to change a resident known to have a leaking catheter, from 4:00 p.m. until 9:30 p.m. while employed as a CNA at Santa Rosa Care Center in Tucson, Arizona on September 15, 2012.

**VI.E.13. Amanda Kristine Monroe CNA999993257 (Sage)
(aka: Moore)**

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

VI.E.14. Joyce Rachele Obiol RN119024 (Sage)

Gutierrez moved, Harrell seconded, and it was unanimously carried to issue a Letter of Concern for reportedly infringing on the practice of a nurse practitioner by presenting misleading and incorrect information to her patients while employed as a Wellness Nurse at The Fountains Retirement Community in Tucson, Arizona in 2011.

VI.E.15. Paul Onyekachi Okoromkwo LP043311 (Sage)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.16. Aurea Acorda Plotado LP044818 (Sage)
(aka: Acorda)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.17. Jennivee June Vincent CNA100002996 (Sage)
(aka: Jackson)

Snider moved, Gutierrez seconded, based upon the findings of fact, statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges. After discussion, Snider withdrew motion. Snider moved, McCormics seconded, and it was unanimously carried to issue a Letter of Concern for neglecting to check on the welfare of her assigned resident J.F. during the 2:30 p.m. to 10:30 p.m. shift on September 30, 2012 while employed as a CNA at Estrella Care Center in Avondale, Arizona and so were unaware he had eloped from the facility.

VI.E.20. Jennifer M. Sandoval CNA178923803 (Sage)

Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension of CNA certificate not to exceed 12 months pending taking CNA classes and successfully passing manual and written skills test, to be signed within 30 days or issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.22. Barbara D. Spayde LP021745 (Sage)

Quinn moved, Harrell seconded, and it was unanimously carried, to dismiss the complaint of abandonment, and based upon the findings of fact and statute/rule violations identified in the investigative report regarding the Montecito in Peoria, Arizona, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.E.24. Mae West CNA593575803 (Sage)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X	X			
NO	1								X		
ABSTAIN	0										
ABSENT	2									X	X

**VI.E.25. Shirley Ann Whitehouse CNA1000011761 (Sage)
(aka: Whitaker; Moody; Brown)**

Snider moved, Harrell seconded, based upon the findings of fact and statute/rules violations identified in the investigative report, to dismiss the complaint. The motion carried with six in favor and two opposed.

VI.H.1. Benjamin Scott Bergstrom RN Endorsement (Kish)

Bergstrom was present, telephonically and available for questions. Snider moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for the 2007 Driving Under Influence conviction in California.

VI.H.7. Erin Michelle Nolan RN148308 (Kish)

Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the Louisiana discipline for unprofessional conduct in or around August-December, 2010, at West Jefferson Medical Center in Marrero, Louisiana.

VI.H.8. John Thomas Sefranek RN167737 (Kish)

Sefranek was present, telephonically and available for questions. Johnson moved, Berrigan seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report, to issue an Interim Order for a Nurse Practice Evaluation to be completed by a Board approved evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

**VI.H.9. Loretta Jane Xenos RN111990 (Kish)
(aka: Cessna; Demarlie)**

Quinn moved, Harrell seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report, to issue an Interim Order for a Nurse Practice Evaluation to be completed by a Board approved evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.H.10. Bruce Wayne Elmendorf RN Reissuance Applicant (Kish)

Elmendorf was present, telephonically and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to grant reissuance of license.

VI.H.11. Michael Scott Andrews LP Exam (Kish)

Kish addressed the Board with additional information. An attempt was made to contact Michael Andrews, telephonically and a message was left that the Board would move forward with the case. McCormies moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violation identified in the investigative report, upon signing a Consent Agreement for suspension of the license not to exceed 12 months to include the attached stipulations, followed then by 18 months stayed suspension during which time the license will be placed on probation followed then by 18 months probation and to include the attached stipulations, to grant licensure. If not signed within 30 days, deny license.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

VI.H.12. Craig Steven Komadino RN115286 (Kish)

Craig Komadino was present, telephonically and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

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

VII.A.6. Proposed Revised Board Scripts – Mamaluy

Berrigan moved, Dalton seconded, and it was unanimously carried, to approve revised Board scripts.

The meeting recess at 4:42, Monday, March 25, 2013.

