

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

MINUTES

August 20-21, 2014

Call to Order

Brent Earwood, APN, Chair called the meeting to order at 8:36 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Sandra Powell called roll.

Present: Arthur Thompson, LPN; Lee Anne Stearnes, APN; Juanita Turnipseed, APN; Martha Buckner, RN; Janell Cecil, RN; Marietha Silvers, RN; Brent Earwood, APN; Kathleen Harkey, Consumer Member;

Absent: Mark Young, APN; Lisa Heaton, RN, Leslie Nelson Akins, APN

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 Tennessee College of Applied Technology-Harriman; Mike Harkreader, TnPAP Executive Director; in addition those not choosing to make the board aware of their affiliation.

Introduction of Staff

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

Board staff:

Teresa Phillips, Nurse Consultant

Liz Sherfy, Nurse Consultant

Temeka Tunstall, Nurse Consultant

Sandra Powell, Administrator

Legal staff:

Mark Cole, Assistant General Counsel

Caroline Tippens, Assistant General Counsel

Grant Mullins, Assistant General Counsel

Johanna Barde, Assistant General Counsel

Hannah Lanford, Assistant General Counsel

Mary Katherine Bratton, Assistant General Counsel

Board members reviewed and signed conflict of interest form as per HRB policy.

Discuss/Adopt Consent Agenda

The following items were moved from the consent agenda to the regular agenda:

- Strategic Plan Current Activities
- OGC report/rules - Mr. Waters:
- TnPAP Report – Mr. Harkreader, TnPAP Director:
- Investigations Report—Ms. Moran

Ms. Turnipseed made a motion to accept the consent agenda, Ms. Cecil seconded and motion carried.

- Executive Director’s report
- School Announcements
- School Survey Visit(s)
- Information

Assign Panels and Panel Chairs

Mr. Earwood assigned panels and panel chairs

Panel 1 – Iris Room

Juanita Turnipseed, panel 1 chair  
Lee Anne Stearnes  
Kathleen Harkey  
Martha Buckner

Panel 2 – Poplar Room

Brent Earwood, panel 2 chair  
Janell Cecil  
Arthur Thompson  
Marietha Silvers

Panel 2 adjourned to the Poplar Room.

Disciplinary Business (Panel 1, Iris Room and Panel 2, Poplar Room)

Panel 1 – Juanita Turnipseed, panel 1 chair; Martha Buckner, Lee Anne Stearnes, Kathleen Harkey

A quorum was present. Judge Ann M. Johnson presided over contested case hearings.

Mark Cole

Penny A. Isham P.O. Box 1364 Lebanon, TN 37087	R.N. Lic. No. 187195  expiration 09/30/2015	Cole, State’s Attorney	Ms. Isham was present and represented by counsel, Attorney Alex Scarbrough.  Following presentation of testimony and state’s proof, Dr. Buckner moved to
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		<p>accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Ms. Harkey seconded. Ms. Turnipseed, Ms. Harkey and Dr. Buckner voted aye; Ms. Stearnes opposed. Motion carried.</p> <p>Following discussion, Ms. Harkey made a motion to accept the conclusions of law paragraphs 6 through 7 as published in the proposed order finding that the respondent's acts constitute a violation of TCA§63-7-115(a)(1)(C)(D)(F) and rule 1000-01-.13(1)(d)(e). Dr. Buckner seconded. The motion carried with Ms. Stearnes abstaining.</p> <p>Ms. Harkey made a motion to suspend Ms. Isham's RN license and multistate privilege until a TnPAP evaluation is obtained and monitoring agreement is signed. Upon receipt from TnPAP that respondent has received a recommendation of return to practice and proof of signing a monitoring agreement, the suspension shall be stayed and the license immediately placed on probation for three years to run concurrent to the TnPAP monitoring agreement, Assessment of Costs shall not exceed thirty thousand dollars (\$30,000.00) and shall be paid in full within 24 months from the issuance of the Assessment of Costs by the department. Dr. Buckner seconded, Ms. Stearnes abstained 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; Ms. Stearnes abstained and the motion carried.</p>
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Panel 2 –Brent Earwood panel 2 chair; Janell Cecil, Arthur Thompson, Marietha Silvers

A quorum was present. Judge Leonard F. Pogue presided over contested case hearings.

Grant Mullins

<p>Andrew J. Wright 2564 Riverside Drive Jackson, TN 38301</p>	<p>R.N. Lic. No. 180032  Expiration 11/30/2014</p>	<p>Mullins, State’s Attorney</p>	<p>Mr. Wright was not present and not represented by counsel. Mr. Mullins requested to proceed in default. Judge Pogue ruled that the service of notice was sufficient to proceed. Ms. Silvers moved to proceed in default. Mr. Thompson seconded and motion carried.</p> <p>Following testimony and state’s presentation of proof, Ms. Silvers made a motion to adopt the findings of fact 1 through 3 true per proposed order. Mr. Thompson seconded and motion carried.</p> <p>Following discussion, Mr. Thompson made a motion to find the conclusions of law listed in the proposed order 4 and 5 a violation of TCA §63-7-115(a)(1)(C)(F) and rule 1000-01-.13(d)(e). These conclusions of law are based on facts enumerated in paragraphs 5 through 8 of the proposed order. Ms. Silvers seconded and motion carried.</p> <p>Ms. Cecil made a motion to revoke Mr. Wright’s RN license 180032 and assessed two (2) civil penalties of \$400.00 each for a total of \$800.00 and Assessed Costs not to exceed \$3000.00. Mr. Thompson 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. Motion to accept the policy statement as read; motion carried.</p>
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<p>Robert J. Miller 1403 Corder Drive Nashville, TN 37206</p>	<p>R.N. Lic. No. 142714  Expiration 12/31/2014</p>	<p>Mullins, State's Attorney</p>	<p>Mr. Miller was not present and not represented by counsel. Mr. Mullins requested to proceed in default. Judge Pogue ruled that the service of notice was sufficient to proceed. Ms. Silvers moved to proceed in default. Mr. Thompson seconded and motion carried. Mr. Thompson recused. Following presentation of testimony and state's proof, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1 through 3 as true and accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Cecil made a motion to find conclusions of law 4 through 5, that respondent's acts and conduct violated TCA§63-7-115(a)(1)(C)(D)(F) and rule 1000-01-.13(1)(f)(g). Ms. Cecil seconded and motion carried.</p> <p>Mr. Earwood made a motion to revoke Mr. Miller's RN license 142714, assessed one (1) Type B Civil Penalty of five hundred dollars (\$500.00) and assessed costs not to exceed \$3000.00. Ms. Silvers 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. Ms. Cecil seconded and motion carried.</p>
<p>Taneshia D. Thomas 6715 Old Jacks Creek Road Henderson, TN 38340</p>	<p>L.P.N. Lic. No. 79961  Expiration 09/30/2015</p>	<p>Mullins, State's Attorney</p>	<p>Ms. Thomas was not present and not represented by counsel. Following presentation of proof of service, Judge Pogue determined sufficient proof of service. Ms. Silvers moved to proceed in default. Mr. Thompson seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Mr. Thompson moved to accept the findings of fact as listed in the</p>

