
TEXAS BOARD OF NURSING

Regular Meeting

Thursday, April 19, 2012
8:34 a.m. - 5:27 p.m.
William Hobby Building
333 Guadalupe, Tower II, Room 225
Austin, Texas 78704

Present:

Kristin K. Benton, President
Richard R. Gibbs, Vice-President
Deborah Bell
Patti Clapp
Tamara Cowen
Marilyn Davis
Kathy Leader-Horn
Mary LeBeck
Josefina Lujan
Beverley Nutall
Verna Kathleen Shipp

Absent:

Sheri Crosby
Mary Jane Salgado

Staff Present:

Katherine A. Thomas, Executive Director
Patricia Vianes-Cabrera, Executive Assistant
Anthony Diggs, Director of Enforcement
Mark Majek, Director of Operations
James "Dusty" Johnston, General Counsel
Jena Abel, Assistant General Counsel
Lance Brenton, Assistant General Counsel
Nikki Hopkins, Assistant General Counsel
John Griffith, Assistant General Counsel
Laura Lewis, Administrative Assistant
Mary Beth Thomas, Director of Nursing
Jan Hooper, Nursing Consultant
Jolene Zych, Nursing Consultant
Denise Benbow, Nursing Consultant
Melinda Hester, Nursing Consultant
Linda Laws, Nursing Consultant
Bonnie Cone, Nursing Consultant
Robin Caldwell, Nursing Consultant
Virginia Ayars, Nursing Consultant
Ramona Gaston-McNutt, Nursing Consultant
Bruce Holter, Information Specialist
Tawnya Smith, Information Technology Specialist
Bill Ray, Information Technology Specialist
Amanda Crider, Information Technology Specialist

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kristin Benton called the meeting to order at 8:34 a.m, Thursday, April 19, 2012.	
ROLL CALL	A quorum was established with eleven members in attendance, Board Members Sheri Crosby and Mary Jane Salgado were absent.	
INTRODUCTIONS	Board members and staff introduced themselves to the audience.	
ACCEPTANCE OF AGENDA	The Board reviewed the agenda.	A change was made to the agenda under Agenda Item 8.1. Agreed Orders: Peloquin, Stephanie, RN #669397/LVN #172054 was removed from the agenda. The Agenda was then approved.
ACCEPTANCE OF MINUTES	The Board reviewed the minutes from the January 19-20, 2012 Board Meeting.	The Board approved the minutes from the January 19-20, 2012 Board Meeting.
CONSENT AGENDA ITEMS		<p>The Consent agenda was reviewed, the following recusals were made:</p> <p>Agenda Item 3.2.7.a. Concorde Career Institute in Arlington, Texas - Vocational Nursing Education Program Richard Gibbs recused himself from the consideration and vote on this agenda item.</p> <p>Agenda Item 8.1. Agreed Orders Deborah Bell recused herself from the consideration and vote on Agreed Orders of: Jackie Joy Adcock, LVN #149954 Trey Christopher Gardenhire, LVN #181513 Leslie Denise Howard, LVN #211530 William Judson Humphries, RN #729889 Scott Randall Winslow, RN #578672</p> <p>Kristin Benton recused herself from the consideration and vote on Agreed Order of: Jessica Marie Pizzute, RN #700607/LVN #175352</p> <p>Agenda Item 8.4. Eligibility Agreed Orders Kristin Benton recused herself from the consideration and vote on the Eligibility Agreed Order of: Veronica Burrell</p> <p>The Consent Agenda was approved.</p>

AGENDA ITEM	DISCUSSION	ACTION
2.1. <i>Financial Statement - 2ND Quarter, Fiscal Year 2012</i>		<i>Approved on Consent.</i>
2.2. <i>Continuing Education Pre-Renewal Audit Report/ - 2ND Quarter, Fiscal Year 2012</i>		<i>Approved on Consent.</i>
3.1.1. <i>Promoting Competency Report</i>		<i>Approved on Consent</i>
3.2.1. <i>Status Report on Inquiries, Proposals, and Approval Status of New Nursing Educational Programs</i>		<i>Approved on Consent.</i>
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>Report of Teach-Out Plan, Cisco College in Abilene, Texas - Associate Degree Program Nursing Education Program</i>		<i>Approved on Consent.</i>
3.2.5. <i>Report of NCLEX-PN® Examination Pass Rates for 2011</i>		<i>Approved on Consent.</i>
3.2.6. <i>Consideration of</i>		

