

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

MINUTES

November 16-17, 2022

Wednesday, November 16, 2022

Call to Order

Sheila Bouie, Chair, called the meeting to order at 8:36 a.m. in the Iris Room.

Roll Call and Quorum

Tanya McCray-Hicks called roll.

Present: Sheila Bouie, RN; Dru Malcolm, RN; Martina Harris, RN; Samuel Alston, LPN; Lee Mills, Public Member; Angela Beard, RN; Charlotte Webb, APRN; James Darren McCoy, APRN; Nancy Anness, APRN

Absent:

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. No guests were identified.

Introduction of Staff

Sherry Richardson, Executive Director, introduced Board staff:

Margaret Daniel, Nurse Consultant

Elizabeth Cooper, Nurse Consultant

Tanya McCray- Hicks, Administrative Director

Mario Tamayo, Administrative Director

Mark Waters, Deputy General Counsel

Mr. Waters introduced the Legal Staff

Mr. Griffin - Attorney

Ms. Moon – Attorney

Ms. Nida—Attorney

Mr. Winters – Attorney

Mr. Lim—Attorney

Approval of Minutes

Dr. Malcolm moved to approve minutes for the August 24-25, 2022, Board Meeting Minutes. Mr. McCoy seconded; motion carried.

Assign Panels and Panel Chairs

Dr. Bouie assigned panels and panel chairs:

Panel 1 – Sheila Bouie, Chair; Charlotte Webb; Nancy Anness

Panel 2 – Dru Malcolm, Panel Chair; Samuel Alston; Darren McCoy

Panel 3 – Martina Harris, Panel Chair; Angela Beard; Lee Mills

Call the Docket

Mr. Mark Waters called the docket.

Panel 1	Panel 2	Panel 3
Sheila Bouie, Chair	Dru Malcolm, Panel Chair	Martina Harris, Panel Chair
Charlotte Webb	Samuel Alston	Angela Beard
Nancy Anness	Darren McCoy	Lee Mills

Disciplinary Business Panel 1, Iris Room; Panel 2, Poplar Room; Panel 3, Dogwood Room.

Panel 2 adjourned to the Poplar Room.

Panel 3 adjourned to Dogwood Room.

Panel 1 – Sheila Bouie, Chair; Charlotte Webb; Nancy Anness

A quorum was present. Administrative Law Judge Hilliard presided.

Jacqueline Brewster 894 Pecco Hollow Belfry, KY 41514 Represented by Grant Lewallen, Esq.	KY RN 1103045	Lim, State’s Attorney	Ms. Brewster was not present and represented by Grant Lewallen, Esq. Following presentation of proof and deliberation Dr. Webb moved to accept findings of fact paragraphs 1-8 as amended in the state’s proposed order. Ms. Anness seconded, motion carried. Dr. Webb moved to accept the conclusions of law as written in the state’s proposed order. Ms. Anness
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			<p>seconded, motion carried.</p> <p>Dr. Webb moved to accept the disciplinary action of revocation with civil penalties as proposed as written in the state's proposed order. Ms. Anness 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><u>Sherrri Sanders Nelson</u> 822 Beazer Lane Antioch, TN 37013</p> <p>Represented by David Grimmett, Esq.</p>	RN 110853	Lim, State's Attorney	<p>Ms. Nelson was present and represented by David Grimmett, Esq.</p> <p>Mr. Grimmett moved to dismiss the case. Following discussion, Dr. Bouie moved to deny the motion for dismissal. Ms. Anness seconded, motion carried.</p> <p>Following presentation of proof, testimony, and deliberation Ms. Anness moved to accept findings of fact paragraphs 1-6 in proposed order as amended. Dr. Webb seconded, motion carried.</p> <p>Dr. Webb moved to accept the conclusions of law contained in paragraph 7 of the state's proposed order. Ms. Anness seconded, motion carried.</p> <p>Dr. Bouie moved to require TnPAP as part of the order. Dr. Webb seconded, motion carried.</p> <p>Dr. Webb moved to accept the discipline in the amended order. Ms. Anness seconded, motion carried.</p>
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			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.
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Panel 2 – Dru Malcolm, Panel Chair; Samuel Alston; Darren McCoy

A quorum was present. Administrative Law Judge Cambron resided.