			<p>proposed final order 1 through 3 as true and accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Silvers made a motion to find that respondent's acts and conduct violated TCA§63-7-101and 63-7-115(a)(1)(G). Mr. Thompson seconded and motion carried.</p> <p>Mr. Earwood made a motion to revoke L.P.N. license No. 79961 and assess costs not to exceed two thousand dollars (\$2000.00) Ms. Cecil seconded and motion carried.</p> <p>Ms. Stearnes 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; Ms. Akins seconded and motion carried.</p>
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Caroline Tippens

<p>Dwight S. Cullen 1420 Dickerson Bay Dr Gallatin, TN 37066</p>	<p>L.P.N. Lic. No. 43853  Expiration 03/31/2014</p>	<p>Tippens State's Attorney</p>	<p>Mr. Cullen was not present and not represented by counsel. Following presentation of proof of service, Judge Pogue agreed proof of service was sufficient to proceed. Mr. Thompson moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1 through 3 as true and accurate. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers made a motion to accept the conclusions of law paragraphs 4 and 5 to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(C)(D)(E)(F) and rule 1000-02-.13(1)(a)(c)(f)(g)(v) of proposed order.</p>
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			<p>Mr. Thompson seconded and motion carried.</p> <p>Mr. Earwood made a motion to revoke the LPN license of Mr. Cullen for a minimum of five (5) years and assessed one (1) type A Civil Penalty in the amount of one thousand dollars (\$1000.00) and pay costs not to exceed five thousand dollars (\$5000.00). Ms. Silvers seconded 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; motion carried.</p>
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Hannah Lanford

<p>Alicia S. Chambers 411 South Main Street Gainesboro, TN 38562</p>	<p>L.P.N. Lic. No. 64437  Expiration 07/31/2015</p>	<p>Lanford State's Attorney</p>	<p>Ms. Chambers was not present and not represented by counsel. Judge Pogue determined sufficient proof of service. Ms. Silvers moved to proceed in default. Mr. Thompson seconded and motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Silvers made a motion to accept the findings of fact published in the proposed final order 1 through 7 as true and accurate. Mr. Thompson seconded and motion carried.</p> <p>Ms. Cecil made a motion to find the conclusions of law listed in the proposed order. The facts enumerated in paragraphs two (2) through six (6) constitute a violation of TCA§63-7-115(a)(1)(B). The facts enumerated in paragraphs seven (7) constitute a violation of TCA§63-7-115(a)(1)(A). The facts enumerated in paragraphs two (2) through eight (8) constitute a violation of TCA§63-7-115(a)(1)(B). Ms. Silvers seconded the motion and the motion</p>
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			<p>carried.</p> <p>Following discussion, Mr. Thompson made a motion to revoke the LPN license, assess four (4) Type A Civil Penalties in the amount of one thousand dollars (\$1,000.00) each for a total of four thousand dollars (\$4,000.00) and assess costs not to exceed five thousand dollars (\$5,000.00). Ms. Silvers seconded the motion and the 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 to accept the policy statement as read, Seconded by Ms. Cecil, motion carried.</p>
<p>Heather D. Fults 15 Sugarcreek Drive McMinnville, TN 37110</p>	<p>L.P.N. Lic. No. 67297  Expiration 07/31/2015</p>	<p>Lanford State's Attorney</p>	<p>Ms. Fults was not present and not represented by counsel. Following presentation of proof of service, Judge Pogue agreed proof of service was sufficient to proceed. Ms. Silvers moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</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 through 4 as true and accurate. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers made a motion to find the conclusions of law listed in the proposed order. The facts enumerated in paragraphs three (3) through four (4) constitute a violation of TCA§63-7-115(a)(1)(C)(F) and Rule 1000-02-.13(1)(d)(e)(w). Ms. Cecil seconded the motion and the motion carried.</p> <p>Mr. Earwood made a motion to order a stayed suspension until monitoring</p>



			<p>through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years and assessed one (1) type A Civil Penalty in the amount of one thousand dollars (\$1,000.00) and pay 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 citizens of Tennessee. Seconded by Mr. Thompson. The Board finds the appropriate action taken; motion carried.</p>
<p>Patricia E. Lewis 8612 Millertown Pike Knoxville, TN 37924</p>	<p>L.P.N. Lic. No. 54560  Expiration 04/30/2015</p>	<p>Lanford State's Attorney</p>	<p>Ms. Lewis was not present and not represented by counsel. Following presentation of proof of service, Judge Pogue agreed proof of service was sufficient to proceed. Ms. Silvers moved to proceed in default. Mr. Thompson seconded the motion; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1 through 4 as true and accurate. Ms. Cecil seconded and motion carried.</p> <p>Ms. Cecil made a motion to accept the conclusions of law in the proposed order paragraphs 6 and 7 to find that respondent's acts and conduct violated TCA§63-7-115(a)(1)(F) and rule 1000-02-.13(1)(v). Mr. Silvers seconded and motion carried.</p> <p>Mr. Thompson made a motion to revoke the LPN license of Ms. Lewis and assessed four (4) Type C Civil Penalties in the amount of five hundred dollars (\$1000.00) each for a total of two thousand dollars (\$2,000.00) and pay</p>