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Change of Approval Status from Initial to Full Approval</i> 3.2.6.a. RGV Careers School of Nursing in Pharr, Texas - Vocational Nursing Education Program</p>		<p><i>Approved on Consent.</i></p>
<p>3.2.6.b. Quest College in San Antonio, Texas - Vocational Nursing Education Program</p>		<p><i>Approved on Consent.</i></p>
<p>3.2.7. <i>Consideration of Change of Approval Status from Full with Warning to Full</i> 3.2.7.a. Concorde Career Institute in Arlington, Texas - Vocational Nursing Education Program</p>		<p><i>Approved on Consent.</i></p>
<p>3.2.7.b. Galveston College in Galveston, Texas - Vocational Nursing Education Program</p>		<p><i>Approved on Consent.</i></p>
<p>5.1.1. Eligibility and Disciplinary Committee</p>		<p><i>Approved on Consent.</i></p>
<p>5.1.2. Quarterly Statistical Report - 2ND Quarter, Fiscal Year 2012</p>		<p><i>Approved on Consent.</i></p>
<p>6.1. Nurse Licensure Compact Update</p>		<p><i>Approved on Consent.</i></p>
<p>6.2. Explanatory Report of 22 Tex. Admin. Code §213.23(d),</p>		<p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<i>Pertaining to Decisions of the Board</i>		
6.3. Adoption of Rule Reviews for 22 Tex. Admin. Code Chapter 226		<i>Approved on Consent.</i>
7.1.1. TPAPN Quarterly Report		<i>Approved on Consent.</i>
8.1. Agreed Orders	<p><i>The board considered the Agreed Orders listed on Consent:</i></p> <p><i>Adcock, Jackie Joy, LVN# 149954</i></p> <p><i>Alaniz, Venetia Janice, RN# 801839 / LVN# 222724</i></p> <p><i>Alderete, Diane, LVN# 134837</i></p> <p><i>Barton, Lourdes Veronica, RN# 546824 / LVN# 120235</i></p> <p><i>Bayardo, Rodolfo, RN# 546838</i></p> <p><i>Bond, Sherri Lynn, RN# 554299</i></p> <p><i>Bradley, Vonda Colleen, LVN# 177846</i></p> <p><i>Champe, Colleen, RN# 771438</i></p> <p><i>Cox, Amy Larue, LVN# 143182</i></p> <p><i>Dagenais, Micahlea, LVN# 217193</i></p> <p><i>Dekinder, Cathy, LVN# 145003</i></p> <p><i>Delota, Cecilia Foronda, RN# 645935</i></p> <p><i>Dial, Melissa, RN# 648512 / LVN# 130092</i></p> <p><i>Disque, Theodore J., RN# 684611</i></p> <p><i>Dorsey, Cubbie Nell, RN# 577349 / LVN# 122624</i></p> <p><i>Dudley, Shirley James, RN# 729581</i></p> <p><i>Emerson, Christopher Colt, RN# 758527</i></p> <p><i>Fraser, Jr., William Larry, LVN# 174326</i></p>	<p><i>The board voted to ratify the Agreed Orders on Consent.</i></p> <p><i>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>Fuentes, Silvia Yolanda, RN# 685868</p> <p>Gaitan, Lindsey Gayle, RN# 775688</p> <p>Garcia, Corina Lozano, LVN# 177612</p> <p>Gardenhire, Trey Christopher, LVN# 181513</p> <p>Goll, Cynthia Marie, RN# 747837</p> <p>Gonzales, Ma Clarissa Alcos, RN# 682793</p> <p>Hamilton, Zona Martin, LVN# 205067</p> <p>Harris, Sandy, RN# 652890</p> <p>Hernandez, Julian, LVN# 43959</p> <p>Hobbs, Amber Lark, RN# 746412</p> <p>Holmes, Karen Sue, LVN# 103962</p> <p>Howard, Leslie Denise, LVN# 211530</p> <p>Humphries, William Judson, RN# 729889</p> <p>Jackson, Beverly M., RN# 501193 / LVN# 60426</p> <p>Johnson, Brandi Mae, LVN# 206468</p> <p>Khoury, Pamela L., LVN# 76450</p> <p>Labove, Joanie Damietta, LVN# 122195</p> <p>Lee, Ulisa Michelle, RN# 734618</p> <p>Lopez, Rosa Flores, LVN# 65510</p> <p>Losoya, Roy, RN# 637704</p> <p>Luna, Patricia Ann, LVN# 92616</p> <p>Macko, Sharon L., RN# 516396</p> <p>Mathis, Sonja Marie, LVN# 89265</p> <p>Maxwell, Lisa Ann, RN# 524664</p> <p>McCarthy, Jr., William Hart, RN# 720333</p> <p>Moffett, Kendra Lynn, RN# 730773</p> <p>Overton, Tomsie Michelle, LVN# 194715</p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p> <p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p> <p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p>

