

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

MINUTES

February 17-18, 2016

Call to Order

Brent Earwood, APN, Chair called the meeting to order at 8:31 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Sandra Powell called roll.

Present: Arthur Thompson, LPN; Juanita Turnipseed, APN; Janell Cecil, RN; Brent Earwood, APN; Mark Young, APN; Martha Buckner, RN; Marietha Silvers, RN; Lee Anne Stearnes, APN; Lisa Heaton, RN, Leslie Nelson Akins, APN, Lee Mills, public member.

Absent: none

A quorum was present.

Welcome and Introduction of Guests

Ms. Earwood welcomed the Board members and guests in the audience and called for self-introductions. Guests: students from UT Martin, Belmont University, Marian University. Mr. Earwood recognized Judge Adgent.

Introduction of Staff

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

Board staff:

Sandra Powell, Administrative Director

Teresa Phillips, Nurse Consultant

Liz Sherfy, Nurse Consultant

Sherry Richardson, Nurse Consultant

Linda Johnson, APN Nurse Consultant

Legal staff:

Caroline Tippens, Assistant General Counsel

Mark Cole, Assistant General Counsel

Todd Pinckley, Assistant General Counsel

Hannah Lanford, Assistant General Counsel

Matt Gibbs, Assistant General Counsel

Jamie Formont, Assistant General Counsel

Wesley Holder, Legal Assistant

Approve November 18-19, 2015

Mr. Young made the motion to approve the November 18-19, 2015 minutes, Ms. Cecil seconded; motion carried.

Assign Panels and Panel Chairs

Mr. Earwood assigned panels and panel chairs:

Panel 1 – Earwood (Chair), Cecil, Thompson, Akins

Panel 2 – Turnipseed (Chair), Stearnes, Buckner

Panel 3 – Heaton (Chair), Silvers, Young, Mills

<u>Panel 1 – Iris Room</u>	<u>Panel 2 – Poplar Room</u>	<u>Panel 3 – Dogwood Room</u>
Brent Earwood, chair	Juanita Turnipseed, chair	Lisa Heaton, chair
Janell Cecil	Leanne Stearnes	Mark Young
Arthur Thompson	Martha Buckner	Marietha Silvers
Leslie Akins		Lee Mills

Mr. Waters called the docket.

Panel 2 adjourned to the Poplar Room. Panel 3 adjourned to the Dogwood Room.

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

Panel 1 – Brent Earwood, chair; Janell Cecil, Arthur Thompson, Leslie Akins

A quorum was present. Administrative Law Judge Cambron presided.

<u>Haley Townsend</u> 183 Silverdale Cove Jackson, TN 38305 103 New Deal Road Jackson, TN 38305 318 Harts Bridge Road Jackson, TN 38301 411 Trace Drive Jackson, TN 38305	R.N. Lic. No. 155121	Formont, State’s Attorney	Ms. Townsend was not present and was not represented by an attorney. Mr. Thompson moved to proceed in default, Ms. Cecil seconded; motion carried. Following testimony and proof, Mr. Earwood moved to accept the findings of fact 1 through 6 as true. Ms. Cecil seconded; motion carried. Ms. Cecil moved to accept the conclusions of law on the proposed order paragraphs 3 through 8 as accurate. Mr. Earwood seconded; motion carried.
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			<p>Mr. Thompson made a motion to revoke RN license and multistate privilege, and assess Civil Penalties of one thousand dollars (\$1,000.00) and assess costs not to exceed five thousand dollars (\$5,000.00). Ms. Akins seconded the motion and motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken and motion carried.</p>
<p><u>Jessica N. Loyd</u> 202 Bogart Drive, Apt. 119 Sevierville, TN 37862</p>	<p>L.P.N. Lic. No. 75654</p>	<p>Formont, State's Attorney</p>	<p>Ms. Loyd was not present and not represented by counsel. Ms. Formont requested to proceed in default. Judge Cambron ruled that the service of notice was sufficient to proceed. Ms. Cecil moved to proceed in default. Mr. Thompson seconded; motion carried. Judge Collier reviewed the technical record.</p> <p>Following presentation of testimony and state's proof, Mr. Earwood moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, as true and accurate. Ms. Akins seconded and motion carried.</p> <p>Ms. Akins moved to accept conclusions of law listed in the state's proposed order as accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Cecil moved to revoke Ms. Loyd's LPN license and void the multistate privilege, and assess Civil Penalties of two thousand dollars (\$2,000.00), and assess costs not to</p>

