

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

MINUTES

May 15-17, 2018

Tuesday, May 15, 2018

Call to Order

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

Roll Call and Quorum

Ms. Lund called roll.

Present: Janell Cecil, RN; Mark Young, APRN; Marietha Silvers, RN; Leslie Akins, APRN

Finance Task Force

Ms. Cecil nominated Mr. Young as Chair of the committee. Ms. Silvers seconded, motion carried.

Financial representative – Noranda French presented financial information regarding options for reducing carryover as well as annual expenditures.

Recommendations:

- Mr. Young moved and seconded by Ms. Akins to support opioid research by allowing \$1.5 million to be used from the BON carryover. Motion carried.
- Ms. Silvers moved and seconded by Mr. Young to hold a rulemaking hearing to eliminate initial application fees by application, not to include endorsement, and examination resulting in an approximate average yearly reduction in revenue of \$650,000 which lowers the annual net and slows the carryover growth. Motion carried.
- Ms. Silvers moved and Ms. Akins seconded the motion for the Board of Nursing to pay the state regulatory fee for all applicants for initial licensure, not including licensure by endorsement. Motion carried.

Wednesday, May 16, 2018

Call to Order

Brent Earwood-Chair called the meeting to order at 8:28 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Richardson called roll.

Present: Brent Earwood, APRN; Juanita Turnipseed, APRN; Samuel Alston, LPN; Lee Ann Stearnes, APRN; Leslie Akins, APRN; Janell Cecil, RN; Lee Mills, public member; Amber Wyatt, APRN, Mark Young, APRN; Marietha Silvers, RN

Absent: Lisa Heaton, RN

A quorum was present.

Welcome and Introduction of Guests

Mr. Earwood welcomed the Board members and guests in the audience and called for guests to introduce themselves. Guests: students from Tennessee College of Applied Technology- Dickson, Dickson and Clarksville campuses; 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:

Tanya McCray-Hicks, Administrative Director

Jennifer Shelton, Administrative Director

Donna Kirkland, Nurse Consultant

Margaret Daniel, Nurse Consultant

Sherry Richardson, Nurse Consultant

Diana Merickle, Board Assistant

Legal staff:

Mark Cole, Attorney

Nathaniel Flinchbaugh, Attorney

Eric Winters – Attorney

Ashley Fine – Legal Assistant

Kaitlin Parham – Attorney

Megan Gotchell – Attorney

Christie Taylor – Attorney

Call the Docket

Mr. Mark Waters called the docket.

Conflict of Interest Policy – Mr. Waters - Mr. Waters reviewed the COI policy with the board members. There were no questions.

Approval of minutes

Ms. Akins moved to approve the February 13-15, 2018 minutes. Mr. Young seconded; motion carried. Mr. Young moved to approve March 23, 2018 summary suspension minutes. Mr. Alston seconded; motion carried.

Assign Panels and Panel Chairs

Mr. Earwood assigned panels and panel chairs:

Panel 1 – Earwood (Chair), Alston, Stearnes, Cecil

Panel 2 – Turnipseed (Chair), Akins, Silvers

Panel 3 – Young (Chair), Mills, Wyatt

<u>Panel 1 – Iris Room</u>	<u>Panel 2 – Poplar Room</u>	<u>Panel 3 – Dogwood Room</u>
Brent Earwood, chair	Juanita Turnipseed, chair	Mark Young, chair
Samuel Alston	Leslie Akins	Donald Lee Mills
Lee Ann Stearnes	Marietha Silvers	Amber Wyatt
Janelle Cecil		

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

Panel 2 adjourned to the Poplar Room.

Panel 3 adjourned to the Dogwood Room.

Panel 1 – Brent Earwood, chair; Samuel Alston, Janelle Cecil, Lee Ann Stearnes

A quorum was present. Administrative Law Judge Begley presided.