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	<p><i>Palacios, Carolyn Sue, RN# 707187 / LVN# 177294</i></p> <p><i>Parsons, Linda Mae, RN# 605087</i></p> <p><i>Pedregon, Karen Yvonne, RN# 599908</i></p> <p><i>Phillips, Daron R., RN# 537722</i></p> <p><i>Pizzute, Jessica Marie, RN# 700607 / LVN# 175352</i></p> <p><i>Powers, Mary, RN# 654568</i></p> <p><i>Pustka, Paula Sue, LVN# 228300</i></p> <p><i>Reyes, Jessica F., LVN# 222260</i></p> <p><i>Ribbe, Jason C., RN# 625332</i></p> <p><i>Riley, Antoinette Renee, RN# 630914 / LVN# 149802</i></p> <p><i>Rodriguez, Albino N., LVN# 105893</i></p> <p><i>Rodriguez-Fernandez, Marina, LVN# 221730</i></p> <p><i>Seavers, Robin Gail, RN# 619814</i></p> <p><i>Shook, Judy C., RN# 612927 / LVN# 142980</i></p> <p><i>Standley, Marilyn, LVN# 76571</i></p> <p><i>Stewart, Sara Suzanne, LVN# 85966</i></p> <p><i>Tengler, Lu Slocum (Thompson), RN# 658270</i></p> <p><i>Thomas, Latashau Dianne, LVN# 180436</i></p> <p><i>Udoh, Michael E., LVN# 150164</i></p> <p><i>Vansteenbergh, Audrey Denise, LVN# 207519</i></p> <p><i>Villarreal, Martha Alicia, RN# 674409 / LVN# 166664</i></p> <p><i>Wharry, Jan Marie, RN# 666741</i></p> <p><i>Whatley, Dina Michelle, LVN# 166377</i></p> <p><i>Winslow, Scott Randall, RN# 578672</i></p> <p><i>Wyse, Ali Michelle, RN# 779098</i></p>	<p><i>Board Member Kristin Benton recused herself prior to the consideration and vote on this Agreed Order.</i></p> <p><i>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
8.2 DEFERRED AGREED ORDERS	<p>The board considered the Deferred Agreed Orders listed on Consent:</p> <p>Garrison, Eva Roberta, RN# 582477</p> <p>Renfro, Shasscresha Oceanette, LVN# 211536</p> <p>Virtudazo, Amelia Arlan, RN# 714913</p>	<p>The board voted to ratify the Deferred Agreed Orders on Consent.</p>
8.3. REINSTATEMENT AGREED ORDERS	<p>The board considered the Reinstatement Agreed Orders listed on Consent:</p> <p>Glenn, Connie J, RN# 255433</p> <p>Guerra, Fred, LVN# 84320</p> <p>Rogers, Donna D., LVN# 207067</p> <p>Thomas, Myron Park, LVN# 116051</p>	<p>The board voted to ratify the Reinstatement Agreed Orders on Consent.</p>
8.4 ELIGIBILITY AGREED ORDERS	<p>The board considered the Eligibility Agreed Orders listed on Consent:</p> <p>Bradley-Bello, Stephanie Nicole, LVN</p> <p>Bruner, Stacy Williams, LVN # 197536 / RN</p> <p>Burrell, Veronica, LVN</p> <p>Duncan, Kimberly Dawn, RN</p> <p>Fannin, Ricky Wayne, LVN</p> <p>Fuentes, Carlos, RN</p> <p>Harris, Tacoiya Rochelle, LVN</p> <p>Holman, James Kyle, RN</p> <p>Johnson, Brandi Michelle, LVN</p> <p>Kenna, Lauren Elizabeth, RN</p> <p>Lewis, Arlethea Munsha, RN</p> <p>Lewis, Craig Scott, RN</p> <p>Masters, Kristin Lynn, RN</p>	<p>The board voted to ratify the Eligibility Agreed Orders on Consent.</p> <p>Board Member Kristin Benton recused herself prior to the consideration and vote on this agreed order.</p>