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00 a.m., Tuesday, March 26, 2013, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

Randy C. Quinn, CRNA, President
Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
Theresa (Terri) Berrigan, LPN, C-AL, Secretary
Kathryn L. Busby, JD, Member
Leslie Dalton, MSN, RN, Member
Lori Gutierrez, BS, RN-C, Member
M. Shawn Harrell, RN, MS, Member
Patricia Johnson, LPN, Board Member
Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Anna Finn, Assistant Attorney General
Judy Sirkis, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Kirk Olson, Lead Senior Investigator
Emma Mamaluy, JD, Chief Counsel

STAFF:

Frederick Arias, Senior Investigator Max Barker, Senior Investigator Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Frannie Breed, RN, BSN, Education Consultant Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant Dolores Hurtado, Senior Investigator Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator	Linda Monas, Senior Investigator Michelle Morton, Senior Investigator Cristina Oates, Legal Assistant Mary Rappoport, RN, MN, Nurse Practice Consultant Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Valerie Smith, RN, MS, FRE, Consultant to Exec Director Dirk Vandenberg, Sr., Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kris Wilson, RN, MSN, CNS, PMHBP,BC, Nurse Practice Consultant Barbara Melberg, Legal Secretary Lisa Youtsey, Administrative Assistant
---	--

I. Call to Order

The meeting was called to order at 8:00 a.m., Tuesday, March 26, 2013.

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

Quinn presided.

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

II.A. Administrative Law Judge (ALJ) Recommendations II.A.

1. Thea Grijalva RN140479 Campbell

The proceeding began at 8:02 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez.

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

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

Campbell addressed the Board and requested the Board accept the Administrative Law Judge's recommended findings of fact and conclusions of law and to accept Order for revocation.

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

Johnson moved, Dalton seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 22.

Johnson moved, Dalton seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 7.

Johnson moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order and to revoke professional nurse license No. RN140479 previously issued to Thea Grijalva.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.A.2. Pamela Marie Kause RN130944 Campbell

The proceeding began at 8:07 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez,

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

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

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept Order for revocation.

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

McCormies moved, Snider seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 25.

McCormies moved, Snider seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 7.

Harrel moved, McCormies seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN130944 previously issued to Pamela Kause.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.A.3. Christopher James Allen RN140096 Finn

The proceeding began at 8:09 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez.

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

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

Finn addressed the Board and requested the Board adopt the Administrative Law Judge’s recommended findings of fact and conclusions of law and to adopt Order for revocation.

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

McCormies moved, Gutierrez seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 24.

McCormies moved, Gutierrez seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 9.

McCormies moved, Snider seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN140096 previously issued to Christopher James Allen.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.A.4. Janel Jennifer Murray RN134111 Finn

The proceeding began at 8:11 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez.

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

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

Finn addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to accept the Order of revocation.

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

Gutierrez moved, Snider seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 34.

McCormies moved, Gutierrez seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 14.

Harrell moved, Snider seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN134111 previously issued to Janel Murray.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.1. Elizabeth M. Melvin RN112584 Finn

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

Attorney Teresa Sanzio was present and addressed the Board.

Snider moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for alleged practice issues while working registry between 2004 and 2007, including alleged failure to document patient care accurately or completely and alleged knowledge deficits in neurological intensive care while employed as a registry nurse.

II.C.2. Valorie Kitaj RN076431 Campbell

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

Attorney Teresa Sanzio was present and addressed the Board.

Johnson moved, Dalton seconded, and it was unanimously carried to dismiss the case.

II.C.3. Audrey Lynn Hollatz RN085435 Campbell

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

Hollatz was present and addressed the Board.

McCormies moved, Snider seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months stayed revocation/probation followed by 12 months standard probation.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.C.4. Connie S. McLeod RN079900 Campbell

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

Campbell addressed the Board and recommended the Board accept proposed Consent Agreement.

Attorney Camila Alarcorn was present and addressed the Board.

Gutierrez moved, Dalton seconded, and it was unanimously carried to accept the proposed Consent Agreement for a \$250 Civil Penalty.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.C.5. Alexis Baes Miranda RN102584 Campbell

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

Campbell addressed the Board and recommended the Board to accept proposed Consent Agreement.

Attorney Farin Akins and Miranda were present and available for questions.

Johnson moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.C.6. Willie Charles Bell CNA1000019500 Campbell

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

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

Bell was present, telephonically and available for questions.

