

Tennessee Board of Nursing  
665 Mainstream Drive  
Iris and Poplar Rooms  
Nashville, Tennessee

MINUTES

February 12-13, 2014

Call to Order

Brent Earwood, APN, Board Chair, called the meeting to order at 8:33 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Sandra Powell called roll.

Present: Brent Earwood, APN; Arthur Thompson, LPN; Kathleen Harkey, Consumer Member; Lee Anne Stearnes, APN; Juanita Turnipseed, APN; Martha Buckner, RN; Leslie Nelson Akins, APN; Janell Cecil, RN

Absent: Marietha Silvers, RN; Mark Young, APN; Lisa Heaton, RN

A quorum was present.

Welcome and Introduction of Guests

Mr. Earwood welcomed the Board members and guests in the audience and called for self-introductions. Guests: students from Cumberland University, Mt. Juliet campus; Four Rivers Regional Practical Nursing Program from Newbern and Ripley campuses and Belmont nursing programs; Mike Harkreader, TnPAP executive director; in addition those not choosing to make the board aware of their affiliation.

Introduction of Staff

Teresa Phillips, Nurse Consultant and Mark Waters, Deputy General Counsel, introduced staff.

Board staff:

Liz Sherfy, Nurse Consultant

Temeka Tunstall, Nurse Consultant

Sandra Powell, Administrator

Absent: Elizabeth Lund, Executive Director

Legal staff:

Mark Guilford, Assistant General Counsel

Mark Cole, Assistant General Counsel

Caroline Tippens, Assistant General Counsel

Grant Mullins, Assistant General Counsel

Johanna Barde, Assistant General Counsel  
 Matt Gibbs, Legal Assistant

Approval of Minutes

Ms. Harkey made a motion to accept the minutes of the November 21 and 22, 2013 Board meeting as distributed. Ms. Stearnes seconded the motion. Motion carried.

Assign Panels and Panel Chairs

Mr. Earwood assigned panels and panel chairs

<u>Panel 1 – Iris Room</u>	<u>Panel 2 – Poplar Room</u>
Brent Earwood, panel 1 chair	Kathleen Harkey, panel 2 chair
Martha Buckner	Lee Anne Stearnes
Arthur Thompson	Juanita Turnipseed
Leslie Nelson Akins	Janell Cecil

Panel 2 adjourned to the Poplar Room.

Disciplinary Business (Panel 1, Iris Room and Panel 2, Poplar Room)

Panel 1 – Brent Earwood, panel 1 chair; Arthur Thompson, Leslie Akins, Martha Buckner

A quorum was present. Judge Joyce Grimes Safley presided.

Johanna Barde

<p>Nicholas R. Hopson          112 Country Hill Lane          LaFollette, TN 37766</p>	<p>L.P.N. Lic.          No. 79760           Expiration          04/30/2015</p>	<p>Barde,          State’s          Attorney</p>	<p>Mr. Hopson was present and not represented by counsel.</p> <p>Following testimony and state’s presentation of proof, Mr. Earwood made a motion to adopt the findings of fact 1 through 7 true per proposed order. Mr. Thompson seconded and motion carried.</p> <p>Mr. Earwood made a motion to find the conclusions of law a violation of TCA§ 63-7-115(a)(1)(F) and rule 1000-02-.13(1)(b)(v). These conclusions of law are based on facts enumerated in paragraphs 4 and 5 of the proposed order. Ms. Akins seconded and motion carried.</p> <p>Mr. Earwood made a motion to place on probation the license of Mr. Hopson, license 79760 for a period of 2 years and to complete 30 hours of continuing</p>
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			<p>education on nursing ethics, appropriate documentation, or patient's rights and an additional 15 hours of care of the diabetic patient. This continuing education should be completed within 18 months. Mr. Hopson is also assessed 7 type B civil penalties in the amount of \$200 each for a total of \$1400.00 to be paid in full within 18 months from the effective date of this order. Costs of this action will be Mr. Hopson's duty to pay and shall not exceed \$2000, to be paid in full within 18 months from the issuance of the Assessment of Costs. Mr. Hopson is to present the final order in this case to his current and future employers in this two year probation Ms. Akins seconded this motion and motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Motion to accept the policy statement as read, motion carried.</p>
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Caroline Tippens

<p>Ashley J. Orick 284 Lawson Lane Jacksboro, TN 37757</p>	<p>L.P.N. Lic. No. 79765  Expiration 01/31/2014</p>	<p>Tippens State's Attorney</p>	<p>Ms. Orick was not present and not represented by counsel. Judge Safley determined adequate notice of service. Mr. Earwood moved to proceed in default. Mr. Thompson seconded and motion carried</p> <p>Following presentation of testimony and state's proof, Mr. Thompson made a motion to accept the findings of fact published in the proposed final order 1 through 3 as published true and accurate. Ms. Buckner seconded and motion carried.</p> <p>Mr. Thompson made a motion to accept</p>
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			<p>the conclusions of law as published in the proposed order as respondent's acts and conduct constitute violation of TCA§63-7-115(a)(1)(B)(F) and rule 1000-02.13(1)(o)(s)(v). These conclusions of law are drawn due to facts enumerated in paragraphs 2 and 3 of the proposed order. Ms. Akins seconded the motion and the motion carried.</p> <p>Mr. Thompson made a motion to revoke the LPN license # 79765, void the multistate privilege of Ashley J. Orick and assess two civil penalties of \$1000 each for a total of \$2000.00 and costs not to exceed \$3,000. Ms. Buckner seconded the motion and the motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Motion to accept the policy statement as read, motion carried.</p>
<p>Shannon R. Schubert 8262 State Hwy 73 Townsend, TN 37882</p>	<p>L.P.N. Lic. No. 60892  Expiration 12/31/2013</p>	<p>Tippens, State's Attorney</p>	<p>Ms. Schubert was not present and not represented by counsel. Following presentation of proof of service, Mr. Earwood moved to proceed in default and motion carried.</p> <p>Following presentation of testimony and state's proof, Mr. Earwood moved to accept the findings of fact as listed in the proposed final order 1 through 3 as true and accurate. Mr. Thompson seconded and motion carried.</p> <p>Mr. Earwood made a motion to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(F) based on paragraphs 2 and 3 of facts. Ms. Akins seconded and motion carried.</p> <p>Mr. Earwood made a motion to revoke the LPN license and multistate privilege to</p>