			<p>exceed \$5,000.00. Mr. Thompson seconded the motion; motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken and motion carried.</p>
<p><u>Andrea Nicole McCormick</u> 4960 Jones Valley Road Williamsport, TN 38487</p>	<p>L.P.N. Lic. No. 68109</p>	<p>Formont, State's Attorney</p>	<p>Ms. McCormick was not present and not represented by counsel. Following presentation of proof of service, Judge Cambron determined sufficient proof of service. Ms. Akins moved to proceed in default, Mr. Thompson seconded; motion carried. Judge Cambron reviewed the technical record.</p> <p>Following presentation of testimony and state's proof, Ms. Cecil moved to accept the findings of fact as listed in the proposed final order 1, 2, and 4 through 12 as true and accurate. Mr. Thompson seconded and motion carried.</p> <p>Mr. Earwood moved to accept the conclusions of law contained in the state's proposed order, Mr. Thompson seconded; motion carried.</p> <p>Mr. Earwood moved to revoke Ms. McCormick's LPN license and void the multistate privilege, assess \$3,000.00 in civil penalties and assess costs not to exceed five thousand dollars (\$5,000.00). Ms. Cecil seconded and motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the</p>

			citizens of Tennessee. The Board finds the appropriate action taken, seconded by Mr. Thompson; motion carried.
<u>Tessy L. Gray</u> 57 Maness Trail Rock Springs, GA 30739	L.P.N. Lic. No. 59050	Formont, State's Attorney	<p>Ms. Gray was not present and not represented by counsel. Following presentation of proof of service, Judge Cambron determined sufficient proof of service. Mr. Earwood Akins moved to proceed in default, Mr. Thompson seconded; motion carried. Judge Cambron reviewed the technical record.</p> <p>Following presentation of testimony and state's proof, Ms. Cecil moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, and 4 as true and accurate. Ms. Akin seconded; motion carried.</p> <p>Mr. Thompson moved to accept the conclusions of law contained in the paragraph's 1 through 3 of state's proposed order, Ms. Akin seconded; motion carried.</p> <p>Ms. Cecil moved to revoke Ms. Gray's LPN license, assess \$2,000.00 in civil penalties and assess costs not to exceed (\$6,000.00). Ms. Akins seconded; motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>

Panel 2 – Juanita Turnipseed, Chair; Leanne Stearnes, Martha Buckner

A quorum was present. Judge Anthony Adgent presided.