<p><u>Toni Edwards-Hughes</u> 10 Madison Court Johnson City, Tennessee 37601</p>	<p>RN 169158</p>	<p>Flinchbaugh, State’s Attorney</p>	<p>Ms. Edwards Hughes was not present and not represented by counsel. Following proof of service Judge Begley determined all reasonable attempts for proof of service and notice. Mr. Earwood moved to proceed in default; Ms. Stearnes seconded, motion carried. Judge Begley reviewed the technical record.</p> <p>Following testimony and presentation of proof, Ms. Cecil moved to accept the findings of fact # 1, 2, 3, 4, 6 and 8 as listed in the proposed final true as written. Ms. Stearnes seconded and motion carried.</p> <p>Mr. Earwood moved to accept the conclusions of law contained in the state’s proposed order. This finds that respondent’s acts and conduct</p>
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			violated TCA 63-7-101 and TCA 63-7-115 (a) (1); (C) (F) and Rule 1000-01-.13 (1) (a) (g). Ms. Stearnes seconded; motion carried.
<p><u>Johnna Lynn Miracle</u> 289 Bug Hole Road Cumberland Gap, TN 37724</p> <p>PO Box 148 Arthur, TN 37707</p>	RN 110378	Flinchbaugh, State’s Attorney	<p>Ms. Miracle was not present and not represented by counsel.</p> <p>Following presentation of proof, Ms. Stearnes moved to accept the findings of fact as listed in the proposed final order 1 through 4 true as written. Mr. Earwood seconded and motion carried.</p> <p>Ms. Cecil moved to accept the conclusions of law paragraphs 7 through 9 contained in the state’s proposed order. This finds that respondent’s acts and conduct violated TCA 63-7 101, 63-7-115 (a) (1) (F) . Ms. Cecil seconded; motion carried.</p>

Panel 2 – Juanita Turnipseed; Chair, Marietha Silvers, Leslie Akins

A quorum was present. Judge Summers presided.

<p><u>Laura Grey Hunt</u> 609 N. Avalon St. Memphis, TN 38107</p> <p>2312 A 24th Avenue North Memphis, TN 38107</p>	LPN 67521	Parham, State’s Attorney	<p>Ms. Hunt was not present and not represented by counsel. Ms. Silvers moved to proceed in default, Ms. Akins seconded, motion carried. Judge Summers reviewed the technical record.</p> <p>Following presentation of proof, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1, 2,3,4,5, and 6 as true as written. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers moved to accept the conclusions of law as written in</p>
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			<p>proposal order. Ms. Akins seconded; motion carried.</p> <p>Ms. Silvers moved to accept the discipline as written in the proposed order for 10,11,12,13,14,15,16 and 17 to assess one (1) Type A Civil Penalty in the amount of five hundred dollars (\$500), to accept 17 a,b,c,d, e, and 18 as written in the proposed order. Ms. Akins seconded and motion carried.</p> <p>Ms. Turnipseed read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Courtney Snow Daily</u> 1955 Lynn Creek Road Lynnville, TN 38472</p>	LPN 70710	Parham, State's Attorney	<p>Ms. Daily was not present and not represented by Council. The state's witness, Jennifer Parks was present. Judge Summers reviewed the technical record.</p> <p>Ms. Akins moved to proceed in default, Ms. Silvers 2nd, motion carried</p> <p>Following presentation of facts, and Ms. Parks' testimony, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1, 2, 3, 4, 5, true as written. Ms. Akins seconded, motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law as written in 6c, f, 7 b, d, e. Ms. Silvers seconded, motion carried.</p> <p>Ms. Silvers moved to revoke the PTP and LPN license, assess 89(eighty-nine) Type B Civil Penalties in the amount of two hundred and fifty dollars (\$250) each, for a total of twenty-two thousand two hundred</p>

			<p>and fifty dollars (\$22,250).</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>Amanda Boylan</u> 830 S Spring St. Manchester, TN 37355</p> <p>244 Glenburg Dr. Manchester, TN 37355</p>	RN 91681	Cole, State's Attorney	<p>Ms. Boylan was not present and not represented by counsel. Mike Harkreader was present as the state's witness. Mr. Cole requests to proceed in default. Judge Summers finds sufficient evidence to proceed in default. Mr. Silvers moves to proceed in default; Ms. Akins seconded; motion carried.</p> <p>Following testimony and presentation of proof, Ms. Akins moved to accept the findings of fact as listed in the proposed final order 1 through 6 true as written. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers moved to accept the conclusions of law contained in the state's proposed order. Ms. Akins seconded; motion carried.</p> <p>Mr. Akins made a motion for assessment of one (1) Type A Civil Penalty of \$500 in accordance with Tenn. COMP.R.& REGS. 1000-020.04(6). Ms. Silvers 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>
<u>Tracie Shutters</u>	RN 181972	Winters,	Ms. Shutters was not present and not

