

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

MINUTES

August 21-23, 2018

Tuesday, August 21, 2018

Call to Order

Ms. Elizabeth Lund called the meeting of the Finance Task Force to order at 4:00 p.m. in the Iris Room.

Roll Call and Quorum

Ms. Lund called roll.

Present: Marietha Silvers, RN

Absent: Janell Cecil, RN; Mark Young, APRN; Leslie Akins, APRN

Finance Task Force

There being no quorum of members present, the meeting adjourned at 4:15

Wednesday, August 22, 2018

Call to Order

Brent Earwood-Chair called the meeting to order at 8:34 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Richardson called roll.

Present: Brent Earwood, APRN; Juanita Turnipseed, APRN; Samuel Alston, LPN; Lee Ann Stearnes, APRN; Leslie Akins, APRN; Amber Wyatt, APRN, Mark Young, APRN; Marietha Silvers, RN; Dru Malcolm, RN; Sheila Bouie, RN

Absent: Lee Mills, public member; Janell Cecil, RN

A quorum was present.

Welcome and Introduction of Guests

Dr. Earwood welcomed the Board members and guests in the audience and called for guests to introduce themselves. None chose to make the board aware of their affiliation. Dr. Earwood introduced new board members: Ms. Bouie and Ms. Malcolm.

Introduction of Staff

Elizabeth Lund, Executive Director and Mark Waters, Deputy General Counsel introduced staff.

Board staff:

Tanya McCray-Hicks, Administrative Director

Jennifer Shelton, Administrative Director

Donna Kirkland, Nurse Consultant

Margaret Daniel, Nurse Consultant

Sherry Richardson, Nurse Consultant

Diana Merickle, Board Assistant

Introduction of Legal staff

Mark Cole, Attorney

Nathaniel Flinchbaugh, Attorney

Eric Winters – Attorney

Ashley Fine – Legal Assistant

Kaitlin Parham – Attorney

Megan Gotschall – Attorney

Christie Taylor – Attorney

Call the Docket

Mr. Mark Waters called the docket.

Approval of minutes

Mr. Young moved to approve minutes for the following board meetings: February 21, 2018; May 15-17, 2018; July 20, 2018 board panel. Ms. Akins seconded; motion carried.

Assign Panels and Panel Chairs

Dr. Earwood assigned panels and panel chairs:

Panel 1 – Earwood (Chair), Alston, Malcolm

Panel 2 – Turnipseed (Chair), Akins, Bouie

Panel 3 – Young (Chair), Silvers, Wyatt

<u>Panel 1 – Iris Room</u>	<u>Panel 2 – Poplar Room</u>	<u>Panel 3 – Dogwood Room</u>
Brent Earwood, chair	Juanita Turnipseed, chair	Mark Young, chair
Samuel Alston	Leslie Akins	Marietha Silvers
Dru Malcolm	Sheila Bouie	Amber Wyatt

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 the Dogwood Room.

Panel 1 – Brent Earwood, chair; Samuel Alston, Dru Malcolm

A quorum was present. Administrative Law Judge Cambron presided.

<p><u>Renea Nagel-Terrell</u> 701 E Reelfoot Ave., Suite 100 Union City, TN 38261</p> <p>Represented by Dale Conder</p>	<p>RN 92056 APRN 6675</p>	<p>Parham, State's Attorney</p>	<p>Ms. Nagel-Terrell was present and represented Dale Conder. Judge Cambron reviewed the technical record.</p> <p>Following testimony and presentation of proof, Dr. Earwood moved to accept the findings of fact # 1, 2, and 4 as listed in the notice and charges, and amended #3. Mr. Alston seconded and motion carried.</p> <p>Dr. Earwood moved to amend the conclusions of law contained in the state's proposed order. This finds that respondent's acts and conduct violated TCA 63-7-101 and TCA 63-7-115 (a) (1) (F) and Rule 1000-01-.13 (1) (w). Mr. Alston seconded; motion carried.</p> <p>Dr. Earwood moved to accept the discipline as written in the proposed order including paragraphs 5 and 7, probation of both the APRN and RN license on probation for two years and to assess one (1) Type A Civil Penalty in the amount of 1,000 dollars (\$1,000) and assess costs not to exceed fifteen thousand dollars (\$15,000). Mr. Alston seconded and motion carried.</p> <p>Dr. 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 carried.</p>
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Panel 2 – Juanita Turnipseed; Chair, Leslie Akins, Sheila Bouie

A quorum was present. Judge Summers presided.