<p><u>Penny A. Isham</u> 6814 E. Wildwood Road Stillman Valley, Illinois 61084</p>	<p>R.N. Lic. No. 187195</p>	<p>Cole, State's Attorney</p>	<p>Ms. Isham was present but not represented by counsel. This hearing is following Chancery Court decision. Following the state's proof and respondent's testimony, Dr. Buckner moved to accept the supplemental order as presented to the Board amending #2 changing Stayed Suspension to lifted. Ms. Turnipseed seconded, Ms. Stearnes opposed and motion carried.</p>
<p><u>Board member Mr. Lee Mills joined panel</u></p>			
<p><u>Lora Woodward</u> 5 Tuck Lane Lebanon, TN 37087</p> <p>420 Elysian Fields Road, B-18 Nashville, TN 37211</p> <p>1585 Powder Branch Road Johnson City, TN 37601</p> <p>5301 Maryland Way Brentwood, TN 37027</p>	<p>L.P.N. Lic. No. 52363</p>	<p>Pinckley, State's Attorney</p>	<p>Ms. Woodward was present and not represented by counsel. Judge Adgent reviewed technical record.</p> <p>Following testimony and proof, Dr. Buckner moved to accept the findings of fact as listed in the proposed final order 1 through 3 true as written. Ms. Stearnes seconded and motion carried.</p> <p>Dr. Buckner made a motion to accept the conclusions of law as outlined in paragraph 4. This finds that respondent's acts and conduct violated TCA §63-7-115(a)(1)(B). Ms. Stearnes seconded and motion carried.</p> <p>Ms. Stearnes made a motion to revoke the license and void the multistate privilege. Also to assess civil penalties totaling two-thousand dollars (\$2,000.00) paid in (24) months and assessment costs shall not exceed five-thousand dollars (\$5,000.00) to be paid in full within (24) months. Dr. Buckner 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>Keri M. Cheney</u> 40041 Bluff Court Palmdale, CA 93551</p>	<p>R.N. Lic. No. 166767</p>	<p>Pinckley State's Attorney</p>	<p>Ms. Cheney was not present and not represented by counsel. Following proof of service Judge Adgent determined sufficient proof of service and allowed case to proceed.</p> <p>Following testimony and presentation of proof, Dr. Buckner moved to accept the findings of fact as listed in the proposed final order 1 through 8 true as written. Ms. Stearnes seconded and motion carried.</p> <p>Dr. Buckner made a motion to accept the conclusions of law the facts as found in paragraph two (2), five (5), and six (6) constitutes a violation of TCA §63-7-115(a)(1)(F) and paragraph two (2) through six (6) constitute a violation of rule 1000-01-.13(1)(e)(w) and paragraph two (2) through four (4) constitutes a violation of TCA §39-17-408(a)(b)(1)(G) of proposed order. Ms. Stearnes seconded and motion carried.</p> <p>Dr. Buckner made a motion to revoke RN license and void multistate privilege to practice, assess (3) Type A Civil Penalties in the amount of one thousand dollars (\$1,000) each, and assessment of cost not to exceed five thousand dollars (\$5,000). Ms. Stearnes second 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>Traci Givens</u> 314 North Kingston Avenue Rockwood, Tennessee 37854</p>	<p>L.P.N. Lic. No. 60193</p>	<p>Pinckley, State's Attorney</p>	<p>Ms. Givens was not present and not represented by counsel. Mr. Pinckley moved that the case proceed in default. Following proof of service, Judge Adgent ruled sufficient notice is proven and the case may proceed in default.</p>

<p>And</p> <p>15 Swing Loop Rockwood, Tennessee 37854</p> <p>And</p> <p>314 South Kingston Avenue Rockwood, Tennessee 37854</p>			<p>Following the state’s proof, Ms. Stearnes moved to accept the findings of fact as listed in the proposed final order 1 through 4 true as written. Dr. Buckner seconded and motion carried.</p> <p>Ms. Stearnes made a motion to accept the conclusions of law as outlined in paragraphs 5 and 6. These find that respondent’s acts and conduct violated TCA §63-7-115(a)(1)(F), and rule 1000-02-.13(1)(w) of proposed order. Dr. Buckner seconded and motion carried.</p> <p>Ms. Stearnes made a motion to revoke the license and void the multistate privilege, assessed nine (9) Type B Civil Penalties totaling two-thousand dollars (\$2,250.00) paid in (24) months and assessment costs shall not exceed five-thousand dollars (\$5000.00) to be paid in full within (24) months. Dr. Buckner 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 – Lisa Heaton, Chair; Marietha Silvers; Mark Young

A quorum was present. Judge Safley presided over the contested case hearings.

<p><u>Melody Cummings</u> 3434 Hobson Pike Hermitage, Tennessee 37076</p> <p>And</p> <p>c/o Overton County Sheriff’s Department 1010 John T. Poindexter</p>	<p>L.P.N. Lic. No. 62651</p>	<p>Waters, State’s Attorney</p>	<p>Ms. Cummings was present and not represented by counsel. An agreed order was reached and ratified for voluntary surrender and \$500.00 in costs. Mr. Young moved to accept the agreed order. Ms. Silvers seconded; motion carried.</p>
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Drive Livingston, Tennessee 38570			
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Agreed/Consent Orders

Mark Waters

Angela Blake Sitz Patterson	A.P.N. Cert. No. 7706 R.N. Lic. No. 118426	Mr. Young moved to accept the consent order of reprimand and Civil Penalties. Seconded by Ms. Silvers; motion carried.
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Mark Cole