			<p>costs not to exceed five thousand dollars (\$5,000.00). Ms. Silvers seconded 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. Seconded by Ms. Silvers. The Board finds the appropriate action taken; motion carried.</p>
<p>Sue Ann O’Ffill 8205 Thrush Hollow Lane Chattanooga, TN 37421</p>	<p>R.N. Lic. No. 132730</p> <p>Expiration 04/30/2015</p>	<p>Lanford State’s Attorney</p>	<p>Mr. Thompson absent. Ms. O’Ffill was not present and not represented by counsel. Following presentation of proof of service, Judge Pogue agreed proof of service was sufficient to proceed. Ms. Silvers moved to proceed in default. Ms. Cecil seconded the motion; motion carried.</p> <p>Following presentation of testimony and state’s proof, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4 and 6 as true and accurate. Mr. Earwood seconded and motion carried.</p> <p>Ms. Cecil made a motion to accept the conclusions of law in paragraphs 7 and 8 to find that respondent’s acts and conduct violated TCA§63-7-115(a)(1)(F) of proposed order. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers made a motion of stayed suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of</p>

			<p>documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years and pay 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 citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
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Agreed/Consent Orders, Letters of Reprimand:

Johanna Barde

Melissa A. Large	<p>A.P.N. Cert. No.13614 R.N. Lic. No. 127250</p> <p>10/31/2015</p>	<p>Ms. Turnipseed moved to accept the consent order of assessment of civil penalties for a total of one thousand four hundred dollars (\$1,400.00). Seconded by Dr. Buckner, motion carried.</p>
Jeffery Rea	<p>R.N. Lic. No. 193134</p> <p>08/31/2015</p>	<p>Ms. Harkey moved to accept the consent order of reprimand. Seconded by Mr. Earwood; motion carried.</p>
Jesse B. Watson	<p>L.P.N. Lic. No. 72690</p> <p>04/30/2014</p>	<p>Ms. Akins moved to accept the consent order of stayed suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. If no monitoring agreement is needed based on the TnPAP evaluation, the license shall be placed on probation for no less than 3 years. Multistate PTP voided. Seconded by Mr. Thompson. Motion carried.</p>

Mary Katherine Bratton

<p><u>Summer Keasler</u></p>	<p>A.P.N. Cert. No.12244 R.N. Lic. No. 148256</p> <p>06/06/2013</p>	<p>Ms. Stearnes moved to accept the agreed order to revoke A.P.N. certificate for a period of not less than two (2) years and order of suspension on the R.N. license for no less than six (6) months then order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than five (5) years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. Additionally the motion included to assess fourteen (14) Type A Civil Penalties in the amount of one thousand dollars (\$1,000.00) each for a total of fourteen thousand dollars (\$14,000.00) and assessment of costs not to exceed thirty thousand dollars (\$30,000.00).</p>
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Mark Cole

Krista R. Edwards	L.P.N. Lic. No. 77619  11/30/2015	Mr. Earwood moved to accept the consent order of suspension until twenty hours (20) specific CE is completed, then probation for a period of one (1) year. Multistate PTP voided. Seconded by Ms. Turnipseed. Motion carried.
Melanie Gurley Elam	R.N Lic. No. 80734  07/31/2014	Ms. Stearnes moved to accept the consent order of voluntary surrender of RN license. Seconded by Ms. Harkey. Motion carried.
Sheila G. Hanner	A.P.N. Cert. No. 6546 R.N. Lic. No. 87880  06/30/2015	Ms. Buckner moved to accept the consent order of suspension of both APN certificate and RN license until such time ANCC certification has been renewed. Void PTP until no longer suspended. Civil Penalties of two hundred fifty dollars (\$250.00). Seconded by Mr. Earwood. Motion carried.
Jessica Leigh Ann Stephens a/k/a Jessica Leigh Ann Pitcock	RN. Lic. No. 1098925 (KY)  10/31/2014	Ms. Harkey moved to accept the agreed order of voluntary surrender PTP in Tennessee and further agrees to cease and desist the practice of nursing in Tennessee and assessment of costs not to exceed five hundred dollars (\$500.00). Seconded by Ms. Turnipseed. Motion carried.

Mollie Gass

Elizabeth Rodgers	A.P.N. Cert. No. 7011 R.N. Lic. No. 100792  04/30/2016 04/30/2014	Ms. Silvers moved to accept the consent order to revoke APN certificate # 7011 for no less than two (2) years, voluntary surrender DEA license and complete specific CEs. RN license # 1000792 is ordered under a motion of stayed suspension until monitoring through Tennessee Professional Assistance Program with probation to run
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		concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. Void multistate PTP until probation lifted. Not be employed by pain management clinic and pay costs not to exceed five thousand dollars (\$5000.00). Seconded by Mr. Thompson. Motion carried.
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Hannah Lanford

Tammy L. Campbell	R.N. Lic. No. 60501  06/30/2015	Mr. Earwood moved to accept the consent order of voluntary surrender of RN license # 60501. The Board finds the appropriate action taken; motion carried.
Kelly A. Lansdale	R.N. Lic. No. R070064(AK)  09/30/2013	Mr. Earwood moved to accept the consent order of PTP revoked and further to cease and desist the practice of nursing in Tennessee. The Board finds the appropriate action taken; motion carried.
Lynda C. McCollum	R.N. Lic. No. 86939  11/30/2014	Mr. Thompson recused. Mr. Earwood moved to accept the consent order of stayed suspension until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement

		of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her 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 finds the appropriate action taken; motion carried.
Shelley R. Krajnik	R.N. Lic. No. 181197  07/31/2014	Mr. Earwood moved to accept the consent order of stayed revocation until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than five (5) years. The Board finds the appropriate action taken; motion carried.
Michelle L. Montgomery	L.P.N. Lic. No. 59656  11/30/2014	Mr. Earwood moved to accept the consent order of probation for a period of two (2) years and multistate PTP voided. The order assess six (6) Type A Civil Penalties in the amount of seven hundred and fifty dollars (\$750.00) each for a total of four thousand, five hundred dollars (\$4,500.00). The Board finds the appropriate action taken; motion carried.
Shanda R. Norris	R.N. Lic. No. 171801  02/29/2016	Mr. Earwood moved to accept the consent order of suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be