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	<p><i>Musick, Chelsey Kaye (Decuir), LVN# 211961 / RN</i></p> <p><i>Mwila, Shanikqua Lashun, LVN# 212864 / RN</i></p> <p><i>Nash, Cierria Estavonne, LVN</i></p> <p><i>Nguyen, Phuong Thi, RN</i></p> <p><i>Ochoa, Lauren Michelle, LVN</i></p> <p><i>Starnes, Meagan Michelle (Holley), RN</i></p> <p><i>Weimer, Da'Lynn Lou-Cille, LVN</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>1.2. Legal 1.2.1. Update of Pending Litigation: Executive Session pursuant to §551.071(1), Texas Government Code, to discuss pending or contemplated litigation in the Matters of: Amy Bagley Krenek RN, vs. Texas Board of Nursing, Cause No. D-1-GN-09-001195, In the 419th Judicial District, Travis County, Texas; Texas Board of Nursing vs. Greg Abbott, Attorney General of Texas, Cause No. D-1-GN-09-003960, In the 353rd Judicial District, Travis County, Texas; Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial</p>	<p>Dusty Johnston presented an update on all currently pending litigation.</p>	<p>The Board members directed staff to place this report on the consent agenda for future meetings.</p>

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<p>District Court, Travis County, Texas; Bonafacio Espinoza vs. Texas Board of Nursing, Cause No. 219-05095-2009, In the 219th Judicial District, Collin 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; and Rodolfo Paez, Jr. vs. Texas Board of Nursing, Cause No. D-1-GN-12-000493, In the 126th Judicial District, Travis County, Texas.</p>		
<p>1.3. Update on Strategic Plan and Legislative Appropriations Request(s)</p>	<p>Mark Majek provided an update on the Strategic Plan and Legislative Appropriations Request(s).</p>	<p>No action.</p>
<p>3. NURSING 3.1. Practice 3.1.2. Report on Implementation of the Department of Aging and Disability and Texas Board of Nursing Memorandum of Understanding Pertaining to SB 1857, 82nd Texas Legislature</p>	<p>Melinda Hester reported that the Advisory Committee met on April 18th and reported that: 1) the quality of care individuals receive has improved due to RN involvement; 2) an improvement in communication between LVNs and RNs because the guidelines are clear about communication and roles as a result of the pilot. The supervision of LVNs by RNs has been a positive change. LVNs report the value of being supervised by an RN rather than other program staff and were receiving the needed support in clinical areas. LVNs stated skills have improved as a result. 123 legal entities or 510 contracts are currently participating in the pilot program. 1,376 LVNs and 644 RNs are currently participating in the pilot program. The implementation has moved into the data entry phase.</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2. Education</p> <p>3.2.8. Consideration of Petition for an Exception to Board Rules - University of Houston-Victoria in Sugar Land, Texas - Baccalaureate Degree Nursing Education Program</p> <p>3.2.9. Consideration of Change of Approval Status from Full to Full with Warning</p> <p>3.2.9.a. American Medical Institute in Houston, Texas - Vocational Nursing Education Program</p> <p>3.2.9.b. Clarendon College in Pampa, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the petition from the University of Houston-Victoria (UH-V) Baccalaureate Degree Nursing Program in Sugar Land, Texas, for an exception to Board Rule 215.4(c)(3)(D) that allows a program on conditional status to request a change in approval status at the end of the examination year if the pass rate is above 80%. The annual pass rate is determined by the number of first-time test takers who tested during the examination year, rather than the pass rate of a specific cohort. The end of the examination year is September 30, 2012. UH-V petitioned for a change in approval status prior to the end of the examination year because their 2012 NCLEX pass rate has been determined to be above 80%.</p> <p>Kathryn Tart, EdD, RN, CNE, Dean/Director; Linda Dune, PhD, RN; and Jeffrey Cass, Provost, University President of Academic Affairs were present to answer questions.</p> <p>The Board considered a proposed change in the program approval status of American Medical Institute Vocational Nursing (VN) Education Program in Houston, Texas, based upon the review of the 2011 NCLEX-PN® examination pass rate, the 2010 Nursing Educational Program Information Survey (NEPIS), and Board Rule 214.</p> <p>Ify Emenaha, Pharm D, RN, Director; Sylvia Wood, RN, Instructor; and Uchenna Emenaha, BSC, School Representative were present to answer questions.</p> <p>The Board considered a proposed change in the program approval status of Clarendon College Vocational Nursing (VN) Education Program in Pampa, Texas, based upon review of the 2011 NCLEX-PN® examination pass rate, the 2011 Nursing Education Program Information Survey, the 2011 Compliance Audit for Nursing Education Programs, and Board Rule 214.</p> <p>Kellye Reed, BSN, RN, VN Director; Kory Dunn, RN, Instructor; and Raymond Jaramillo, Vice-President, Off Campus</p>	<p>Board member Tami Cowen made the motion to allow the exception to the board rule, since this program only admits one cohort per year and the board staff have determined that the pass rate meets acceptable standard without possibility of not meeting the standards and move to full approval.</p> <p>The motion was voted on: Five in favor of the motion (Kristin Benton, Tami Cowen, Richard Gibbs, Marilyn Davis and Patti Clapp); Six opposed (Beverley Nutall, Kathy Leader-Horn, Deborah Bell, Kathy Shipp, Mary LeBeck and Josefina Lujan), motion fails and the exception was not granted.</p> <p>The Board voted to change the approval status of American Medical Institute in Houston, Texas Vocational Nursing Education Program from Full to Full with Warning with condition that no student admissions are allowed until after the July board meeting and authorize Board staff to conduct a survey visit .</p> <p>The Board voted to change the approval status of Clarendon College Vocational Nursing Education Program in Pampa, Texas from full to full with warning and authorize Board staff to conduct a survey visit.</p>