<p>12153 Back Valley Rd Soddy Daisy, TN 37379</p>		<p>State's Attorney</p>	<p>represented by counsel. Ms. Winters requests to proceed in default. Judge Summers finds sufficient evidence to proceed in default. Ms. Silvers moves to proceed in default; Ms. Akins seconded; motion carried.</p> <p>Following presentation of proof, Ms. Akins moved to accept the findings of fact as listed in the proposed final order as written. Ms. Silvers seconded and motion carried.</p> <p>Ms. Silvers moved to accept the conclusions of law contained in the state's proposed order. Ms. Akins seconded; motion carried.</p> <p>Ms. Silver made a motion to accept the proposed final order as written; Ms. Akins seconded the motion; motion carried.</p> <p>Ms. Turnipseed read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
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Panel 3 – Mark Young, Chair; Lee Mills, Amber Wyatt

A quorum was present. Judge Pogue presided.

<p><u>Prianglam Brooks</u> 125 Idlewild St. Jackson, TN 38301</p>	<p>APRN 12468 RN 137418</p>	<p>Waters/ Parham, State's Attorney</p>	<p>Ms. Brooks was not present and not represented by counsel. Mr. Waters requested to proceed in default. Judge Pogue found sufficient evidence to proceed in default. Ms. Wyatt moved to proceed in default; Mr. Mills seconded; motion carried.</p> <p>Following testimony and presentation of proof, Ms. Wyatt moved to accept</p>
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			<p>the findings of fact as listed in the proposed final order 1 through 7 true as written in proposed order. Mr. Mills seconded and motion carried.</p> <p>Mr. Mills moved to accept the conclusions of law contained in the state’s proposed order. This finds that respondent’s acts and conduct violated TCA 63-7-115 (a) (1) (F) and RN Rule 1000-01-.13 (1) (j). Ms. Wyatt seconded; motion carried.</p> <p>Ms. Wyatt moved for revocation of the APRN certificate; and assessed costs not to exceed five thousand dollars (\$5,000). Mr. Mills seconded and motion carried.</p> <p>Mr. Young read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Rebecca (Bonovich) Fluera</u> 3222 Wilkinson Pike Maryville, Tennessee 37803</p> <p>419 Warbler Way Maryville, Tennessee 37803</p>	<p>LPN 69053</p>	<p>Winters, State’s Attorney</p>	<p>Ms. Fluera was not present and not represented by counsel. Mr. Winters requested to proceed in default. Judge Pogue found sufficient evidence to proceed in default. Mr. Young moved to proceed in default; Mr. Mills seconded; motion carried.</p> <p>Following testimony and presentation of proof, Mr. Mills moved to accept the findings of fact as listed in the proposed final order 1 through 6 true as written. Ms. Wyatt seconded and motion carried.</p> <p>Mr. Mills moved to accept the conclusions of law contained in the state’s proposed order. This finds that respondent’s acts and conduct violated TCA 63-7-115 (a) (1) (C) (F) and</p>

			<p>TCA 63-1-126. Ms. Wyatt seconded; motion carried.</p> <p>Ms. Wyatt moved for stayed suspension with TnPAP evaluation and monitoring agreement, probation for 3 years, Type A Civil Penalty in the amount of five hundred dollars (\$500) and assessment of costs not to exceed five thousand dollars (\$5,000). Mr. Mills seconded and motion carried.</p> <p>Mr. Young read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Kimberly Rushing</u> 426 Hickory Hill Drive Clarksville, Tennessee 37040</p>	<p>LPN 89924</p>	<p>Winters, State's Attorney</p>	<p>Ms. Rushing was not present and not represented by counsel. Mr. Winters requests to proceed in default. Judge Pogue finds sufficient evidence to proceed in default. Mr. Mills moves to proceed in default; Ms. Wyatt seconded; motion carried.</p> <p>Following testimony and presentation of proof, Mr. Mills moved to accept the findings of fact as listed in the proposed final order 1 through 5 true as written. Ms. Wyatt seconded and motion carried.</p> <p>Mr. Mills moved to accept the conclusions of law contained in the state's proposed order. This finds that respondent's acts and conduct violated TCA 63-7-115 (a) (1) (C) (F), TCA 63-1-126 (b), and rule 1000-02-.13 (1) (f) (g). Ms. Wyatt seconded; motion carried.</p> <p>Ms. Wyatt made a motion for stayed suspension with TnPAP evaluation</p>