		<p>stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.</p>
<p>Marjorie N. Roberts</p>	<p>R.N. Lic. No. 148189 04/30/2015</p>	<p>Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.</p>



<p>Farrah H. Salmon</p>	<p>R.N. Lic. No. 166985  04/30/2015</p>	<p>Mr. Earwood moved to accept the agreed order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The order Assesses three (3) Type A Civil Penalties of five hundred dollars (\$500.00) each, for a total of one thousand five hundred dollars (\$1,500.00) and Assessment of Costs not to exceed five hundred dollars (\$500.00). The Board finds the appropriate action taken; motion carried.</p>
<p>Bri-Anne J. Simpson</p>	<p>L.P.N. Lic. No. 62976  09/30/2014</p>	<p>Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and</p>

		<p>respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.</p>
<p>Carla M. Surratt</p>	<p>L.P.N. Lic. No. 59370 10/31/2014</p>	<p>Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe</p>

		practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Kimberly Tomlinson	R.N. Lic. No. 162796  03/31/2015	The consent order was denied with a vote of 3 aye: Mr. Thompson, Ms. Buckner and Mr. Earwood. Four opposed: Ms. Stearnes, Ms. Turnipseed, Ms. Cecil and Ms. Harkey.
Judy L. Wilson	L.P.N. Lic. No. 20156  04/30/2014	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license

		shall be placed on probation for a period of three (3) years. The order requires the respondent to complete five (5) additional hours of CE in the area of documentation. The Board finds the appropriate action taken; motion carried.
Anita G. Wyatt	R.N. Lic. No. 134520  02/29/2016	Mr. Earwood moved to accept the consent order to voluntarily surrender RN license. The Board finds the appropriate action taken; motion carried.

Grant Mullins

Joshua L. Buckham	R.N. Lic. No. 182489  01/31/2015	Ms. Cecil recused. Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation
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		for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Susan E. King	R.N. Lic. No. 147052  01/31/2015	Mr. Earwood moved to accept the consent order of reprimand and complete ten (10) hours of specific CE. The Board finds the appropriate action taken; motion carried.
Rayford T. McKee	L.P.N. Lic. No. 35723  01/31/2016	Mr. Earwood moved to accept the consent order of voluntarily surrender of license. The Board finds the appropriate action taken; motion carried.
Teri A. Moore	A.P.N. Lic. No. 16177 R.N. Lic. No. 166387  03/31/2015 03/31/2015	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided of R.N license. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The

		Board finds the appropriate action taken; motion carried.
Sandra G. Scoggins	R.N. Lic. No. 60503  07/31/2014	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Wallace Dean Small	R.N. Lic. No. 158970  07/31/2015	Ms. Turnipseed moved to accept the consent order of reprimand. Ms. Stearnes seconded, motion carried.
Ginger Lynette Sutherland	L.P.N. Lic. No. 56962  09/30/2015	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring

		<p>agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.</p>
Cassandra L. Swartz	<p>R.N. Lic. No. R880760 (MS)  12/31/2014</p>	<p>Mr. Earwood moved to accept the consent order of voluntarily surrender of PTP in Tennessee. The Board finds the appropriate action taken; motion carried.</p>
Shannon Terry	<p>R.N. Lic. No. 171487  06/30/2015</p>	<p>Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before</p>

		Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Melissa B. Thompson	A.P.N. Lic.No. 7318 02/28/2015  R.N. Lic. No. 108966 02/28/2015	Mr. Earwood moved to accept the consent order to voluntarily surrender both APN certificate and RN license. The Board finds the appropriate action taken; motion carried.

Caroline Tippens

Melanie Bishop Bennett	R.N. Lic. No. 112358  08/31/2015	Mr. Earwood moved to accept the agreed order of voluntary surrender of RN license and costs not to exceed \$500.00. The Board finds the appropriate action taken; motion carried.
Gina B. Bradley	R.N. Lic. No. 64897  08/31/2015	Mr. Earwood made a motion to accept the consent order of voluntary surrender of RN license. The Board finds the appropriate action taken; motion carried.
Katie A. Cooper	R.N. Lic. No. 155701  10/31/2013	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring



		<p>agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. Assessed five (5) Type B Civil Penalties in the amount of one hundred dollars (\$100.00) each for a total of five hundred dollars (\$500.00). The Board finds the appropriate action taken; motion carried.</p>
Ashley Lynn Hall		<p>Ms. Harkey moved to accept</p> <p>Ms. Turnipseed seconded, motion carried.</p>
Nicole Marie Hinkley	<p>L.P. N. Lic. No. 76616</p> <p>04/30/2016</p>	<p>Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent has completed a TnPAP evaluation and may return to practice with monitoring agreement and the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run</p>

		concurrent with TnPAP monitoring agreement of no less than 3 years. If TnPAP advocacy is lost the respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. Practice is limited to an acute care setting only and no home health setting. During the period of probation, practice only under the on-site supervision present in the building. The Board finds the appropriate action taken; motion carried.
Kristie Dawn Johnson	L.P.N. Lic. No. 52546  03/31/2015	Mr. Earwood moved to accept the consent order of voluntary surrender of L.P.N. license. The Board finds the appropriate action taken; motion carried.
Erica Nickerson	R.N. Lic No. 888704 (MS)  12/31/2014	Mr. Earwood moved to accept the agreed order of PTP revoked and further to cease and desist the practice of nursing in Tennessee. The Board finds the appropriate action taken; motion carried.
Brian M. Parks	R.N. Lic. No. 174026  11/30/2015	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through

		Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Marcia Suzanne Rooks	R.N. Lic. No. 1119501 (KY)  10/31/2014	Mr. Earwood moved to accept the agreed order of PTP revoked and further to cease and desist the practice of nursing in Tennessee. The Board finds the appropriate action taken; motion carried.
Melissa Lea Smith	R.N. Lic. No. 164791  06/30/2016	Mr. Earwood moved to accept the consent order of stayed suspension and multistate PTP voided. Respondent may undergo TnPAP evaluation and if recommended and respondent signs a monitoring agreement the suspension shall be stayed until monitoring through Tennessee Professional Assistance Program with probation to run concurrent with TnPAP monitoring agreement of no less than 3 years. Respondent must appear before Application Review Committee to

		obtain a recommendation for reinstatement and demonstrate her present ability to engage in the safe practice of nursing which shall include, at minimum, a demonstration of two years of documented continuous sobriety. If no recommendation of a TnPAP monitoring agreement the license shall be placed on probation for a period of three (3) years. The Board finds the appropriate action taken; motion carried.
Tracy Lynn Steele	R.N. Lic. No. 141619  09/30/2015	Mr. Earwood moved to accept the agreed order of voluntary surrender of RN license and require a minimum of two (2) years documented sobriety prior to consideration of reinstatement. Assess costs not to exceed five hundred dollars (\$500.00). The Board finds the appropriate action taken; motion carried.
Rachel L. Turner	R.N. Lic. No. 182264  11/30/2015	Ms. Harkey moved to accept the consent order of reprimand, complete thirty (30) hours specific CE, assess thirty-four (34) Type B Civil Penalties in the amount of one hundred dollars (\$100.00) each for a total of three thousand four hundred dollars (\$3.400.00). Mr. Thompson seconded, motion carried.
Joyce Ann Wright	A.P. N. Cert. No. 7643 08/31/2015  R.N. Lic. No. 116006 08/31/2015	Mr. Earwood moved to accept the consent order of reprimand on both APN certificate and RN license and placed on probation for no less than three (3) years with multistate PTP void. Cease and desist practice as

		<p>an APN in the diet clinic setting for the next three (3) years. Complete twenty (20) hours of specific CE. Assess three (3) Type B Civil Penalties in the amount of five hundred dollars (\$500.00) for a total of one thousand five hundred dollars (\$1,500.00).</p>
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Recess– Panel 2- 7:31 p.m.

Panel 1- 9:44 a.m.

Reconvene – 8:36 a.m. Thursday, August 21, 2014

Call to Order–Ms. Phillips called role.

Present: Brent Earwood, APN; Arthur Thompson, LPN; Lee Anne Stearnes, APN; Juanita Turnipseed, APN; Martha Buckner, RN; Janell Rae Cecil, RN; Kathleen Harkey, Consumer Member

Absent: Mark Young, APN; Lisa Heaton, RN; Leslie Nelson Akins, APN; Marietha Silvers, RN

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: students from Belmont University in addition to those not choosing to make the board aware of their affiliation.

School Hearings—Ms. Sherfy, PHNC2

1. **Regis University – Loretto Heights School of Nursing**, Denver, Colorado. Request for letter of intent and initial approval of online nursing programs. Presenting information: Barbara Berg, DNP, RN, CNS, PNP, CNE Associate Professor Coordinator, MS Leadership Program. Following Dr. Berg’s presentation and discussion of programs, Ms. Harkey made a motion to grant both the letter of intent and initial approval submitted to Regis University, Loretto Heights School of Nursing for RN-BSN, RN-MS, MS in Leadership (Management or Education tracks) and DNP (Leadership and Advanced Practice in Nursing) programs via online delivery. Ms. Stearnes seconded, motion carried.

2. **Excelsior College**, Albany, New York. Request for letter of intent for online nursing program. Presenting information: Mary Lee Pollard, PhD, RN, CNE, Dean, School of Nursing. Following Dr. Pollard's presentation and discussion of the program, motion by Ms. Stearnes to grant Excelsior College approval of letter of intent for an online Associate Degree Professional Nursing Program. Seconded by Mr. Thompson, motion carried. Dr. Buckner opposed.
3. **Drexel University**, Philadelphia, PA. Request for letter of intent and initial approval for online nursing programs. Presenting: Katherine Anselmi, JD, PhD, MSN, CRNP-BC, and Associate Clinical Professor of Nursing, Assistant Dean of Accreditation /Regulatory Affairs & Online Innovation. Following Dr. Pollard's presentation and discussion of programs, Dr. Buckner made a motion to grant approval of letter of intent and initial approval to Drexel University for online nursing programs: RN-BSN MSN – Nurse Practitioner Programs, MSN - Advanced Practice Role, DNP. Ms. Stearnes seconded, motion carried.
4. **University of Alabama – Capstone College of Nursing**, Tuscaloosa, Alabama. Request for letter of intent and initial approval for online nursing programs. Presenting: Dr. Prevost, Dean. Following Dr. Prevost's presentation of information and discussion from the board, Ms. Harkey made a motion to grant University of Alabama, Capstone College of Nursing approval of letter of intent and initial approval for online nursing programs: RN-BSN, MSN, DNP and Doctor of Education with Nurse Educator specialization. Ms. Cecil seconded, motion carried.
5. **Samford University- Ida V. Moffett School of Nursing**, Birmingham, Alabama. . Request for letter of intent and initial approval of online nursing programs. Dr. Buckner recused. Presenting: Jane S. Martin, PhD, FNP-BC, Associate Dean Graduate Program & Professor. Following Dr. Martin's presentation of information and discussion from the board, Ms. Turnipseed made a motion to grant Samford University, Ida V. Moffett School of Nursing approval of letter of intent and initial approval for online nursing programs: RN-MSN, MSN and DNP. Ms. Stearnes seconded, motion carried.
6. **University of Michigan – Flint**, Flint, Michigan. Request for letter of intent and initial approval of online nursing programs. Presenting: Connie Creech EdD, RN, MSN, ANP-BC, Director Nursing Graduate Programs. Following Dr. Creech's presentation and discussion, Dr. Buckner made a motion to grant University of Michigan-Flint approval of letter of intent and initial approval for online nursing programs: RN-BSN, Accelerated MSN and DNP. Ms. Harkey seconded, motion carried.