Ginger L. Powell	R.N. Lic. No 169466	Ms. Silvers moved to accept TnPAP order and pay costs up to \$5,000. Mr. Young seconded; motion carried.
Amanda Mayes	R.N. Lic. No. 132520	Mr. Young moved to accept consent order of reprimand, civil penalties and costs. Ms. Silvers seconded; motion carried.
Amy E. Thomas	A.P.N. Lic. No. 17111; RN 18440	Mr. Young moved to accept the agreed order of voluntary surrender of APN certificate and RN license. Mr. Thompson seconded; motion carried.

Jamie Formont

Amanda E. Atkins	L.P.N. Lic. No. 70267	
Mandy Lynne Brown	R.N. Lic. No. 115793	Ms. Silvers moved to accept the consent order of suspension and TnPAP. Seconded by Mr. Young; motion carried.
Kelley S. Collard	A.P.N. Cert. No. 11334 R.N. Lic. No. 114184	Mr. Young moved to accept the consent order of suspension and TnPAP. Ms. Silvers seconded and motion carried.
Christy L. Corvin	R.N. Lic. No. 155524	Ms. Silvers moved to accept the consent order of suspension and TnPAP. Ms. Heaton seconded and motion carried.
Mary Fowler	R.N. Lic. No. 170602	Ms. Silvers moved to accept

		consent order of voluntary surrender. Mr. Young seconded; motion carried.
Tina Marie Hampton	R.N. Lic. No. 140880	Ms. Heaton moved to accept the consent order of suspension and TnPAP. Mr. Young seconded and motion carried.
Victoria L. Holmes	R.N. Lic. No. 179391	Ms. Silvers moved to accept the consent order of suspension and TnPAP. Mr. Young seconded and motion carried.
Susan R. Parvin	R.N. Lic. No. 171336	Mr. Young moved to accept the consent order of probation for 3 years and continuing education. Ms. Silvers seconded and motion carried.
Christopher M. Fontenot	R.N. Lic. No. 135383	Ms. Silvers moved to accept the consent order of suspension and TnPAP. Mr. Young seconded and motion carried.
Ashley Pennell	R.N. Lic.No. 188463	Mr. Young moved to accept the consent order of voluntary surrender. Dr. Buckner seconded and motion carried.
Brandon Alan Rankin	R.N. Lic. No. 201368	Mr. Young moved to accept the consent order of 10 hours of continuing education. Ms. Silvers seconded and motion carried.
Lerita R. Smith	R.N. Lic. No. 159643	Ms. Heaton moved to accept the consent order of suspension and TnPAP. Ms. Silvers seconded and motion carried.

Matt Gibbs

Lisa A. Cox	R.N. Lic No. 102800	Ms. Silvers moved to accept the consent order of voluntary surrender. Mr. Young seconded and motion carried.
Crystle T. Epps	L.P.N. Lic. No. 73494	Mr. Young moved to accept the consent order of suspension and TnPAP. Ms. Silvers seconded and motion carried
Janice S. Godwin	R.N. Lic. No. 68214	Ms. Silvers moved to accept the consent order probation for 2 years

		and of 15 hours of continuing education. Mr. Young seconded and motion carried.
Alicia B. Townsend	L.P.N. Lic. No. 64278	Ms. Silvers moved to accept the agreed order of suspension and TnPAP. Mr. Young seconded and motion carried.

