
TEXAS BOARD OF NURSING

Pre-Board Meeting Training Session
3:00 pm - 5:00 pm
333 Guadalupe, Tower II, Room 225
Austin, Texas

Present:

Kathy Shipp, MSN, RN, FNP, Board President, Representing APN Practice
Nina Almasy, BSN, RN, MSN, Representing LVN Education
Deborah Hughes Bell, CLU, ChFC, Representing Consumers
Patti Clapp, BA, Representing Consumers
Tamara Cowen, MSN, RN, Representing RN Practice
Marilyn J. Davis, BSN, RN, MPA, Representing RN Practice
Kathy Leader-Horn, LVN, Representing LVN Practice
Josefina Lujan, PhD, RN, Representing BSN Education
Beverley Jean Nutall, LVN, Representing LVN Practice

Absent:

Sheri Denise Crosby, JD, SPHR, Representing Consumers
Shelby Ellzey, Representing Consumers
Monica Hamby, LVN, Representing LVN Practice
Mary LeBeck, MSN, RN, Representing ADN Education

Staff present:

Katherine A. Thomas, Executive Director
Patricia Vianes-Cabrera, Executive Assistant
Anthony Diggs, Director of Enforcement
Mark Majek, Director of Operations
Kristin Benton, Director of Nursing
James "Dusty" Johnston, General Counsel
Jena Abel, Assistant General Counsel
John Vanderford, Assistant General Counsel
Melinda Hester, Nursing Consultant
Virginia Ayars, Nursing Consultant
Sandi Emerson, Nursing Consultant
Denise Benbow, Nursing Consultant
Bonnie Cone, Nursing Consultant
Jolene Zych, Nursing Consultant
Bruce Holter, Information Specialist
Laura Lewis, Administrative Assistant
Jeremy Bruker, Information Technology
Bill Ray, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 3:00 pm, Wednesday, April 16, 2014.	
ROLL CALL	Katherine Thomas did the roll call. A quorum was established with nine members in attendance, Board Members Shelby Ellzey, Monica Hamby, Mary LeBeck and Sheri Crosby were absent.	
	The Board received training on new software for the Board Meetings. A representative from BoardDocs Paperless Software reviewed the software functions and uses with the Board.	No action.
ADJOURNMENT	Having completed this day's business the meeting adjourned at 5:00 pm.	

TEXAS BOARD OF NURSING

Regular Meeting

Wednesday, April 16, 2014
8:32 am - 7:12 pm
333 Guadalupe, Tower II, Room 225
Austin, Texas

Present:

Kathy Shipp, MSN, RN, FNP, Board President, Representing APN Practice
Nina Almasy, BSN, RN, MSN, Representing LVN Education
Deborah Hughes Bell, CLU, ChFC, Representing Consumers
Patti Clapp, BA, Representing Consumers
Tamara Cowen, MSN, RN, Representing RN Practice
Marilyn J. Davis, BSN, RN, MPA, Representing RN Practice
Shelby Ellzey, Representing Consumers
Kathy Leader-Horn, LVN, Representing LVN Practice, Present through 1:00 pm
Josefina Lujan, PhD, RN, Representing BSN Education
Beverly Jean Nutall, LVN, Representing LVN Practice

Absent:

Sheri Denise Crosby, JD, SPHR, Representing Consumers
Monica Hamby, LVN, Representing LVN Practice
Mary LeBeck, MSN, RN, Representing ADN Education

Staff present:

Katherine A. Thomas, Executive Director
Patricia Vianes-Cabrera, Executive Assistant
Anthony Diggs, Director of Enforcement
Mark Majek, Director of Operations
Kristin Benton, Director of Nursing
James "Dusty" Johnston, General Counsel
Jena Abel, Assistant General Counsel
John Vanderford, Assistant General Counsel
Jan Hooper, Nursing Consultant
Melinda Hester, Nursing Consultant
Virginia Ayars, Nursing Consultant
Sandi Emerson, Nursing Consultant
Denise Benbow, Nursing Consultant
Bonnie Cone, Nursing Consultant
Jolene Zych, Nursing Consultant
Nicole Binkley, Nursing Consultant
Linda Laws, Nursing Consultant
Bruce Holter, Information Specialist
Laura Lewis, Administrative Assistant
Jeremy Bruker, Information Technology
Bill Ray, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 8:32 am, Wednesday, April 16, 2014.	
ROLL CALL	Katherine Thomas did the roll call. A quorum was established with ten members in attendance, Board Members Monica Hamby, Mary LeBeck and Sheri Crosby were absent.	
INTRODUCTIONS	Board Members and Staff introduced themselves to the audience and attendees.	
ACCEPTANCE OF AGENDA	The Board reviewed the agenda.	The Board voted to Approve the Agenda.
ACCEPTANCE OF MINUTES	The Board reviewed the minutes from the January 23-24, 2014 Board Meeting.	The Board voted to Approve the Minutes from the January 23-24, 2014 Board Meeting.
CONSENT AGENDA ITEMS		<p>The Consent Agenda was reviewed, the following item(s) were removed from the Consent Agenda:</p> <p>7.1.1. Texas Peer Assistance Program for Nurses Quarterly Report;</p> <p>8.6.10. Docket No. 507-14-0839, In the Matter of Permanent Certificates RN #779366 and LVN #169920, Issued to Kenneth John Tweet.</p> <p>The following recusals were made:</p> <p>8.4. Eligibility Agreed Orders Board Member Nina Almasy recused herself from the consideration and vote on the Eligibility Agreed Order of: Jessica Argelia Avelar-Martinez</p> <p>8.6. Default ALJ Proposals for Decision Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused themselves prior to the consideration and vote on:</p> <p>8.6.1. Docket No. 507-14-1417, In the Matter of Permanent Certificate LVN #148667, Issued to Toni Jean Blassingame;</p> <p>Board Members Deborah Bell, Kathy Shipp and Kathy Leader-Horn recused themselves prior to the consideration and vote on:</p> <p>8.6.7. Docket No. 507-14-0885, In the Matter of Permanent Certificate LVN #221862, Issued to Christopher Ryhne Orand;</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>1.2.1. Update of Pending Litigation in the Matters of: Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial District Court, Travis County, Texas; Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County; Texas; Rodney Wayne Hicks vs. Texas Board of Nursing, and in their official capacities only, Katherine Thomas, Executive Director, and Kristin K. Benton, President of the Board, Cause No. Cause No. D-1-GN-12-003118, in the 353rd Judicial District Court, Travis County, Texas; Stanley Payne, Plaintiff, vs. Texas Board of Nurse Examiners a/k/a</p>		<p>Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused themselves prior to the consideration and vote on: 8.6.11. Docket No. 507-13-5903, In the Matter of Permanent Certificate RN #525699, Issued to Tammy R. Uretsky;</p> <p>Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused themselves prior to the consideration and vote on: 8.6.12. Docket No. 507-13-5902, In the Matter of Permanent Certificate LVN #221161, Issued to Jamie Lee Watson.</p> <p>The Consent Agenda was approved.</p> <p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Texas Board of Nursing, Defendant, Cause No. D-1-GN-12-003072, in the 126th Judicial District Court, Travis County, Texas; Valerie Green vs. Texas Board of Nurses, Katherine Thomas, Executive Director, James W. Johnston, General Counsel, and Anthony L. Diggs, Director Enforcement, Cause No. 2013-07-0473, In the 2nd Judicial District, Cherokee County, Texas; and Jane Otieno vs. Texas Board of Nursing, Cause No. D-1-GN-13-002487, In the 201st District Court, Travis County, Texas. The Board Reserves the Right to Convene in Executive Session, if Necessary, Pursuant to §551.071(1), Texas Government Code, to Discuss Pending or Contemplated Litigation in these Matters.</i></p> <p><i>2.2. Continuing Education Pre-Renewal Audit Report - 2ND Quarter, Fiscal Year 2014</i></p> <p><i>3.2.1. Status Report on New Nursing Education Programs and Active and Potential Proposals</i></p>		<p><i>Approved on Consent.</i></p> <p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
3.2.2. <i>Status Report on Programs with Sanctions</i>		<i>Approved on Consent.</i>
3.2.3. <i>Report on Communication Activities with Nursing Education Programs</i>		<i>Approved on Consent.</i>
3.2.4. <i>Update on Howard Payne University Joining Patty Hanks Shelton School of Nursing in Abilene, Texas - Baccalaureate Degree Nursing Program</i>		<i>Approved on Consent.</i>
3.2.5. <i>Consideration of Change in Approval Status from Full Approval with Warning to Full Approval</i>		
3.2.5.a. <i>Dallas Nursing Institute in Dallas, Texas - Vocational Nursing Education Program</i>		<i>Approved on Consent.</i>
3.2.5.b. <i>Kaplan School of Nursing in Corpus Christi, Texas - Vocational Nursing Education Program</i>		<i>Approved on Consent.</i>
3.2.6. <i>Report of NCLEX-PN® Examination Pass Rates for 2013</i>		<i>Approved on Consent.</i>
3.2.7. <i>Consideration of Notification of Voluntary Closing of a Nursing Education Program</i>		
3.2.7.a. <i>American Medical Institute in Houston, Texas - Vocational Nursing Education Program</i>		<i>Approved on Consent.</i>

