

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

MINUTES

August 24-25, 2022

Wednesday, August 24, 2022

Call to Order

Sheila Bouie, Chair called the meeting to order at 8:37 a.m. in the Iris Room.

Roll Call and Quorum

Tanya McCray-Hicks called roll.

Present: Samuel Alston, LPN; Sheila Bouie, RN; James Darren McCoy, APRN; Amber Wyatt, APRN, Dru Malcolm, RN; Martina Harris, RN; Angela Beard, RN

Absent:

Charlotte Webb

Sheryl Wright

Lee Mills

Nancy Anness

A quorum was present.

Welcome and Introduction of Guests

Dr. Bouie welcomed the Board members and guests in the audience. No guests were identified.

Introduction of Staff

Sherry Richardson, Executive Director, introduced Board staff:

Margaret Daniel, Nurse Consultant

Elizabeth Cooper, Nurse Consultant

Rhonda Potter, Nurse Consultant

Tanya McCray- Hicks- Administrative Director

Mario Tamayo- Administrative Director

Mark Waters, Deputy General Counsel

Mr. Waters introduced the Legal Staff

Nathanial Flinchbaugh- Attorney

Kristen Moon – Attorney

Eric Winters – Attorney

Elyse Nida—Attorney

Tim Griffin, Attorney  
 Eric Winters – Attorney  
 Kristen Moon—Attorney

Approval of Minutes

Dr. Harris moved to approve minutes for the May 18-19, 2022, Board Meeting Minutes. Ms. Wyatt seconded; motion carried.

Disciplinary Business

Assign Panels and Panel Chairs

Dr. Bouie assigned panels and panel chairs:

Panel 1 – Bouie, McCoy, Beard  
 Panel 2 – Wyatt, Alston, Malcolm, Harris

Call the Docket

Mr. Mark Waters called the docket.

Panel 1	Panel 2
Sheila Bouie, Chair	Amber Wyatt, Chair
James Darren McCoy	Dru Malcolm
Angela Beard	Samuel Alston
	Martina Harris

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

Panel 2 adjourned to the Poplar Room.

Panel 1 – Sheila Bouie - Chair, James Darren McCoy, Dru Malcolm, Lee Mills

A quorum was present. Administrative Law Judge Begley presided.

<b><u>Reona M. Esson</u></b> 3242 Ardvale Road Memphis, TN 38128	RN 201525 APRN 22961	Winters, State’s Attorney	Ms. Esson was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Begley found sufficient evidence to proceed in default. Mr. McCoy moved to proceed in default. Ms. Beard seconded, motion carried.  Following presentation of proof,
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			<p>testimony, and deliberation Mr. McCoy moved to accept findings of fact paragraphs 1-6. Ms. Beard seconded, motion carried.</p> <p>Mr. McCoy moved to accept the conclusions of law contained in paragraph 7 of the state's proposed order. Ms. Beard seconded, motion carried.</p> <p>Mr. McCoy moved to accept the disciplinary action as proposed as written of revocation with civil penalties and costs. Ms. Beard 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.</p>
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<p><b><u>Kally J. Nacos</u></b>  1552 Silver Grove Road  Bluff City, TN 37618</p>	<p>RN 192494</p>	<p>Nida, State's Attorney</p>	<p>Ms. Nacos was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Begley found sufficient evidence to proceed in default. Mr. McCoy moved to proceed in default. Ms. Beard seconded, motion carried.</p> <p>Following presentation of proof, testimony, and deliberation Mr. McCoy moved to accept findings of fact paragraphs 1-7 as amended in the state's proposed order. Ms. Beard seconded, motion carried.</p> <p>Mr. McCoy moved to accept the conclusions of law as written in the state's proposed order. Ms. Beard seconded, motion carried.</p> <p>Mr. McCoy moved to accept the</p>
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			<p>disciplinary action as proposed as written in the state's proposed order. Ms. Beard 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.</p>
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Panel 2 – Amber Wyatt - Chair, Samuel Alston, Martina Harris, Dru Malcolm

A quorum was present. Administrative Law Judge Padfield resided.