Hannah Lanford

Jennifer Ann Petty	A.P.N. Cert. No. 11466 R.N. Lic. No. 140009	Mr. Young moved to accept the consent order voluntary surrender of APN certificate. Ms. Silvers seconded and motion carried.
Amanda E. Deel	R.N. Lic. No. 190591	Ms. Silvers moved to accept the consent order of voluntary surrender of license. Mr. Young seconded and motion carried.
Veronica F. Fleming	Mississippi R.N. Lic. No. R872652	Ms. Silvers moved to accept the agreed order of voluntary surrender of the privilege to practice in Tennessee. Mr. Young seconded; motion carried.
Dawn M. Lischke	R.N. Lic. No. 103439	Ms. Silvers moved to accept the consent order suspension and TnPAP. Mr. Young seconded and motion carried.
Tammy M. Martin	R.N. Lic. No. 124649	Mr. Young moved to accept the consent order suspension and TnPAP. Ms. Silvers seconded and motion carried.
Stephanie Sue Summers	A.P.N. Cert. No. 17776 R.N. Lic. No. 160031	Ms. Silvers moved to accept the consent order voluntary surrender of APN certificate and RN license. Mr. Young seconded and motion carried.
Diane R. Olsen	Virginia R.N. Lic. No. 1208243	Mr. Young moved to accept the consent order of voluntary surrender of RN license in Tennessee. Ms. Silvers seconded and motion carried.
Tommie Smoot	R.N. Lic. No. 183438	Mr. Young moved to accept the consent order of TnPAP. Mr. Young seconded; motion carried.
Cheryl Woodworth	R.N. Lic. No. 125653	Mr. Young moved to accept the

		agreed order. Ms. Silvers seconded; motion carried.
Debbie Poore	R.N. Lic. No. 86655 A.P. Lic. No. 6507	Ms. Silvers moved to accept the agreed order of TnPAP. Mr. Young seconded; motion carried.

Todd Pinckley

Carl Anthony Anderson	A.P.N. Cert. 7615 R.N. Lic. No. 115323	Ms. Silvers moved to accept the consent order of Civil Penalties. Mr. Young seconded and motion carried.
Whitney Basham	L.P.N. Lic. No. 75431	Ms. Silvers moved to accept the consent order of TnPAP. Mr. Young seconded; motion carried.
Elisabeth A. Layne	R.N. Lic. No. 145154	Ms. Silvers moved to accept the consent order of suspension and TnPAP. Mr. Young seconded and motion carried.
Rachel Jean Seaton	Texas R.N. Lic. No. 722694	Ms. Silvers moved to accept the consent order of revocation of the privilege to practice in Tennessee. Mr. Young seconded and motion carried.
Jessica Strunk	L.P.N. Lic. No. 82051	Mr. Young moved to accept the agreed order of reprimand and Civil Penalties. Ms. Silvers seconded and motion carried.

Caroline Tippens

Don Richards Cassel	R.N. Lic. No. 61146	Ms. Heaton moved to accept the consent order of voluntary surrender. Mr. Young seconded and motion carried.
Rebecca H. Hensley	R.N. Lic. No. 167544	Mr. Young moved to accept the agreed order of reprimand, continued education, and Civil Penalties. Ms. Silvers seconded and motion carried.
Paula B. Otto	R.N. Lic. No. 117863	Ms. Silver moved to accept the consent order reprimand and Civil Penalties. Mr. Young seconded and motion carried.

Brittany Vaden	L.P.N. Lic. No. 76229	Mr. Young moved to accept to accept agreed order of voluntary surrender. Ms. Silvers seconded. Motion carried.
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Mary Katherine Bratton

Sherry A. Fetzer	A.P.N. Cert. 8230 R.N. Lic. No. 133346	Ms. Stearnes moved to accept the agreed order of restricted certificate and license and voluntary surrender of DEA. Dr. Bucknerng seconded and motion carried.
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Consent Agenda:

- School Announcements
- School Survey Visit(s)
- Executive Director’s report
- Strategic Plan Current Activities
- OGC report
- TnPAP report
- Investigations/Disciplinary Coordinator’s report
- Report from FARB Meeting
- Health Related Boards Report

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

Review of School Annual Reports: Discussion of accreditation and simulation including pros and cons of supplementing simulation into nursing programs.

Ms. Sherfy asked for Board opinion from a school question regarding how long a school can maintain approval status without students in the program. After discussion the Board agreed to have the school refer to their nursing accrediting agency for direction.

Prescription Drug Abuse Initiatives Presentation: Elizabeth Lund, Executive Director

Recess – 3:15 p.m.