AGENDA ITEM	DISCUSSION	ACTION
3.2.7.b. Platt College in Dallas, Texas - Vocational Nursing Education Program		<i>Approved on Consent.</i>
3.2.7.c. Universal Health Services School in Fort Worth, Texas - Vocational Nursing Education Program		<i>Approved on Consent.</i>
4.1. Criminal Background Check Update		<i>Approved on Consent.</i>
4.2. Report on Enforcement's Initiative to Address Complaint Backlog		<i>Approved on Consent.</i>
5.1.1. Eligibility and Disciplinary Committee		<i>Approved on Consent.</i>
5.1.2. Quarterly Statistical Report - 2 ND Quarter, Fiscal Year 2014		<i>Approved on Consent.</i>
6.1. Nurse Licensure compact Update		<i>Approved on Consent.</i>
7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report		<i>Approved on Consent.</i>
8.1. Agreed Orders	<p data-bbox="391 1442 937 1507"><i>The Board voted to ratify the Agreed Orders on Consent with the following results:</i></p> <p data-bbox="391 1528 937 1593"><i>Alston, Debra Timmons, RN# 247651/ LVN# 56006</i></p> <p data-bbox="391 1614 937 1644"><i>Ayim, Tabitha Awusa, RN# 567240</i></p> <p data-bbox="391 1665 937 1694"><i>Campbell, Jacqueline D., RN# 525661</i></p> <p data-bbox="391 1715 937 1745"><i>Cook, Danielle Huet, RN# 681929</i></p> <p data-bbox="391 1766 937 1795"><i>Cooke, Jr., Richard J., RN# 247724</i></p> <p data-bbox="391 1816 937 1881"><i>Davis (Davis-Greenlaw), Davina J., RN# 588766</i></p> <p data-bbox="391 1902 937 1932"><i>Epps, Muriel Denise, RN# 502598</i></p> <p data-bbox="391 1953 937 1982"><i>Falcon, Donna, RN# 648529</i></p>	<p data-bbox="937 1442 1482 1507"><i>The Board voted to ratify the Agreed Orders on Consent with the following results:</i></p> <p data-bbox="937 1528 1482 1558"><i>Warning with Stipulations</i></p> <p data-bbox="937 1614 1482 1644"><i>Warning with Stipulations</i></p> <p data-bbox="937 1665 1482 1694"><i>Warning with Stipulations</i></p> <p data-bbox="937 1715 1482 1745"><i>Warning with Stipulations</i></p> <p data-bbox="937 1766 1482 1795"><i>Warning with Stipulations</i></p> <p data-bbox="937 1816 1482 1845"><i>Warning with Stipulations</i></p> <p data-bbox="937 1902 1482 1932"><i>Warning with Stipulations</i></p> <p data-bbox="937 1953 1482 1982"><i>Suspend/Probate</i></p>

AGENDA ITEM	DISCUSSION	ACTION
	<i>Fusco, Angelina, RN# 737667</i>	<i>Suspend/Probate</i>
	<i>Garrison, James Ray, RN# 605406</i>	<i>Suspend/Probate</i>
	<i>Gilchriest, Chrisha Lanae, LVN# 310207</i>	<i>Warning with Stipulations</i>
	<i>Guajardo, Samuel, LVN# 313983</i>	<i>Warning with Stipulations</i>
	<i>Harrow, Laura Jean, LVN# 164957</i>	<i>Warning with Stipulations</i>
	<i>Hellar, Kim Maria, RN# 760140 / LVN# 158917</i>	<i>Warning with Stipulations</i>
	<i>Hernandez-Luna, Blanca Maricela, RN# 797231</i>	<i>Suspend/Probate</i>
	<i>Howard, Tanisha Darlene, LVN# 187350</i>	<i>Enforced Suspension</i>
	<i>Johnson, Stacey Elizabeth, RN# 753394</i>	<i>Suspend/Probate</i>
	<i>Kay, Margie Ann, RN# 667370/ LVN# 138640</i>	<i>Warning with Stipulations</i>
	<i>Lacy, Amanda Rene, RN# 756225</i>	<i>Reprimand with Stipulations</i>
	<i>Lang, Maribel Gonzales, RN# 702502 / LVN# 176324</i>	<i>Suspend/Probate</i>
	<i>McRae, Debra Lynn, LVN# 232177</i>	<i>Reprimand with Stipulations</i>
	<i>Mejia, Alejandro Valdez, RN# 730762</i>	<i>Suspend/Probate</i>
	<i>Miller, Rhajena Lynn, LVN# 129519</i>	<i>Enforced Suspension</i>
	<i>Nawra, Takwih Ndohmbi, LVN# 312348 / RN Exam Petitioner</i>	<i>Warning with Stipulations</i>
	<i>Pelata, Louis Albert, RN# 812283</i>	<i>Reprimand with Stipulations</i>
	<i>Poulton, Jonathan David, RN# 711744</i>	<i>Warning with Stipulations</i>
	<i>Rittmann, Sandra Lee, RN# 780585</i>	<i>Reprimand with Stipulations</i>
	<i>Rodriquez, Lisa Kay, RN# 752860</i>	<i>Warning with Stipulations</i>
	<i>Sachetta, Angela, LVN# 107346</i>	<i>Suspend/Probate</i>
	<i>Sanford, Dorothy Latishia, RN# 766286</i>	<i>Reprimand with Stipulations</i>
	<i>Scott, Cynthia R., RN# 710562</i>	<i>Suspend/Probate</i>
	<i>Scott (Banks), Emily Bernice, LVN# 203627</i>	<i>Suspend/Probate</i>
	<i>Strange, Christopher John, RN# 660202</i>	<i>Warning with Stipulations</i>
	<i>Sulla, Anuncio Luarez, RN# 676544</i>	<i>Suspend/Probate</i>
	<i>Tatkei, Anne Jemutai, LVN# 311813</i>	<i>Warning with Stipulations</i>
	<i>Taylor-Bradford, Tanya Renee, MS PTP RN# R883731</i>	<i>Warning with Stipulations</i>
	<i>Webster, Tracy, RN# 657175/ FNP</i>	<i>Suspend/Probate</i>