Quinn moved, McCormies seconded, and it was unanimously carried to accept the proposed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.C.7. Gary William Murray RN132399 Campbell

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

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

Attorney Kelly McDonald was present and available for questions.

Quinn moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline 2A

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Mark Dwight Blocker	RN130134	Revocation	Finn

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

Finn addressed the Board and requested the Board accept the State’s recommended discipline for the above listed.

Blocker was present, telephonically and available for questions.

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

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

Blocker was given the opportunity to respond to suggested discipline.

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline 2A

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.3.	Juanita Myrtis Crews	RN143944	Revocation	Finn

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

Attorney Rob Chelle was present and addressed the Board.

Finn addressed the Board and noted the state does not oppose denial to deem.

Snider moved, Dalton seconded, and it was unanimously carried to deny the State's Motion to Deem Allegations Admitted.

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.2.	Kara Jean Burech	RN121495	Revocation	Finn
II.D.4.	Lori Lynn Dukes	CNA1000012665	Revocation	Finn
II.D.5.	Rahee Willie Mangum	RN124389	Revocation	Finn
II.D.7.	Gilbert Arthur Ramos	CNA999996202	Revocation	Finn
II.D.8.	Gwen Renee Reese	LP031894	Revocation	Finn
II.D.9.	Martha Mae Schlener	LP040222	Revocation	Finn
II.D.10.	Barbara Krouch Toyama	RN068761	Revocation	Finn
II.D.11.	Sheree Nelson Weisz	RN061958	Revocation	Finn
II.D.12.	Sandal Fritz Wronko	RN057533; LP018953	Revocation	Finn

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

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

Johnson moved, Berrigan seconded, and it was unanimously carried to grant the State's Motions to Deem Allegations Admitted.

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

Johnson moved, Dalton seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.2, 4, 5, 7 through 12.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.6.	Louie Morales, Jr.	LP041530	Revocation	Finn

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

An attempt was made to contact Morales telephonically and a message was left that the Board would move forward with the case.

Finn addressed the Board and requested the Board deem allegations as admitted.

Dalton moved, Snider seconded, and it was unanimously carried to grant the State's Motions to Deem Allegations Admitted.

Dalton moved, Snider seconded, and it was unanimously carried to adopt the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notices of Charges.

Johnson moved, Snider seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X	X	X		
NO	0										
ABSTAIN	0										
ABSENT	2									X	X

II.E. Rehearing Requests or Review of Board Decision

II.E.1. Lisa LaNette Nelson CNA Endorsement Campbell 3

The proceeding began at 8:58 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez,.

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

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

Campbell addressed the Board and recommended the Board deny request for rehearing.

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

II.G. Hearing Department Investigative Reports

**II.G.1. Michelle Elaine Chanin RN153673 Finn
(aka: Giubinni)**

Quinn moved, Johnson seconded, and it was unanimously carried to issue the attached Complaint and Notice of Hearing.

II.G.2. Heather Anne Smith LP043198 Finn
Finn was present and addressed the Board with additional information. No further action taken.

II.G.3. Phyllis Miller LP032030 Campbell/Barbar
Attorney Teressa Sanzio was present and addressed the Board. Barber addressed the Board and confirmed receipt of additional information. Johnson moved, McCormies seconded, and it was unanimously carried to issue a Complaint and Notice of Hearing so that the allegations in the investigative report can be joined with allegations in the case already pending in the hearing department.

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

VI.P.2. Cara McClain LP043984 (Austin)
Quinn moved, McCormies seconded, and it was unanimously carried to accept McClain into the CANDO Program.

VI.D.8. Valerie Ann Polson RN127770 (Greabell)
(aka: Valerie Lepper Johansson)
Polson was present, telephonically, and addressed the Board. Attorney Teressa Sanzio was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for taking unauthorized pictures of a patient's body parts without the patient's consent, on or about August 2011, using her personal cell phone in the operating room and then posting the pictures to her personal social media platform, Facebook, while employed as an RN at Northwest Tucson Surgery Center in Tucson, Arizona.

VI.D.9. Elissa Suzanne Gomez RN158311; CNA999989468 (Greabell)
Attorney Teressa Sanzio was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, Issue a Letter of Concern for altering M.F.'s general consent for surgery on or around January 31, 2012, by adding the word spinal to the type of anesthesia used after M.F. had already signed the informed consent form for general anesthesia while Respondent was employed as a RN at Mountain Vista Medical Center in Mesa, Arizona.
Snider returned to the meeting at 9:23 a.m.