<p><u>Britni C. Young</u> 1730 Curry Street Dyersburg, TN 38024</p>	<p>LPN 74496</p>	<p>Winters, State's Attorney</p>	<p>Ms. Young was present and not represented by counsel. Judge Summers reviewed the technical record.</p> <p>Following presentation of proof, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2, and 3 as true as written. Ms. Bouie seconded and motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law as written in proposal order. Ms. Bouie seconded; motion carried.</p> <p>Ms. Turnipseed moved to accept the discipline as written in the proposed order for 5, 6, and 7 to assess two (2) Type C Civil Penalties in the amount of two hundred fifty dollars (\$250), for a total of five hundred dollars (\$500). Ms. Bouie seconded and motion carried.</p> <p>Ms. 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; motion carried.</p>
<p><u>Teresa A. Gilmore</u> 844 Post Oak Valley Road Rockwood, TN 38024</p>	<p>RN 215030 LPN 80159</p>	<p>Winters, State's Attorney</p>	<p>Ms. Gilmore was present and not represented by Council. Judge Summers reviewed the technical record.</p> <p>Following presentation of facts, and Ms. Gilmore's testimony, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, 5, true as written. Ms. Bouie seconded, motion carried.</p>

			<p>Ms. Akins moved to accept the conclusions of law as written in 4 and 5. Ms. Turnipseed seconded, motion carried.</p> <p>Ms. Bouie moved to accept the discipline with the addition of RN to #6 and 7,8, 9, 10, 11, and 12 as written in the proposed order. Ms. Akins seconded and motion carried.</p> <p>Ms. 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; motion carried.</p>
<p><u>Crystal G. Hylton</u> 159 Cedar Brook Lane, Apt. N Kingston, TN 37765</p>	<p>LPN 80831</p>	<p>Winters, State’s Attorney</p>	<p>Ms. Hylton was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Summers found sufficient evidence of attempts to serve notice to Ms. Hylton. Ms. Akins made a motion to precede in default, Ms. Bouie seconded; motion carried.</p> <p>Following presentation of facts, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, as true as written. Ms. Bouie seconded, motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law as written in 5 and 6 (B)(D). Ms. Turnipseed seconded, motion carried.</p> <p>Ms. Akins moved to accept the discipline 8,9,10,11,12,13 as written in the proposed order. Ms. Turnipsed seconded and motion carried.</p>

			Ms. 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; motion carried.
<u>Shakantayeni T. Scott Stewart</u> 480 Lewis Fairway Circle Oakland, TN 38060	MS RN 877411	Winters, State's Attorney	<p>Ms. Stewart was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Summers found sufficient evidence of attempts to serve notice to Ms. Stewart. Ms. Akins made a motion to precede in default, Ms. Bouie seconded; motion carried.</p> <p>Following presentation of facts, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 as true as written. Ms. Turnipseed seconded, motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law as written in 15 and 16(b)(d)(e) and (w). Ms. Turnipseed seconded, motion carried.</p> <p>Ms. Akins moved to accept the discipline 17, 18, and 19 as written in the proposed order. Ms. Bouie seconded and motion carried.</p> <p>Ms. 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; motion carried.</p>

<p><u>Rebekah E. King</u> 193 Perkins Street Huntsville, Tennessee 37756</p>	<p>LPN 88446</p>	<p>Winters, State’s Attorney</p>	<p>Ms. King was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Summers found sufficient evidence of attempts to serve notice to Ms. Stewart. Ms. Akins made a motion to precede in default, Ms. Bouie seconded; motion carried.</p> <p>Following presentation of facts, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, and 5, as true as written. Ms. Bouie seconded, motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law as written in 6(f). Ms. Bouie seconded, motion carried.</p> <p>Ms. Akins moved to accept the discipline 7, 8, 9(a)(b), 10,11, 12(a)(b)(c)(d)(e), and 13 as written in the proposed order. Ms. Turnipseed seconded and motion carried.</p> <p>Ms. 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; motion carried.</p>
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Panel 3 – Mark Young, Chair; Marietha Silvers, Amber Wyatt

A quorum was present. Judge Hilliard presided.