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<p>3.2.9.c. Platt College in Dallas, Texas - Vocational Nursing Education Program</p>	<p>Affairs/Dean of workforce Development were present and available to answer questions.</p> <p>The Board considered a proposed change in the program approval status of Platt College Vocational Nursing (VN) Education Program in Dallas, Texas, based upon the review of the 2011 NCLEX-PN® examination pass rate; the 2011 Nursing Education Program Information Survey (NEPIS); the 2011 Compliance Audit for Nursing Education Programs (CANEP); and compliance with Board Rule 214.</p> <p>Sandra Kuebler, MS, RN and Ruth Eckenstein, MEd, RN, were present to answer questions.</p>	<p>The Board voted to change the approval status of Platt College - Dallas Vocational Nursing Education Program in Dallas, Texas from full to full with warning and schedule a survey visit. Board Member, Tami Cowen, requested that Staff review Rule 214 when Board changes program status and any recommendations related to change of status' effect on the number of cohorts and students.</p>
<p>3.2.9.d. Universal Health Services School of Vocational Education in Fort Worth, Texas - Vocational Nursing Education Program</p>	<p>The Board considered a proposed change in the program approval status of Universal Health Services School of Vocational Education (UHS) Vocational Nursing (VN) Education Program in Fort Worth, Texas, based upon review of the 2011 NCLEX-PN® examination pass rate, the 2011 Nursing Education Program Information Survey, the 2011 Compliance Audit for Nursing Education Programs, and Board Rule 214.</p> <p>Ray Clark, MA, BSN, RN, Executive Director/Dean and Kristin Farmer, RN, Director of Education were present to answer questions.</p>	<p>The Board voted to change the approval status of Universal Health Services School of Vocational Education Vocational Nursing Education Program in Fort Worth, Texas from full to full with warning and authorize Board staff to conduct a survey visit. Additionally, Board President Kristin Benton requested the program to review "Best Practices" for ESL students.</p>
<p>3.2.10 Consideration of Change of Approval Status from Full with Warning to Conditional</p> <p>3.2.10.a. Kaplan School of Nursing in Corpus Christi, Texas - Vocational Nursing Education Program</p>	<p>The Board considered a change in program approval status for Kaplan School of Nursing Vocational Nursing Education Program in Corpus Christi, Texas, based on review of the NCLEX-PN® examination pass rate, review of the 2011 Nursing Education Program Information Survey (NEPIS) , 2011 Compliance Audit for Nursing Education Programs (CANEP), compliance with Rule 214, and survey visit report.</p> <p>Cindy Sparks, MSN, RN, Interim Director and Laura Spinelli, MSN, RN were present to answer questions.</p>	<p>The Board voted to change the approval status of the Kaplan School of Nursing Vocational Education Program in Corpus Christi, Texas, from full with warning to conditional. The program may not admit students while on conditional status. The program will remain on conditional approval status until the program demonstrates a pass rate for first time test takers of at least 80% on the 2012 NCLEX-PN® examination. The NCLEX-PN examination year is January 1, 2012 through December 31, 2012. In addition, the program shall demonstrate full compliance with Rule 214 prior to a change in</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.10.b. Midland College in Midland, Texas - Vocational Nursing Education Program</p>	<p>The Board considered a change in program approval status for Midland College Vocational Nursing (VN) Education Program in Midland, Texas, based on review of the NCLEX-PN® examination pass rate, review of the 2011 Nursing Education Program Information Survey (NEPIS) , 2011 Compliance Audit for Nursing Education Programs (CANEP), compliance with Rule 214, and survey visit report. Becky Hammack, EdD, MSN, RN, Director; Carla Hooker, RN, Coordinator; and Deana Savage, EdD, Associate vice-President of Career and Technical Instruction were present to answer questions.</p>	<p>approval status. Further, the Board issued one recommendation related to enhancing the syllabi and one requirement regarding revisions to the Total Program Evaluation Plan.