VI.G.6. Deborah E. Thibodeau RN054245 (Wagner)
Wagner addressed the Board and confirmed receipt of additional information. Thibodeau and attorney Teressa Sanzio were present and addressed the Board. Dalton moved, Berrigan seconded, based upon the findings of fact and statute/rule violations contained in the investigative report, to issue a Letter of Concern for a medication error made on or about August 29, 2012 and for mislabeling lab specimens on or about October 6, 2012 while employed as a registered nurse at Yavapai Regional Medical Center in Prescott, Arizona. After discussion, the motion carried with seven in favor and two opposed.

Busby arrived at the meeting at 9:28 a.m.

VI.F.8. Samantha June Collett RN Exam (McWilliams)
Attorney Teressa Sanzio was present and addressed the Board. Johnson moved, Busby seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the March 24, 2005 conviction for Failure to Provide ID, a misdemeanor, in Apache Junction, Arizona; the August 29, 2004 arrest in Tempe, Arizona, resulting in a TASC Drug Diversion Program for Possession of

Dangerous Drugs, a felony, and Drug Paraphernalia, a misdemeanor, which were dismissed after successful completion of the program; the admission of previous drug addiction and current alcohol use; and the diagnosis by Dr. Lett, a Board approved evaluator, of Methamphetamine Dependency in Full Sustained Remission, who also opined that Respondent's light social use of alcohol and positive family history of chemical dependency are seen as risk factors for activating an active substance use disorder.

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

V.C.2. Leasa Marie Michael RN156154 (Galan)

Michael was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for the January 28, 2013, no-show random urine drug screen and allow Respondent to continue on with the Order.

V.C.10. Shawn M. Staggs CNA1000035072 (Galan)

An attempt was made to contact Staggs telephonically and a message was left that the Board would move forward with the case. McCormies moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for the September 11, 2012, no-show random urine drug screen, and excuse the January 24, 2013, no-show random urine drug screen due to illness, and allow Respondent to continue on with the Order.

V.C.11. Brandon Alan Voll RN119288; LP037083 (Galan)

Voll was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried, based on the information contained in the monitoring investigative report, to deny acceptance of Dr. Rex Smyly's substance abuse evaluation and allow Respondent to obtain a substance abuse evaluation with PhD level Board approved evaluator, at the Boards expense, and report Dr. Smyly to the Arizona State Board of Behavioral Health Examiners regarding the 2012 Theft conviction, a class 6 undesignated felony, in Yavapai County Superior Court.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

Recess at 9:47 a.m. and reconvened at 10:09 a.m.

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.2. Kristin Anne Freeman RN127972 (Kerrigan)

Freeman was present, telephonically, and was available for questions. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to accept the signed Stipulated Agreement for, at minimum, 36-month CANDO participation.

V.F.3. Rochelle Rapp Brozina RN076304 (Kerrigan)

Brozino was present, telephonically, and addressed the Board. McCormies moved, Snider seconded, and it was unanimously carried, to allow Respondent the opportunity to remain in CANDO with the addition of quarterly hair follicle testing for the duration of the Stipulated Agreement.

V.E. Notice of Charges for RN/LP/CNA Noncompliance

V.E.1. Shonna L. Luck RN120022 (Galan)

Galan addressed the Board with additional information. An attempt was made to contact Luck telephonically and a message was left that the Board would move forward with the case. McCormies moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, adopt Notice of Charges.

VI. RN/LPN/CNA Investigative Reports

VI.D.1. Lori Rose Aaron RN159856; CNA1000013617 (Greabell)

Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a (12) month probation to include the attached stipulations, amended to update findings of fact #2, as noted. If not signed with 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI. RN/LPN/CNA Investigative Reports

**VI.D.3. Celia Lawrence LP034775 (Greabell)
(aka: Wright)**

Gutierrez moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact identified in the investigative report, issue a Complaint and Notice of Hearing.