<p><u>Tanya Prentice</u> 10 Madison Court 1988 Gwynn Road Nesbitt, MI 38651</p>	<p>MS RN 88421</p>	<p>Flinchbaugh, State’s Attorney</p>	<p>Ms. Prentice was not present and not represented by counsel. Mr. Flinchbaugh requested to proceed in default. Judge Hilliard found sufficient evidence to proceed in default. Ms.</p>
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			<p>Wyatt moved to proceed in default; Ms. Silvers seconded; motion carried.</p> <p>Following testimony and presentation of proof, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1 through 6 true as written in proposed order. Ms. Wyatt seconded and motion carried.</p> <p>Ms. Wyatt moved to accept the conclusions of law contained in the state’s proposed order. This finds that respondent’s acts and conduct violated TCA 63-7-115 (a) (1) (F), TCA 63-7-302 and RN Rule 1000-01-.13 (1) (b) (d) (w). Ms. Silvers seconded; motion carried.</p> <p>Ms. Silvers moved for revocation of the privilege to practice; and assessed costs not to exceed five thousand dollars (\$5,000). Ms. Wyatt seconded and motion carried.</p> <p>Mr. Young 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>
<p><u>Lauren M. Smith</u> 3222 Wilkinson Pike 884 Wesley Drive Dyersburg, TN 38024</p>	<p>RN 195886</p>	<p>Flinchbaugh State’s Attorney</p>	<p>Ms. Smith was not present and not represented by counsel. Mr. Flinchbaugh requested to proceed in default. Judge Hilliard found sufficient evidence to proceed in default. Ms. Wyatt moved to proceed in default; Ms. Silvers seconded; motion carried.</p> <p>Following testimony and presentation of proof, Ms. Silver moved to accept the findings of fact as listed in the proposed final order 1 through 6 true as written in proposed order. Ms. Wyatt seconded and motion carried.</p>

			<p>Ms. Wyatt moved to accept the conclusions of law contained in the state's proposed order. This finds that respondent's acts and conduct violated TCA 63-7-115 (a) (1) (B) (F), Ms. Wyatt seconded; motion carried.</p> <p>Mr. Young moved for revocation of the RN license, three type C civil penalties totaling one thousand five hundred dollars (\$1,500) and costs not to exceed five thousand dollars (\$5,000). Ms. Silvers seconded and motion carried.</p> <p>Mr. Young 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

Nathaniel Flinchbaugh

Angela G. Vaughn	LPN 60217	Mr. Young moved to accept the consent order of reprimand with continuing education and costs. Seconded by Ms. Wyatt; motion carried.
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Mark Waters

Kathryn M. Heidorn	RN 155971 APRN 16365	Ms. Silvers moved to accept the consent order of reprimand with continuing education and costs. Seconded Mr. Young; motion carried.
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Eric Winters

Tristan D. Hadaway	RN 204475 MS RN 893714	Ms. Wyatt moved to accept the consent order of voluntary surrender with suspended privilege to practice. Seconded by Ms. Silvers; motion carried.
Barbara S. Shearer	RN 71505	Ms. Silvers moved to accept the consent order of probation with continuing education. Ms. Wyatt seconded; motion carried.
Tiffany Wilbanks	MS RN 885379	Mr. Young moved to accept the consent order of voluntary surrender of privilege to practice. Ms. Silvers seconded; motion carried.

Kaitlin Parham

Charley Beasley	LPN 85890	Ms. Wyatt moved to accept the consent order of standard TnPAP and costs. Seconded by Mr. Young; motion carried.
Alyn Byrum	RN 19803	Ms. Silvers moved to accept the agreed order of standard TnPAP and costs. Seconded by Mr. Young; motion carried.
Gwendolyn Carroll	RN 176820	Mr. Young moved to accept the agreed order of reprimand with continuing education, civil penalties in the amount of two thousand five hundred dollars (\$2,500) and costs. Seconded Ms. Silvers; motion carried.
Lauren Cook	RN 222633	Ms. Silvers moved to accept the agreed order of reprimand with civil penalties in the amount of one hundred dollars (\$100). Seconded Ms. Wyatt; motion carried.
Sherri Schmidt	RN 190895	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Ms. Wyatt; motion carried.
Jerri Kendra Singleton	LPN 81007	Ms. Silvers moved to accept the agreed order of standard TnPAP. Seconded by Ms. Wyatt; motion carried.

Angela Smith	RN 188201	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Ms. Wyatt; motion carried.
Hannah Ruth Warren	RN 201998	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Ms. Silvers; motion carried.
Kimberly Holm Sisk	RN 192640	Ms. Silvers moved to accept the agreed order of reprimand with civil penalties in the amount of tree thousand dollars (\$3,000) and costs. Seconded Ms. Wyatt; motion carried.