</p> <p>The Board voted to change the approval status of the Midland College Vocational Education Program in Midland, Texas, from full with warning to conditional. The program may not admit students while on conditional status. The program will remain on conditional approval status until the program demonstrates a pass rate for first time test takers of at least 80% on the 2012 NCLEX-PN® examination. The NCLEX-PN examination year for vocational nursing programs begins on January 1, 2012 and ends on December 31, 2012. In addition, the program shall demonstrate full compliance with Rule 214 prior to a change in approval status. Further, the Board issued the following recommendations based upon findings during the survey visit:</p> <p>Recommendation #1: The program is encouraged to explore possible improvements to the distance learning transmission to facilitate greater student satisfaction with this mode of delivery.</p> <p>Recommendation #2: The faculty are encouraged to develop a greater consistency in grading practices and delivery of didactic content.</p>
<p>3.2.11.Public Hearings on Proposals to Establish A New Nursing Education Programs</p> <p>3.2.11.a. Cephas Center for Health Sciences in Dallas, Texas - Vocational Nursing Education Program</p>	<p>The Board held a Public Hearing on the Proposal to Establish a New Nursing Educational Program - Cephas Center for Health Sciences (CCHS). The Board considered Cephas Center for Health Sciences (CCHS) proposal to establish a new vocational nursing (VN) education program in Dallas, Texas, and the report of the survey visit. Tally Brietstein, BSN, RN, Director and Peninnah Ihemelu, BSC, RN, CEO/Administrator were present to answer questions.</p>	<p>The Board voted to grant initial approval to Cephas Center for Health Services Vocational Nursing Education Program in Dallas, Texas, with an annual enrollment of 30 students beginning in May 2012, based upon the proposal and survey visit.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.11.b. The Vocational Nursing Institute, Inc., in Houston, Texas - Vocational Nursing Education Program</p>	<p>The Board held a Public Hearing on the Proposal to Establish a New Nursing Educational Program - The Vocational Nursing Institute, Inc. The Board considered The Vocational Nursing Institute, Inc. proposal to establish a new Vocational Nursing Education Program in Houston, Texas and the report of the survey visit. Denise F. Garcia, MS, BSN, RN, Director of Nursing Program and Kimberley Kelly, RN, BSN, LNC, CEO/Administrator were present to answer questions.</p>	<p>Board Member Beverly Nutall abstained from the vote on this program. The Board voted to grant initial approval to The Vocational Nursing Institute, Inc. to establish a new Vocational Nursing Education Program in Houston, Texas, to admit one cohort of 30 students each year, beginning July 1, 2012, for the first three years of operation based upon the proposal and survey visit.</p>
<p>3.2.12. Consideration of Survey Visit Report and Change of Approval Status - Fortis Institute in Grand Prairie, Texas - Vocational Nursing Education Program</p>	<p>The Board considered the report of a survey visit to Fortis Institute Vocational Nursing (VN) Education Program in Grand Prairie, Texas in response to recent student complaints.</p>	<p>Board Member Josefina Lujan recused herself prior to the consideration and vote on this agenda item. The Board voted to accept the survey visit report, change the approval status of the Fortis Institute in Grand Prairie, Texas Vocational Nursing Education Program from initial to initial with warning, authorize staff to conduct a survey visit in Fall 2012 to evaluate the effectiveness of changes and strategies of the administration and faculty to correct deficiencies in compliance with Rule 214. In addition the program shall not admit student until the program appears before the board at the July board meeting. Further issued the following requirements: Requirement #1: The program director shall obtain clinical affiliation agreements to provide a range of clinical experiences to meet program and clinical objectives and comply with Rule 214. The program director shall provide copies of signed clinical agreements and clinical schedules for all students to comply with Rule 214 to Board Staff by June 1, 2012. Requirement #2: The program has experienced significant faculty turnover, and current faculty have not been oriented to the educator role. Additionally, current faculty have not been prepared for clinical simulation. Therefore, the program shall submit written policies and implementation plans for faculty orientation and faculty development to Board Staff by June 1, 2012. Requirement #3: The program director reported difficulty recruiting qualified faculty due to non-competitive salaries at Fortis Institute. Additionally, the program director is required to teach sixteen (16) hours per week in the</p>