			<p>and monitoring agreement, probation for 3 years, and assessment of two Type A Civil Penalties in the amount of five hundred dollars (\$500) each for a total of one thousand dollars (\$1000) and costs not to exceed five thousand dollars (\$5,000). Mr. Mills seconded and motion carried.</p> <p>Mr. Young read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Cynthia M. McBride</u> 5228 Malibu Drive Knoxville, Tennessee</p>	RN 91681	Winters, State's Attorney	<p>Ms. McBride was not present and not represented by counsel. Mr. Winters requests to proceed in default. Judge Pogue finds sufficient evidence to proceed in default. Mr. Mills moves to proceed in default; Ms. Wyatt seconded; motion carried.</p> <p>Following testimony and presentation of proof, Ms. Wyatt moved to accept the findings of fact as listed in the proposed final order 1 through 5 true as written. Mr. Mills seconded and motion carried.</p> <p>Mr. Mills moved to accept the conclusions of law contained in the state's proposed order. This finds that respondent's acts and conduct violated TCA 63-7-115 (a) (1). Ms. Wyatt seconded; motion carried.</p> <p>Mr. Wyatt made a motion for stayed suspension with TnPAP evaluation and monitoring agreement, probation for 3 years, assessment of one (1) Type A Civil Penalty of \$1000 and assessment of costs not to exceed five thousand dollars (\$5,000). Mr. Mills seconded and motion carried.</p>

			Mr. Young read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.
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Agreed/Consent Orders

Mark Cole

Seth Baker	RN 218752	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Ms. Wyatt; motion carried.
Amber Boles	LPN 75017	Mr. Young moved to accept the second consent order of reprimand, continuing education. Seconded by Ms. Wyatt; motion carried.
David Brooks	RN 105535	Mr. Young moved to accept the consent order of standard TnPAP and costs. Seconded by Mr. Mills; motion carried.
Stevie Crain	RN 161280	Ms. Wyatt moved to accept the agreed order of standard TnPAP and costs. Seconded by Mr. Young; motion carried.
Neil Dempsey	RN 197867	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Mr. Mills; motion carried.
Anna Hubbard	RN 100988	Mr. Young moved to accept the consent order of reprimand and continuing education. Seconded by Ms. Wyatt; motion carried.
Megan Kane-Taylor	RN 198823	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Mr. Mills; motion carried.
Lisa Messer	RN 129216	Mr. Young moved to accept the consent order of consent order of reprimand, continuing education and costs. Seconded by Mr. Mills;

		motion carried.
Daniel Smallen	RN 208191	Ms. Akins moved to accept the consent order of standard TnPAP. Seconded by Ms. Turnipseed; motion carried.
Melissa M. Freeland	LPN 56194	Mr. Earwood moved to accept the consent order of agreed order of voluntary surrender. Seconded by Ms. Stearnes; motion carried.

Eric Winters

Ashley K. Boyd	RN 212080	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Ms. Wyatt; motion carried.
Jennifer R. Clements	RN 161600	Mr. Young moved to accept the consent order of standard TnPAP. Mr. Mills seconded; motion carried.
Jennifer S. Dyer	LPN 85432	Mr. Young moved to accept the consent order of standard TnPAP. Mr. Mills seconded; motion carried.
Allison Gordon	LPN 85039	Mr. Young moved to accept the consent order of standard TnPAP. Mr. Mills seconded; motion carried.
Michelle M. Mayse	LPN 47420	Mr. Young moved to accept the consent order of standard TnPAP. Mr. Mills seconded; motion carried.
Angel Talley	RN 99789	Mr. Mills moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Jessica Thompson	RN 224310	Mr. Young moved to accept the consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
Crystal G. Hylton	LPN 80831	Mr. Young moved to accept the agreed order of Pendente Lite Suspension. Ms. Wyatt seconded; motion carried.
Dominique Taylor	RN 151576	Mr. Young moved to accept the agreed order of standard TnPAP and costs. Ms. Wyatt seconded; motion carried.
Deanne D. Fowlkes	LPN 62933	Mr. Mills moved to accept the

		consent order of standard TnPAP. Ms. Wyatt seconded; motion carried.
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Reconvene - Earwood called the meeting to order at 1:36 p.m.

Consent Agenda:

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

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

Discuss/Approve Travel –

- Pain Week--September 4-8, 2018—Las Vegas, NV – 2 attendees
- NCLEX Conference—September 24, 2018—Charlotte, NC – 3 attendees
- FARB Regulatory Law Seminar—September 27-30, 2018, Portland, OR – 2 attendees
- Council on Licensure, Enforcement & Regulation Annual Educational Conference—September 26-29, 2018—Philadelphia – 3 attendees
- 2018 International Nurse Regulator Collaborative Symposium—October 22-23, 2018—Chicago – 3 attendees
- Other

Ms. Stearnes moved to approve the travel and number of attendees as noted above. Mr. Young seconded; motion carried.