Mark Cole

Kenneth Banegas	RN 100883	Ms. Silvers moved to accept the consent order of voluntary surrender. Ms. Wyatt seconded; motion carried.
Lauren Tipps	RN 160754	Ms. Wyatt moved to accept the agreed order of standard TnPAP. Ms. Silvers seconded; motion carried.
Terri Farmer	LPN 60908	Ms. Silvers moved to accept the agreed order of standard TnPAP. Mr. Young seconded; motion carried.
Anthony Lumas	RN 135353	Mr. Young moved to accept the agreed order of standard TnPAP. Ms. Silvers seconded; motion carried.
Mary J. Winberry	LPN 82067	Ms. Silvers moved to accept the agreed order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Marla D. Cordero	LPN 90374	Ms. Silvers moved to accept the consent order of voluntary surrender. Ms. Wyatt seconded; motion carried.

Marquita Williams	RN 175210 APRN 22272	Ms. Silvers moved to accept the consent order of reprimand with continuing education. Mr. Young seconded; motion carried.
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Megan Gottschall

Dawn Bechard	LPN 21343	Ms. Silvers moved to accept the consent order of revocation. Mr. Young seconded; motion carried.
Cynthia F. Johnpier	RN 87602	Mr. Young moved to accept the consent order of revocation. Ms. Silvers seconded; motion carried.
David A. Hawkesworth	RN 145083	Ms. Wyatt moved to accept the agreed order of voluntary surrender. Mr. Young seconded; motion carried.
Nicole Leasure	RN 131131	Ms. Silvers moved to accept the consent order of probation with continuing education. Ms. Wyatt seconded; motion carried.
<u>Alexis L. Smith</u>	<u>RN 191513</u>	Ms. Silvers moved to accept the consent order of reprimand with civil penalties of three hundred dollars (\$300). Ms. Wyatt seconded; motion carried.

Christie Taylor

Anna Brewer	RN 181800	Ms. Wyatt moved to accept the consent order of probation with continuing education. Ms. Silvers seconded; motion carried.
Shannon Grimes	RN 160754	Ms. Silvers moved to accept the agreed order of voluntary surrender. Ms. Wyatt seconded; motion carried.
Karen Hockman	RN 115088	Ms. Silvers moved to accept the consent order of standard TnPAP.

		Mr. Young seconded; motion carried.
Leah Mangujob	RN 209311	Mr. Young moved to accept the consent order of probation with continuing education. Ms. Silvers seconded; motion carried.
Cheri McCormick	RN 101048	Ms. Silvers moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Kacie N. Sheets	RN 169151	Ms. Silvers moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Patricia K. Tillis	RN 135329	Mr. Young moved to accept the consent order of standard TnPAP. Ms. Silvers seconded; motion carried.
Joanna L. Whitson	LPN 63856	Ms. Silvers moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Jessica Wilshire	LPN 77294	Ms. Silvers moved to accept the consent order of standard TnPAP. Mr. Young seconded; motion carried.
Vanessa E. Wright	RN 220894	Ms. Silvers moved to accept the consent order of probation. Ms. Wyatt seconded; motion carried.
Kathy R. Duffield	RN 115047	Ms. Silvers moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.

Caroline Tippens

Tricia Jenks	LPN 57613	Ms. Silvers moved to accept the consent order of voluntary surrender. Ms. Wyatt seconded;
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		motion carried.
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Reconvene – 8:30 a.m. Thursday, August 23, 2018

Welcome and Introduction of Guests:

Dr. Earwood welcomed the Board members and guests in the audience.

Roll Call and Quorum

Ms. Richardson called roll.

Present: Brent Earwood, APRN; Juanita Turnipseed, APRN; Samuel Alston, LPN; Leslie Akins, APRN; Amber Wyatt, APRN; Marietha Silvers, RN; Sheila Bouie, RN; Dru Malcolm, RN; Mark Young, APRN (at 9:30)

Absent: Janell Cecil, RN; Lee Mills, public member

Elizabeth Lund, Executive Director and Mark Waters, Deputy General Counsel introduced staff.

