

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

MINUTES

August 25 & 26, 2021

Wednesday, August 25, 2021

Call to Order

Sheila Bouie, Chair called the meeting to order at 8:34 a.m. in the Iris Room.

Roll Call and Quorum

Tanya McCray-Hicks called roll.

Present: Juanita Turnipseed, APRN; Dr. Charlotte Webb, APRN; Samuel Alston, LPN;
Dr. Sheila Bouie, RN; Dr. Dru Malcolm, RN; Angela Beard, RN

Absent: Lee Mills, public member; Martina Harris, RN; Amber Wyatt, APRN; Sheryl
Wright, APRN

A quorum was present.

Welcome and Introduction of Guests

Dr. Bouie welcomed the Board members and guests in the audience. Any guests were
asked to introduce themselves. No guests identified themselves.

Introduction of Staff

Sherry Richardson, Executive Director introduced staff.

Board staff:

Tanya McCray-Hicks, Administrative Director

Mario Tamayo, Administrative Director

Margaret Daniel, Nurse Consultant

Rhonda Potter, Nurse Consultant

Cynthia Ellis, Nurse Consultant

Mark Waters, Deputy General Counsel

Mr. Waters introduced the Legal Staff

Nathanial Flinchbaugh- Attorney

Eric Winters – Attorney

Megan Gotschall – Attorney

Ashley Fine- Attorney

Approval of Minutes

Ms. Turnipseed moved to approve minutes for the May 19-20, 2021, June 11, 2021, June 28, 2021, and July 22-23, 2021 Board Meetings. Dr. Malcolm seconded; motion carried.

Disciplinary Business

Assign Panels and Panel Chairs

Dr. Bouie assigned panels and panel chairs:

Panel 1 –Bouie, Alston, Beard

Panel 2 –Turnipseed, Malcolm, Webb

Call the Docket

Mr. Mark Waters called the docket.

Panel 1	Panel 2
Sheila Bouie, Chair	Juanita Turnipseed, Chair
Angela Beard	Charlotte Webb
Sam Alston	Dru Malcolm

Disciplinary Business Panel 1, Iris Room; Panel 2, Poplar Room:

Panel 2 adjourned to the Poplar Room.

Panel 1 – Sheila Bouie - Chair, Angela Beard, Samuel Alston

A quorum was present. Administrative Law Judge Kim Summers presided.

<p><u>Gary J. Guess</u> 193 Jim Town Road Jonesborough, TN 37659</p>	<p>LPN 61999</p>	<p>Fine, State's Attorney</p>	<p>Mr. Guess was not present and not represented by counsel. Ms. Fine requested to proceed in default. Judge Summers found sufficient evidence to proceed in default. Dr. Bouie moved to proceed in default. Mr. Alston seconded, motion carried.</p> <p>Following presentation of proof and testimony, Ms. Beard moved to accept findings of fact paragraphs 1-4 Mr. Alston seconded, motion carried.</p> <p>Mr. Alston moved to accept the conclusions of law contained in paragraphs 5-7 of the state's proposed order. Ms. Beard seconded, motion carried.</p> <p>Dr. Bouie moved to accept the disciplinary action as proposed as written in paragraphs 8-10 with revocation of license. Mr. Alston seconded, motion carried.</p> <p>Dr. Bouie 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 carried.</p>
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Panel 2 – Juanita Turnipseed - Chair, Dr. Dru Malcolm, Dr. Charlotte Webb

A quorum was present. Administrative Law Judge Shannon Barnhill presided.