			<p>practice of LPN license # 60892, Ms. Shannon R. Schubert and assess 1 Type A Civil Penalty of \$1000.00 and costs not to exceed \$2,000. Ms. Akins seconded and motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Motion to accept the policy statement as read; motion carried.</p>
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Panel 2 –Kathleen Harkey, panel 2 chair; Lee Anne Stearnes; Janell Cecil; Juanita Turnipseed. A quorum was present. Judge Thomas G. Stovall presided and gave general instructions to the panel.

Mark Cole

<p>Pamela Renee Jenkins 1018 Lassiter Drive Goodlettsville, TN 37072</p>	<p>R.N. Lic. No. 117049</p> <p>Expiration 03/31/2013</p>	<p>Cole State’s Attorney</p>	<p>Ms. Jenkins was not present and not represented by counsel. Following presentation of proof of service, Ms. Turnipseed moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</p> <p>Following presentation of testimony and state’s proof, Ms. Turnipseed moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Ms. Stearnes seconded and motion carried.</p> <p>Ms. Turnipseed made a motion to revoke the RN license and multistate privilege to practice of RN license # 117049, Ms. Pamela Renee Jenkins, assess one (1) Type A Civil Penalty of one thousand dollars (\$1,000) payable within 12 months and assess costs not to exceed \$3,000. Ms. Cecil seconded and motion carried.</p> <p>Ms. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The</p>
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			Board finds the appropriate action taken. Ms. Turnipseed motion to accept the policy statement as read; seconded by Ms. Cecil. Motion carried.
Shannon Marie Rich 100 Kimball Lane Oak Ridge, TN 37830	L.P.N. Lic. No. 52545  Expiration 09/30/2014	Cole State's Attorney	<p>Ms. Rich was not present and not represented by counsel. Following presentation of proof of service, Ms. Cecil moved to proceed in default. Ms. Turnipseed seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Cecil moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Cecil made a motion to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(B)(F) and rule 1000-01-.13(1)(j)(v). Ms. Stearnes seconded and motion carried.</p> <p>Ms. Cecil made a motion to revoke the LPN license and multistate privilege to practice of LPN # 52545- Shannon Marie Rich, assess one (1) Type A Civil Penalty in the amount of one thousand dollars (\$1,000) and assess costs not to exceed two thousand dollars (\$2,000). Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Ms. Cecil motion to accept the policy statement as read; seconded by Ms. Turnipseed; motion carried.</p>
Lori M. Tillman 1015 Lenita Avenue Dayton, OH 45417	L.P.N. Lic. No. 69940  Expiration 06/30/2015	Cole State's Attorney	Ms. Tillman was not present and not represented by counsel. Following presentation of proof of service, Ms. Stearnes moved to proceed in default. Ms. Turnipseed seconded the motion; motion

			<p>carried.</p> <p>Following presentation of testimony and state's proof, Ms. Stearnes moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate amending fact number 3 by deleting "such as Demerol and Dilaudid". Additionally, add Mr. Harkreader's testimony. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Stearnes made a motion to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(D)(F) and rule 1000-01-.13(1)(d) (e) (f)(g) (v). Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes made a motion to revoke the LPN (Tennessee only) license # 69940, Ms. Lori M. Tillman, assess two ((2) Type A Civil Penalties in the amount of two thousand (\$2,000) and assess costs not to exceed \$3,000. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Ms. Stearnes motion to accept the policy statement as read; seconded by Ms. Cecil. Motion carried.</p>
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Grant Mullins