<u>Katrina D. Robinson</u> Memphis, TN	RN 179761 Docket Number: 17.19-223414A	Waters State’s Attorney	Ms. Robinson was present and not represented by an Attorney. Mr. Waters presented the Board with an Agreed Order. Following review of the Agreed Order, Mr. Alston moved to accept the Agreed Order as written. Mr. McCoy seconded, motion carried.
<u>Cheryl Nicole Biddle</u> Old Hickory, TN	RN 220207 Docket Number: 17.19-222408A	Nida State’s Attorney	Ms. Biddle was not present. Ms. Nida presented the Board with a Consent Order. Following review of the Consent Order, Mr. McCoy moved to accept the Consent Order as written. Mr. Alston seconded, motion carried.

Panel 3 – Martina Harris, Panel Chair; Angela Beard; Lee Mills

A quorum was present. Administrative Law Judge Padfield resided.

<u>Amy Appleton</u> Hermitage, TN	RN 225297 Docket Number: 17.19-222243A	Griffin, State’s Attorney	Ms. Appleton was not present. Mr. Mills made motion to proceed in default. Ms. Beard
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			<p>seconded the motion, motion carried.</p> <p>Following presentation of proof and testimony, Mr. Mills, moved to accept findings of fact as written in paragraphs 1, 3, 4, 5, 6, 7, and 8 and accept #2 with the change to strick the word county and reflect the word Moulton of the state’s proposed order. Ms. Beard seconded, motion carried.</p> <p>Mr. Mills made motion to accept the conclusions of law as written in the State’s proposed order. Ms. Beard seconded, motion carried.</p> <p>Mr. Mills made a motion to accept the discipline as written in the State’s proposed order. Ms. Beard, seconded. Motion carried.</p> <p>Dr. Harris 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

Kevin Griffin

William P. Adams	LPN 81955	Ms. Beard moved to accept the consent order as written. Seconded by Mr. Mills; motion carried.
Stephanie D. Brown	RN 148084	Mr. Mills moved to accept the

		consent order as written. Seconded by Ms. Beard; motion carried.
Jamie L. Dillon	RN 191832	Ms. Beard moved to accept the consent order as written. Seconded by Mr. Mills; motion carried.
Jennie A. Dupra	RN 240813	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Angela L. Fears	MS – RN 868864	Ms. Beard moved to accept the agreed order as written. Seconded by Mr. Mills; motion carried.
Charles A. Harding III	NC – RN 150660	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Diane Holt	NC - LPN 079855	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Lisa M. Hutchens	LPN 192141	Ms. Beard moved to accept the consent order as written. Seconded by Mr. Mills; motion carried.
Lori A. Neyland	RN 101895	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Lindsey Nicole Patel	RN 167383	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Zachary W. Powell	RN 180396	Dr. Harris moved to accept the consent order as written. Seconded by Mr. Beard; motion carried.
David Southcott	RN 261059 FL – RN 9478567	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Seth Abraham Turer	RN 220059	Mr. Mills moved to accept the consent order as written.

		Seconded by Ms. Beard; motion carried.
Tamara L. Vick	LPN 58628	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Sherron G. White-Poss	RN 100533	Mr. Mills moved to accept the consent order as written. Seconded by Ms. Beard; motion carried.
Heather E. Wright	LPN 74989	Mr. Mills moved to accept the agreed order as written. Seconded by Ms. Beard; motion carried.

John Heacock:

Maggie Alice Coleman	RN 238777	Mr. McCoy moved to accept the consent order, seconded by Mr. Alston; motion carried.
Melba Gail Thomas	RN 134607	Mr. McCoy moved to accept the consent order, seconded by Dr. Malcolm; motion carried.
Rebecca Lynn Roberts	LPN 72770	Mr. Alston moved to accept the consent order, seconded by Mr. McCoy; motion carried.

Kristen Moon:

Laci Blank	LPN 94405	Mr. Alston moved to accept the consent order, seconded by Mr. McCoy; motion carried.
Meggan Nicole Breazeale	RN 147978	Mr. Alston moved to accept the agreed order, seconded by Mr. McCoy; motion carried.
Tabitha L. Burnett	RN 220933	Mr. McCoy moved to accept the consent order, seconded

		by Mr. Alston; motion carried.
Misti Danielle Clabo	RN 193609	Mr. McCoy moved to accept the consent order, seconded by Mr. Alston; motion carried.
Edythe L. Foster	RN 227382	Mr. McCoy moved to accept the consent order, seconded by Mr. Alston; motion carried.
Ashley N. Galyen	RN 187268	Mr. McCoy moved to accept the consent order, seconded by Mr. Alston; motion carried.
Staci J. McGuire	LPN 63107	Dr. Malcolm moved to accept the consent order, seconded by Mr. Alston; motion carried.
Sarah E. Mwangonde	RN 187395	Mr. Alston moved to accept the consent order, seconded by Mr. McCoy; motion carried.