<p><u>Patsy Burks</u> P.O. Box 647 Lawrenceburg, TN 38464</p>	<p>APN 5192 RN 36017</p>	<p>Flinchbaugh, State's Attorney</p>	<p>Ms. Burks was not present and not represented by counsel. Mr. Flinchbaugh requested to proceed in default. Judge Barnhill found sufficient evidence to proceed in default. Juanita Turnipseed asked for a motion to proceed</p>
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			<p>in default. Dr Macolm made a motion to proceed in default. Juanita Turnipseed call for vote by saying Aye and Board members present voted Aye and motion carried.</p> <p>Following presentation of proof and testimony, Dr. Malcolm moved to accept findings of fact paragraphs 1-7; Dr. Webb seconded, motion carried.</p> <p>Dr. Webb moved to accept the conclusions of law contained in paragraphs 8-9 of the state's proposed order. Dr. Malcolm seconded, motion carried.</p> <p>Dr. Malcolm moved to accept the disciplinary action as proposed as written with revocation of license. Dr. Webb seconded, motion carried.</p> <p>Juanita Turnipseed 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 of revocation, motion carried.</p>
<p><u>Mary Maddox</u> 110 Canton Street Fulton, KY 42041</p>	<p>RN KY 1137368</p>	<p>Gottschall, State's Attorney</p>	<p>Ms. Maddox was not present and not represented by counsel. Ms. Gottschall requested to proceed in default. Judge Barnhill found sufficient evidence to proceed in default. Juanita Turnipseed asked for a motion to proceed in default. Dr Macolm made a</p>

			<p>motion to proceed in default. Juanita Turnipseed asked for vote by saying Aye and all Board members present voted Aye and motion carried.</p> <p>Following presentation of proof and testimony, Dr. Malcolm moved to accept findings of fact paragraphs 1-5; Dr. Webb seconded, motion carried.</p> <p>Motion made by Dr. Webb accept the conclusions of law contained in paragraphs 6-8 of the state's proposed order. Dr. Malcolm seconded, motion carried.</p> <p>Dr. Malcolm moved to accept the disciplinary action and proposed as written revocation of license. Dr. Webb seconded, motion carried.</p> <p>Juanita Turnipseed 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 of revocation, motion carried.</p>
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Agreed/Consent Orders

Ashley Fine

Kimberly Anderson	MS LPN 327448	Mr. Alston moved to accept the agreed order. Seconded by Ms. Beard, motion carried.
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Mark Cole

Alexander Czerkasij	RN 201547	Mr. Alston moved to accept the agreed order of standard TnPAP and costs. Seconded by Ms. Beard; motion carried.
Contessa L. Holley	RN 194098	Ms. Beard moved to accept the agreed order of Pudente Lite Suspension. Seconded by Mr. Alston; motion carried.

Nathaniel Flinchbaugh

Tammy Lynn Cairns	LPN 82911	Mr. Alston moved to accept the consent order. Seconded by Ms. Beard; motion carried.
Reona Esson	RN 201525 APRN 22961	Mr. Alston moved to accept the agreed order. Seconded by Ms. Beard; motion carried.
Lisa Marie Hutsell	RN 120444	Ms. Beard moved to accept the consent order. Seconded by Mr. Alston, motion carried.
Lisa Bilyeu	LPN 86520	Ms. Beard moved to accept the consent order. Seconded by Mr. Alston, motion carried.

Eric Winters

Talitha Johnson	LPN 78160	Mr. Alston moved to accept the consent order standard TnPAP. Seconded by Ms. Beard, motion carried.
Kirby K. Gross	RN 224163	Ms. Beard moved to accept the consent order standard TnPAP. Seconded by Mr. Alston, motion carried.
Tonya L. Kincer	RN 175780	Ms. Beard moved to accept the consent order standard TnPAP. Seconded by Mr. Alston, motion carried.

Megan Gottschall

Samantha Crawford	LPN 76768	Dr. Malcolm moved to accept the consent order; Seconded by Dr. Webb . Motion carried.
Nhat Nguyen	RN 221506	Dr. Webb moved to accept the consent order. Seconded by Dr. Malcolm: motion carried.
Amanda Scott	RN KY 1135101	Dr. Malcolm moved to accept the consent order. Seconded by Juanita Turnipseed; motion carried.
Sheila Suratt	LPN 38315	Dr. Webb moved to accept the consent order. Seconded by Dr. Malcolm; motion carried.

Kevin Griffin

Kimberly M. Frazier	RN 160154	Mr. Alston moved to accept the agreed order of standard TnPAP and costs. Seconded by Ms. Beard; motion carried.
Cecily A. Hawsey	RN 235622	Ms. Beard moved to accept the consent order of standard TnPAP, Mr. Alston seconded, motion carried.
Sammie K. Ladd	LPN 38348	Mr. Alston moved to accept the consent order of standard TnPAP with neuro eval. Seconded by Ms. Beard; motion carried.