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		<p>classroom, and faculty report heavy workloads that do not allow them adequate time for preparing lesson plans and grading papers. Therefore, the administration shall submit written policies for faculty and director workloads, as well as evidence of providing adequate numbers of instructional personnel, and a salary structure reflecting competitive faculty salaries to Board Staff by June 1, 2012.</p> <p>Requirement #4: The nursing program currently shares two (2) receptionists with the other six (6) programs on campus. Additionally, the program does not currently have a librarian or other learning resource center staff, and insufficient supplies are available to students for skills practice. Therefore, the administration shall submit written evidence that the nursing program has dedicated secretarial and clerical assistance that is adequate to meet the needs of the program, as well as a librarian, and skills lab supplies available for student practice to Board Staff by June 1, 2012.</p> <p>Requirements are mandatory criterion based on program assessment directly related to the rule that must be addressed in the manner prescribed.</p>
<p>4. ENFORCEMENT 4.1. Criminal Background Check Update</p>	<p>The Board reviewed the statistical report provided regarding criminal background checks.</p>	<p>Tami Cowen requested that the total number of criminal background checks remaining for renewals and audits be included in this report. The Board agreed to place this report on the consent agenda for future meetings.</p>
<p>4.2. Report on Enforcement's Initiative to Address Complaint Backlog</p>	<p>The Board reviewed the Report on Enforcement's Initiative to Address Complaint Backlog. Anthony Diggs answered questions regarding the complaint backlog.</p>	<p>Tami Cowen requested that staff create a monitoring plan so that a case backlog does not occur again.</p>
<p>5. COMMITTEE REPORTS 5.1. Board Committees 5.1.3. Development and Evaluation</p>	<p>Board Member Richard Gibbs discussed having board development training from the Texas Workforce Commission and the Texas Higher Education Coordinating Board at the July board meeting, with a presentation by TPAPN as an alternative at</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>the July meeting if TWC and THECB are unavailable. Board Member Tami Cowen indicated that she will provide input on information that could be included in a TPAPN presentation.</p> <p>5.2. Advisory Committees/Task Forces</p> <p>5.2.1. Advanced Practice Nurses Advisory Committee</p> <p>5.2.2. Nursing Practice Advisory Committee</p> <p>5.2.3. Advisory Committee on Education</p> <p>5.2.4. Advisory Committee on Licensure, Eligibility and Discipline</p> <p>5.2.4.a. Consideration of Issuing a Charge to the Advisory Committee on Licensure, Eligibility and Discipline to Review and Make Recommendations Regarding the Board's Disciplinary Guidelines for Criminal Conduct and the Board's Eligibility and Disciplinary Sanction Policies</p> <p>5.2.5. Advisory Committee on Deferred Disciplinary Action Pilot Program</p>	<p>No report.</p> <p>No report.</p> <p>Virginia Ayars reported that the Advisory Committee on Education (ACE) will provide a full report with proposed rule changes at the July board meeting.</p> <p>The Board considered the request to issue a charge to the Advisory Committee on Licensure, Eligibility and Discipline.</p> <p>Jena Abel reported that the Deferred Disciplinary Action Pilot Program Advisory Committee is continuing its efforts to gather data regarding the challenges and successes of the program thus far. The group met on March 9th to discuss the finalization of two surveys. In an effort to capture more subjective data regarding the</p>	<p>No action.</p> <p>No action.</p> <p>No action.</p> <p>The Board voted to issue a charge to the Advisory Committee on Licensure, Eligibility and Discipline to review and make recommendations regarding the Board's Disciplinary Guidelines for Criminal Conduct and the Board's Eligibility and Disciplinary Sanction Policies.</p> <p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
5.2.6. Task Force on Delegation	<p>program, the group decided to send out two surveys to nurses who were involved in the program and also to employers who had at least one employee in the program.</p> <p>The group made several revisions to the final versions of the surveys and approved Staff to disseminate them to the participants. The nurse surveys were sent out on March 26th and the survey will end on April 30th. Participants were offered the opportunity to complete and return a paper survey or to log onto survey monkey and complete the survey online.</p> <p>Staff will be sending out surveys to employers the first week of May and that survey will end at the first week of June. Staff also placed information regarding participation in the employer survey in the last board newsletter. Staff anticipates that there will be fewer employers than nurse participants because not every deferred order requires work restrictions or employer involvement.</p> <p>The group will be meeting next sometime in July to review all of the data it has collected over the last year and to discuss and formulate its recommendations for the Board. Recall, that the legislation that authorized the pilot program ends the program on January 1, 2014. The group anticipates having a final report available for the Board at its October meeting so the Board can make its recommendations to the Legislature about continuation of the deferred program.</p> <p>Bonnie Cone reported that in October, 2011, the Board approved the Delegation Task Force subcommittee members. A subcommittee was formed for Chapter 224, Delegation of Nursing Tasks by Registered Professional Nurses to Unlicensed Personnel for Clients with Acute Conditions or in Acute Care Environments; and for Chapter 225, RN Delegation to Unlicensed Personnel and Tasks Not Requiring Delegation in Independent Living Environments for Clients with Stable and Predictable Conditions. Board staff conducted an informal teleconference with each task force member. Their comments were considered in drafting revisions to the delegation rules. The first subcommittee will meet on April 27, 2012 to review and make recommendations to the Board regarding</p>	No action.