VI.D.5. Sharon Lee Pickens RN044133 (Greabell)

McCormies moved, Gutierrez seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report (and material presented at this Board meeting), at no cost to the Board, issue an Interim Order for a substance abuse evaluation to be completed by a Board approved Addictionologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed within 45 days, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.D.6. Kelli Anne Roth RN159519 (Greabell)

Quinn moved, Gutierrez seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report (and material presented at this meeting), at no cost to the Board, issue an Interim Order for a substance use disorder evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed within 45 days, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

**VI.D.7. Candice Nicole Hough LP044633 (Greabell)
(aka: Hightower)**

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

VI.E.18. Maria A. Soto CNA679983803 (Sage)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.F.1. Kate Elizabeth D'Alessio RN118716; LP037144; CNA1000014298 (McWilliams)

Busby moved, Gutierrez seconded, and it was unanimously carried to table agenda Item VI.F.1.

VI.F.2. Kelly Lynne Flores RN137531; AP Exam (McWilliams) (aka: Knapp)

McWilliams addressed the Board and confirmed receipt of additional information. Quinn moved, McCormies seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a 24 month probation to include the attached stipulations, grant AP certification. If not signed within 30 days, issue Notice of Charges for license RN137531 and deny AP certification. After discussion, the motion carried with eight in favor and one opposed.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X		X	X	X	X	X		X
NO	1			X							
ABSTAIN	0										
ABSENT	1									X	

VI.F.3. Michelle Renee Lemieux RN Exam (McWilliams)

Lemieux was present and available for questions. McWilliams addressed the Board and confirmed receipt of additional information. McCormies moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for an 18 month probation, to include the attached stipulations, amended to include: “drug testing once per month there after”, grant licensure. If not signed within 30 days, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.F.4. Michelle Gloria Littleman RN Exam; CNA1000014298 (McWilliams)

McWilliams addressed the Board and confirmed receipt of additional information. Littleman was present and available for questions. McCormies moved, Busby seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report and material presented at this Board meeting, and at no cost to the Board, to issue an Interim Order to complete the psychological evaluation to include a substance abuse evaluation, to be completed by a Board approved licensed psychologist and to include any additional testing deemed necessary by the

evaluator, and finish the evaluation within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny RN licensure and issue a Notice of Charges for the CNA certificate, and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.F.5. Ronald Michael Ellsworth RN155000 (McWilliams)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

Gutierrez left the meeting at 10:45 a.m.

VI.F.6. Rachel Jean Sylvia Carroll RN164962 (McWilliams)

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X		X		X
NO	0										
ABSTAIN	0										
ABSENT	2							X		X	

VI.F.7. Brenda Louise Parrish RN Endorsement (McWilliams)

McWilliams addressed the Board with additional information. Busby moved, Berrigan seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the August 16, 1993 conviction of Obstructing/Resisting a Police Officer and Vandalism Under \$1000, a misdemeanor; the August 16, 1993 conviction for Unauthorized Entry of Property, a misdemeanor; and the August 18, 1993 conviction of Under the Influence of a Controlled Substance, a misdemeanor; all occurring in Shafter, California.

VI.F.1. Kate Elizabeth D'Alessio RN118716; LP037144; CNA1000014298 (McWilliams)

Busby moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.F.1. Austin addressed the Board with additional information. Quinn moved, Snider seconded, and it was unanimously carried, based upon a determination of reasonable cause, based on the facts alleged in the investigative report and update investigative reports, and material presented at this Board meeting, deny acceptance of Dr. Smyly's substance abuse evaluation and issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, at the Board's expense, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order. After discussion, the motion carried with eight in favor and one abstained.

Gutierrez returned to the meeting at 10:47 a. m.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X		X		X
NO	0										
ABSTAIN	1							X			
ABSENT	1									X	

VI.G.2. Amy Damell Ebersole RN149719 (Wagner)

Ebersole was present, telephonically, and addressed the Board. Wagner addressed the Board and noted a technical correction to the investigative report. Quinn moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue a Letter of Concern for practicing beyond her scope when she entered an order for a telemetry monitored patient to leave the unit, using the name of a physician who had not given the order, on or about November 13, 2012., while employed as an RN at Banner Thunderbird Medical Center in Phoenix, Arizona.

VI.L.1. Kyle Stephen Goodman RN146532 (Olson)

Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for Respondent's December 21, 2008, Domestic Violence arrest in Mint Hill, North Carolina, which was disposed without a final judgment in Mecklenburg Court after Respondent pled guilty and completed a diversion program, and for Respondent's August 17, 2011, DUI arrest in Scottsdale, Arizona, charges for which were dismissed in Scottsdale City Court, Arizona.