AGENDA ITEM	DISCUSSION	ACTION
8.2. <i>Deferred Agreed Orders</i>	<i>Wiggins, Barbara S., RN# 245873</i>	<i>Warning with Stipulations</i>
	<i>Lopato, Irene Akintola, LVN# 304649</i>	<i>Warning with Stipulations - Deferred</i>
	<i>Sandmann (King), Shawna Kay, RN# 769195 / LVN# 211141</i>	<i>Warning with Stipulations - Deferred</i>
8.3. <i>Reinstatement Agreed Order</i>	<i>Gentry, Lowana Lorraine, LVN# 122774</i>	<i>Reinstated with Stipulations</i>
8.4. <i>Eligibility Agreed Orders</i>	<i>Akers, Christopher Matthew, RN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
	<i>Anderson (Yockers), Carol Lorraine, RN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
	<i>Avelar-Martinez, Jessica Argelia, LVN Exam Petitioner</i>	<i>Board Member Nina Almasy recused herself prior to the consideration and vote on this agenda item. Eligibility Agreed Order with Stipulations</i>
	<i>Busby, Quintin Marcel, LVN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
	<i>Perkins, Adrian Dwayne, LVN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
	<i>Sanchez, Christian Baltazar, RN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
	<i>Washington (Raven), Shelonia Maria, LVN Exam Petitioner</i>	<i>Eligibility Agreed Order with Stipulations</i>
8.6. <i>Default ALJ Proposals for Decision</i>		
8.6.1. <i>Docket No. 507-14-1417, In the Matter of Permanent Certificate LVN #148667, Issued to Toni Jean Blassingame</i>		<i>Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused themselves prior to the consideration and vote on this agenda item. Revoked by Default.</i>
8.6.2. <i>Docket No. 507-14-1378, In the Matter of Permanent Certificates RN #607590 and LVN #143788, Issued to</i>		<i>Revoked by Default.</i>