<p><b><u>Jared Carpenter</u></b> Nashville, TN</p>	<p>KY RN 116567</p> <p>Docket Number: 17.19-214675A</p>	<p>Griffin, State's Attorney</p>	<p>Mr. Carpenter was present and represented by Attorney Chris Tardio.</p> <p>Dr. Harris made motion to dismiss charges and case be closed. Mr. Alston seconded the motion. Roll Call vote taken. Motion failed.</p> <p>Following presentation of proof and testimony, Dr. Malcol, moved to accept findings of fact as written paragraphs 1-3 in the state's proposed order. Dr. Harris seconded, motion carried.</p> <p>Ms. Wyatt stated the Board having jurisdiction over this matter finds the facts in this order insufficient to establish the respondent has violated the following provisions of TCA63-7-101 and the official compilation of Rules for the Board of Nursing 1000-01-.01, for the facts enumerated in paragraph 3, 2-3 constitute a</p>
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			<p>violation of TCA 63-7-115A, (1F) (f) is guilty of unprofessional conduct and #5 the facts enumerated in #7 constitute a violation of TCA 63-1-126 (B) refusing to submit to a drug screen or testing positive for any drug on government or private sector pre-employment or employment offered drug test while on duty. Ms. Wyatt confirmed the Board did not believe the respondent violated this code as the drug test was not required while on duty.</p> <p>Dr. Harris made motion to accept the conclusions of law as read by Ms. Wyatt, Chair. Mr. Alston seconded, motion carried.</p> <p>The respondent has been found not guilty and no disciplinary action is needed. Dr. Harris made motion to accept no disciplinary action, Dr. Malcolm, seconded. Motion carried.</p> <p>Ms. Wyatt 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>
<b><u>Angela Combs</u></b>	RN 177311	Moon- State's Attorney	<p>Ms. Combs was present and was represented by Mr. Tennison.</p> <p>Following presentation of proof and testimony, Dr. Malcolm moved to accept findings of fact in the state's proposed order as</p>

		<p>written in paragraphs 1,2, 3 and 5 and striking in #4 the last statement of falsification of the medical record. Mr. Alston seconded, motion carried.</p> <p>Mr. Alston moved to accept the conclusions of law as written in paragraphs 6,7,&amp; 8 of the state's proposed order. Dr. Malcolm seconded, motion carried.</p> <p>Dr. Harris moved to accept the disciplinary action that her RN license be suspended as proposed order as written in paragraphs as renumbered by Ms. Moon. Mr. Alston seconded. motion carried.</p> <p>Ms. Wyatt 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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Agreed/Consent Orders

Mark Waters

Katrina Ingram	LPN 84322	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Edward Clayton Micklewright, III	RN 59478	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Ruth A. Stewart	LPN 29426	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy;

		motion carried.
Angela J. Lewis	RN 155035	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Tanja Pleasant	LPN 74148	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Farrah L. Ramsey	RN 185841	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Stephen Benton	RN 201213	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.

Eric Winters

Anna L. McIntyre	RN 174910 APRN 19694	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Kirestin S. McIntyre	RN 233644	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Donald F. Horvath	RN 194856	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Kristin M. Whittemore	RN 159013	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Maya J. Brown	GA RN 287611	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
George A. Shwab, IV	RN 74732 APRN 29605	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Barron I. Taylor	RN 292426 APRN 29605	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Andrea L. Fowler	RN 172712	Ms. Beard moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.

Kevin Griffin

Alicia Flaker	LPN 95841	Ms. Beard moved to accept the consent order, seconded by Mr. McCoy; motion carried.
Jeffery D. Flynn	LPN 62686	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Brandi Gray	LPN 86071	Ms. Beard moved to accept the consent order, seconded by Mr. McCoy; motion carried.
Margaret B. Grimsley	RN 30546	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Laura N. Lee	RN 128847	Ms. Beard moved to accept the consent order, seconded by Mr. McCoy; motion carried.
Darby Nichols	LPN 96280	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Andrew A. Smith	RN 247711	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Cheryl Wells	AR RNR045221	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.

Elyse Nida

Teresa L. Free	LPN 84947	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Shelly J. Watson	LPN 63093	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Sarah Ruth Pence	RN 223167	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Katherine Mayes Kromjong	RN 175330	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Christine Tayes	RN 197143	Ms Beard moved to accept the



		agreed order, seconded by Mr. McCoy ;motion carried.
Stacey R. Anderson	RN 66326	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Amy K. Chitwood	LPN 68843	Mr. McCoy moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Brittany Haynes	VA RN 0001210101	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.