Reconvene – 8:30 a.m. Thursday, November 19, 2015

Call to Order–Ms. Powell called role

Present: Brent Earwood, APN; Arthur Thompson, LPN; Lee Anne Stearnes, APN; Juanita Turnipseed, APN; Martha Buckner, RN; Janell Rae Cecil, RN; Mark Young, APN; Marietha Silvers, RN; Lisa Heaton, RN; Leslie Akins, APN; Lee Mills, public member

Absent: none

A quorum was present.

Welcome and Introduction of Guests:

Mr. Earwood welcomed the Board members and guests in the audience and called for self-introductions. Guests: nursing students from Belmont University, Trevecca and Nashville State and Sharon Adkins, Executive Director-TNA.

Staff introduced by Ms. Lund. Attorneys introduced by Mr. Waters.

School Hearings—Ms. Sherfy, PHNC2

- **Tusculum College** - Greenville, TN. Request for letter of intent to establish Master of Science in Nursing program. Presenting information: Dr. Lois Ewen, Dean. Following Dr. Ewen's presentation and discussion of the program, Mr. Young made a motion to approval for letter of intent to Tusculum College, MSN program. Ms. Turnipseed seconded, motion carried.
- **Walden University** - Minneapolis, MN. Request for letter of intent and initial approval to establish online nursing programs. Presenting information: Dr. Andrea Lindell, Associate Dean. Following Dr. Lindell's presentation and discussion of the program, Ms. Stearnes made a motion to approval for letter of intent and initial approval to Walden University, online programs. Ms. Akins seconded, motion carried.
- **Marian University**—Nashville, TN. Request for full approval of the Bachelor of Science in Nursing program. Presenting information: Dr. Anita Siccardi, Dean. Following Dr. Siccardi's presentation and discussion of the program and 100% NCLEX pass rate, Ms. Cecil made a motion for full approval to Marian University, BSN program. Mr. Earwood seconded, motion carried.
- **Roane State Community College**—Harriman, TN. Request for full approval for Associate Degree Nursing program. Presenting information: Dr. Patricia Jenkins, Dean. Following Dr. Jenkins' presentation and discussion of the program and 93% NCLEX pass rate for 2015, Ms. Akins made a motion for full approval to Roane State Community College, ADN program. Ms. Silvers seconded, motion carried.
- **Tennessee Community Colleges** – Request for approval of common curriculum for all Tennessee Community Colleges Associate Degree Nursing programs. Presenting information: Dr. Cynthia Waller, Dean of Nashville State Community College.

Following Dr. Waller's presentation and discussion of curriculum changes, Mr. Young made a motion for approval of common curriculum to Tennessee Community Colleges, ADN program. Dr. Buckner seconded, motion carried.

Review of nursing programs out of compliance for two or more consecutive years with the rules relative to passing standard on National Council of State Boards of Nursing Licensure Examination (NCLEX). T.C.A. 63-7-119 and Tennessee Board of Nursing Rules and Regulations of Registered Nurses 1000-01-.05 and Rules and Regulations of Licensed Practical Nurses 1000-02-.05.

- **King University**—Bristol, TN. Reviewed report and considered placing conditional approval based on NCLEX pass rates of first time writers.
 - 2015 NCLEX-RN® pass rate 70% (56 first time writers with 39 passing).
 - 2014 NCLEX-RN® pass rate 83% (52 first time writers with 49 passing). Letter of concern issued with follow-up progress report requested.Dr. Lynn Holden, Dean, presented an improvement plan with timeline. Following Dr. Holden's presentation and discussion, Ms. Turnipseed moved to grant conditional approval for up to one year based on Administrative Rule 1000-01-.05 (4) (c) and (5) with NCLEX pass rate of less than 85% for two consecutive years. Mr. Young seconded and motion carried.
- **Trevecca Nazarene University** – Nashville, TN. Dr. Buckner recused. Reviewed report and considered placing conditional approval based on NCLEX pass rates of first time writers.
 - 2015 NCLEX-RN® pass rate 60% (5 first time writers with 3 passing).
 - 2014 NCLEX-RN® pass rate 78% (9 first time writers with 7 passing). Letter of concern issued with follow-up progress report requested.Ms. Kathy Jordan, Director, presented an improvement plan with timeline. Following Ms. Jordan's presentation and discussion, Ms. Stearnes moved to grant conditional approval for up to one year based on Administrative Rule 1000-01-.05 (4) (c) and (5) with NCLEX pass rate of less than 85% for two consecutive years. Mr. Young seconded and motion carried.
- **Southern Adventist University** – Collegedale, TN. Reviewed report and considered placing conditional approval based on NCLEX pass rates of first time writers.
 - 2015 NCLEX-RN® pass rate 83% (123 first time writers with 102 passing).
 - 2014 NCLEX-RN® pass rate 76% (119 first time writers with 91 passing). Letter of concern issued with follow-up progress report requested.Dr. Barbara James, Dean, presented an improvement plan with timeline. Following Dr. James' presentation and discussion, Ms. Cecil moved to grant conditional approval for up to one year based on Administrative Rule 1000-01-.05 (4) (c) and (5) with NCLEX pass rate of less than 85% for two consecutive years. Ms. Akins seconded and motion carried.
- **Chattanooga State Community College** – Chattanooga, TN. Reviewed report and considered placing conditional approval based on NCLEX pass rates of first time writers.