Board staff:

Tanya McCray-Hicks, Administrative Director

Jennifer Shelton, Administrative Director

Donna Kirkland, Nurse Consultant

Margaret Daniel, Nurse Consultant

Sherry Richardson, Nurse Consultant

Diana Merickle, Board Assistant

Consent Agenda:

- School Announcements
- School Survey Visit(s)
- Strategic Plan Current Activities
- OGC report
- TnPAP report
- Investigations/Disciplinary Coordinator's report

Ms. Turnipseed moved and seconded by Ms. Wyatt to adopt the consent order agenda items and reports. Motion carried.

School Hearings—Ms. Richardson, PHNC2 and Ms. Daniel, PHNC2

Lindsey Wilson College—Columbia, KY. Seeking approval for letter of intent and initial approval of the RN-BSN online program. Presenting information, Dr. Emiley Button, Program of Nursing Director; Chair, Division of Nursing and Health. Following the presentation and discussion, Ms.

Turnipseed made a motion to approve a letter of intent and initial approval for Lindsey Wilson College's online RN-BSN nursing program. Dr. Earwood seconded, motion carried.

Liberty University– Lynchburg, VA-- Seeking approval for letter of intent and initial approval of online programs:

- RN-BSN
- MSN:
 - Nursing Administration track
 - Nurse Educator track
 - Nursing Informatics track
- Post Masters Certificate: Psych Mental Health Nurse Practitioner
- DNP:
 - Family Nurse Practitioner
 - Post MSN DNP: Psych Mental Health Nurse Practitioner

Presenting information, Dr. Shanna Akers, Dean, School of Nursing. Following the presentation, discussion included validation of assessment skills in the RN-BSN program and the 2 year practice requirement prior to admission to the FNP program. Ms. Turnipseed made a motion to grant approval for the letter of intent and initial approval for Liberty University's online nursing programs. Ms. Akers seconded, motion carried.

United States University – San Diego, CA. Seeking approval for letter of intent and initial approval of online programs:

- RN-BSN
- MSN:
 - FNP track
 - Nurse Leadership track

Presenting information, Dr. Dianna Scherlin, Dean, and Dr. Jennifer Billingsley, FNP Program Director. Following the presentation and discussion regarding onsite immersions for FNP students, clinical placement assistance, and concerns regarding no practice requirements prior to entry, Ms. Akers made a motion to grant approval for the letter of intent and initial approval for United States University's online programs. Dr. Earwood seconded, motion carried.

Johns Hopkins University – Baltimore, MD. Seeking approval for letter of intent and initial approval of online programs:

- MSN: Health Systems track
- Post Masters Certificate:
 - Nurse Educator track
 - Pediatric Acute Care NP track
 - Psych-Mental Health NP track
- DNP:
 - Post-Masters Certificate Certified Executive track (no clinical)
 - Adult-Gero Primary Care NP

- Adult-Gero Primary Care NP
- Pediatric Primary Care NP
- Adult-Gero Health Clinical Nurse Specialist
- Adult-Gero Critical Care Clinical Nurse Specialist
- Pediatric Critical Care Clinical Nurse Specialist
- Family Primary Care NP

Presenting information, Dr. Marie Nolan, Executive Vice Dean, Rita D’Aoust, Associate Dean of Teaching and Learning. Following the presentation and discussion including onsite intensives for students, Ms. Akins made a motion to grant approval for the letter of intent and initial approval to Johns Hopkins University’s online programs. Ms. Wyatt seconded, motion carried.

Lee University - Cleveland, TN. Request approval of letter of intent and initial approval for an hybrid DNP: FNP program. Presenting information, Dr. Sara Campbell, Dean. Following the presentation and discussion regarding the 2-year practice requirement prior to admission to the program and rural global focus, Dr. Earwood made a motion to grant approval to the letter of intent and initial approval for a hybrid DNP: FNP program at Lee University. Ms. Turnipseed seconded, motion carried.

Discuss/Approve Travel –

- IRE Conference—January 29-31,2019—Nashville, TN
- NLC Commissioner Special Meetings—Chicago, IL – 2 attendees
- FARB Conference—January 24-27, 2019, New Orleans, LA – 4 attendees
- NCSBN Investigator Training conference—October 2-4, 2018—Rosemont, IL 1 attendee
- NCSBN NLC Attorney/Executive Officer Meeting—January 29, 2019—Chicago, IL – 2 attendees
- NCSBN Awards Committee—2 meetings TBA—Chicago, IL – Ms. Kirkland
- NIRSC Committee Meetings—2 meetings TBA—Chicago, IL—Ms. Richardson
- Other

Ms. Akins moved to approve the travel and number of attendees as noted above. Ms. Turnipseed seconded; motion carried.