AGENDA ITEM	DISCUSSION	ACTION
<p>GINA WYATT CASTLEBERRY</p> <p>8.6.4. Docket No. 507-14-0983, In the Matter of Permanent Certificate RN #587660, Issued to BARBARA JEAN GIBSON</p> <p>8.6.5. Docket No. 507-14-0842, In the Matter of Permanent Certificate LVN #167085, Issued to CAYLA ANN HICKS</p> <p>8.6.6. Docket No. 507-14-0984, In the Matter of Permanent Certificate LVN #133463, Issued to JAMES EDWARD MAYES</p> <p>8.6.7. Docket No. 507-14-0885, In the Matter of Permanent Certificate LVN #221862, Issued to CHRISTOPHER RHYNE ORAND</p> <p>8.6.8. Docket No. 507-14-0629, In the Matter of Permanent Certificate RN #768192, Issued to ALICIA JEAN ROMO</p> <p>8.6.11. Docket No. 507-13-5903, In the Matter of Permanent Certificate RN #525699, Issued to TAMMY R. URETSKY</p> <p>8.6.12. Docket No. 507-13-5902, In the</p>		<p><i>Revoked by Default.</i></p> <p><i>Revoked by Default.</i></p> <p><i>Revoked by Default.</i></p> <p><i>Board Members Deborah Bell, Kathy Shipp and Kathy Leader-Horn recused themselves prior to the consideration and vote on this agenda item. Revoked by Default.</i></p> <p><i>Revoked by Default.</i></p> <p><i>Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused themselves prior to the consideration and vote on this agenda item. Revoked by Default.</i></p> <p><i>Board Members Deborah Bell, Tamara Cowen and Beverley Nutall recused</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Matter of Permanent Certificate LVN #221161, Issued to JAMIE LEE WATSON</p>		<p><i>themselves prior to the consideration and vote on this agenda item. Revoked by Default.</i></p>
<p>8.6.13. Docket No. 507-14-1058, In the Matter of Permanent Certificate LVN #171007, Issued to IESHA CRYSTAL WHITE</p>		<p><i>Revoked by Default.</i></p>
<p>1. ADMINISTRATION 1.1. Executive Director's Report</p>	<p>Katherine Thomas reviewed her written report to the board.</p>	<p>No action.</p>
<p>2. OPERATIONS 2.1. Financial Statement - 2ND Quarter, Fiscal Year 2014</p>	<p>Mark Majek reviewed the Financial Statement - 2ND Quarter, Fiscal Year 2014 with the Board.</p>	<p>No action.</p>
<p>3. NURSING 3.1. PRACTICE 3.1.1. Promoting Competency Report</p>	<p>Bonnie Cone reviewed her written report with the Board.</p>	<p>No action.</p>
<p>3.1.2. Report on Implementation of SB 1857, 82ND Texas Legislature and the LVN On-Call Pilot Program</p>	<p>Melinda Hester provided a historical perspective and overview of the LVN On-Call Pilot Program planning and implementation including a memorandum of understanding between the Texas Department of Aging and Disability Services (DADS) and the BON, development of pilot operational and communication protocols, as well as conducting numerous state-wide trainings for pilot participants. This pilot is in the third year of implementation, BON and DADS staff are evaluating data through random sampling and DADS mortality review reports. Significant concerns have been identified including:</p> <ul style="list-style-type: none"> • Lack of Documentation regarding when calls are received or made by nurses; what interventions occurred; what follow-up occurred; notifications to the RN; and 	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Approval to Full Approval with Warning 3.2.9.a. Galen College of Nursing in San Antonio, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the proposed change in approval status for the Galen College of Nursing Vocational Nursing (VN) Education Program in San Antonio, Texas, from Full Approval to Full Approval with Warning based upon the 2013 NCLEX-PN® examination pass rate, review of the 2013 Nursing Education Program Information Survey, and compliance with Board Rule 214. Trina Campos, MSN, RN, Director; Vivian Lilly, PhD, MBA, RN, CNE, Academic Dean, San Antonio Campus; and Kathleen Hill, JD, MSN, RN, Director of Programmatic Accreditation were present and available to answer questions.</p>	<p>Motion by Tamara Cowen; Second by Deborah Bell.</p> <p>The Board voted to change the approval status of the Galen College of Nursing Vocational Nursing Education Program in San Antonio, Texas from Full Approval to Full Approval with Warning and issue the requirement/condition and delegate to Staff to evaluate enrollments and cohorts to set reasonable admission targets for cohorts going forward. <u>Requirement:</u> A program survey visit is to be conducted by a Consultant for Nursing Education during 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Kathy Leader-Horn, Josefina Lujan, Deborah Bell, Beverley Nutall, and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>3.2.9.b. Vista College in El Paso, Texas - Vocational Nursing Education Program</p>	<p>The Board considered a proposed change in the program approval status of Vista College Vocational Nursing (VN) Education Program in El Paso, Texas, based upon the review of the 2013 NCLEX-PN® examination pass rate, the 2013 Nursing Education Program Information Survey (NEPIS), and program noncompliance with Rule 214. Delores Iheanacho, MSN, RN, Director and Rebecca Zielinski, Regional, Vice-President Operations were present and available to answer questions.</p>	<p>Motion by Tamara Cowen; Second by Patti Clapp.</p> <p>The Board voted to change the approval status of Vista College Vocational Nursing Education Program in El Paso, Texas from Full Approval to Full with Warning and impose the condition listed and delegate to the Staff to evaluate enrollments and cohorts to set reasonable admission targets for cohorts going forward. <u>Condition:</u> A program survey visit is to be conducted by a Consultant for Nursing Education during 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Kathy Leader-Horn, Josefina Lujan, Deborah Bell, Beverley Nutall, and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>3.2.9.c. Kaplan College in San Antonio, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the proposed change in approval status for the Kaplan College - San Antonio Vocational Nursing (VN) Education Program in San Antonio, Texas, from Full Approval to Full Approval with</p>	<p>Motion by Tamara Cowen; Second by Deborah Bell.</p> <p>The Board voted to change the approval status of the Kaplan College - San Antonio</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>Warning based upon the 2013 NCLEX-PN® examination pass rate, review of the 2013 Nursing Education Program Information Survey, and compliance with Board Rule 214.</p> <p>Alexandria Garza, BSN, RN, Interim Director and Liza Canchola, Executive Director were present and available to answer questions.</p>	<p>Vocational Nursing Education Program in San Antonio, Texas from Full Approval to Full Approval with Warning and issue the following requirement/condition and delegate to the Staff to evaluate enrollments and cohorts to set reasonable admission targets for cohorts going forward.</p> <p><u>Requirement:</u> A program survey visit is to be conducted by a Consultant for Nursing Education during 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Kathy Leader-Horn, Josefina Lujan, Deboarh Bell, Beverley Nutall, and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>3.2.9.d. Western Texas College in Snyder, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the proposed change in approval status for Western Texas College Vocational Nursing (VN) Education Program in Snyder, Texas, from Full Approval to Full Approval with Warning based upon the 2013 NCLEX-PN® examination pass rate, review of the 2013 Nursing Education Program Information Survey (NEPIS), and areas of noncompliance with Rule 214 identified in the 2013 Self-Study Report.</p> <p>Eva Culp, BSN, RN, Interim Director and Richard Schulze were present and available to answer questions.</p>	<p>Motion by Deborah Bell; Second by Marilyn Davis.</p> <p>The Board voted to change the approval status for Western Texas College Vocational Nursing Education Program in Snyder, Texas, from Full Approval to Full Approval with Warning and impose the following condition: <u>Condition:</u> A program survey visit is to be conducted by a Consultant for Nursing Education during 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Kathy Leader-Horn, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>3.2.9.e. Quest College in San Antonio, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the proposed change in approval status for the Quest College Vocational Nursing (VN) Education Program in San Antonio, Texas, from Full Approval to Full Approval with Warning based upon the 2013 NCLEX-PN® examination pass rate, review of the 2013 Nursing Education Program Information Survey, and compliance with Board Rule 214.</p> <p>Mary Simcic, RN Director; Angela Miley, MS, RN-BC, Consultant and Jeanne Martin, President were present and available to answer questions.</p>	<p>Motion by Tamara Cowen; Second by Deborah Bell.</p> <p>The Board voted to change the approval status for the Quest College Vocational Nursing Education Program in San Antonio, Texas from Full Approval to Full Approval with Warning and issue the following requirement/condition and delegate to Staff to evaluate enrollments and cohorts to set reasonable admission targets for cohorts going forward.</p> <p><u>Requirement:</u> A program survey visit is to be conducted by a Consultant for Nursing Education during</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.10. Public Hearing on Proposal to Establish a New Nursing Education Program</p> <p>3.2.10.a. Texas Lutheran University in Seguin, Texas - Baccalaureate Degree Nursing Education Program</p>	<p>The Board held a Public Hearing on the Proposal to Establish a New Nursing Educational Program - Texas Lutheran University in Seguin, Texas - Baccalaureate Degree Nursing Education Program. The Board considered the Texas Lutheran University (TLU) proposal to establish a new Baccalaureate Degree Nursing (BSN) Education Program in Seguin, Texas, and the report of the survey visit. Kathi Aduddel, EdD, MSN, RN,, Stuart Dorsey, PhD, President, and Debbie Cottrell, PhD, Vice-President for Academic Affairs were present and available to answer questions.</p>	<p>2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Kathy Leader-Horn, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p> <p>Motion by Patti Clapp; Second by Deborah Bell.