Anita L. Bass 9020 Bass Lane Knoxville, TN 37922	R.N. Lic. No. 66868  Expiration 10/31/2013	Mullins, State's Attorney	<p>Ms. Bass was not present and not represented by counsel. Following presentation of proof of service, Ms. Stearnes moved to proceed in default. Ms. Turnipseed seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Stearnes moved to</p>
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			<p>accept the findings of fact as listed in the proposed final order 1 through 3 as true and accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes made a motion to find that respondent's acts and conduct violated TCA§63-7-115(a)(1) and rule 1000-01-.13(1)(f)(g). Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes made a motion to revoke the RN multistate license R.N. Lic. No. 66868- Ms. Anita L. Bass, assess (1) Type B Civil Penalty of \$500 and assess costs not to exceed \$3,000, both to be paid in full within 12 months. Ms. Cecil seconded and motion carried.</p> <p>Mr. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Motion to accept the policy statement as read; motion carried.</p>
<p>Andrea L. Hollis 2335 Collins Lane Soddy Daisy, TN 37379</p>	<p>R.N. Lic. No. 141868</p> <p>Expiration 12/31/2013</p>	<p>Mullins, State's Attorney</p>	<p>Ms. Hollis was not present and not represented by counsel. Following presentation of proof of service, Ms. Turnipseed moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</p> <p>Following presentation of the state's proof, Ms. Stearnes moved to withdraw the hearing in default due to a discrepancy in addresses. Ms. Cecil seconded the motion; motion carried. Case to be deferred until sufficient proof of service provided.</p>
<p>Annette Lewis-Woods 328 Cobblestone Creek Road Cleveland, TN 37312</p>	<p>R.N. Lic. No. 125281</p> <p>Expiration 06/30/2013</p>	<p>Mullins, State's Attorney</p>	<p>Ms. Lewis-Woods was not present and not represented by counsel. Following presentation of proof of service, Ms. Stearnes moved to proceed in default. Ms. Turnipseed seconded the motion; motion carried.</p>



			<p>Following presentation of testimony and state's proof, Ms. Cecil moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Cecil made a motion to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(C)(F) and rule 1000-01-.13(1)(d)(e). Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Cecil made a motion to revoke the RN multistate license RN # 125281-Ms. Annette Lewis-Woods, assess one (1) Type B Civil Penalty of \$500 and assess costs not to exceed \$3,000 to be paid within 12 months. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Ms. Cecil made motion to accept the policy statement as read and seconded by Ms. Turnipseed; motion carried.</p>
<p>Kimberly McCoig Finchum 427 McSween Springs Road, Apt. A Newport, TN 37821</p>	<p>L.P.N. Lic. No. 53793  Expiration 07/31/2013</p>	<p>Mullins, State's Attorney</p>	<p>Ms. Finchum was not present and not represented by counsel. Following presentation of proof of service, Ms. Turnipseed moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Turnipseed moved to accept the findings of fact as listed in the proposed final order 1 through 2 as true and accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes made a motion to find that respondent's acts and conduct violated</p>

		<p>TCA§63-7-115(a)(1)(F) and rule 1000-01-.13(1)(f)(g). Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes made a motion to order a stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years and assessed one (1) Type A Civil Penalty in the amount of five hundred dollars (\$500). Ms. Cecil seconded. Ms. seconded and motion carried.</p> <p>Ms. Harkey read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken. Ms. Stearnes motion to accept the policy statement as read; seconded by Ms. Cecil; motion carried.</p>
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Agreed/Consent Orders, Letters of Reprimand:

Johanna Barde

Talisha Beard	L.P.N. 71592  8/31/14	Mr. Thompson moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Mr. Earwood. Motion carried.
Brittany Briggs	A.P.N. Cert. No. 15911 R.N. Lic. No. 166540  12/31/2014	Mr. Earwood moved to accept the consent order of voluntary surrender. Seconded by Ms. Buckner. Motion carried.
Michael A. Conatser	L.P.N. Lic. No. 56901  11/30/2014	Ms. Buckner moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional

		Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Mr. Thompson. Motion carried
Kelly Hall	R. N. Lic. No. 104749 12/31/2015	Mr. Earwood moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 5 years. Seconded by Ms. Buckner. Motion carried
Erik J. Hammock	L.P.N. Lic. No. 72902 05/31/2015	Mr. Thompson moved to accept the consent order of probation for one year with 30 CEs on nursing ethics and civil penalty of \$750.00. Seconded by Ms. Buckner. Motion carried.
Christine B. Harrington	L.P.N. Lic. No. 48007 11/30/2014	Mr. Earwood moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Ms. Akins. Motion carried.
Ashley Nicole Hensley	R.N. Lic. No. 1231467 (VA) 10/31/14	Ms. Buckner moved to accept the consent order of voluntary surrender of the privilege to practice in Tennessee. Seconded by Mr. Earwood. Motion carried.
Kimberly Schmid	R.N. Lic. No. 173743 05/31/14	Mr. Earwood moved to accept the consent order of probation for one year and CEs on proper administration and documentation of narcotics. Seconded by Ms. Akins. Motion carried.
Roy Jason Staggs	L.P.N. Lic. No. 71697 10/31/2015	Mr. Thompson moved to accept the consent order of reprimand and \$250 civil penalty. Seconded by Ms. Heaton. Motion carried.
Mariellen Elisabeth Watson	L.P.N. Lic. No. 80218	Mr. Thompson moved to accept the

	08/31/2014	consent order of voluntary surrender. Seconded by Mr. Earwood. Motion carried.
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Mark Cole

Amanda D. Dalton	R.N. Lic. No. 129413  06/30/2015	Ms. Harkey moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Ms. Stearnes. Motion carried.
Yvonne Grace Nugent Harper	L.P.N. Lic. No. 56807  04/30/2014	Ms. Harkey moved to accept the consent order of suspension until completes 30 hours of continuing educations, then probation of 2 years. Seconded by Ms. Stearnes. Motion carried.