Consider Vote to Approve Application Review Committee Recommendations – Ms. Akins, Ms. Turnipseed, Ms. Phillips, PHNC2

Applicant	Issue/Background	Recommendation by ARC	Decision of the Board
<p><b>Jack Butler</b> 132 Orchard Dr Old Hickory, TN 37138</p> <p>RN by exam applicant MTSU 12/2013</p>	<p>Marked “yes” to crime with no explanation.</p> <p>10/11/95 two counts of lewd molestation of a child reduced to misdemeanor, outraging public decency.</p>	<p>Deny the RN licensure by exam based on your guilt of crime and fraud or deceit in attempting to procure a license.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B) and §63-7-115 (a)(1)(A).</p> <p>Your attorney asked for more specificity as to the basis of the fraud or deceit portion of the recommendation. This portion of the recommendation is based in part upon your statement to staff during the application process that you could not obtain a copy of the warrant from your Oklahoma arrest to provide to the Board. It is also based upon your statements in your letter and in person at your meeting with the committee. Among other things, the committee did not believe your statement that the 13 year old girl you were alleged to have molested and the other 13 year old girl who witnessed the alleged molestation were “actually out in the neighborhood sexually assaulting the adult male neighbors.” The committee also did not believe your statements about being extorted for \$125,000 by a woman who you claimed incorrectly believed you moved to Nashville because you “had made it big as a country</p>	<p>Following presentation from Mr. Waters and Mr. Barber, attorneys, and testimony, Mr. Earwood made a motion to defer the decision until the December board meeting. Ms. Stearnes seconded and motion carried.</p>

		singer.” Similarly, the committee did not believe that you were extorted into having sex with another woman for almost a year. You stated “[t]he person I thought was my friend was now extorting sex from me for payment for her tape recording her daughter. She kept reminding me that if it wasn’t for her I would be going to prison right before she demanded we have sex, (which we never did before this happened).” Later in the letter you wrote the “woman extorted sex from me for almost a year.”	
<p><b>Jana Suzanne Duck Wilson</b> 151 Silverdale Jackson, TN 38305</p> <p>RN reinstatement applicant</p>	<p>Application requested to be deferred at August 2013 board meeting.</p> <p><u>Tennessee</u> -1st licensed 8/25/1988, expired 09/30/2011, by exam.[9/4/2009 – suspension/probation due to diversion of controlled substance, Morphine, for personal use; admission of addicted to Oxycodone and use of Morphine to ease withdrawal symptoms.5/5/2011 - suspension due to violation of board order.]</p> <p><u>Wyoming</u> – 1st licensed 07/17/1998, expired 12/31/2004. [10/01/1999 - probation of license due to addiction and admission</p>	license with stipulation/conditions	Ms. Harkey made a motion to accept the consent order. Ms. Turnipseed seconded and motion carried.



	<p>of diverting Ritalin for personal use]  <u>Texas</u> – 1st licensed 07/03/2000, expired 09/30/2003 [02/10/2000 – probation of license due to answered yes to discipline and entry into peer assistance in other states; 11/2/2012 – voluntary surrender due to TN discipline]  <u>Illinois</u> – 1<sup>st</sup> licensed 11/12/2003, expired 05/31/2006 [11/12/2003 – 6/12/2004 - probation of license due to indicated a positive history for substance abuse on license application]    TnPAP monitoring agreement signed 7/13/13.</p>		
<p><b>Dallas R. Kyle</b>  448 Kyle Lane  NW  Cleveland, TN  37312    RN  reinstatement  applicant    DOB 12/21/61</p>	<p>1<sup>st</sup> licensed in TN by exam 11/5/1997, expired 12/31/2007.    Agreed Order for revocation of license 5/30/07 related to:    On April 27, 2005, respondent pled guilty to one count of DUI (3rd offense, one count of simple possession III, and one count of possession of a legend drug without a prescription). Overdose on Xanax and Soma on</p>	<p>License with stipulations/conditions</p>	<p>Ms. Turnipseed made a motion to accept the consent order. Ms. Stearnes seconded and motion carried.</p>

	<p>10/25/05. Respondent refused drug rehabilitation.</p> <p>Mr. Kyle appeared before ARC in January 2013 while taking Suboxone and Xanax. He was allowed to defer his application while he obtained an evaluation to determine if he could safely practice while taking these medications. He was referred to TnPAP. His application ran out in December of 2013. He has submitted an evaluation from Fond du Lac Psychiatry in Wisconsin from 2/23/2014.</p>		
<p><b>Anna Carney</b> 600 b Hickory Valley Rd Nashville, TN 37205</p> <p>APN applicant</p>	<p>RN in TN since 12/20/76 by endorsement, current license valid through 2/28/15.</p> <p>6 months certificate education at UAB OB/GYN Nurse Practitioner program 1973.</p> <p>Certified through National Certification Corporation July 27, 1981 to June 30, 2017.</p>	<p>License with stipulations/conditions on RN license</p>	<p>Ms. Harkey made a motion to accept the consent order. Ms. Turnipseed seconded and motion carried.</p>
<p><b>Rhonda Williams</b></p>	<p>Board order ratified 8/27/2012 stating pled guilty and was</p>	<p>Deny the LPN licensure by reinstatement based on conviction of crime of</p>	<p>At the request of Ms. Williams to</p>

<p>2767 Mentor Rd. Louisville, TN 37777</p> <p>LPN Reinstatement applicant</p>	<p>convicted, on 2/14/2011, of Aggravated Assault, in violation of TCA 39-13-102, and Reckless Endangerment, in violation of TCA 39-13-103.</p>	<p>Aggravated Assault in violation of TCA 39-13-102, which occurred in the last five years.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(B) and Rule 1000-02-.13(2)(a).</p>	<p>obtain counsel, Mr. Earwood made a motion to defer the decision until December meeting of the board. Ms. Stearnes seconded and motion carried.</p>
<p><b>Amber Ison</b> 332 Kelsey Ct LaVergne, TN 37086</p> <p>RN exam applicant Motlow graduate 5/10/2014 DOB 08/10/1992</p>	<p>Pled guilty to Theft over \$10,000, class C Felony, 10/15/2013. Judicial Diversion, probation through 10/15/2019.</p> <p>Restitution amount <b>\$338,991.10</b>. Ms. Ison was ordered to pay \$400 per month in restitution until she obtained her undergraduate degree. Ms. Ison was ordered to get a full time job and once obtained, to pay gross 25% of her salary in restitution.</p>	<p>Deny the RN licensure by exam due to crime.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(B).</p>	<p>At the request of Ms. Ison to obtain counsel, Mr. Earwood made a motion to defer the decision until December meeting of the board. Ms. Harkey seconded and motion carried.</p>
<p><b>Angela Manning</b> 1105 Green Oak Lane Knoxville, TN 37922</p> <p>RN reinstatement applicant</p>	<p>Nursing employment during last five years, lists: Tennessee Cancer Specialist, 7551 Damaker Lane, Powell, TN 37849, RN, OCN, Team Leader, July 14, 1997 to present, signed May 10, 2014.</p> <p>1<sup>st</sup> licensed 7/26/1991, expired 5/31/2007. Appears to have been working 7 years on an</p>	<p>Deny the RN licensure by reinstatement.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(F) and Rule 1000-01-.13(1)(k).</p>	<p>Ms. Harkey made a motion to deny the RN reinstatement application. Ms. Stearnes seconded and motion carried.</p>