Both panels reconvened in Poplar

Consent Agenda

- School Announcements
- School Survey visits
- OGC report
- TNPAP report
- Investigations/Disciplinary Coordinator's report
- School Progress Reports
- Debrief Survey Results May 19-20, 2021 Board Meeting

Ms. Turnipseed moved to adopt the consent agenda items and reports as presented; Dr. Malcolm seconded, motion carried.

Approve Travel

- NLC Commission Special Meetings if applicable – 1 attendee
- Leadership Succession Committee Meetings – 1 attendee
- FARB Forum—January 27-30, 2022—Fort Worth, TX - 4 attendees
- NCSBN EO & Attorney Forum—January 25, 2022—Scottsdale, AZ – 2 attendees
- Other

Dr. Malcolm moved to accept the approval of travel and Ms. Turnipseed seconded, motion carried.

Presentation: Medication Aide Update—Margaret Daniel, Nurse Consultant

Ms. Daniel presented information regarding Medication Aide Rules, programs, curriculum requirements, testing, and certification.

Consider Petitions for Order of Compliance and Modification: Mark Waters, Deputy General Counsel

Robin Dreas	RN 120669	Petition for Order Modification	Ms. Turnipseed moved to approve Petition for Order Modification, Mr. Alston seconded; Motion Passed.
Trina Corley	APN 14251 RN 141416	Petition for Order of Compliance	Ms. Turnipseed moved to approve Petition for Order of Compliance, Mr. Alston seconded; Motion Passed.

Consider and Vote on Proposed Changes to Comprehensive Rules Update: Mr. Waters, Deputy General Counsel- Informative discussion by Mr. Waters regarding proposed changes to the Comprehensive Rules. Motion made by Dr. Malcolm to approve recommendation for proposed change to Comprehensive Rules that were discussed, Seconded by Dr. Webb; Motion Passed.

COVID- 19 Update—Ms. Richardson, Executive Director: Presentation and discussion of recent Executive Orders related licensure and other information related to COVID-19. Board members discussed recent concerns related to misinformation such as public social media posts, etc.

Discussion of Discipline Parameters in Certain Cases—Mr. Waters, Deputy General Counsel- Discussed Board guidance for complaints.

Recess: Motion to recess by Dr. Malcolm; seconded by Ms. Turnipseed. Motion carried; meeting recessed at 3:04 p.m to reconvene tomorrow August 26, 2021 at 8:30 a.m. in the Iris Room.

Thursday, August 26, 2021

Call to Order

Sheila Bouie, Chair called the meeting to order at 8:30 a.m. in the Iris Room.

Roll Call and Quorum

Sherry Richardson, Executive Director, called roll.

Present: Juanita Turnipseed, APRN; Dr. Charlotte Webb, APRN; Samuel Alston, LPN; Dr. Sheila Bouie, RN; Dr. Dru Malcolm, RN; Angela Beard, RN

Absent: Lee Mills, public member; Martina Harris, RN; Amber Wyatt, APRN; Sheryl Wright, APRN

A quorum was present.

Welcome and Introduction of Guests

Dr. Bouie welcomed the Board members and guests in the audience. Guests were asked to introduce themselves. No guests identified themselves.

Introduction of Staff

Sherry Richardson, Executive Director introduced staff.

Board staff:

Mario Tamayo, Administrative Director

Margaret Daniel, Nurse Consultant

Rhonda Potter, Nurse Consultant

Cynthia Ellis, Nurse Consultant

Mark Waters, Deputy General Counsel

Dr. Bouie welcomed new Board members: Angela Beard, RN and Dr. Charlotte Webb APRN.

Open Forum

Dr. Bouie asked for anyone wishing to speak to the Board through the Open Forum to make their request known. No one signed in for Open Forum or requested to speak.

School Hearings— Ms. Daniel, PHNC2

Bryan College- Dayton, TN.

Seeking initial approval for Letter of intent of Bachelor of Science in Nursing Degree Program.