Mollie Gass

Michelle D. Cate	A.P.N. Cert. No. 12848 R.N. Lic. No. 126047  05/31/2014	Ms. Turnipseed moved to accept the consent order to revoke APN certificate # 12848 and place RN license # 126047 on probation for a period of not less than three years. At the expiration of the three (3) year probationary period, respondent becomes eligible to petition the TN BON for an "Order of Compliance" to have probation lifted. Respondent shall personally appear before the board. Assess (14) type C civil penalties for a total of one thousand four hundred dollars (\$1,400.00) and assessment of costs not to exceed five thousand dollars (\$5,000.00). Seconded by Ms. Cecil. Motion carried.
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Marc Guilford

Pamela J. Barnes	L.P.N. Lic. No. 32176 07/31/2015	Mr. Thompson moved to accept the consent order of one year probation and 30 CEs total. Seconded by Ms. Akins. Motion carried.
Michelle L. Gordon	L.P.N. Lic. No. 57261 07/31/2015	Ms. Buckner moved to accept the consent order of revocation. Seconded by Ms. Heaton. Motion carried.
Scarlett M. Mynatt	A.P.N. Lic. No. 15560 R.N. Lic. No. 145791 01/31/2016	Ms. Akins moved to accept the agreed order of probation for two years with the agreement that Ms. Mynatt will surrender her DEA number and no longer prescribe controlled substances for minimum of five years, complete specific continuing education, and pay costs not to exceed \$5,000. Ms. Buckner seconded motion and motion carried.
Corey M. Weldon	R.N. Lic. No. 182214 07/31/2014	Mr. Earwood moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Mr. Thompson. Motion carried.

Grant Mullins

Bradley Roger Blackburn	R.N. Lic. No. 130434 01/31/2015	Ms. Harkey moved to accept the consent order of civil penalties totaling one thousand three hundred dollars (\$1,300.00) and costs of two hundred fifty dollars (\$250.00). Seconded by Ms. Cecil. Motion carried.
Brandy L. Dalton	R.N. Lic. No. 139837 12/31/2013	Ms. Harkey moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional

		Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Ms. Cecil. Motion carried.
Lakeisha M. Gardner	L. P.N. Lic. No. 69711 07/31/2014	Ms. Harkey moved to accept the consent order of probation until payment of three hundred dollars (\$300.00) civil penalty and 15 hours of continuing education. Seconded by Ms. Cecil. Motion carried.
John Marcus Hatley	R.N. Lic. No. 153818 04/30/2015	Ms. Cecil moved to accept the consent order of voluntary surrender. Seconded by Ms. Harkey. Motion carried.
Cori C. Knight	L.P.N. Lic. No. 80915 02/28/2015	Ms. Harkey moved to accept the agreed order of voluntary surrender and pay costs note to exceed two hundred dollars (\$200.00). Seconded by Ms. Stearnes. Motion carried.
Patricia Fuller Lowe	A.P.N. Cert. No. 10637 R.N. Lic. No. 143935 08/31/2014	Ms. Harkey moved to accept the consent order of civil penalties totaling four hundred dollars (\$400.00). Seconded by Ms. Turnipseed. Motion carried.
Fred L. Nelsen	R.N. Lic. No. 108330 101/31/2013	Ms. Harkey moved to accept the consent order of voluntary surrender. Seconded by Ms. Turnipseed. Motion carried.
Patricia J. Phillips	L.P.N. Lic. No. 27375 11/30/2012	Ms. Harkey moved to accept the consent order of voluntary surrender. Seconded by Ms. Cecil. Motion carried.
Karen Starr	A.P.N. Cert. No. 5488 R.N. Lic. No. 48263 10/31/2015	Ms. Cecil moved to accept the consent order of reprimand. Seconded by Ms. Harkey. Motion carried.

Cristy Ann Whaley	R.N. Lic. No. 111421  07/31/2015	Ms. Harkey moved to accept the agreed order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Ms. Stearnes.
Shannon B. Williams	R.N. Lic. No. 142045  11/30/2013	Ms. Cecil moved to accept the agreed order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Type B Civil Penalty in the amount of three hundred dollars (\$300.00) and Assessment of Costs not to exceed two hundred dollars (\$200.00). Seconded by Ms. Harkey. Motion carried.

Caroline Tippens

Deva Ashfaq	R.N. Lic. No. 174835  01/31/2015	Mr. Thompson moved to accept the agreed order of voluntary surrender and cost not to exceed \$250.00. Seconded by Ms. Buckner. Motion carried.
Billy J. Cupp	R.N. Lic. No. 160843  08/31/2015	Mr. Earwood made a motion to accept the agreed order of revocation to run concurrent with criminal probation and no less than 3 years and to pay civil penalties totaling \$3000.00 and costs not to exceed \$1000.00. Mr. Thompson seconded and motion carried.
William R. Draht	L.P.N. Lic. No. 75927	Ms. Buckner moved to accept the consent order of stayed revocation,

	06/30/2015	with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Seconded by Mr. Thompson. Motion carried.
Mindy Nicole Duncan	L.P.N. Lic. No. 76259 06/30/2014	Ms. Akins moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of 3 years. Seconded by Mr. Thompson. Motion carried.
Jeannette Gooch	L.P.N. Lic. No. 71602 05/31/2014	Mr. Earwood moved to accept the consent order of reprimand and civil penalties totaling \$350.00. Seconded by Ms. Buckner. Motion carried.
Kelly Hutchison	R. N. Lic. No. 166654 06/30/2014	Mr. Thompson moved to accept the consent order of probation for one year with 30 hours of specific continuing education and civil penalty of \$500.00. Ms. Buckner seconded and motion carried.
Lucinda Motley	A.P. N. Cert. No. 13967 R.N. Lic. No. 117863 07/31/2015	Ms. Buckner moved to accept the consent order of reprimand and civil penalties totaling \$1500.00. Seconded by Ms. Akins. Motion carried.
Melanie Rhinehart	L.P.N. Lic. No. 61162 08/31/2015	Mr. Thompson moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of 3 years.