Update: Linda Johnson, APRN, Special Projects – Update on symposia for 2018 to include six speakers from various disciplines presenting information that incorporates tools for screening at-risk patients and increased community outreach.

Appoint Board Member to Uniform Rules for Disciplinary Action relating to Opioid Prescribing Task Force – Mr. Earwood moved to appoint Mr. Young for the position, seconded by Ms. Turnipseed. Mr. Young accepted the appointment.

Report of Finance Task Force—Consider vote to hold a rulemaking hearing concerning licensure fees – Noranda French presented options that the Finance Task Force recommended:

- Support opioid research program led by Dr. McPheeters – \$1.5 million from carryover funds. Mr. Young moved to support Dr. McPheeters’ opioid research with \$1.5 million from the board’s carryover. Ms. Akins seconded; motion passed.
- Reduce a barrier to entering the profession by eliminating the initial application fee and application by exam for all nursing professions as well as to pay the state regulatory fee for all applicants applying for initial licensure. Ms. Silvers moved to eliminate the initial application fee and application by exam fee as well as the regulatory fee for all professions and to have a rulemaking hearing to promulgate rules for this purpose. Mr. Young seconded; motion carried.
- The task force will meet quarterly to further grow the vision of the board. The task force wants to explore the idea of using carryover funds to set up a foundation to provide scholarship/grants to pay for addiction treatment.

Board Assessment Review – Mr. Earwood presented the February 2018 Board Assessment and concerns addressed. Discussion involved strategic initiatives, ensuring measurable tactics and revisiting the board assessment.

Presentation/Discussion: Environmental Scan and ENLC Update-- Ms. Lund provided a PowerPoint presentation and discussion based on the March 2018 *JNR* environmental scan and an ENLC update. Thirty states have passed legislation to implement the enhanced nurse licensure compact.

Recess – 3:41 p.m.

Reconvene – 8:31 a.m. Thursday, May 17, 2018

Welcome and Introduction of Guests:

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

Roll Call and Quorum

Ms. Richardson called roll.

Present: Brent Earwood, APRN; Juanita Turnipseed, APRN; Samuel Alston, LPN; Lee Ann Stearnes, APRN; Leslie Akins, APRN; Janell Cecil, RN; Lee Mills, public member; Amber Wyatt, APRN, Mark Young, APRN; Marietha Silvers, RN

Absent: Lisa Heaton, RN; Lee Mills, public member (at 12:00 p.m.); Juanita Turnipseed, APRN (at 2:55 p.m.)

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

Board staff:

Tanya McCray-Hicks, Administrative Director

Jennifer Shelton, Administrative Director

Donna Kirkland, Nurse Consultant

Margaret Daniel, Nurse Consultant

Sherry Richardson, Nurse Consultant

Diana Merickle, Board Assistant

Conflict of Interest Policy – Mr. Waters reviewed the COI policy with the board members. There were no questions.

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

Sacred Heart University– Fairfield, CT. Seeking approval for letter of intent and initial approval of online programs:

- RN-BSN
- RN-MSN – accelerated program
- MSN – FNP track
- MSN – Clinical Nurse Leader track
- MSN – Nurse Educator track
- MSN – Nurse Management Executive Leadership track
- Post Master’s generic DNP

Presenting information: Dr. Marlene Beck, Consultant and Dr. Caroline Bass. Following the presentation and discussion, Ms. Cecil made a motion to approve a letter of intent and initial approval for Sacred Heart University’s online nursing programs. Ms. Akins seconded, motion carried.

Spring Arbor University– Spring Arbor, MI - Seeking approval for letter of intent and initial approval of online programs:

- RN-BSN
- RN-MSN
- MSN – FNP track
- MSN – Nurse Educator track
- MSN - Adult-Gero Primary Care NP track
- MSN/MBA dual degree

Presenting information: Dr. Al Kauffman, Chair, Nursing Department. Following Dr. Kauffman’s presentation and discussion including preceptor validation, nurse practitioner three

day residency requirements for advanced assessment, Mr. Young made a motion to approve a letter of intent and initial approval for the Spring Arbor University's online nursing programs. Mr. Mills seconded, motion carried.