- 2015 NCLEX-RN® pass rate 83% (104 first time writers with 86 passing).
- 2014 NCLEX-RN® pass rate 78% (80 first time writers with 62 passing). Letter of concern issued with follow-up progress report requested.

Following review of documentation provided, Ms. Akins moved to grant conditional approval for up to one year based on Administrative Rule 1000-01-.05 (4) (c) and (5) with NCLEX pass rate of less than 85% for two consecutive years. Ms. Turnipseed seconded and motion carried.

Ms. Stearnes left the meeting at 11:29 after voting conducted for Trevecca Nazarene University.

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

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

Consider Vote to Approve Application Review Committee Recommendations – Ms. Turnipseed, APN, Vice Chair and Ms. Phillips, PHNC2

<u>Applicant</u>	<u>Summary presented to ARC</u>	<u>ARC Recommendation</u>	<u>Decision of the Board</u>
<p>Myrtesa Lawrence 848 Joseph Ave Nashville, TN 37207</p> <p>LPN Exam applicant</p> <p>Grad of TCAT Nashville</p> <p>DOB 12/13/74</p>	<p>Crime: applicant was asked to provide court documents on 7 arrests from 2004-2014, but did not provide warrant on any arrest and provided only limit information on judgment and probation of 2 felony convictions (2005 possession of firearms by an alien and 2011 illegal reentry of a previously deported aggravated felon and a 2014 dismissed vandalism charge).</p> <p>Employment authorization care expired 1/22/16; Temporary TN driver's license expired 1/22/2016</p> <p>09/26/05 Felony – pled guilty to</p>	<p>Deny the LPN examination application due to guilt of crime.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115(a)(1)(B).</p>	<p>Ms. Turnipseed moved to accept the ARC recommendation to deny the LPN examination application. Ms. Buckner seconded and motion failed due to lack of majority vote. Ayes- Turnipseed, Buckner, Earwood, Thompson. Nays – Mills, Young, Silvers, Cecil, Heaton. Ms. Akins abstained. After further discussion, Ms. Turnipseed moved to accept the</p>

	<p>possession of firearm by an alien</p> <p>1/19/11 Felony – pled guilty to illegal reentry of a previously deported aggravated felon (offense ended 8/20/2010)</p> <p>2/9/15 – dismissed vandalism Released from probation 4/26/2013</p>		<p>ARC recommendation to deny the LPN examination due to guilt of crime. Mr. Earwood seconded and motion carried. Ayes – Turnipseed, Earwood, Buckner, Akins, Thompson and Mills. Nays – Young, Cecil, Heaton and Silvers.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B).</p>
<p>Susan Abbott 1714 Todd Dr. Johnson City, TN 37604</p> <p>RN Reinstatement – expired 7/31/2012</p> <p>Licensed: PN – WV by exam 11/19/1979 to 6/30/1981 WV by exam 2/4/1981 to 12/31/1988 SC 1/1/1988 to 12/17/1989 VA 8/1/1988 to 7/31/1990</p>	<p>Crime related to drugs 2009-2012.</p> <p>9/24/1992 – SC license disciplined due to diversion, reinstated as of 1/26/1995.</p> <p>Application lists crime:</p> <p>6/19/2009 – arrest date - judicial diversion for</p> <ul style="list-style-type: none"> • Poss sch II • Public intox • Posss sch IV • Drug para <p>Warrant states injected a Roxycodone syringe and had a Roxycodone syringe and pill of Roxycodone and 10 Xanax pills.</p>	<p>Grant with TnPAP order</p>	<p>Ms. Turnipseed moved to accept the ARC recommendations to grant the RN reinstatement with an order of TnPAP with conditions. Mr. Earwood seconded. Motion carried.</p>