		Seconded by Mr. Earwood. Motion carried.
Rhonda Taffer	R. N. Lic. No. 173247 05/31/2015	Mr. Earwood moved to accept the consent order of revocation. Ms. Akins seconded and motion carried.
Myra P. Tankersly	R. N. Lic. No. 175425 04/30/2014	Ms. Buckner moved to accept the consent order of stayed revocation, with suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of 3 years. Seconded by Mr. Thompson. Motion carried.
Deann AneliaWalls	R. N. Lic. No. 150891 06/30/2015	Ms. Akins moved to accept the agreed order of voluntary surrender and costs not to exceed \$300.00. Mr. Thompson seconded and motion carried.
Laura L. Ward	L.P.N. Lic. No. 65866 08/31/2013	Mr. Earwood moved to accept the consent order of voluntary surrender. Seconded by Mr. Thompson. Motion carried.

d. Consider Petitions for Reconsideration – none

e. Consider Order Modifications - none

Discuss/Adopt Consent Agenda

- Executive Director’s report – Ms. Lund
- Strategic Plan Current Activities
- OGC report/rules - Mr. Waters:
- TnPAP Report – Mr. Harkreader, TnPAP Director:
- Investigations
- School Announcements
- School Survey Visit(s)
- Pain Clinic registration Update—no new clinics to report
- Information

Mr. Thompson made a motion to accept the consent agenda. Ms. Stearnes seconded and motion carried.

## Committee Meetings – Appoint Members

- Finance: Lisa Heaton, chair; Kathleen Harkey; Marietha Silvers; Janell Cecil  
Staff: Libby Lund
  - Ensure Board self-sufficiency
  - Monitor financial status of the board
  - Recommend policies/rules/actions to maintain financial self-sufficiency
  - Make recommendation to the board on requests which have a financial impact
  
- Discipline/Practice: Juanita Turnipseed, chair; Leslie Akins; Janell Cecil; Arthur Thompson; Staff: Teresa Phillips
  - Ensure the safe practice of nursing in the state
  - Study, monitor and recommend statute, rule and position statements as applies to practice issues
  - Make recommendations to the board for adoption/non adoption of position statements submitted by the public
  
- Education: Martha Buckner, chair; Lee Anne Stearnes; Lisa Heaton; Mark Young. Staff: Liz Sherfy, Temeka Tunstall
  - Ensure quality of nursing schools regulated by the board
  - Recommend statute, rule and policies changes as apply to programs of nursing
  
- TnPAP Oversight: Representatives: Kathleen Harkey; Brent Earwood; Mark Young; Lee Anne Stearnes. Staff: Libby Lund
  - Ensure the safe referral of appropriate persons into an alternative to discipline/monitoring program
  - Ensure the quality of TNPAP
  - Review policies of TNPAP
  - Make suggestions for change in TNPAP policies as indicated by best practices
  - Strengthen the relationship between the board and TNPAP
  - Participate in meetings
  
- Controlled Substances Monitoring Database Advisory Committee (CSMD)—  
Representative: Brent Earwood
  
- Application Review Committee—Chairman: Juanita Turnipseed; Martha Buckner; Marietha Silvers; Leslie Akins. Staff: Teresa Phillips, Libby Lund, Temeka Tunstall
  - Participate in monthly meetings to interview applicants
  - Make recommendations on applications
  - Present recommendations for denial to BON
  
- Legislative – Juanita Turnipseed; Brent Earwood; Lisa Heaton

Mr. Earwood presented suggestions for committees. After discussion of preferences occurred, Mr. Earwood made a motion to accept the committee appointees with the discussed changes. Ms. Buckner seconded and the motion carried.

- Review Annual Reports and Motion to accept Recommendations for Annual Approval of Practical and Professional Nursing Programs

Ms. Sherfy presented a summary of the annual reports for both practical nursing and professional programs. Following presentation and discussion of schools, Mr. Earwood made a motion to approve the Practical Nursing Programs as listed. Mr. Thompson seconded and motion carried. Ms. Buckner made a motion to approve the Professional Nursing Programs as listed. Ms. Cecil seconded and motion carried.

Recess–5:00 P.M.

Reconvene– 8:35 A.M. Thursday, February 13, 2014

Call to Order–Ms. Powell called role.

Present: Brent Earwood, APN; Arthur Thompson, LPN; Kathleen Harkey, Consumer Member; Lee Anne Stearnes, APN; Juanita Turnipseed, APN; Martha Buckner, RN; Leslie Nelson Akins, APN; Janell Rae Cecil, RN

Absent: Marietha Silvers, RN; Mark Young, APN; Lisa Heaton, RN

A quorum was present.

Welcome--Mr. Earwood welcomed the audience. Belmont University nursing school represented and others not choosing to make their affiliation known.