Jacksonville State University – Jacksonville, AL. Seeking approval for letter of intent and initial approval of online programs:

- RN-BSN
- MSN - Population Health track
- MSN - Nursing Education track
- MSN - Emergency Management track
- DNP (post-MSN) Leadership
- DNP (BSN-DNP):
 - FNP track
 - Adult-Gero Acute Care NP track
- Graduate Cert. Programs:
 - Nursing Education track
 - Emergency Prepared Nurse Coordinator track

Presenting information: Dr. Windon Edge, Director of Collaborative Affairs Following Dr. Edge's presentation and discussion regarding physical assessment validation, practice requirements prior to entry, population health specialty, Mr. Alston made a motion to grant initial approval for Jacksonville State University's online programs. Mr. Young seconded, motion carried.

Volunteer State Community College – Gallatin, TN. Seeking approval for letter of intent for an Associate Degree Nursing program at Gallatin and Livingston sites. Presenting information, Ms. Jessica Buchanan, Special Assistant for Strategic Initiatives. Following Ms. Buchanan's presentation and discussion including placement of ADN nurses, dean and faculty appointments, Mr. Young made a motion to approve the letter of intent to Volunteer State Community College for an Associate Degree Nursing program at Gallatin and Livingston sites. Ms. Stearnes seconded, motion carried.

Lipscomb University - Nashville, TN. Request approval of letter of intent and initial approval for an online RN-BSN Presenting information: Dr. Chelsia Harris, Assoc. Director of Nursing for Degree Development. Following Dr. Harris' presentation and discussion regarding Polaris competency requirements and transferability to other universities, Mr. Earwood made a motion to approve a letter of intent and initial approval for an online RN-BSN program at Lipscomb University. Mr. Young seconded, motion carried.

University of Arkansas – Fayetteville, AR. Continued Initial Approval for online nursing programs was deferred at the February 2018 board meeting due to the program's failure to submit an annual report for 2017. The school has since submitted the required report as well as documentation indicating recent changes in nursing administration at the school. Mr. Young

made a motion to continue initial approval of online programs at University of Ms. Stearnes seconded, motion carried.

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

5/16/18	Summary	ARC Recommendation	Board Decision
<p>Ashley Gordon 1179 McCoury Lane Spring Hill, TN 37174</p> <p>RN 155660 licensed 6/9/06 Revoked 11/29/12</p> <p>RN Reinstatement</p>	<p>Disciplinary Action</p> <ul style="list-style-type: none"> • 11/29/12 License revoked due to 6 counts of prescription fraud and 8 counts of identity theft • 8/22/13 application denied per ARC due to crime • 5/14/15 application denied per ARC due to crime • 9/28/17 application deferred until applicant obtained TnPAP evaluation and compliant with monitoring agreement and have multiple drug screens. 	<p>Deny RN reinstatement application due to Guilty of a crime, unfit by reason of habits or other cause, is addicted to alcohol or drugs to the degree of interfering with nursing duties, and is guilty of unprofessional conduct</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(B)(C)(D)(F).</p>	<p>Ms. Silvers moved to accept the recommendation of ARC as stated. Mr. Earwood seconded; motion carried.</p>

	<ul style="list-style-type: none"> • 1/29/18 Invited to ARC but did not appear, application deferred until applicant had opportunity to comply with TnPAP • 2/23/18 TnPAP closed file because applicant failed to follow recommendations • 3/19/18 Invited to ARC but did not appear , ARC recommended denial of application 		
<p>Rachel Dorris 527 Lakeland Dr. McMinnville, TN 37110</p> <p>LPN examination</p>	<p>Fitness and Competency- Prescription Suboxone</p> <ul style="list-style-type: none"> • 4/24/17 applicant disclosed on application she was taking prescription Suboxone taper • 6/22/17 ARC recommended denial of LPN exam application because applicant responded 	<p>Deny LPN exam application due to use of narcotics that may impair or limit the ability to practice the profession with reasonable skill and safety</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(C)</p>	<p>Mr. Mills moved to accept the recommendation of ARC as stated, Ms. Silvers seconded, motion carried.</p>