VI.L.3. Patrice M. Harbor RN Endorsement (Olson)

Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for 24-month probation, to include the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.L.5. Shannon Janelle Boyer RN154660 (Olson)

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

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.F.1. Kate Elizabeth D'Alessio RN118716; LP037144; CNA1000014298 (McWilliams)

Quinn moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.F.1. Quinn moved, Berrigan seconded, and it was unanimously carried to amend original Board motion to omit reference to "Anger Management".

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

VI.O.1. Elisabeth L. Shooter LP040397 (Smith)

Quinn moved, Snider seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the attached investigative report, to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

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

VII.A. Executive Directors Report – Ridenour

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

VII.A.1.a. January 29-30, 2013, Regular Board Meeting Minutes

Quinn moved, Snider seconded, and it was unanimously carried to approve minutes of January 29-30, 2013, regular Board meeting.

VII.A.3. Proposed Revision – Remainder of 2013 Board Meeting Calendar; Proposed 2014 Board Meeting Calendar - Ridenour

Quinn moved, Berrigan seconded, and it was unanimously carried to accept proposed 2013 Board Meeting Calendar with the exception of May 2013, to remain the same; and accept the proposed 2014 Board meeting calendar.

VII.A.4. NCSBN Midyear Meeting Report – Dalton/Gutierrez

Dalton and Gutierrez offered a report on NCSBN midyear meeting.

VII.A.7. Draft Policies for Consideration – Austin/Smith

a. Board Ordered Approved Evaluators/Evaluations

Quinn moved, Johnson seconded, and it was unanimously carried to approve Board Ordered Approved Evaluators/Evaluations Policy,

VII.A.8. Update on Personnel Changes; Introductions of New Staff – Austin/Olson/Bontrager/Randolph

- Austin introduced Senior Investigators, Max Baxter, Michelle Morton, Fred Arias, and Nurse Practice Consultant, Kristen Wilson.
- Austin announced the resignation of Lester and Doug Parlin

VI.B.2. Michael Dale Blevins CNA Exam (Richter)

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item VI.B.2. Blevins was present, telephonically, and addressed the Board. Quinn moved, McCormies seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report and update investigative reports, and material presented at this Board meeting, deny acceptance of Dr. Smyley’s substance abuse and anger management evaluation and issue an Interim Order of a substance abuse and anger management evaluation by a Board approved PhD level

licensed psychologist, at the Board’s expense, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	9	X	X	X	X	X	X	X	X		X
NO	0										
ABSTAIN	0										
ABSENT	1									X	

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway Community College, Mesa Community College, Grand Canyon University and Paradise Valley nursing students regarding Board functions, policies and procedures. Questions were asked on:

- How beneficial is it for students to come to Board meetings
- Protecting ourselves from an angry patient or patients family

Busby left the meeting at 11:50 a.m.

The meeting recessed at 11:53 a.m. and reconvened at 1:00 p.m.

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.6.	Louie Morales, Jr.	LP041530	Revocation	Finn

Johnson moved, Snider seconded, to reopen Agenda Item II.D.6., for the purpose of allowing Morales address the Board, telephonically. The motion carried with eight in favor and one opposed. Christopher Munns, Assistant Attorney General, Division of Solicitor General, was present, telephonically, and available for questions. Quinn moved, Snider seconded, to rescind prior Board decision for revocation, and allow Respondent to complete the original Interim Order and voluntarily obtain a psychological evaluation to include a substance abuse evaluation with a Board approved licensed psychologist and to include any further testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days, and return to the Board. The motion carried with eight in favor and one abstained.

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

VII.B.10. Adult Care Learning Systems CNA Program Update

Christopher Munns, Assistant Attorney General, Division of Solicitor General, was present, telephonically, and available for questions. Randolph addressed the Board with additional information and stated that Adult Care Learning Systems CNA program would be closing April 1, 2013.

VII.B.8. Investigative Report Breckinridge School of Nursing @ ITT Technical Institute RN Program

Attorneys Brian Gottfredson and Roxann Gallager were present and addressed the Board. Debra Colbert was present and available for questions. John Tellier and Emma Mamaluy were present, telephonically, and addressed the Board. Pam Randolph was present and addressed the Board. Busby moved, Quinn seconded, and it was unanimously carried to continue the investigation to allow for additional fact finding and return to the Board.