<p>TN 12/11/1997 to 7/31/2012</p>	<p>CCS Treatment Center Admit 8/5/2009 for 14 day treatment.</p> <p><u>5/13/2011</u> – arrest date – guilty of:</p> <ul style="list-style-type: none"> • Poss marijuana • Poss Sch II • Drug para <p>Domestic assault dismissed</p> <p>Warrant states 6 hypodermic needles, a small wooden box containing marijuana and apparatus to smoke marijuana, 2 plastic containers with Roxycodone residue.</p> <p><u>4/30/2012</u> – conviction date:</p> <ul style="list-style-type: none"> • Poss sch VI • Drug para <p>Tampering with evidence – dismissed</p> <p>Summary respondent provided lists Suboxone June/July 2011, mentions a 2010 arrest dismissed.</p>		

Chronic Pain Guidelines – Dr. Mitchell Mutter, Director of Special Projects. Following Dr. Mutter’s presentation, Mr. Earwood moved to accept the changes to the chronic pain guidelines as proposed. Ms. Akins seconded; motion carried.

Vote to Consider Amending Policy -- “Licensed Practical Nursing Care of Ventilator-Dependent Patients in the Home Health Setting” - Patty Weis and Jimmy Nichols were present representing Maxim Home Health. Data was presented to Board members, Mr. Earwood stated that Board members need adequate time to consider the information presented. Mr. Earwood requested a representative from Tennessee PN schools to attend the May meeting to speak to the education of Tennessee PNs regarding tracheostomy care.

Discuss Draft Rules and Rulemaking Timeline – Mark Waters. Board discussed draft rules contributing further suggestions. After discussion relating to NCLEX pass rates standards, Board requested information from other states.

Discuss Potential Legislation

- Enhanced Nurse Licensure Compact- Ms. Lund advised the board that NCSBN will carry the bill. NCSBN has hired Estie Harris to lobby the bill. Sponsors include Senator Crowe and Representative Doss.
- Other – Ms. Adkins, TNA discussed current bills in the 2016 legislative session.

Ms. Heaton left at 3:15 p.m.

Discuss/Approve Travel –

- NCSBN Discipline Case Management Conference—June 6-8, 2016, Norfolk, VA
- NCSBN Executive Officer Annual Summit—June 21-22, 2016, Stowe, Vermont
- NCSBN Annual Meeting and Nurse Licensure Compact Administrator’s Meeting—August 16-19, 2016, Chicago, IL
- NCSBN Scientific Symposium—October 6, 2016, Chicago
- Ethics and Boundaries Essay Exam (EBAS) Agency Workshop—April 8-9, 2016, Colorado
- Pain Week (The National Conference on Pain for Frontline Practitioners)-September 6-10, 2016, Las Vegas, Nevada
- Other – NCSBN IT/Operations Conference—May 24-25, 2016, Chicago, IL

Ms. Silvers moved to approve the travel of 2-4 individuals to each. Mr. Young seconded; motion carried.

Discuss Online Board Assessment Tool/Results – Elizabeth Lund – Mr. Earwood discussed that online assessment worked well. No changes recommended.

Debrief

- Consider travel approval on day 1 as time permits.
- Request school representatives to be brief in oral presentations.
- Disseminate data on overprescribing to schools.
- Board request information on iPads to be presented in portrait format.

Adjourn

There being no other business, the meeting of the Tennessee Board of Nursing adjourned at 5:11 p.m., with the next board meeting scheduled May 19-20, 2016.