	<p>“yes” to question “Do you currently use any chemical substances which in any way impair or limit your ability to practice your profession with reasonable skill and safety?”</p> <ul style="list-style-type: none"> • 8/23/17- Scheduled for Board meeting, day before meeting requested time to complete tapering program and to gain more experience in the healthcare industry • 12/14/17- Invited to ARC did not attend, application deferred until applicant could appear before ARC 1/29/18 • 1/29/18- Could not be reached for ARC, application deferred until can appear before ARC 3/19/18 		
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	<ul style="list-style-type: none"> • 3/19/18 invited to ARC, did not appear, ARC recommended denial of application related to the use of substances which impair or limit ability to practice the profession with reasonable skill and safety 		
<p>Susan Nytes 1227 Common Wealth Dr. #1 Fort Atkinson, WI 53538</p> <p>WI RN 94877 multistate, exp.2/28/18</p> <p>Iowa RN 119268 exp. 4/24/08</p> <p>RN Endorsement</p> <p>Currently Requesting withdrawal of application</p>	<p>Crime and discipline</p> <ul style="list-style-type: none"> • 2/11/09 Pled guilty to DWI in IA • 6/8/11 Reprimanded by Iowa Board of Nursing for numerous narcotic discrepancies, documenting administration and pain relief but had not removed the pain medication until 4 ½ hours later. Did not disclose to the Iowa Board of Nursing Investigator she had been advised by her employer regarding performance issues and was terminated 6/21/10 	<p>Deny RN endorsement application due to is guilty of a crime</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(B).</p>	<p>Ms. Stearns moved to accept the recommendation of ARC as stated, Mr. Mills seconded, motion carried</p>

	<ul style="list-style-type: none"> • 1/19/13 Received record of compliance with Iowa Board of Nursing discipline order • 11/14/16 Convicted of OWI (3rd) in Wisconsin • 3/19/18 ARC recommended denial of RN endorsement application related to guilty of a crime 		
<p>John M Briley 22 Washington Rd Jackson, TN</p> <p>TN RN 98698- Voluntary surrender 10/24/14</p> <p>TN APRN 6912- voluntary surrender 10/23/14</p> <p>RN/APRN Reinstatement</p>	<p>Crime and Discipline</p> <ul style="list-style-type: none"> • 6/7/14 Applicant pled guilty to identity theft • 10/24/14- Voluntary surrender of RN license and APRN certification on the bases of incompetence, misrepresentation of credentials, filing false reports or falsifying records, unable to practice safely by reason of alcohol or other substance abuse, 	<p>Deny applications for RN license and APN certificate due to applicant is guilty of a crime.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B).</p>	<p>Mr. Earwood moved to deny the recommendation of ARC as stated and to reinstate Mr. Briley’s RN and APRN license, Mr. Young seconded, motion carried</p>

	<p>unauthorized prescribing medicine</p> <ul style="list-style-type: none"> • 6/24/15- Appeals committee of the American Nurses Credentialing Center reviewed findings of the Complaint Review Committee and affirmed the Complaint Committee's Findings the applicant engaged in misconduct under policy 11-5, paragraph A2, A10, A11, and A12 and policy 11-2. Appeals Committee also affirmed the CRC's decision to allow reactivation of the applicant's FNP Certification. At the point in time when applicant's RN license was reinstated and free and clear of any restrictions • 5/20/16 - Board 		
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	<p>denied RN license and APRN certificate reinstatement applications related to unfit or incompetent by reason of negligence, habits or other cause, addiction to alcohol or drugs to the degree of interfering with nursing duties, guilty of unprofessional conduct, and violation or attempted violation, directly or indirectly, assisting or abetting the violation of or conspiring to violate any provision or any lawful order of the board</p> <ul style="list-style-type: none"> • 6/13/16- Applicant was indicted in federal court on charges of fraud and false statements regarding funds received for treatment of patients insured by 		
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	<p>Medicare</p> <ul style="list-style-type: none"> • 12/14/17- ARC recommended deferral of RN and APRN reinstatement application until after court sentencing in February of 2018 • 1/30/18 post guilty plea United States District court ordered 2 years supervised release and payment of restitution • 3/19/18 ARC recommended denial of RN and APRN reinstatement license because guilty of crime 		
<p>Kellie Quick 2430 West Allens Bridge Road Unit 8 Greeneville, TN 37743</p> <p>PN65772</p> <p>LPN Reinstatement</p>	<p>Crime</p> <ul style="list-style-type: none"> • 7/13/17 pled guilty to DUI, currently on probation and owes court costs and fines 	<p>Deny LPN reinstatement application due to the applicant is guilty of a crime</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115</p>	<p>Leslie moved to accept the recommendation of ARC as stated, Janelle seconded, motion carried.</p>