School Hearings—Ms. Sherfy, PHNC2

1. Frontier Nursing University – Request for full approval for online MSN and DNP Nursing Programs.

- The TN Board of Nursing granted approval of the letter of intent for an online MSN and DNP programs for Nurse Midwifery and Family Nurse Practitioner February 2013 and then granted initial approval May 2013.
- Frontier Nursing University offers an online MSN and DNP program with the main campus located in Hyden, KY. In 2003, FNU offered the MSN degree with specialties in nurse-midwifery, family nurse practitioner and in 2005 added the woman's health nurse practitioner specialty. The DNP has been offered since 2007.

- Ms. Lund and Ms. Sherfy conducted a survey visit December 19, 2013 at the Lisa Ross Birth Center in Knoxville, TN. The school survey met all board standards

Dr. Julie Marfell, Dean of Nursing addressed the board with the request for full approval for MSN and DNP programs.

Following Dr. Marfell's presentation and discussion of programs, Ms. Stearnes made a motion to grant full approval for MSN and DNP programs. Ms. Harkey seconded and motion carried.

2. Fortis Institute - Request for full approval for LPN to RN Associate Nursing Degree Bridge Program.

- The TN Board of Nursing granted approval of the letter of intent for a LPN to RN Associate Nursing Degree Bridge Program October 2010 and then granted initial approval February 2011.
- The first class (Cohort I) matriculated in 2012 and graduated October 2013. Ms. Lund and Ms. Sherfy conducted a survey visit December 13, 2013 and found all board standards met.
- Current NCLEX-RN pass rate 88% (8 first time writers with 7 passing).

Ms. Karen Cole-George, Dean of Nursing addressed the board with the request for full approval for LPN to RN Associate Nursing Degree Program.

Following Ms. Cole-George's presentation and discussion of program, Ms. Turnipseed made a motion to grant full approval for LPN to RN Associate Nursing Degree Program. Mr. Thompson seconded and motion carried.

3. Arkansas State University, Jonesboro (ASU) - Request for initial approval for an online RN to BSN Program.

- In November 2013, the Tennessee Board of Nursing granted approval of the letter of intent for an online RN to BSN Nursing Program.
- The RN-BSN online program began in the fall of 2003 at ASU. There are currently 111 students enrolled in the program from Arkansas, Missouri and Mississippi.
- ASU has a distant location in West Memphis at Mid-South Community College for the Associate of Applied Science Nursing Program. A number of the graduates of that program are from Tennessee and they have expressed interest in continuing their education at ASU with the RN-BSN online option. The school would like to begin enrolling students from Tennessee in the spring of 2014.
- Ms. Lund and Ms. Sherfy conducted a visit with Arkansas State University at Baptist Memorial Health Care in Collierville, TN on October 15, 2013 to validate the letter of intent. Staff met face-to-face with nursing administration, faculty,

ASU's Information Technology Department and representatives of Baptist Memorial Health Care including their CNO. Discussed administrative and financial support, need for the program and resources for clinical opportunities. This is a 12 month program with courses offered in a seven week format. The program surveyed meets all board standards and national metric of quality indicators of excellence in RN to BSN programs.

Dr. Marilyn Duran, Chair School of Nursing addressed the board with the request for initial program approval and admission of students.

Following Dr. Duran's presentation and discussion of program, Ms. Stearnes made a motion to grant initial approval for RN-BSN Nursing Program via online delivery. Ms. Cecil seconded and motion carried.

4. Lee University - Request for initial approval for Bachelor of Science in Nursing Program.
  - In May 2013, the Tennessee Board of Nursing granted approval of the letter of intent for Bachelor of Science Nursing Program including RN to BSN.
  - Ms. Lund and Ms. Barr conducted a visit with Lee University on April 25, 2013 to validate the letter of intent. The University provided evidence of support for the program from the area health care community. The Director of Nursing was hired during the summer of 2013.

Dr. Sara Campbell, Director of Nursing addressed the board with the request for initial program approval and admission of students.

Following Dr. Campbell's presentation and discussion of program, Ms. Buckner made a motion to grant initial approval for a Bachelor of Science in Nursing Program including RN to BSN. Mr. Thompson seconded and motion carried.

5. Maryville University-St. Louis, MO – Request for letter of intent and initial approval of online Master of Science in Nursing (MSN) with a concentration in Adult/Gerontology Nurse Practitioner (A/GNP) and Family Nurse Practitioner (FNP).
  - Ms. Lund and Ms. Sherfy completed a survey visit January 29, 2014 at Baptist Medical Group in Memphis to validate the letter of intent prior to their presentation to the board. Staff met face-to-face with Assistant Dean for Nursing Director of the Online Nursing Programs, the Clinical Director of Baptist Medical Group providing support for students and a clinical preceptor. A conference call was held with the Comptroller, Lead Instructional Designer and the Dean of Health Professions. The program surveyed meets all board standards.
  - The MSN program at Maryville University-St. Louis has been continuously accredited by NLNAC (ACEN) and CCNE since 1998. In May 2012, the online delivery of the FNP and Adult Gerontology Nurse Practitioner concentrations was

started. The nursing programs work collaboratively with Pearson-Embanet to provide the online format.

Dr. Elizabeth Buck, Assistant Dean for Nursing Director, Online Nursing Programs addressed the board with the request for letter of intent and initial approval for admission of students.

Following Dr. Buck's presentation and discussion of program, Ms. Cecil made a motion to grant the letter of intent and initial approval for an online Masters in Science of Nursing (MSN) Program. Ms. Stearnes seconded and motion carried.