Presentation/Discussion: High Performing Boards—Ms. Lund provided a PowerPoint presentation and discussion regarding practices that maximize performance of regulatory boards. Elements included using consent agendas as a best practice, holding robust discussions and thinking individually, but acting collectively and ensuring that decisions align with the board’s mission. Duties of a board member include the duty of care, duty of loyalty, and duty of obedience in complying with legal requirements.

Presentation/Discussion: TnPAP Overview—Mike Harkreader, Director provided a presentation and discussion regarding the current drug addiction epidemic and the impact on society. Nurses are impacted as well as the general public, with drug diversion and addiction issues comprising a majority of disciplinary cases that come before board.

The new NLC mandates that TnPAP participant must report their participation to the board.

If an individual is referred to TnPAP but does not choose to participate, the individual will be reported to the board.

The average cost of evaluation is \$400-\$600. The evaluation includes a DSM-V diagnosis if applicable as well as prescribed treatment. If a monitoring agreement is needed, the participant must comply with treatment and monitoring.

Consider Vote to Approve Application Review Committee Recommendations – Ms. Turnipseed, APRN, Vice Chair and Mr. Mark Water, Deputy General Counsel

Summary	8/23/18	ARC Recommendation	Board Decision
<p>Lillie Coggin 410 Dinah Shore Blvd St. A Winchester, TN 38058</p> <p>GA RN 262675 Exp. 1/31/19</p> <p>TN RN multistate 210799 exp. Extended 8/30/18</p>	<p>Disciplinary Action</p> <ul style="list-style-type: none"> ● 03/24/15 Applicant was working at Sacramento Medical Center. Alleged applicant made incorrect/inconsistent and/or unintelligible entries in hospital or patient record ● 07/06/17 applicant admitted to the truth of each allegation and entered into a stipulated surrender of her license with 	<p>Deny RN renewal application due to: Is guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing; and is guilty of unprofessional conduct specifically discipline of a license to practice nursing by another state</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(A)(F) and rule</p>	<p>Ms. Silvers moved to accept the recommendation of ARC as stated. Ms. Akins seconded; motion carried.</p>

<p>RN Renewal</p>	<p>California BON</p> <ul style="list-style-type: none"> • 4/1/18 Responded “no” to the statement on the application “My license has been disciplined in another state and I have not previously notified the Board of Nursing in writing.” 	<p>1000-01-.13(1)(J)</p>	
<p>Crystal Collene 3311 Borders St. Westmoreland, TN 37186</p> <p>Ohio RN372030 Exp. 10/31/19 restricted</p> <p>RN endorsement</p>	<p>Disciplinary Action</p> <ul style="list-style-type: none"> • 7/21/16- Ohio BON suspended license because Applicant attempted to use tap water in a Styrofoam cup to mix and IV antibiotic. The Applicant had previously been counseled by her employer for stopping a patient’s IV Lasix to infuse an antibiotic instead of using another IV access line. • 6/26/17 – Ohio BON order was revised after Applicant was found 	<p>Deny RN endorsement application due to: is guilty of unprofessional conduct specifically discipline of a license to practice nursing by another state</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(F) and rule 1000-01-.13(1)(J)</p>	<p>Ms. Silvers moved to accept the recommendation of ARC as stated. Mr. Alston seconded; motion carried.</p>

	<p>noncompliant with the educational part of her Board Order. The Ohio license was restricted for a minimum of 3 years(6/26/2020)</p> <ul style="list-style-type: none"> • 3/22/18- The Ohio board of nursing granted the Applicant permission to work in Ohio however the license remained restricted. 		
<p>Mackenzie Taylor 1375 Puckett Hollow Road Centerville, TN 37033 DOB 11/28/90</p> <p>LPN Exam</p>	<p>Fitness to practice</p> <ul style="list-style-type: none"> • 7/27/18-Disclosed that she is addicted to opioids, currently takes 8 mg of Subutex daily (Used to treat opioid addiction). Has been taking for 1 year • 11/8/14- Inpatient treatment • Does not have documentation of 2 years of sobriety 	<p>Deny LPN examination application due to: is unfit to practice by reason of habits or other cause.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(C)</p>	<p>Mr. Alston moved to accept the recommendation of ARC as stated. Mr. Young seconded; motion carried.</p>
<p>Teresa Parker 5660 Hwy 641 North Puryear, TN 388251 RN 173722</p>	<p>Discipline</p> <ul style="list-style-type: none"> • 11/29/12- License revoked by TN BON for unprofessional conduct, numerous 	<p>Deny RN reinstatement application due to: addiction and lack of proof of sobriety, is guilty of</p>	<p>Mr. Alston moved to accept the recommendation of ARC as stated. Ms. White seconded; motion carried.</p>