Elyse Nida

Teresa Lea Free	LPN 84947	Mr. McCoy moved to accept the amended consent order as written. Seconded by Mr. Alston; motion carried.
Susan E. Ashford	RN 93812	Mr. Alston moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Lindsay M. Bell	RN 194357	Ms. Malcom moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Cory D. Brandon	RN 189615	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Angenette Burkhart Cameron	RN 132634	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
William Hilton Clampitt	RN 214587	Mr. Alston moved to accept

		the consent order as written. Seconded by Mr. McCoy; motion carried.
Stacey A. Copeland	RN 182340	Dr. Malcolm moved to accept the agreed order as written. Seconded by Mr. Alston; motion carried.
Jodi Lee Hitchens	LPN 93895	Dr. Malcolm moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Alexandria Kelley	RN 246293	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Laura B. Latta	RN 190499	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Susie Ann Loveless	RN 225106	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Kadie Danielle Rich	RN 238950	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Sheila G. Sexton	LPN 44876	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Billie Annlee Stinnett	LPN 51963	Dr. Malcolm moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Jennifer L. Van Kirk	RN 176342	Mr. McCoy moved to accept the agreed order as written. Seconded by Mr. Alston; motion carried.

Eric Winters

Angela Cunningham	RN 108070 APRN 21420	Mr. McCoy moved to accept the consent order as written.
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	AL – RN 1-078708 AL – APRN 1-078708	Seconded by Mr. Alston; motion carried.
Victor Czerkasij	RN 151863 APRN 12398 GA – RN 187417 GA – APRN RN187417	Dr. Malcolm moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Ashley A. Eaves	RN 218092	Mr. McCoy moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.
Jimmy D. Hughes	RN 126660 APRN 26436	Mr. McCoy moved to accept the agreed order as written. Seconded by Mr. Alston; motion carried.
Shantel D. Ladd (Lee)	LPN 93215	Mr. McCoy moved to accept the agreed order as written. Seconded by Mr. Alston; motion carried.
Melissa A. Sizemore	RN 106077	Dr. Malcolm moved to accept the consent order as written. Seconded by Mr. McCoy; motion carried.
Mikayla B. Roberts	RN 219794	Dr. Malcolm moved to accept the consent order as written. Seconded by Mr. Alston; motion carried.

Conduct Summary Action Hearing(s):

Ms. Elyse Nida, opened the hearing to address the matter of Deonna Rachel Shultz, PN 95077.
Ms. Schultz was not present.

The meeting was being held in order to protect the public by timely considering an application
for summary suspension.

Ms. Nida presented the case for summarily suspending the license of Ms. Shultz, PN 95077.

Mr. Mills made a motion to accept findings of fact in the state’s proposed order. Mr. Alston
seconded; motion carried.

Mr. McCoy made a motion to accept conclusions of law in the state’s proposed order. Dr. Webb
seconded the motion; motion carried.

Mr. Alston moved that the preliminary findings of the severity of the misconduct imperatively
requires the emergency action and moved to summarily suspend the PN licensed of Deonna
Rachel Shultz, PN 95077. Dr. Harris seconded; motion carried.

Dr. Bouie stated it is the duty of the Board to protect the public and the summary suspension is appropriate; all agreed.

Dr. Bouie recessed meeting at 5:20pm to reconvene November 17, 2022 at 8:30am.

Thursday August 25, 2022

Call to Order

Sheila Bouie, Chair called the meeting to order at 8:31 a.m. in the Iris Room.

Roll Call and Quorum

Tanya McCray-Hicks called roll.