Presenting information- Dr. Pamela Giles, Dean of Nursing. Following the presentation and discussion,

Ms. Turnipseed made a motion to approve the letter of intent for Bryan College. Mr. Alston seconded; motion carried.

University of Central Arkansas- Conway Arkansas.

Seeking initial approval for letter of intent and initial application for RN-BSN program, MSN program Nurse Educator, Post-BSN-DNP FNP, Post MSN-DNP generic- non- APRN Program. Presenting information Dr. Stacy E Harris- Graduate Program Coordinator and Dr. Susan Gatto, Dean. Following the presentation and discussion, Dr. Malcolm made motion to approve the letter of intent and initial application approval for University of Central Arkansas. Ms. Turnipseed seconded; motion carried.

University of Missouri-Columbia Sinclair School of Nursing- Columbia, MO

Seeking approval of letter of intent and initial application for RN to BSN, MSN in Adult Gerontology CNS, FNP, Leadership in Nursing and Healthcare Systems, Nurse Educator, PMHNP, PNP-Primary Care, Pediatric CNS; DNP BSN to DNP or MSN to DNP in Adult Gerontology CNS, FNP, Pediatric CNS, PMHNP, PNP Primary Care, Nursing Leadership and Innovations in Health Care; Graduate Certificates in FNP, Adult Gerontology CNS, PMHNP, Pediatric CNS; PhD Nursing. Presenting information- Dr. Miriam Butler DNP Program Director and FNP Coordinator. Following the presentation and discussion, Ms. Turnipseed made motion to grant full approval of Letter of Intent and Initial Application to University of Missouri – Columbia Sinclair School of Nursing, Dr. Malcolm seconded; motion carried.

Advent Health University- Orlando Florida

Seeking initial approval of letter of intent and initial application for RN-BSN program, MSN program in Administration and Leadership, Education, and Nurse Practitioner. Presenting information Dr. Lunelle F Calleder- Vice Chair Nursing/Online and Dr. Arlene Johnson FNP Program Coordinator. Following the presentation and discussion Ms. Turnipseed made a motion to grant approval of letter of intent and initial application to Advent Health University, Dr. Malcolm seconded; motion carried.

Westmoreland Care & Rehabilitation Center- Westmoreland, TN

Seeking approval of Medication Aide Program. Presenting information Stephen Ginter, BSN,RN Program Director. Following the presentation and discussion, Dr. Malcolm made a motion to grant approval of Westmoreland Care and Rehab Medication Aide Program. Ms. Turnipseed seconded; motion carried.

Village of Bellevue- Nashville, TN

Seeking approval of Medication Aide Program. Presenting information Lynne Burchell Program Director. Following the presentation and discussion, Ms. Turnipseed made a motion to grant approval of Village of Bellevue Medication Aide Program. Dr. Malcolm seconded; motion carried.

Consider Vote to Approve ED Application Review Committee Recommendation— Ms. Rhonda Potter, Nurse Consultant, and Mr. Mark Waters, Deputy General Counsel.

ED Application Review Committee Recommendations

- Cara Barrier: Dr. Malcolm moved to accept the ARC recommendation; Ms. Turnipseed seconded; motion carried.
- Joel Miller : Ms. Turnipseed moved to accept the ARC recommendation; Mr. Alston seconded; motion carried.
- Rebecca Higgins: Dr. Malcolm moved to accept the ARC recommendation; Ms. Turnipseed seconded; motion carried.

Open Forum: Late Arrival- Elunga King- verbalized complaint in process of reinstatement of license. The application will be reviewed when all required elements are received.

Lunch break recess- return at 1:00 p.m.- Dr Bouie

Presentation- Legislative Update- Patrick Powell Assistant Commissioner for Legislative Affairs in the Department of Health, Legislative Liaison; Olivia Spears- Legislative Liaison; Elizabeth Foy, Legislative Liaison. Mr. Powell reviewed Legislative updates and announced his change of position to the TBI.

Presentation- Funding/Vendor Contract Process—Melissa Painter, Competitive Procurement Coordinator - Presented information on Contracts with the State of Tennessee for Funding and Vendors.

Adjournment:

Motion made by Dr. Malcolm to adjourn and seconded by Mr. Alston.

Meeting adjourned at 1:55 p.m.