<p>RN Reinstatement</p>	<p>medication discrepancies, and felony charges for possession of oxycodone with intent to sell.</p> <ul style="list-style-type: none"> • Applicant pled guilty and was convicted of selling her husband's prescription Percocet twice. • 5/3/17 applicant executed 36 month TN PAP agreement but does not have 2 years of documented sobriety. • 7/27/18 applicant attended ARC and admitted addiction to synthetic marijuana. 	<p>unprofessional conduct as listed in the 2012 Board order, and is guilty of a crime.</p> <p>Find that the crimes the applicant was convicted of, SALE OF A SCHEDULE II CONTROLLED SUBSTANCE (Percocet) are directly related to the practice of nursing. The applicant diverted the Percocet that she was convicted of selling. Drug diversion deprives patients of needed, prescribed medication and contributes to the rising cost of healthcare. Given that the applicant has a documented history of having diverted Percocet and other controlled substances from her workplace and elsewhere, there is a concern about her propensity to divert and sell drugs in the future, if provided the opportunity. Nurses</p>	
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		<p>practice autonomously in a wide variety of settings and provide care to individuals who are, by virtue of their illness or injury, physically, emotionally, and financially vulnerable. These individuals include the elderly; children; individuals with mental disorders; sedated and anesthetized patients; individuals with mental or cognitive disorders; and disabled and immobilized individuals. Determine that further diversion and sale of drugs would place the public, including vulnerable patients, at risk</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(B)(C)(D)and (F)</p>	
Sharon	Discipline in another	Deny RN	Mr. Young moved to

<p>Arnold 115 Buttonwood Dr. Smyrna, TN 37167</p> <p>AZ PN 015687 AZ RN 963483 exp. 12/31/92</p> <p>Colorado RN 119414 Exp. 9/30/13</p> <p>Al RN 1- 066149 Exp. 12/31/98</p> <p>MO PN 026260</p> <p>TN RN 114653 multistate Exp. 2/28/99</p> <p>RN Reinstatement</p>	<p>State and attempting to obtain a license by fraud or deceit</p> <ul style="list-style-type: none"> • 2/26/08 - Pled guilty to assault menacing, Class 3 felony • 11/19/08- Colorado BON sent Licensee a Letter of admonition because of the conviction and placed the RN license on probation pending anger management counseling. • 1/7/12- California BON denied RN Exam application based on conviction of a crime. • 11/5/12- AZ BON denied applicant's renewal application because applicant denied on her application that she had a previous conviction. The applicant presented a forged letter from California BON stating the reason for the California 	<p>reinstatement application due to: Is guilty of fraud or deceit in attempting to procure a license in nursing and is guilty of unprofessional conduct specifically discipline of a license to practice nursing by another state.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(a) (f)</p>	<p>accept the recommendation of ARC as stated. Ms. Akins seconded; motion carried.</p>
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	<p>denial was due to failure to supply required information when in fact the denial was due to conviction of a felony.</p> <ul style="list-style-type: none"> • 3/25/15- Colorado BON denied application reinstatement because applicant falsified her application by denying previous crime or discipline. • 7/12/18 applicant sent an email stating “Colorado gave me an unrestricted RN license” when in fact Colorado denied the application in 2015. 		
Board orders:	Mark Waters presenting		
Chadwick Owens	<p>Conditions of licensure</p> <p>15. If Applicant is in full compliance with the terms of his TnPAP monitoring agreement and any amendments thereto at the time of ratification of this Order by the Board,</p>	Grant application with board order	Ms. Turnipseed moved to license per conditions/stipulations of board order. Ms. Wyatt seconded; motioned carried.