</p> <p>The Board voted to grant initial approval to Texas Lutheran University to establish a new Baccalaureate Degree Nursing Education Program in Seguin, Texas, and impose the conditions/requirements below. <u>Conditions/Requirements:</u> 1. The program shall not admit more than one (1) cohort of thirty (30) students annually. 2. The program shall not enroll students until Board Staff have reviewed evidence that the facilities are adequate for the program.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>3.2.10.b. Clarendon College in Pampa, Texas - Associate Degree Nursing Education Program</p>	<p>The Board held a Public Hearing on the Proposal to Establish a New Nursing Educational Program - Clarendon College in Pampa, Texas - Associate Degree Nursing Education Program. The Board considered the Clarendon College proposal to establish a new Associate Degree in Nursing (ADN) Education Program in Pampa, Texas, that includes a generic ADN track and an LVN-to-ADN mobility track. Jackie Sublett, MSN, RN, Propose Director; Ray Jarmillo, MBA, Vice-President; and Kory Dunn, RN, VN Director were present and available to answer questions.</p>	<p>Motion by Josefina Lujan; Second by Deborah Bell.</p> <p>The Board voted to grant initial approval to Clarendon College to establish a new Associate Degree Nursing Education Program in Pampa, Texas, and impose the following conditions/requirements: <u>Conditions/Requirements:</u> 1. The program shall not admit more than three (3) cohorts annually. The LVN-to-ADN mobility tract will admit not more than twenty (20) students in May of each year, and the generic program will admit not more than thirty-five (35) students in January and August of each year, for a total of ninety (90) students per year for both tracks. 2. The program shall not enroll students until</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.11. Consideration of Change in Approval Status from Full Approval with Warning to Conditional Approval</p> <p>3.2.11.a. Fortis College in Houston, Texas - Vocational Nursing Education Program</p> <p>5. COMMITTEE REPORTS 5.1. Board Committees</p>	<p>The Board considered the proposed change in approval status for Fortis College Vocational Nursing (VN) Education Program in Houston, Texas, from Full with Warning to Conditional Approval based upon review of the 2013 NCLEX-PN® examination pass rate, the 2013 Nursing Education Program Information Survey (NEPIS), and program compliance with Board Rule 214. McKonnen Birru, PhD, RN, Director and Janet Kramer, MSN, RN, Regional Dean were present and available to answer questions.</p>	<p>Board Staff have conducted a survey visit and have determined that the facilities are adequate for the program.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p> <p>Motion by Josefina Lujan; Second by Marilyn Davis.</p> <p>The Board voted to change the approval status of Fortis College Vocational Nursing Education Program in Houston, Texas from Full Approval with Warning to Conditional Approval and impose the following conditions/requirements: <u>Conditions/Requirements:</u></p> <ol style="list-style-type: none"> 1. The program shall not enroll students while on Conditional status. 2. The program will remain on Conditional approval status until, at a minimum, the program demonstrates a pass rate for first-time candidates of at least 80% on the 2014 NCLEX-PN® examination and full compliance with Rule 214. The 2014 NCLEX-PN® examination year is January 1, 2014 through December 31, 2014. 3. The program must demonstrate full compliance with Rule 214 prior to consideration of a change in approval status. 4. A program survey visit will be conducted by Board Staff during 2014. <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
5.1.3. Development and Evaluation	<p>The Board discussed future possible Board Development. Patti Clapp requested a presentation on the Committees of the National Council of State Boards of Nursing; Tamara Cowen requested a presentation on Tele-Health.</p>	<p>The Board Staff noted the requests for future Board Development.</p>
5.2. Advisory Committees/Task Forces		
5.2.1. Advanced Practice Nursing Advisory Committee		<p>No report.</p>
5.2.2. Nursing Practice Advisory Committee	<p>Denise Benbow reported that at the October 2013 Board meeting, Board members charged the Nursing Practice Advisory Committee to evaluate whether the development, authorship and presentation of approved continuing education may be accepted for continuing education credit. The NPAC meeting is planned for May 19 and will be in Tower 2, Room 225.</p>	<p>No action.</p>
5.2.3. Advisory Committee on Education		<p>No report.</p>
5.2.4. Advisory Committee on Licensure, Eligibility and Discipline		<p>No report.</p>
5.2.5. Task Force on Delegation		
5.2.5.a. Consideration of Appointment of New Committee Member to Task Force on Delegation	<p>The Board considered the nominations for replacements to serve on the Delegation Task Force, Chapter 224 of:</p> <ul style="list-style-type: none"> • Ms. Irma Elizondo, RN, BSN, a graduate of University of Texas Health Science Center, San Antonio (1983), has been nominated to replace Ms. Skeleton. Ms. Elizondo currently holds the position of Nursing Facility Policy Specialist, Regulatory Services and has an extensive nursing background in nursing facilities. <p>and</p> <ul style="list-style-type: none"> • Dr. Donna Richardson, RN, DNP, a recent graduate of the Doctorate of Nursing Practice (DNP) program at Texas Christian University (2012,) has been nominated by 	<p>Motion by Patti Clapp; Second by Deborah Bell.</p> <p>The Board voted to accept and approve the nominations of Irma Elizondo, RN, BSN and Dr. Donna Richardson, RN, DNP to serve on the Delegation Task Force for Chapter 224.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5.2.6. Task Force to Study Implications of the Growth of Texas Nursing Education Programs</p>	<p>Texas Nurses Association to replace Julie Withaeger, MSN RNC-NIC. Dr. Richardson is currently the Vice-President, Associate CNO at Parkland Health & Hospital System in Dallas, Texas.</p> <p>Kristin Benton presented a verbal report to update the Board. The Task Force to Study Implications of Growth in Texas Nursing Education programs has not met since November, but is planning to meet next Friday, April 25th here in the Hobby Bldg. The task force is currently working on two charges:</p> <p>1-Develop a guideline for optimal clinical instruction</p> <p>2-Analyze the 2013 NEPIS (Nursing education program information survey) with regard to clinical hours</p> <p>Since the last face to face meeting in November, the task force has been fine tuning a survey to go out to nursing faculty, students and clinical partners to seek their input on quality clinical instruction that went live on April 16th. The responses will be used in conjunction with current literature to further shape the guideline in to assist faculty with optimal clinical instruction.</p>	<p>No action.</p>
<p>5.3. Collaboration with Outside Agencies / Stakeholders</p> <p>5.3.3. National Council of State Boards of Nursing - Taxonomy of Error Root Cause Analysis of Practice (TERCAP)</p>	<p>Skylar Caddell reported the NCSBN TERCAP database is nearing 3000 cases, which is the threshold for a new analysis and report. In a prior analysis a change in jobs was a risk factor for practice breakdown and systems issues were not as big a factor.</p>	<p>No action.</p>
<p>5.3.3.a. Texas - Taxonomy of Error Root Cause Analysis of Practice (TERCAP) Update</p>	<p>Kristin Benton presented a historical overview and verbal update on the Texas TERCAP Pilot. This was a non-action item. Data collection is ongoing and will continue through August 2014. Since the last Board meeting, Board staff have conducted several (34) conference calls with TERCAP pilot participants and the TERCAP workgroup to see how the pilot is going for them. Overall, the pilot participants and workgroup members were positive about the pilot. Many remarked they believe the TERCAP pilot instrument is very helpful in providing</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>structure to evaluating nursing practice breakdown. Participants commented they believe the communication from Board staff regarding the pilot has been helpful and frequent enough to meet their needs. Some participants indicated a need for guidance from the Board regarding a definition of, "contribute" and Board staff are working on this now. The next written report will be presented at the October 2014 meeting and will include analysis of the pilot and any recommendations for the future of Texas TERCAP.</p>	
OPEN FORUM:	<p>Kathy Shipp announced the format and invited participation from the audience. No speakers came forward and the Open Forum was closed at 1:32 p.m.</p>	No action.
7. NEW BUSINESS 7.1. Texas Peer Assistance Program for Nurses (TPAPN)		
7.1.1. Texas Peer Assistance Program for Nurses Quarterly Report	<p>Katherine Thomas reported that TPAPN has met with Board Staff to discuss flexibility within the Program. Additionally TPAPN has hired additional case workers to assist with the elimination of the current three-four week backlog with participant enrollment.</p>	No action.
7.1.3. Texas Peer Assistance program for Nurses Advisory Committee	<p>Denise Benbow reported that the Texas Peer Assistance Program for Nurses (TPAPN) Advisory Committee met on January 31, 2014 and March 7, 2014. The Advisory Committee members were provided copies of the new Participant Handbook and Participant Forms Handbook. Discussions at the meetings included the numbers of TPAPN participants, changes in the TPAPN program, and the delay in participants being able to enter the TPAPN program. The Advisory Committee has formed task force groups to work on specific projects. The TPAPN strategic plan was reviewed and the committee provided suggestions for revisions. The next TPAPN Advisory Committee Meeting will be June 6, 2014.</p>	No action.
7.2. Consideration of the 2013 Quality	<p>The Board considered the Quality Assurance and Improvement Program report presented</p>	No action.