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

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

VII.B.2. Education Updates: Chamberlain One-Year Report; NCLEX 4th Quarter Reports; Feedback on Proposed LPN NCLEX test plan revisions; Brown Mackie College Administrator Change; Chamberlain College of Nursing Administrator Change

Information was provided to the Board regarding education updates, and personnel changes at Brown Mackie and Chamberlain Colleges.

VII.A.2. Update on 2013 Legislative Session/Bills Impacting Nursing Regulation – Harris/Ridenour

Harris offered an update on House Bills 2076, 2042, 2469, and 2578.

Busby moved, Quinn seconded, and it was unanimously carried to support house bill 2042.

Busby moved, Quinn seconded, and it was unanimously carried to support house bill 2076.

It was noted that Harris has been appointed for another 5 year term as Legislative Liaison to the Board.

VII.B.3. Grand Canyon University BSN Program Application for Increased Enrollment and Additional Site

Dr. Anne McNamara was present and available for questions.

Harrell left the meeting at 2:30 p.m.

Busby moved, Gutierrez seconded, and it was unanimously carried to approve the request from Grand Canyon for an additional site at Banner Boswell and increase enrollment by 120 students per year.

Harrell returned to the meeting at 2:31 p.m.

VII.B.4. University of Phoenix Resignation of College Nursing Dean

Information was provided to the Board regarding personnel changes at University of Phoenix.

VII.B.5. 2013 CNA Educators' Retreat Evaluation form Results

Information was provided to the Board regarding the 2013 CNA Educator's Retreat Evaluation form results.

VII.B.6. Case Dismiss Northern Arizona University FNP Program

Busby moved, Berrigan seconded, and it was unanimously carried to case dismiss Northern Arizona University FNP Program.

VII.B.7. Case Dismiss Scottsdale Community College RN Program

Busby moved, Berrigan seconded, and it was unanimously carried to case dismiss Scottsdale Community College RN Program.

VII.B.9. Central Arizona College Resignation of College of Nursing Director

Information was provided to the Board regarding personnel changes at Central Arizona College.

The meeting recessed at 2:33 p.m. for the purpose of moving to the Special Board Meeting.

The regular Board meeting reconvened at 3:04 p.m.

VI.D.10. Justin Livingston Sirinek TRN176783 (Greabell)

Gutierrez moved, Quinn seconded, and it was unanimously carried to reopen Agenda Item VI.D.10. No further action was taken.

VII.A.9. Board Member Educational Session: New Methods for Drug Testing - Smith
Smith provided an educational session regarding New Methods for Drug Testing.

VII.E. Committee Reports

VII.E.1. Scope of Practice – Gutierrez/Berrigan/Snider/Bontrager

VII.E.1.a. Scope of Practice Committee meeting draft minutes of March 4, 2013, were provided to the Board.

VII.E.1.b. Advisory Opinion Draft Cervical Ripening Agents and Prostaglandin Suppositories

VII.E.1.c. Advisory Opinion Draft Delegation of Nursing Assistant Tasks

VII.E.1.d. Advisory Opinion Draft FAQ Changing Gastrostomy Tube – The Role of the LPN

Johnson moved, Dalton seconded, and it was unanimously carried to approve the Advisory Opinions noted above.

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

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

Education Advisory Committee meeting draft minutes of February 1, 2013, were provided to the Board.

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

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

Advanced Practice meeting draft minutes of March 6, 2013, were provided to the Board.

VII.A.5. APRN Consensus Model and Proposed Gantt Chart for Timelines & Decision Points - Randolph

Information was provided for APRN Consensus Model and Proposed Gantt Chart for Timelines & Decision Points

IX. Dialogue with Nursing Students

The Board members and staff dialogued with University of Phoenix, Gateway Community College and Chamberlain College of Nursing students regarding Board functions, policies and procedures.

Questions

- How Obama Care might affect the Board
-

VII.C. President's Report – Quinn

VII.C.1. Debriefing on Board Processes and Suggested Changes - All

It was noted that Cindy Helmick has completed her internship with the Board.

Suggestions were made regarding a stipulation sheet that reinforces respondents behavior and patient outcomes.

VIII. Call to the Public

No members of the public requested to speak

X. Adjournment

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

The meeting adjourned at 4:10 p.m, Tuesday, March 26, 2013.

A handwritten signature in black ink that reads "Randy C. Quinn MSN CRNA". The signature is written in a cursive style. To the right of the signature, the text "MSN CRNA" is written in a smaller, more legible font.

Randy C. Quinn, CRNA, President