	<p>expired license.</p> <p>Invited to June ARC, but did not attend. The June ARC committee agreed to invite her to July ARC.</p> <p>Received an email while at June 12 ARC at 9:02AM stating, “Dear Teresa, Thank you for the invitation to speak to the board today at 9am, but I decline. I have severed my working relationship with my former employer and will be pursuing other interest outside of nursing. Sincerely, Angela Manning” I called a left a message at the home and work numbers on 6/16/14 and at the home number 7/2/14.</p>		
<p><b>Billie Sue Adams</b> 242 C R 263 Stevenson, AL 35772</p> <p>LPN Reinstatement applicant</p>	<p>1<sup>st</sup> licensed 2/26/1998, expired 07/31/2012.</p> <p>10/12/2012- voluntarily surrendered Alabama license.</p>	<p>Deny the RN licensure by reinstatement due to discipline in Alabama.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-1-120.</p>	<p>Ms. Harkey made a motion to deny the RN reinstatement application. Mr. Thompson seconded and motion carried.</p>
<p><b>Briea Shelton</b> 1761 A North Green St Henderson, KY 42420</p>	<p>Currently licensed in Florida, 7/31/14 and Indiana, 10/31/15</p> <p>6/18/13 arrest, hearing 4/2/14 – pled guilty to</p>	<p>Deny the RN licensure by endorsement application based on guilt of a crime.</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-</p>	<p>Ms. Turnipseed made a motion to deny the RN license by endorsement application.</p>

RN endorsement applicant	hindering prosecution or apprehension – 2nd degree, misdemeanor, <b><u>on 2 years probation from 4/2/14.</u></b>	7-115 (a)(1)(b).	Mr. Earwood seconded and motion carried.

LPNs and Tracheostomy Care –

**TENNESSEE BOARD OF NURSING POSITION STATEMENT**

**RE PRACTICE: LPN Care of Ventilator Dependent Patients in the Home Health**

**Setting**

**PURPOSE:** The purpose of this policy is to protect the health and safety of the citizens of Tennessee.

**AUTHORITY: Tennessee Code Annotated 63-7-108 Practical Nursing Defined**

The “practice of practical nursing” means the performance for compensation of selected acts required in the nursing care of the ill, injured or infirm and/or carrying out medical orders prescribed by a licensed physician or dentist under the direction of a licensed physician, dentist or professional registered nurse. The licensed practical nurse shall have preparation in and understanding of nursing, but shall not be required to have the same degree of education and preparation as required of a registered nurse.

**POSITION: It is the position of the Tennessee Board of Nursing that an LPN may provide home health care to a ventilator-dependent patient, but may only provide those services which fall within the scope of practice as an LPN, including:**

**Patient Care Responsibilities:**

**Monitor and maintain patient on high flow oxygen; deflate or inflate tracheostomy cuff; monitor cuff pressures using minimal leak technique; maintain security of tracheostomy patient’s airway- ties etc; disconnecting ventilator to do open suctioning; open suctioning patient while on a tracheostomy collar; use closed suction technique on a ventilated patient; use closed suction for patient on a high humidity high flow oxygen system; use a resuscitation bag to ventilate a tracheostomized patient with high flow oxygen during the suction procedure and during an emergency; change from ventilator to tracheostomy collar if circuit is preassembled and settings appropriately adjusted by RN or respiratory care practitioner; administer aerosol treatment to patient requiring disconnect of the circuit; give aerosol treatment to patients while on a tracheostomy collar; administer meter dose inhaler medication to patients while on the ventilator or tracheostomy collar; perform**

**tracheostomy care on a ventilated patient or patient with a tracheostomy collar; change inner cannula of tracheostomy.**

**Equipment Responsibilities:**

**Turning the ventilator on or off during modality change (for example from tracheostomy collar and back to the ventilator); respond to alarms (high pressure, leak, frequent suctioning requirement, disconnect) and troubleshoot problems associated with frequently occurring issues *in consultation with a licensed respiratory therapist.***

**Not within the scope of practice of the LPN caring for ventilator dependent patients in the home care setting:**

**Setting up and changing a ventilator or trach collar circuit; assembly of high humidity, high flow oxygen set up; application or management of speaking valve of patient on or off the ventilator; lavage of trach patient during suctioning; change HME daily on ventilator patient; adjustment of alarms; change out trach of tracheotomized patient; change ventilator settings except for on/off and standby.**

Adopted September 27, 2007

Reformatted and Re-affirmed 2/2009 36

10/2010 in collaboration with the Tennessee Board of Respiratory Care

Reaffirmed 02/15/2012

**Addendum:**

While all emergency situations cannot be anticipated, the board acknowledges that emergency situations occur and can sometimes be anticipated. The board charges the home health agency registered nurse supervisor to look for and attempt to anticipate emergencies that may require emergency action not always within the scope of practice for a licensed practical nurse. The agency Registered Nurse shall establish and ensure a training program for Licensed Practical Nurses on potential emergencies situations that allows for education of the procedure to help to stabilize the patient, practice on the steps to stabilize the patient and adequate supervision for back up. Both the Registered Nurses doing the training and the Licensed Practical Nurses receiving the training shall maintain a record of both the initial and annual training on emergency procedures. Having said this, the Tennessee Board of Nursing anticipates the need for LPNs

practicing in home health agencies to replace the outer cannula in an emergency situation to establish a patent airway for a patient.

Representatives from Maxim Healthcare Services were present and willing to address questions. Following discussion, Ms. Stearnes made a motion to accept the proposed changes with maintenance of competency initially and annually as written. Ms. Turnipseed seconded. Motion carried.

Therefore, the position statement is updated as of 8/21/2014.