Kristen Moon:

Lynn Susan Ray	GA RN 177725	Ms Beard moved to accept the agreed order, seconded by Mr. McCoy;motion carried.
Nicole Gray	RN 255784	Dr. Bouie moved to accept the consent order, seconded by Mr. McCoy; motion carried.
Kristie L. Belcher	LPN 71150	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Laura Murphy	LPN 57152	Ms Beard moved to accept the agreed order, seconded by Mr. McCoy;motion carried.
Nicole Cervantes	LPN 96511	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Jacqueline Brewer Burton	RN 155185	Ms Beard moved to accept the agreed order, seconded by Mr. McCoy;motion carried.
Lindsey N. Verble	RN 160062	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Jessica A. McElrath	RN 168686 RN 95145691	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.
Alandra M. Crocker	RN 160926	Mr. McCoy moved to accept the consent order, seconded by Ms.

		Beard; motion carried.
Janayah Latrice Ivory	LPN 228797	Mr. McCoy moved to accept the consent order, seconded by Ms. Beard; motion carried.

Lara Gill

Meredith Weeks	RN 121266 APRN 16467	Mr. McCoy moved to accept the consent order. Seconded by Ms. Beard; motion carried.
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Gerard Dolan:

Jonathan Casale	RN 214671	Mr. McCoy moved to accept the consent order. Seconded by Ms. Beard; motion carried.
Valerie Sauve	APRN 16467 RN 159066	Mr. McCoy moved to accept the consent order. Seconded by Ms. Beard; motion carried.

Adopt Consent Agenda

- School Announcements
- Education Consent Agenda
- School Progress Reports
- OGC Report
- Investigations Report
- TNPAP Report
- Board Meeting Debrief Survey May 18-19, 2022

Motion made to adopt the consent agenda by Ms. Wyatt, Dr. Malcolm seconded; motion carried.

Approve Travel:

- NCSBN Tri-Regulator Symposium—October 13, 2022—Washington, D.C. : requesting 3 to attend.
- NCSBN Basic Board of Nursing Investigator Training—October 18, 2022—Rosemont, IL : requesting 2 investigators

- FARB Forum on Professional Regulation—January 26-28, 2023—Nashville, TN requesting 6 to attend.
- NLC Commission Special Meetings, if applicable: 1 specific to Ms. Richardson
- NCSBN Leadership Succession Committee Meetings: 1 specific to Ms. Richardson

Motion made by Mr. McCoy to approve Travel and Dr. Harris seconded; motion carried.

Consider Vote to Approve Participation in NCSBN Pilot Study of Nurses in Substance Use Disorder Monitoring Programs Established on Evidence-Based Guidelines- Ms. Richardson, and Ms. Teresa Phillips, Executive Director, TnPAP.

Ms. Wyatt moved to approve participation in NCSBN Pilot Study in cooperation with TnPAP. Ms. McCoy seconded; motion carried.

Report from Conferences/Meetings

Ms. Richardson shared information from the NCSBN Annual Meeting and from the NCSBN Executive Officers Leadership Summit.

**Thursday August 25, 2022**

Call to Order

Sheila Bouie, Chair called the meeting to order at 8:35 a.m. in the Iris Room.

Roll Call and Quorum

Tanya McCray- Hicks called roll.

Present: Sheila Bouie, RN; Amber Wyatt, APRN; Dru Malcolm, RN; Martina Harris, RN; Samuel Alston, LPN; Angela Beard, RN; James Darren McCoy APRN.

Absent:

Sheryl Wright, APRN  
 Lee Mills, Public Member  
 Charlotte Webb, APRN  
 Nancy Anness, APRN

A quorum was present.

Welcome and Introduction of Guests

Dr. Bouie welcomed the Board members and guests in the audience. No guests were identified.

### Introduction of Staff

Sherry Richardson, Executive Director introduced staff.

Board staff:

Margaret Daniel, Nurse Consultant

Rhonda Potter, Nurse Consultant

Elizabeth Cooper, Nurse Consultant

Tanya McCray- Hicks- Administrative Director

Mario Tamayo- Administrative Director

Mark Waters, Deputy General Counsel

Open Forum: No one present to address Board.