AGENDA ITEM	DISCUSSION	ACTION
Assurance and Improvement Program (QAIP) Report on Internal Audit Performance Metrics	by Jaye Stepp, Rupert & Associates, P.C.	
7.3. Consideration of the Prior Audit Recommendations (ARTS)	The Board considered the report of the Prior Audit Recommendations (ARTS) presented by Jaye Stepp, Rupert & Associates, P.C.	No action.
7.4. Consideration of the 2014-1 Governance Audit	The Board considered the report on the results of the 2014-1 Governance Audit as presented by Jaye Stepp, Rupert & Associates, P.C.	<p>Motion by Tamara Cowen; Second by Marilyn Davis.</p> <p>The Board voted to accept the Internal Audit Report 2014-1, Governance Audit as prepared by Rupert & Associates for fiscal year 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
7.5. Consideration of Proposed Repeal of 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Nurses, and Proposed New 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Registered Nurses	The Board considered the Proposed Repeal of 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Nurses, and Proposed New 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Registered Nurses.	<p>Motion by Tamara Cowen; Second by Marilyn Davis.</p> <p>The Board voted to approve the proposed new 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Registered Nurses, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, adopt new 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Registered Nurses, as proposed. Further, approve the proposed repeal of 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Nurses, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, adopt the repeal of 22 Tex. Admin. Code Chapter 221, Pertaining to Advanced Practice Nurses, as proposed.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.6. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.32, Pertaining to Corrective Action Proceedings and Schedule of Administrative Fines</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.32, Pertaining to Corrective Action Proceedings and Schedule of Administrative Fines.</p>	<p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p> <p>Motion by Deborah Bell; Second by Patti Clapp.</p> <p>The Board voted to approve the proposed amendments to 22 Tex. Admin. Code §213.32, Pertaining to Corrective Action Proceedings and Schedule of Administrative Fines, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §213.32, Pertaining to Corrective Action Proceedings and Schedule of Administrative Fines, as proposed.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>8. Proposed Board Orders 8.5. ALJ Proposals for Decision</p> <p>8.5.1. Docket No. 507-13-5024, In the Matter of Permanent Certificate RN #510065, Issued to JAN E. BROWN</p> <p>8.5.1.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-5024</p> <p>8.5.1.b. Consideration of Staff's Recommendations</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-5024, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications. Marc Meyer, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Josefina Lujan; Second by Deborah Bell.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification, including Finding of Fact Number 40a, added by the ALJ in her final letter ruling of January 13, 2014, and impose a Reprimand with Stipulations against the Respondent's license, to include remedial education courses, a fine, employer notifications, supervisory conditions, and quarterly employer reports for a period of two years.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Deborah Bell and Josefina Lujan.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>for Disposition of Docket No. 507-13-5024, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications 8.5.1.c.</p> <p>Consideration of Recommendation by JAN E. BROWN, Docket No. 507-13-5024 8.5.1.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #510065, Issued to JAN E. BROWN 8.5.1.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #510065, Issued to JAN E. BROWN</p>		<p>Against: Tamara Cowen, Marilyn Davis, Beverley Nutall.</p> <p>Final Resolution: Motion Carries.</p>
<p>8.5.2. Docket No. 507-13-4730, In the Matter of Permanent Certificate LVN #205968, Issued to NANETTE MARIE CANION 8.5.2.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-4730 8.5.2.b. Consideration of Staff's</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-4730, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p>	<p>Motion by Deborah Bell; Second by Marilyn Davis.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and revoke the Respondent's license.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Recommendations for Disposition of Docket No. 507-13-4730, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications 8.5.2.c. Consideration of Recommendation by NANETTE MARIE CANION, Docket No. 507-13-4730 8.5.2.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN #205968, Issued to NANETTE MARIE CANION 8.5.2.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN #205968, Issued to NANETTE MARIE CANION</p>		
<p>8.5.3. Docket No. 507-13-4086, In the Matter of Permanent Certificates RN #769976 and LVN #110582, Issued to KAREN MARIE DICKEY 8.5.3.a. Consideration of the Administrative Law Judge's Proposal for</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-4086, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications. Tony Bertollino, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Josefina Lujan; Second by Tamara Cowen.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification except for Conclusion of Law Number 13 and impose a Warning with Stipulations against the Respondent's license, to include remedial education courses, a fine, employer notifications, incident reporting, and quarterly employer reports for a period of one year.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy,</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Decision in Docket No. 507-13-4086 8.5.3.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-4086, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications 8.5.3.c. Consideration of Recommendation by KAREN MARIE DICKEY, Docket No. 507-13-4086 8.5.3.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificates RN #769976 and LVN #110582, Issued to KAREN MARIE DICKEY 8.5.3.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificates RN #769976 and LVN #110582, Issued to KAREN MARIE DICKEY</p>		<p>Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen. Final Resolution: Motion Carries.</p>
<p>8.5.4. Docket No. 507-13-5618, In the Matter of Permanent Certificate RN #616887, Issued to SANDRA C. LARA 8.5.4.a.</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-5618, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications. Marc Meyer, Attorney for Respondent was present and was given full opportunity to</p>	<p>Motion by Josefina Lujan; Second by Beverley Nutall. The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and Suspend the Respondent's license, probate the Suspension, and require the following</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-5618 8.5.4.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-5618, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications 8.5.4.c. Consideration of Recommendation by SANDRA C. LARA, Docket No. 507-13-5618 8.5.4.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #616887, Issued to SANDRA C. LARA 8.5.4.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #616887, Issued to SANDRA C. LARA</p>	<p>address the board.</p>	<p>probationary conditions: remedial education courses, a fine, employer notifications, supervisory conditions, and quarterly employer reports for a period of two years.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Josefina Lujan, Deborah Bell.</p> <p>Against: Marilyn Davis, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>8.5.5. Docket No. 507-13-4108, In the Matter of Permanent Certificate RN #737971, Issued to DAVINA DANIELLE MOORE</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-4108, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications.</p>	<p>Motion by Deborah Bell; Second by Beverley Nutall.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.5.5.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-4108</p> <p>8.5.5.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-4108, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.5.c. Consideration of Recommendation by DAVINA DANIELLE MOORE, Docket No. 507-13-4108</p> <p>8.5.5.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #737971, Issued to DAVINA DANIELLE MOORE</p> <p>8.5.5.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #737971, Issued to DAVINA DANIELLE MOORE</p>		<p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>8.5.6. Docket No. 507-12-4027, In the Matter of</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket</p>	<p>Motion by Tamara Cowen; Second by Patti Clapp.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Permanent Certificate RN #614293, Issued to DARLENE M. MORIARTY</p> <p>8.5.6.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-4027</p> <p>8.5.6.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-4027, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.6.c. Consideration of Recommendation by DARLENE M. MORIARTY, Docket No. 507-12-4027</p> <p>8.5.6.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #614293, Issued to DARLENE M. MORIARTY</p> <p>8.5.6.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #614293, Issued to DARLENE M. MORIARTY</p>	<p>No. 507-12-4027, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications. Elizabeth Higginbotham, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification; adopt new Finding of Fact Number 22; impose a Reprimand with Stipulations against the Respondent's license, to include remedial education courses, a fine in the amount of \$750., employer notifications, incident reporting, quarterly employer reports, and assess administrative costs in the amount of \$4,237.95 against the Respondent.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.5.7. Docket No. 507-13-4735, In the Matter of Permanent Certificate LVN #183715, Issued to BEATRICE OLUCHI OSISI</p> <p>8.5.7.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-4735</p> <p>8.5.7.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-4735, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.7.c. Consideration of Recommendation by BEATRICE OLUCHI OSISI, Docket No. 507-13-4735</p> <p>8.5.7.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN #183715, Issued to BEATRICE OLUCHI OSISI</p> <p>8.5.7.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN #183715, Issued to</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-4735, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p>	<p>Motion by Deborah Bell; Second by Marilyn Davis.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and suspend the Respondent's license, with the suspension probated, for two years, with probationary stipulations.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>BEATRICE OLUCHI OSISI</p> <p>8.5.8. Docket No. 507-13-4733, In the Matter of Permanent Certificate RN #551793, Issued to MADELINE JOYCE REGGINS</p> <p>8.5.8.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-4733</p> <p>8.5.8.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-4733, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.8.c. Consideration of Recommendation by MADELINE JOYCE REGGINS, Docket No. 507-13-4733</p> <p>8.5.8.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #551793, Issued to MADELINE JOYCE REGGINS</p> <p>8.5.8.e. Convene in Open Session to consider recommendations</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-4733, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications. Marc Meyer, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Patti Clapp; Second by Deborah Bell.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and impose a two year probated suspension against the Respondent's license, with probationary conditions and the assessment of administrative costs.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>and take action: In the Matter of Permanent Certificate RN #551793, Issued to MADELINE JOYCE REGGINS</p> <p>8.5.9. Docket No. 507-13-6073, In the Matter of Permanent Certificate LVN #194641, Issued to COMFORT DELANDO ROBERTS</p> <p>8.5.9.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-13-6073</p> <p>8.5.9.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-13-6073, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.9.c. Consideration of Recommendation by COMFORT DELANDO ROBERTS, Docket No. 507-13-6073</p> <p>8.5.9.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN #194641, Issued to</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-13-6073, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications.</p>	<p>Motion by Deborah Bell; Second by Tamara Cowen.</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification and suspend the Respondent's license until a Board approved evaluator provides verification of Respondent's competency to practice and until Respondent has resolved his issues with the Louisiana State Board.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Not present for vote: Josefina Lujan</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>COMFORT DELANDO ROBERTS</p> <p>8.5.9.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN #194641, Issued to COMFORT DELANDO ROBERTS</p> <p>8.5.10. Docket No. 507-14-1270, In the Matter of Permanent Certificate RN #616037, Issued to ALFRED SOLIZ</p> <p>8.5.10.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-14-1270</p> <p>8.5.10.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-14-1270, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.10.c. Consideration of Recommendation by ALFRED SOLIZ, Docket No. 507-14-1270</p> <p>8.5.10.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-14-1270, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications.</p>	<p>Motion by Deborah Bell; Second by Beverley Nutall</p> <p>The Board voted to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD without modification, and revoke the Respondent's license.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>or contemplated litigation: In the Matter of Permanent Certificate RN #616037, Issued to ALFRED SOLIZ 8.5.10.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #616037, Issued to ALFRED SOLIZ</p>		
<p>8.6. Default ALJ Proposals for Decision</p>		
<p>8.6.3. Docket No. 507-13-3932, In the Matter of Permanent Certificate LVN #213491, Issued to ANDREA YVETTE FISHER 8.6.3.a. Consideration of the Administrative Law Judge's Order No. 1, Dismissing Case 8.6.3.b. Consideration of Staff's Recommendation to Revoke Permanent Certificate LVN #213491 by Default, in Conjunction with Order No. 1, Docket No. 507-13-3932 8.6.3.c. Consideration of Recommendation by ANDREA YVETTE FISHER, Docket No. 507-13-3932</p>	<p>The Board considered the Administrative Law Judge's Order, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificate LVN#213491 by Default, in Conjunction with Order No. 1, Docket No. 507-13-3932. Andrea Yvette Fisher Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Deborah Bell; Second by Marilyn Davis. The Board voted to adopt the proposed order and revoke the Respondent's nursing license by default. For: Shelby Ellzey, Nina Almasy, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen. Against: Patti Clapp. Not Present for vote: Josefina Lujan. Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.6.3.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN #213491, Issued to ANDREA YVETTE FISHER</p> <p>8.6.3.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN #213491, Issued to ANDREA YVETTE FISHER</p>		
<p>8.6.9. Docket No. 507-14-0631, In the Matter of Permanent Certificate RN #692835, Issued to WINSETT ANDREW ROYE</p> <p>8.6.9.a. Consideration of the Administrative Law Judge's Order No. 1, Dismissing and Remanding Case</p> <p>8.6.9.b. Consideration of Staff's Recommendation to Revoke Permanent Certificate RN #692835 by Default, in Conjunction with Order No. 1, Docket No. 507-14-0631</p> <p>8.6.9.c. Consideration of Recommendation by WINSETT</p>	<p>The Board considered the Administrative Law Judge's Order, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificate RN #692835 by Default, in Conjunction with Order No. 1, Docket No. 507-14-0631.</p>	<p>Motion by Deborah Bell; Second by Marilyn Davis.</p> <p>The Board voted to adopt the proposed order and revoke the Respondent's nursing license by default.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Not Present for Vote: Josefina Lujan</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>ANDREW ROYE, Docket No. 507-14-0631 8.6.9.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN #692835, Issued to WINSETT ANDREW ROYE 8.6.9.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN #692835, Issued to WINSETT ANDREW ROYE</p>		
<p>ADJOURNMENT</p>	<p>Having completed this day's business the meeting adjourned at 7:12 pm.</p>	