	<p>Applicant's Reinstatement Application shall be GRANTED and Applicant's license to practice professional nursing in the State of Tennessee and the multistate privilege to practice in any other party state shall be REINSTATED. However, immediately upon reinstatement Applicant's license shall be SUSPENDED and his multistate privilege to practice in any other party state VOIDED, the suspension shall be STAYED and Applicant's license shall be immediately placed on PROBATION on the following terms and conditions: A. Applicant's failure to maintain 100% compliance with the terms of the monitoring agreement and the advocacy of TnPAP until the completion of the monitoring agreement and any amendments thereto will be a violation of probation and shall result in the <u>immediate</u></p>		
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	<p><u>lifting of the stay of suspension of Applicant's license. If thereafter Applicant wishes to have his license reinstated again, Applicant must appear again before the Board's Application Review Committee (ARC) to obtain a recommendation for reinstatement and demonstrate his present ability to engage in the safe practice of nursing, which shall include, at minimum, a demonstration of two years of documented continuous sobriety. The Board reserves the right for ARC to recommend other reasonable conditions of reinstatement at the time of appearance before ARC. If ARC does not recommend reinstatement, Applicant's license shall remain suspended. Applicant may not appear before ARC more than once in a twelve (12) month period.</u></p> <p>16. Upon completion of probation, Applicant's</p>		
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	<p>license shall be returned to unencumbered.</p> <p>17. Applicant’s multistate privilege to practice in any other party state shall remain VOIDED until such time as Applicant’s license is no longer suspended or on probation.</p>		

Update: Linda Johnson, APRN and Dr. Mitchell Mutter, Special Projects – Update on symposia for 2018 to include six speakers from various disciplines presenting information that incorporates tools for screening at-risk patients and increased community outreach. There are three symposia scheduled for the remainder of 2018 to include Memphis, Jackson and Cookeville. Many pain clinics have closed in Tennessee; several of these will reopen under different management. Currently about 125 pain clinics are operating in Tennessee. Opioid prescribing has decreased by nearly 50% in the last 6 years.

Presentation: Ketamine—TANA—Ms. Tausha Alexander, Kathryn Walker, CRNA, and Patty Cornwell, CRNA presented information regarding ketamine infusion therapy clinics. Ketamine is a schedule III control substance approved by the FDA in 1970. It is used for deep sedation, chronic pain remodulation and treatment-resistant depression and other mental health disorders. Ketamine infusion clinics are not pain clinics in that ketamine is infused on-site with continuous assessment of the patient. CRNAs are anesthesia experts with expertise in opioid sparing multi modal analgesia, and pharmacology. Currently no state has taken action to regulate Ketamine clinics. Advisory opinions have been issued by Alaska, Arizona, Kentucky, Minnesota, Nebraska, New York, Texas, and Wyoming. AANA and APA have resources for ketamine treatment.

Presentation: Report from Discipline Case Management Conference—Ms. Kirkland, Mr. Winters, Ms. Taylor, Ms. Gottschall, and Ms. Parham—
Donna Kirkland presented information regarding the nursing practice issues related to medical marijuana use based on the supplement contained in the NCSBN July 2018 *Journal of Nursing*

Regulation. Discussion included the six principles necessary for nurses to be aware regarding marijuana.

Christie Taylor presented information regarding good moral character of applicants and questions considering moral character and ethics. Nursing is considered the most ethical profession. Character can change and should be considered for each case. Risk factors to consider include criminal history, disregard for regulation, turbulent employment history, academic misconduct, etc.

Megan Gottschall presented information about the Nurse Licensure Compact (NLC). The NLC allows for nursing practice in compact states. The NLC ensures cooperation of party states and ensures ULRs are met for these nurses. Concerns reported by states not a party to the compact include discipline as well as loss of revenue.

Kailin Parham presented information related to transparency and technology. The open records act allows individuals to request public government records. The open meetings act requires that discussion should only take place during the meeting. Emails and text messages are subject to this act as is social media.

****ARC REVIEW – Teresa Parker...**attorney Joe Wyant requests to postpone the action until the November Board meeting. Motion made by Juanita Turnipseed. Seconded by Dr. Earwood, motion carried.

Debrief/Open Discussion/Other Business—Dr. Earwood

- What went especially well? Dogwood panel did all consent/agreed orders, new board members did well.
- What could be better? Mr. Young stated that there are a wide range of actions on consent orders for similar offenses, not consistent on civil penalties. Can we have a more standardized approach for disciplinary action with consent/agreed orders?
- What did we learn as a board? Presentations were good; Mr. Harkreader's TnPAP presentation was a good review.
- What learned as an individual? If exceptions are taken into account during cases, they will be brought up again in future cases. Every case is judged on its own merit.
- Suggestions? None reported.

Adjourn

There being no other business, the meeting of the Tennessee Board of Nursing adjourned at 3:50 p.m., with the next board meeting scheduled November 7-8, 2018.