### School Hearings— Ms. Daniel, PHNC2

#### **Herzing University- Milwaukee, WI**

Seeking approval for initial application for a Practical Nurse Program and seeking approval for Letter of Intent and Initial application for the following a Pre-licensure Bachelor of Science in Nursing Online/Hybrid Program, including 2 additional tracks: BSN-Accelerated BSN-Bridge. Presenting Information for PN Program was Dr. Dina Hewett, Associate Dean of Nursing Operations. Presenting Information for Online Hybrid BSN program including BSN accelerated & BSN bridge was Dr. Bobbi Loveless, National BSN Program Chair. Following the presentation and discussion, Ms. Wyatt made a motion to grant initial approval for the Practical Nursing Program based on Administrative Rule 1000-02-.05 (3) (a) Initial Approval. Seconded by Mr. McCoy; motion carried. Mr. McCoy made a motion to grant initial approval of the letter of intent and initial application for the pre-licensure Bachelor of Science in Nursing online/hybrid program, including BSN Accelerated and BSN Bridge based on Administrative Rule 1000-01-.05 (3),(4)(a); Initial Approval of Nursing Schools. Programs meet all Board standards in T.C.A. statutes and TN Board of Nursing Rules and Regulations. Ms. Wyatt seconded the motion; motion carried.

#### **American National University, Salem, VA**

Seeking approval of letter of intent to offer a prelicensure Bachelor of Science in Nursing, remote synchronous, and hybrid program. Presenting information: Dr. Marie-Bernard Lazare, Dean of Nursing, Dr. Carolyn Scott, Chief Academic Officer, Dr. Joel Musgrove, Senior VP of Operations. Following the presentation and discussion, Dr. Harris made motion to grant approval of the letter of intent for a Pre-Licensure online BSN program based on Administrative Rule 1000-01-.05 (2), initial approval of development of the nursing program. The program meets all Board standards in T.C.A. statutes and TN Board of Nursing Rules and Regulations. Seconded by Mr. Alston; motion carried.

**CNA Career College, LLC Chattanooga, TN**

Approved Medication Aide Program presented information on changes in delivery of program. Presenting information: Ava Green, BSN, MBA/HCM, RN, Owner/Program Director and Robin Campbell, Director of Education. Following the presentation and discussion, there was no vote required as TN Statute allows for online didactic instruction for medication aide programs and this was just an update on how this program will provide the online didactic instruction.

Consent Order presented by State's Attorney, Mr. Eric Winters for Pamela S Brighton RN License # 133114

Ms. Wyatt moved to accept the consent order; seconded by Dr. Malcolm. Motion carried.

Introduction to the Tennessee Center for Nursing Advancement presented by Dr. Kathryn Wilhoit, Director of Appalachian Highlands Center for Nursing Advancement, ETSU College of Nursing/Tennessee Center for Nursing Advancement.

Consider Vote to Approve E.D. Application Review Committee Recommendations- Ms. Potter PHNC2:

Mr. Waters presented 3 conditional license orders from ARC

- Andrea Selburg, RN endorsement applicant practiced without a license, recommended order to grant license upon payment of 2- \$500 civil penalties. Ms. Wyatt moved to accept the conditional license order as written; Mr. McCoy seconded, motion carried.
- Shawna Bare, LPN applicant for license by exam, has a felony, not eligible for a multi-state license, upon passing NCLEX recommend standard TnPAP order. Mr. McCoy moved to accept the recommendation for the conditional license order as written; Dr. Harris seconded, motion carried.
- Megan Cole, RN initial applicant for license by exam, upon passing the NCLEX recommend standard TnPAP order. Ms. Wyatt moved to accept the recommendation of the conditional license order as written; Mr. McCoy seconded. Motion carried.

ED Application Review Committee 2021 Report presentation by Ms. Potter, PHNC2.

Consider and Vote on Petitions for Order of Compliance and Modification:

Mr. Waters stated no orders of compliance to be considered.

Consider and Vote on Tennessee Student Assistance Corporation Graduate Nursing Loan Forgiveness Rules: update by Brett Gipson and Peter Abernathy, TSAC Compliance  
Dr. Malcolm moved to accept graduate nurses loan forgiveness rules updates  
Dr. Harris seconded; roll call vote, motion passed.

Consider Vote to Approve Participation in NCSBN Pilot Study of Nurses in Substance Use Disorder Monitoring Programs Established on Evidence-Based Guidelines- Ms. Richardson, and Ms. Teresa Phillips, Executive Director, TnPAP.

Legislative Update- Olivia Spears, Office of Legislative Affairs presented new legislation passed in 2022.

Debrief/Open Discussion/Other Business- Ms. Wyatt: Board members discussed aspects of the meeting that went well. Dr. Harris inquired about recognizing Board members rotating off the Board. The Board acknowledged Ms. Turnipseed's service.

Adjourn: Motion to adjourn made by Mr. Alston and seconded by Ms. Malcolm, motion carried. Meeting adjourned at 1:56 p.m.