Present: Sheila Bouie, RN; Dru Malcolm, RN; Martina Harris, RN; Samuel Alston, LPN; Lee Mills, Public Member; Angela Beard, RN; Charlotte Webb, APRN; James Darren McCoy, APRN; Nancy Anness, APRN

Absent:

Sheryl Wright, APRN

Amber Wyatt, 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

Elizabeth Cooper, Nurse Consultant

Tanya McCray- Hicks- Administrative Director

Mark Waters, Deputy General Counsel

Open Forum: No one present to address Board.

Adopt Consent Agenda

- School Announcements
- Education Consent Agenda
- School Pogress Reports

- OGC Report
- Investigations Report
- Disciplinary Coordinator’s Report
- TNPAP Report
- Board Meeting Debrief Survey August 24-25, 2022

Motion made to adopt the consent agenda in it’s entirety by Dr. Malcolm, Dr. Harris seconded; motion carried.

Approve Travel:

- NCSBN Mid-Year Meeting—March 28-30, 2023, Seattle, WA: requesting 3 to attend.
- APRN Roundtable—April 2023, Rosemont, IL: requesting 1 to attend.
- Rx Drug Abuse & Heroin Summit—April 10-13, 2023, Atlanta, GA: requesting 2 to attend; one will be Linda Johnson.
- NCSBN Board of Nursing Investigator Training—March 2023 – Virtual: requesting 3 attend.
- NLC Executive Committee Meetings – Specific to Ms. Richardson

Motion made by Dr. Webb to approve Travel and Mr. Mills seconded; motion carried.

School Hearings— Ms. Daniel, PHNC2

Trevecca Nazarene University, Nashville, TN

Seeking approval of letter of intent to offer a prelicensure Bachelor of Science in Nursing program. Presenting Information: Dr. Ruth Corey, Director of Nursing; Dr. Tom Middendorf, Provost; and Dr. Steve Silliman, Dean of STEM. Following the presentation and discussion, Dr. Harris made a motion to grant approval of the letter of intent for a Pre-Licensure 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 Ms. Beard; motion carried.

American National University, Salem, VA

Seeking approval for initial application to offer a prelicensure Bachelor of Science (BSN) in Nursing, remote synchronous, and hybrid program. Presenting information: Dr. Marie-Bernard Lazare, Dean of Nursing; Mr. Frank Lonaker, President; Dr. Joel Musgrove, Senior VP of Operations; and Mr. Shawn Hershey, Vice President of Academic Affairs. Following the presentation and discussion, Dr. Harris made a motion to grant approval for initial application for a Pre-Licensure BSN program, remote synchronous, and hybrid program based on

Administrative Rule 1000-01-.05 (4), initial approval of nursing schools. 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.

Signature Healthcare of Fentress County, Jamestown, TN

Seeking approval for Medication Aide Program. Presenting information: Ashlyn Fowler, Director of Nursing; and Mr. Donald Tyndall, Chief Executive Officer. Following the presentation and discussion, Dr. Harris made a motion to grant approval for the Medication Aide Program based on Administrative Rule 1000-05-.07 Training Programs. The program meets all Board standards in T.C.A statutes and TN Board of Nursing Rules and Regulations. Seconded by Mr. McCoy; motion carried.

Signature Healthcare of Portland, Portland, TN

Seeking approval for Medication Aide Program. Presenting information: Mr. William Axley, Staff Development Coordinator and Mr. Byron Scott Ball, Staff Development Coordinator. Following the presentation and discussion, Dr. Harris made a motion to grant approval for the Medication Aide Program based on Administrative Rule 1000-05-.07 Training Programs. 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.

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

Mr. Waters presented 7 conditional license orders from ARC

- Susan McCaleb, LPN 42520 reinstatement applicant practiced without a license, recommended order to grant license upon payment of 2- \$250 civil penalties. Dr. Harris moved to accept the conditional license order as written; Mr. Mills seconded, motion carried.
- Candis Maxwell, RN 208667 reinstatement applicant practiced without a license, recommended order to grant license upon payment of 2- \$500 civil penalties. Dr. Malcolm moved to accept the conditional license order as written; Ms. Beard seconded, motion carried.
- Martha K. Ivanoff, RN 43815 reinstatement applicant practiced without a license, recommended order to grant license upon payment of 2- \$500 civil penalties. Mr. McCoy moved to accept the conditional license order as written; Dr. Harris seconded, motion carried.
- Andrea Wilson, LPN applicant for license by exam, upon providing proof of pending charges from November 9, 2021 being dismissed and passing the

NCLEX-PN examination standard TnPAP order. Dr. Harris moved to accept the conditional license order as written; Dr. Malcolm seconded, motion carried.