6. Review of nursing programs out of compliance for two or more consecutive years with the rules relative to passing standard on National Council of State Boards of Nursing Licensure Examination (NCLEX). T.C.A. 63-7-119 and Tennessee Board of Nursing Rules and Regulations of Registered Nurses 1000-01-.05 and Rules and Regulations of Licensed Practical Nurses 1000-02-.05.
  - Aquinas College – Associate Degree Program – Review program progress report and consider continuing conditional approval based on NCLEX-RN pass rates of first time writers.
  - 2013 NCLEX-RN pass rate 70% (132 first time writers with 92 passing).
  - 2012 NCLEX-RN pass rate 83% (127 first time writers with 105 passing). Placed on conditional approval for one year.
  - 2011 NCLEX-RN pass rate 84% (123 first time writers with 103 passing). Letter of concern issued with follow-up progress report.

Brother Ignatius Perkins, Dean presented progress and changes for improvement.

Following Brother Perkins' presentation and discussion, Ms. Cecil moved to continue conditional approval for one year based on Administrative Rule 1000-01-.05 (4) (c) with NCLEX pass rate of less than 85% for three consecutive years. Ms. Buckner seconded and motion carried.

- Lipscomb University- Baccalaureate Degree Program - Review program progress report and consider placing conditional approval based on NCLEX-RN pass rates of first time writers.
- 2013 NCLEX-RN pass rate 70% (36 first time writers with 25 passing).
- 2012 NCLEX-RN pass rate 62% (50 first time writers with 31 passing). Letter of concern issued with follow-up progress report requested.

Martha Buckner recused herself.

Dr. Beth Youngblood, Executive Associate Dean presented an improvement plan with timeline.

Following Dr. Youngblood’s presentation and discussion, Ms. Stearnes moved to grant conditional approval for one year based on Administrative Rule 1000-01-.05 (4) (c) with NCLEX pass rate of less than 85% for two consecutive years. Ms. Akins seconded and motion carried.

- Tennessee State University – Baccalaureate Degree Program - Review program progress report and consider placing conditional approval consistent with the Board policy based on NCLEX-RN pass rates of first time writers.
- 2013 NCLEX-RN pass rate 72% (35 first time writers with 25 passing).
- 2012 NCLEX-RN pass rate 64% (45 first time writers with 29 passing). Letter of concern issued with follow-up progress report requested.

Dr. Kathy Martin and Dr. Pamela Ark, BSN Director presented an improvement plan with timeline.

Following Dr. Martin’s and Dr. Ark’s presentation and discussion, Ms. Buckner moved to grant conditional approval for one year based on Administrative Rule 1000-01-.05 (4) (c) with NCLEX pass rate of less than 85% for two consecutive years. Mr. Thompson seconded and motion carried.

Consider Vote to Approve Application Review Committee Recommendations – Ms. Bowman, Ms. Harkey, Ms. Phillips, PHNC2

Applicant	Issue/Background	Recommendation by ARC	Board Decision
Kyle Simmons 1315 Sweetsdire Drive Murfreesboro, TN 37128  LPN endorsement applicant from FL	First licensed in FL by exam 2010.  Discipline in FL May 2012, currently active with obligations.  Crimes reported on application: 10/13/11 Reckless Driving, 3/8/12 violation of probation	Deny the LPN licensure by endorsement based on T.C.A. §63-1-120, discipline in Florida.	Mr. Simmons was present and represented by counsel, Mr. Frank Scanlon. Following presentation and discussion, Mr. Earwood made a motion to deny LPN licensure by endorsement based on T.C.A. §63-1-120, discipline in Florida. Ms. Buckner seconded and motion carried.

<p>Chrysta Stokes 4317 Knollcrest Drive Jonesboro, AR 72404</p> <p>RN by endorsement, last licensed in Kansas</p>	<p>1<sup>st</sup> licensed in Kansas by exam 7/23/97, expired 11/30/01.</p> <p>Convicted of conspiracy-murder 1<sup>st</sup> degree 10/22/03, discharged from parole effective 10/2/13.</p>	<p>Deny the RN licensure by endorsement based on T.C.A. §63-7-115(a)(1)(b) guilty of a crime.</p>	<p>Ms. Stokes was not present and not represented by counsel. Following review of and discussion of file, Mr. Thompson made a motion to deny the RN licensure by endorsement based on T.C.A. §63-7-115(a)(1)(b) guilty of a crime. Ms. Buckner seconded and motion carried.</p>
<p>Paula Starin 220 Raymond St. Nashville, TN 37211</p> <p>RN Reinstatement applicant</p>	<p>1<sup>st</sup> license in TX 1982, license on probation in Texas. 1<sup>st</sup> licensed in TN as a RN in 1987 by endorsement, expired 11/30/00.</p> <p>Licensed in KY by endorsement 1992 by endorsement, expired 12/10/93.</p> <p>6/16/00 KY suspended license due to non compliance with AIDS education</p> <p>2/12/02 Received a warning from TX due to non compliance with AIDS education in KY.</p> <p>10/27/11 Texas discipline, suspension then probation due to crime and impairment while practicing.</p>	<p>Deny the RN licensure by reinstatement based on T.C.A. §63-1-120, discipline in Texas.</p>	<p>Ms. Starin was not present and not represented by counsel. Following review and discussion of file, Ms. Turnipseed made a motion to deny the RN licensure by reinstatement based on T.C.A. §63-1-120, discipline in Texas. Ms. Stearnes seconded and motion carried.</p>
<p>Pamela Holder  1201 Chase Meadows</p>	<p>1<sup>st</sup> licensed 9/19/89</p> <p>12/4/09 Voluntarily surrendered license after being</p>	<p>Deny the RN licensure by reinstatement</p>	<p>Ms. Holder was present and represented by counsel, Mr. Frank</p>