TEXAS BOARD OF NURSING

Regular Meeting

Thursday, April 17, 2014

8:07 am - 11:51 am

333 Guadalupe, Tower II, Room 225

Austin, Texas

Present:

Kathy Shipp, MSN, RN, FNP, Board President, Representing APN Practice

Nina Almasy, BSN, RN, MSN, Representing LVN Education

Deborah Hughes Bell, CLU, ChFC, Representing Consumers

Patti Clapp, BA, Representing Consumers

Tamara Cowen, MSN, RN, Representing RN Practice

Marilyn J. Davis, BSN, RN, MPA, Representing RN Practice

Shelby Ellzey, Representing Consumers

Josefina Lujan, PhD, RN, Representing BSN Education

Beverly Jean Nutall, LVN, Representing LVN Practice

Absent:

Sheri Denise Crosby, JD, SPHR, Representing Consumers

Monica Hamby, LVN, Representing LVN Practice

Kathy Leader-Horn, LVN, Representing LVN Practice

Mary LeBeck, MSN, RN, Representing ADN Education

Staff present:

Katherine A. Thomas, Executive Director

Patricia Vianes-Cabrera, Executive Assistant

Anthony Diggs, Director of Enforcement

Mark Majek, Director of Operations

Kristin Benton, Director of Nursing

James "Dusty" Johnston, General Counsel

Jena Abel, Assistant General Counsel

John Vanderford, Assistant General Counsel

Melinda Hester, Nursing Consultant

Virginia Ayars, Nursing Consultant

Sandi Emerson, Nursing Consultant

Denise Benbow, Nursing Consultant

Bonnie Cone, Nursing Consultant

Jolene Zych, Nursing Consultant

Nicole Binkley, Nursing Consultant

Linda Laws, Nursing Consultant

Bruce Holter, Information Specialist

Laura Lewis, Administrative Assistant

Jeremy Bruker, Information Technology

Bill Ray, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 8:07 am, Thursday, April 17, 2014.	
ROLL CALL	Katherine Thomas did the roll call. A quorum was established with nine members in attendance, Board Members Monica Hamby, Kathy Leader-Horn, Mary LeBeck and Sheri Crosby were absent.	
1. ADMINISTRATION		
1.2. Legal		
1.2.2. Discussion of Requirement for Quorum to Conduct Board Business	Dusty Johnston reviewed the meeting attendance requirements as defined in Section 301.055, Texas Occupations Code.	No action.
1.3. Update on Strategic Plan and Legislative Appropriations Request(s)	Katherine Thomas and Mark Majek presented an Update on the Strategic Plan and Legislative Appropriations Request(s). Board Member Tamara Cowen suggested that a section on Tele-Health be added to the Strategic Plan.	No action.
3. NURSING		
3.1. PRACTICE		
3.1.3. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Pilot	Melinda Hester reviewed her report on the Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Pilot. Ann Utterback, Sue Moreland and Suzie Van presented to the Board and responded to questions from the Board.	No action.
5. COMMITTEE REPORTS		
5.3. Collaboration with Outside Agencies / Stakeholders		
5.3.1. Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee	Katherine Thomas reported on leadership changes to the TCNWS including that both Co-Chairs, Alexia Green and Richard Beard have resigned their positions with the Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee. Mrs. Thomas also reported on recent staff to staff meetings regarding bylaws and public data reported by the Center and the Board. Bylaws were drafted as amended to reflect the current	Motion by: Josefina Lujan; Second Tamara Cowen. The Board voted to have Staff conduct a formal study of the advantages and disadvantages of increasing or changing oversight of the Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee.

AGENDA ITEM	DISCUSSION	ACTION
<p>5.3.2. Updates Related to the Texas Higher Education Coordinating Board and the Texas Workforce Commission</p>	<p>composition of the advisory committee. Public data reported by the Board and the Center differs and has been reported to cause confusion. Staff will work on aligning these public reports.</p> <p>Kristin Benton presented a verbal report to update the Board that representatives from BON, TWC, and THECB met on February 10, 2014, in the BON office to discuss: (1) the implications of the NCLEX examination pass rates for both RN and VN programs; (2) nursing program with sanctions from the BON; and (3) proposals for new nursing programs and letters of intent to submit proposals.</p> <p>V. Ayars gave an update on the 2013 data collection process of nursing program data and compliance. Kristin Benton reported on the Task Force to Study Implications of Growth in Nursing Programs in Texas. D. Hiller (THECB) discussed the new law requiring ADN programs move to a 60 credit curriculum with an implementation data of fall 2015. Board Staff discussed BON needs for major curriculum change proposals related to the changes. The next meeting will be held at the BON office on June 30 ,2014 from 1 PM to 3 PM.</p>	<p>For: Josefina Lujan, Tamara Cowen, Patti Clapp, Deborah Bell, Marilyn Davis, Nina Almasy.</p> <p>Against: Shelby Ellzey, Beverley Nutall.</p> <p>Final Resolution: Motion Carries.</p> <p>No action.</p>
<p>5.3.4. Texas Team Report - Robert Wood Johnson Initiative</p>	<p>Katherine Thomas reported on the recent successful RWJ Gala to raise money for student scholarships. Ms. Thomas also reported on an RWJ meeting with community college presidents who identified a decrease in the availability of clinical experiences and a drop in employment prospects for their graduates due in part to the Institute of Medicine goal to reach 80 percent baccalaureate nurses by 2020. The Texas Team Health IT Committee will be conducting surveys of employers and nurses to determine their awareness of the IOM report and their experience with electronic medical records.</p>	
<p>5.3.5. National Council of State Boards of Nursing 5.3.5.a. Report on the National</p>	<p>Katherine Thomas and Kathy Shipp reported to the Board regarding the topics</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Council of State boards of Nursing Mid-Year Meeting, March 10-12, 2014, Kansas City, MO</p>	<p>and issues discussed at the Mid-Year Meeting.</p>	
<p>5.3.5.b. Appointment of Members to Attend the NCSBN Annual Meeting to be held August 13-15, 2014, in Chicago, IL</p>	<p>Kathy Shipp discussed board member attendance at the NCSBN Annual Meeting to be held August 13-15, 2014, in Chicago, IL.</p>	<p>Kathy Shipp appointed the following members to attend: Attending on NCSBN Waiver: Beverley Nutall and Kathy Shipp Attending on BON funds: Deborah Bell (hotel and meals).</p> <p>Alternate Board Members to attend in the event that Beverley Nutall and/or Kathy Shipp are unable to attend: Tamara Cowen and Marilyn Davis.</p>
<p>6. OLD BUSINESS 6.2. Proposed Adoption of Repeal of 22 Tex. Admin. Code Chapter 227, Pertaining to Pilot Programs for Innovative Applications to Professional Nursing Education, and new 22 Tex. Admin. Code Chapter 227, Pertaining to Pilot Programs for Innovative Applications to Vocational and Professional Nursing Education, Written Comments Received, Oral Comments Received at Public Hearing, if any, and Board Responses to Comments</p>	<p>The Board reviewed the Proposed Adoption of Repeal of 22 Tex. Admin. Code Chapter 227, Pertaining to Pilot Programs for Innovative Applications to Professional Nursing Education, and new 22 Tex. Admin. Code Chapter 227, Pertaining to Pilot Programs for Innovative Applications to Vocational and Professional Nursing Education, Written Comments Received, Oral Comments Received at Public Hearing, if any, and Board Responses to Comments.</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7. NEW BUSINESS 7.7. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.34, Pertaining to Deferred Disciplinary Action Pilot Program</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.34, Pertaining to Deferred Disciplinary Action Pilot Program.</p>	<p>Motion by Patti Clapp; Second by Marilyn Davis.</p> <p>The Board voted to approve the proposed amendments to 22 Tex. Admin. Code §213.34, pertaining to Deferred Disciplinary Action Pilot Program, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §213.34, pertaining to Deferred Disciplinary Action Pilot Program, as proposed.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>7.8. Consideration of Proposed Amendments to 22 Tex. Admin. Code §214.9, Pertaining to Program of Study</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §214.9, Pertaining to Program of Study.</p>	<p>Motion by Patti Clapp; Second by Marilyn Davis.</p> <p>The Board voted to approve the proposed amendments to 22 Tex. Admin. Code §214.9, pertaining to Program of Study, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §214.9, pertaining to Program of Study, as proposed.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>7.9. Consideration of Proposed Amendments to 22 Tex. Admin.</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §215.9, Pertaining to Program of Study.</p>	<p>Motion by Tamara Cowen; Second by Patti Clapp.</p> <p>The Board voted to approve the proposed amendments to 22 Tex. Admin. Code</p>