		(a)(1)(B).	
<p>Melissa Thompson 345 Gnome Trail Lookout Mt., GA 30750</p> <p>TN RN 108966 3/19/96 to 2/28/15- Voluntarily surrendered</p> <p>AL RN 1-094611 4/6/01-12/31/02 No actions and not active</p> <p>RN Reinstatement after voluntary surrender 2014</p>	<p>Discipline and crime</p> <ul style="list-style-type: none"> • 9/7/12- guilty of theft under \$500, expunged 3/21/17 • 8/20/14-voluntary surrender of RN license due to crime and addiction to alcohol and/or drugs to the degree interfering with nursing duties. • 6/26/17- TnPap summary revealed no recent contact with applicant • 12/14/17 attended ARC, requested application deferral until able to obtain documentation of 2 years continued sobriety (planned to obtain interlock print out results • 3/19/18 invited to ARC but did not appear. ARC recommended denial of application on the bases of the applicant is 	<p>Deny RN Reinstatement application due to the applicant is addicted to alcohol to the degree of interfering with nursing duties.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(D).</p>	<p>Mr. Young moved to accept the recommendation of ARC as stated, Janelle seconded, motion carried</p>

	addicted to alcohol to the degree of interfering with nursing duties with option to withdraw application		
<p>Alicia Swink 405Circle Drive Mountain City, TN 37683</p> <p>LPN53915(multistate) exp. 8/31/17 North Carolina PN 058858 exp. 7/31/03</p> <p>LPN Reinstatement</p>	<p>Discipline and Crime</p> <ul style="list-style-type: none"> • 3/31/04- Voluntary Surrender of license to practice in North Carolina related to sleeping on duty, unable to practice safely by reason of alcohol or other substance abuse • 9/03/06 –DUI, Implied consent • 7/27/12-Guilty of 2nd DUI, Possession of handgun while intoxicated • 12/12/13-North Carolina reinstated privilege to practice without conditions • 9/27/17- Guilty of public intoxication • 12/22/17- Answered “No” to questions “I 	<p>Deny LPN reinstatement application due to guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing, is guilty of a crime, is unfit or incompetent by reason of negligence, habits or other cause, is addicted to alcohol or drugs to the degree of interfering with nursing duties, if guilty of unprofessional conduct</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B)(C)(D)(F).</p>	<p>Mr. Alston moved to accept the recommendation of ARC as stated, Mr. Lee seconded, motion carried</p>

	<p>have pled guilty to or been convicted of a misdemeanor or felony other than a minor traffic violation and not previously notified the Board in writing (warrant, judgement, completion documents) of the conviction” and “My license has been disciplined in another state or jurisdiction and I have not previously notified the Board in writing of the action”</p> <ul style="list-style-type: none">• 4/24/18 ARC recommended denial of LPN reinstatement license based on falsifying a nursing application and addiction to drugs or alcohol to the degree interfering with nursing duties.		
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Consider RN's role as it relates to EMTALA and Discuss Position: Registered Nurse Role in Physical Assessment and Determination of Active Labor—Chris Clark, THA, Michelle Watson, CNO, Lifepoint Health and Belinda Block, CNE, HCA Tristar presented information regarding EMTALA compliance.

Ms. Silvers made a motion to approve a Position Statement: *Registered Nurse Role in Physical Assessment and Determination of Labor*. Ms. Stearnes seconded; motion carried.

Discuss Legislation – Ms. Lacey Blair and Patrick Powell, Legislative Liaison, updated the board on recent legislation affecting HRB. A written report will follow that will be posted on the board's web site.

Presentation: Elder Abuse—Ms. Caroline Tippens and Assistant United States Attorney Chris Sabis presented information regarding elder abuse and the abuse registry as well as statutory duty to report abuse. The Elder Abuse Task Force can be a resource for legal and regulatory questions and training, a place to reach a large number of potential investigatory agencies, a communications conduit with agencies and investigators for private insurance, and a resource to provide patients for information or for filing complaints. Nurses can be a resource for training on relevant to elder fraud and abuse.

Debrief/Open Discussion/Other Business—Mr. Earwood

- What went especially well?
 - Stayed on time
 - Good presentations
- What could be better?
 -
- What did we learn as a board?
 -
- Suggestions
 - When people attend meetings, provide brief report on key topics

Adjourn

There being no other business, the meeting of the Tennessee Board of Nursing adjourned at 3:32 p.m., with the next board meeting scheduled August 22-23, 2018.