Chronic Pain Management Guidelines- Dr. Mitch Mutter presented the final copy of “Tennessee Clinical Practice Guidelines for Management of Chronic Pain”. Dr. Mutter discussed the need for two hours of continuing education for providers who prescribe as described in Public Chapter 430. Public chapters 396 and 623 were presented in summary. Following questions and discussion, Ms. Turnipseed made a motion to accept these guidelines as position statement, Mr. Earwood seconded and motion carried.

Guidelines for Application Review—The board adopted the following policy:

## Board Staff Policy

### Guidelines for Application Review

The purpose of these guidelines is to protect fairness and consistency in all aspects of application review.

These guidelines apply to all applications (initial, renewal, reinstatement, reissued, etc.)

All applicants for licensure are subject to criminal background checks. Biometric background checks are required upon initial licensure, exam and endorsement. Court documentation and self-letter of explanation are obtained from applicants self-reporting crime or found to have an arrest on their background check. Per National Council State Boards of Nursing guidelines, after two attempts to obtain biometric criminal background check is unsuccessful (unreadable prints), a name search may be accepted.

1. Applicants with the following findings are referred to staff review including executive director and will be referred to the Application Review Committee at director’s discretion:

- Crimes of a sexual nature regardless of years since conviction
  - Any felony conviction less than five years
  - An encumbered license in another state/jurisdiction
  - Pattern of convictions that point to potential addiction without evidence of treatment and/or two years of documented sobriety
  - Practice violations
  - Recent disciplinary action or alternative to discipline program
2. Forensic evaluations are recommended for:
    - Crime of a sexual nature regardless of years since conviction
    - Question of criminal thinking due to multiple crimes
    - Question of mental health issue
  3. It is the board's policy to deny a license to an applicant having an encumbered license in another state or jurisdiction.
  4. Staff may license an applicant if their felony occurred more than or equal to five years ago based on supporting documentation demonstrating responsibility, satisfactory completion of probation, restitution, payment of fines/costs and/or evidence of rehabilitation.
  5. The staff may consider crimes occurring in one cluster as one episode or crime instead of separate crimes if related to a single causation.

Following discussion, Mr. Earwood made a motion to accept these guidelines, Ms. Turnipseed seconded and motion carried.

The report of discipline action of the board for 2013 will be presented at December meeting of the board.

State Health Plan for 2014 – Jeff Ockerman, Director, Division of Health Planning—Mr. Ockerman began his presentation by stating that nurses have participated more than any other group of stakeholders. The Division of Health Planning is responsible for developing the state health plan, evaluating it annually, evaluating accessibility, reviewing the healthcare status of the people and coordinating functions with other state entities. Why plan? Tennessee is 42<sup>nd</sup> among states in health status of its citizens with a “roadmap to the top 10.” After the PowerPoint presentation and open discussion, the board members requested a copy of the presentation. Suggestions by members included: improve health of Tennesseans by implementing IOM recommendations including authorizing licensed nurses to practice to the full scope of license; improve access to care in rural areas where hospitals are closing; increase access to primary care after hours to reduced unnecessary use of ERs; and recognize the need for treatment for drug addicted mothers, jailing mothers will not solve the NAS babies crisis. Mr. Ockerman recognized, responded and thanked the board for its suggestions.



Investigations Report--Denise Moran, Director, presented a report and introduced two new disciplinary coordinators from the office of investigations to the board. Rachel Talley will be assigned to nursing as coordinator and Nichelle Dorroh will work with the other health related boards.

Medication Administration Curriculum--Tom Cheetham, MD, FAAID, Deputy Commissioner, DIDD and Danny Rickers, RN, Director of Nursing, DIDD—Dr. Cheetham presented the Revised Medication Administration Curriculum for DIDD. Ms. Stearnes made a motion to accept the revised curriculum as presented. Mr. Earwood seconded and motion carried. The board thanked Dr. Cheetham and Mr. Rickers and expressed an interest in hearing more about the clinical practice guidelines toolkit at a future meeting.

TnPAP Report--Mike Harkreader, MS, RN, Executive Director, TnPAP, presented the quarterly report and addressed board member questions.

December Meeting Panels—The board agreed to hold three disciplinary panels at the December meeting.

Revisions to the Nurse Licensure Compact—The board received the proposed revisions to the compact. Revisions are in three categories: housekeeping, areas the compact administrators have identified as important to enforce the compact and those changes that have been identified by consensus among executive officers as important to promote acceptance of the compact by states that have not joined. Delegates to NCSBN voted to adopt a resolution that resolves: *To enhance public protection and to facilitate the mobility of nurses and use of telehealth technology for access to health care, NCSBN affirms its endorsement of a uniform mutual recognition model for state-based nurse licensure and commits to revising the NLC and the APRN Compact to achieve their universal implementation by member boards.*

Approval of Minutes--Ms. Turnipseed made a motion to approve the May 14-15 and June 12, 2014 minutes as distributed. Ms. Harkey seconded and motion carried.

Rulemaking Hearing—The board discussed holding a rulemaking hearing to consider rules relative to RNFA, 90 day rule for nurse licensure compact and continuing education for holders of a certificate of fitness to prescribe. Ms. Harkey made a motion to hold rulemaking hearing at the December board meeting to consider revising Administrative Rules of the Board of Nursing 1000-1, 1000-2 and 1000-4. Ms. Stearnes seconded and motion carried.

Out of State Travel—Dr. Buckner made a motion to accept the travel as requested on the prepared table. Ms. Cecil seconded and motion carried.

Bylaws—The chair presented a draft set of bylaws for discussion. The board requested staff to revise the bylaws to include disciplinary screening panels and address issues of potential conflicts with the open meeting law within the nominating committee and elsewhere throughout

the document. A nominations committee of the whole will meet in board session at the December board meeting to nominate a slate of officers (chair, vice-chair) with an election to occur at the February board meeting.

Debrief—Members support three panels at December meeting. The motions script and school summary are both very beneficial. This meeting has helped in pursuit of “finally clicking”. Members want to receive school materials on a flash drive; however, Ms. Harkey requests a paper copy of materials from schools to be available at board meetings for her review. [Several paper copies will be made available for board members.]

Adjourn

There being no other business, the business meeting of the Tennessee Board of Nursing adjourned at 5:39 p.m., with the next board meeting scheduled December 3-4, 2014.