AGENDA ITEM	DISCUSSION	ACTION
Code §215.9, Pertaining to Program of Study		<p>§215.9, pertaining to Program of Study, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §215.9, pertaining to Program of Study, as proposed.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
7.10. Consideration of Proposed Amendments to the Board's Policy on Minor Criminal History Review (and Staff Approval of Applicants and Petitioners with Minor Criminal History)	The Board considered the Proposed Amendments to the Board's Policy on Minor Criminal History Review (and Staff Approval of Applicants and Petitioners with Minor Criminal History).	<p>Motion by Tamara Cowen; Second by Marilyn Davis.</p> <p>The Board voted to approve the proposed amendments to the Board's Policy on Minor Criminal History Review and Staff Approval of Applicants and Petitioners with Minor Criminal History.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
7.11. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.35, Pertaining to KSTAR Pilot Program	The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.35, Pertaining to KSTAR Pilot Program.	<p>Motion by Deborah Bell; Second by Patti Clapp.</p> <p>The Board voted to approve proposed new 22 Tex. Admin. Code §213.35, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt proposed new 22 Tex. Admin. Code §213.35, as proposed.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.12. Acknowledgment of Acceptance of Gift from the Dodge-Jones Foundation</p>	<p>John Vanderford presented information to the Board on the Gift from the Dodge-Jones Foundation.</p>	<p>Motion by Tamara Cowen; Second by Patti Clapp.</p> <p>The Board voted to acknowledge the acceptance of a monetary gift in the amount of seven-thousand five hundred dollars from the Dodge Jones Foundation for Board members and Board staff to attend an event hosted by the Promise for Nursing in Texas on February 12, 2014.</p> <p>For: Shelby Ellzey, Patti Clapp, Nina Almasy, Marilyn Davis, Josefina Lujan, Deborah Bell, Beverley Nutall and Tamara Cowen.</p> <p>Final Resolution: Motion Carries.</p>
<p>7.13. Consideration of the Health Professions Council Annual Report for Fiscal Year 2013</p>	<p>The Board reviewed the Health Professions Council Annual Report for Fiscal Year 2013.</p>	<p>No action.</p>
<p>7.14. Consideration of the National Council of State Boards of Nursing 2012 CORE Report</p>	<p>The Board reviewed the National Council of State Boards of Nursing 2012 CORE Report.</p>	<p>No action.</p>
<p>8. Proposed Board Orders 8.6. Default ALJ Proposals for Decision</p>	<p>The Board considered the Administrative Law Judge's Order, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificates LVN#169920 and RN #779366 by Default, in Conjunction with Order No. 1, Docket No. 507-14-0839. Kenneth John Tweet, Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Patti Clapp; Second by Nina Almasy.</p> <p>The Board voted to return the matter to Staff for further review and resolution.</p> <p>For: Patti Clapp, Nina Almasy, Josefina Lujan.</p> <p>Against: Shelby Ellzey, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Fails.</p>
<p>8.6.10. Docket No. 507-14-0839, In the Matter of Permanent Certificates RN #779366 and LVN #169920, Issued to KENNETH JOHN TWEET 8.6.10.a. Consideration of the Administrative Law Judge's Order No. 1, Dismissing</p>	<p>The Board considered the Administrative Law Judge's Order, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificates LVN#169920 and RN #779366 by Default, in Conjunction with Order No. 1, Docket No. 507-14-0839. Kenneth John Tweet, Respondent was present and was given full opportunity to address the board.</p>	<p>Motion by Patti Clapp; Second by Nina Almasy.</p> <p>The Board voted to return the matter to Staff for further review and resolution.</p> <p>For: Patti Clapp, Nina Almasy, Josefina Lujan.</p> <p>Against: Shelby Ellzey, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Final Resolution: Motion Fails.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Case 8.6.10.b. Consideration of Staff's Recommendation to Revoke Permanent Certificates RN #779366 and LVN #169920 by Default, in Conjunction with Order No. 1, Docket No. 507-14-0839</p> <p>8.6.10.c. Consideration of Recommendation by KENNETH JOHN TWEET, Docket No. 507-14-0839</p> <p>8.6.10.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificates RN #779366 and LVN #169920, Issued to KENNETH JOHN TWEET</p> <p>8.6.10.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificates RN #779366 and LVN #169920, Issued to KENNETH JOHN TWEET</p>		<p>Motion by Tamara Cowen; Second by Beverley Nutall.</p> <p>The Board voted to adopt the proposed order and revoke the Respondent's nursing licenses by default.</p> <p>For: Shelby Ellzey, Marilyn Davis, Deborah Bell, Beverley Nutall, Tamara Cowen.</p> <p>Against: Patti Clapp, Nina Almasy, Josefina Lujan.</p> <p>Final Resolution: Motion Carries.</p>

AGENDA ITEM	DISCUSSION	ACTION
9. MISCELLANEOUS	<p>The Board discussed items of interest for Future Board meetings.</p>	<p>The following items were discussed: Proposals for Decision with no appearances, shall be placed on the Consent Agenda for future meetings; Review of Board Member attendance at Board meetings; and Requesting the Center on Nursing Workforce Studies do a presentation on NEPIS.</p>
<p>9.1. Board Items of Interest for Future Board Meetings</p> <p>9.2. Board Development: Presentation on Healthcare's Expansion into the community: How Will Nursing Meet the Challenge?</p>	<p>Melinda Hester presented on Healthcare's Expansion into the community: How Will Nursing Meet the Challenge?</p>	<p>No action.</p>
<p>9.3. Review of the Board Quarterly Meeting Evaluation</p>	<p>The Board reviewed and discussed the Board Quarterly Meeting Evaluation of the January, 2014 meeting.</p>	<p>No action.</p>
<p>9.4. Executive Director and Board Evaluations</p>	<p>Kathy Shipp informed the Board that the annual Executive Director and Board Evaluations will be distributed and completed through SurveyMonkey and Board Members will receive notification via email when the evaluations become available for Board Member responses.</p>	<p>No action.</p>
<p>ADJOURNMENT</p>	<p>Having completed all business as listed on the agenda, the meeting adjourned at 11:51 a.m.</p>	
	<hr/> <p>Kathy Shipp, MSN, RN, FNP Board President</p>	
	<hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	