- Brianna Williams, LPN applicant for license by exam, upon passing the NCLEX-PN examination standard TnPAP order. Dr. Malcolm moved to accept the conditional license order as written; Mr. McCoy seconded, motion carried.
- Jessica Randolph, LPN applicant for license by exam, upon passing the NCLEX-PN examination standard TnPAP order. Dr. Malcolm moved to accept the conditional license order as written; Dr. Harris seconded, motion carried.
- Kimberly Biggs, RN 172786, APRN 16555 motion made by Dr. Malcolm to accept the Order of Compliance as written. Motion seconded by Mr. Alston; motion carried.

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

Mr. Waters presented 2 orders of compliance to be considered.

- Kimberly Jones, RN 180624 and APRN 19672 motion made by Mr. McCoy to accept the Order of Compliance as written. Motion seconded by Dr. Malcolm; motion carried.
- Carson Wyatt, RN 204673 motion made by Mr. McCoy to accept the Agreed Order of Modification as written. Motion seconded by Mr. Alston; motion carried.

Dr. Bouie recessed meeting at 11:59am for lunch.

Meeting resumed 1:03pm.

Consider and Vote on Tennessee Controlled Substance Monitoring Database (CSMD) Gateway Funding Extension and Enhanced Prescriber Report (EPR):

Dr. Pete Phillips, Director, CSMD presented information. Dr. Harris made a motion to approve the use of reserve funds for Gateway Integration Service to continue into year 4 and 5 and approve funds for EPR. Motion seconded by Ms. Beard; motion carried.

Consider and Vote on Petition for Rule Change to the First Time NCLEX Pass Rate Standard:

The following individuals spoke regarding the topic:

Mr. Scott Hummel, President of Tusculum University, spoke in favor.

Dr. Leann Horsley, Dean of Nursing at East Tennessee State University, spoke in favor.

Ms. Lisa Smithgall, Ballad Healthcare, spoke in favor.

Dr. Lana Spence, Carson-Newman University, spoke in favor.

Dr. Linda Haddad, Dean of University of Memphis Loewenberg College of Nursing, spoke in favor.

Representative David Hawk, State Representative 5th Legislative District, spoke in favor.

Board members discussed topic. Mr. Waters explained the rule making process to Board members, per their request. Dr. Harris made a motion to petition for rule change to the first time NCLEX pass rate standard set at 85% be changed to 80% for RN and PN. Motion seconded by Dr. Webb; motion carried.

Consider and Vote on Petition for Rule Change to the LPN Scope of Practice: IV Push Medications:

Ms. Ferrol Thomas, MSN, RN, NPD-BC, CNRN, Division Vice President, Clinical Education, Center for Clinical Advancement, HCA Healthcare and Elizabeth Yorks, MSN, RN, LPN Bridge Support Educator with Ascension Healthcare, presented information. Board members indicated that more time is necessary for review of information.

No action taken.

Tennessee Center for Nursing Advancement Update:

Dr. Leann Horsley, Dean, East Tennessee State University presented information.

Fiscal Report:

Ms. Keeyona Love, Fiscal Director, presented information for fiscal year ending June 2022 (July 1, 2022 through June 30, 2022).

Elect Chair of Nominations Committee:

Ms. Richardson advised Board of the need for a Nominations Committee. Dr. Bouie asked for volunteers; Dr. Harris, Mr. Alston, and Ms. Beard volunteered for the Nominations Committee. Dr. Harris agreed to Chair the committee.

Report from Conferences/Meetings:

Mr. McCoy shared information from TN Pain Society Meeting.

Dr. Webb shared information from NCSBN Leadership Policy Conference.

Conduct Summary Action Hearing(s):

Mr. Waters stated none this afternoon.

Debrief/Open Discussion/Other Business- Dr. Bouie: Board members discussed aspects of the meeting that went well. Comments included, the efficiency of disciplinary hearings; the assistance with the wording of the standard TNPAP order during the trial, the organization of public comments; thoughtful and appropriate question during discussions; Board working together so well; and the leadership of the Chair.

Adjourn: Motion to adjourn made by Dr. Harris and seconded by Mr. Alston, motion carried. Meeting adjourned at 3:45 p.m