<p>Circle Hixson, TN 37343</p> <p>RN Reinstatement applicant</p>	<p>convicted of a felony. Currently on federal probation and is required to pay restitution of \$376, 470.16.</p>	<p>based on T.C.A. §63-7- 115(a)(1)(b) guilty of a crime.</p>	<p>Scanlon. Following presentation and discussion of file, Mr. Earwood made a motion to deny the RN licensure by reinstatement based on T.C.A. §63-7- 115(a)(1)(b) guilty of a crime. Ms. Buckner seconded and motion carried.</p>
<p>Lucy Shaw 1847 Foster Ave Memphis, TN 38114</p> <p>RN reinstatement application</p>	<p>1<sup>st</sup> license in TN 11/08/74, expired 9/30/05.</p> <ul style="list-style-type: none"> <li>• Agreed order 1998 for working from October 1997 to May 28, 1998, on expired license. Paid \$100 civil penalty. Reapplied and received TN RN license.</li> <li>• Consent order 3/3/05 for administering colon hydrotherapy to approximately ten clients without the benefit of a diagnosis of a medical doctor, email and website solicitation referred to herself as “Dr. Lucy Shaw” and admitted she has practiced outside the scope of her license as a R.N. In this consent order paragraph # 10 states “respondent will not renew said license”</li> </ul>	<p>Deny the RN licensure by reinstatement based on T.C.A. §62-7- 115(a)(1)(g), “Has violated or attempted to violate, directly or indirectly, or assisted in or abetted the violation of or conspired to violate any provision of this chapter or any lawful order of the board issued pursuant thereto.” Section #10 of board order ratified March 3, 2005, state, “Respondent will not renew said</p>	<p>Ms. Shaw was not present and not represented by counsel. Following discussion and file review, Ms. Akin made a motion to deny the RN licensure by reinstatement based on T.C.A. §62-7- 115(a)(1)(g). Mr. Thompson seconded and motion carried.</p>

		license.”	
Markeshe Ellison  RN by exam applicant  Graduated May 2013 from Jackson State Community College	Texas LPN license revoked 6/14/11. TN LPN license suspended 5/30/13.  Ms. Ellison has submitted a TX reinstatement agreed order dated 10/8/13, as of 10/12/13 is unsigned. This TX order grants licensure with stipulations.  *note: order from NURSYS ratified by Texas board of nursing with stipulations on license.	Deny the RN licensure by exam based on the unprofessional conduct in violation of T. C. A. §63-7-115(a)(1)(F), as shown by the discipline of the applicant’s LPN license by the Texas and Tennessee boards of nursing on 6/4/2011 and 5/30/2013 respectively.	Ms. Ellison was present and not represented by counsel. Ms. Ellison has her TN LPN license unsuspended, active and unencumbered as of 2/12/14. Following presentation and discussion of file, Mr. Earwood made a motion to grant RN license by exam. Ms. Akins seconded and motion carried.

LPNs and Tracheostomy Care – Representatives from Maxim Healthcare Services gave an oral presentation and presented written materials requesting the Board to change its position statement on LPNs and Tracheostomy Care to allow LPNs to change tracheostomies in emergent circumstances. After hearing the presentation, a review of the written materials, a discussion of applicable statutes with the board’s legal counsel, a summary of the history of the board’s position statement and interactions with Maxim and an opportunity for Maxim representatives to respond to questions the board requested the Maxim group to provide the following:

- Educational program/competencies for training LPNs for Emergency Change of Tracheostomy Cannula (detailed, including steps)
- Obtain position of Tennessee Board for Respiratory Care on the request for LPNs to Change Tracheostomy Cannula
- Outcome data on LPNs Performing Tracheostomy Changes

Strategic Plan: presented by Ms. Lund

The board discussed the current progress on activities and how these activities align with the strategic initiatives.

Discuss 2012 CORE Report, Volume 4, Practice; discussed performance measures

Discuss/Approve Travel

- NCSBN Annual Meeting/ NLCA meeting (August 12) – August 13-15, Chicago, IL – discussion to send three representatives.
- 2014 NCSBN Scientific Symposium – April 10, Arlington, VA – discussion to send two representatives.
- APN Consensus Forum – April 23-24, Chicago, IL – discussion to send two representatives.
- Executive Officers Summit-- Annual Meeting – June 24-25, Asheville, NC – Discussion to send one representative, Ms. Lund.

Following discussion, Mr. Earwood made a motion to accept recommendations of number of representatives as discussed. Ms. Turnipseed seconded and motion carried.

Debrief/Open Discussion/Other Business

- What went especially well?
- What didn't go so well?
- What did you learn as an individual?
- Other Business

Suggestion was made to role play during board orientation. The dialog and progression of time of the meeting days went well demonstrated by adjournment by 5 p.m. each day. A new template for language on stayed revocation order with TnPAP was presented by Mark Waters. Mr. Earwood made a motion to accept new order as presented. Ms. Akins seconded and motion carried.

Adjourn

There being no other business, the meeting of the Tennessee Board of Nursing adjourned at 5:00 p.m., with the next board meeting scheduled May 14 and 15, 2014.