AGENDA ITEM	DISCUSSION	ACTION
	<p>any needed revisions to Chapter 225. Julie Lindley, RN BSN, Texas School Nurses Association, has agreed to Chair the subcommittee for Chapter 225. Ms. Lindley has been a school nurse for many years, Director of health services for a large school district, and she also serves on the Nursing Practice Advisory Committee (NPAC).</p>	
<p>5.2.7. Task Force to Study Implications of the Growth of Texas Nursing Education Programs</p>	<p>Mary Beth Thomas reported that the Task Force will be meeting on May 2, 2012. Mary Lebeck and Kristin Benton have agreed to serve as the Board Liaison's for this Task Force.</p>	<p>No action.</p>
<p>5.3. Collaboration with Outside Agencies / Stakeholders</p>		
<p>5.3.1. Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee</p>	<p>Richard Beard, Chair, Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee, reported that the committee had a teleconference meeting on January 25, 2012 and that the next meeting would be May 9, 2012; that the 2011 Home Health Hospice Staffing survey results have been received with a 22% response rate; and that results from the survey would be shared at the May 9, 2012 meeting, which they will then provide to the Board for the July board meeting.</p>	<p>No action.</p>
<p>5.3.2. Texas Higher Education Coordinating Board Updates</p>	<p>Mary Beth Thomas reported on the activities of the ADN/BSN programs who are working with a THECB Perkins grant to promote seamless articulation of ADN nurses into BSN programs.</p>	<p>No action.</p>
<p>5.3.3. Taxonomy of Error Root Cause Analysis of Practice Responsibilities (TERCAP)</p>	<p>Mary Beth Thomas reported on updates in the Texas TERCAP Pilot.</p>	<p>No action.</p>
<p>5.3.4. Texas Team Report - Robert Wood Johnson Initiative</p>	<p>Mary Beth Thomas reported on the Texas Team meeting held on February 28, 2012.</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
OPEN FORUM:	<p>Kristin Benton announced the format and invited participation from the audience.</p> <p>Marc Meyers, Chair-Elect, Texas Nurse Attorney Association spoke regarding the membership of the Advisory Committee on Licensure, Eligibility and Discipline. Mr. Meyers indicated that the committee does not include a member from the “defense” and requested that the board add a “defense” bar member to the committee during the next appointment of membership to the committee.</p> <p>Robbin Wilson provided positive comments regarding the Tour of Texas information sessions conducted by Mark Majek, Director of Operations. Mr. Majek is providing updated information to schools of nursing regarding recent changes in applications, processing procedures and licensure of new graduates. Ms. Wilson indicated that the information was extremely useful and helpful to the nursing programs, program administrators, and graduates.</p> <p>No other speakers came forward and the Open Forum was closed at 1:36 p.m.</p>	No action.
7. NEW BUSINESS 7.1. Texas Peer Assistance Program for Nurses (TPAPN)		
7.1.2. Texas Peer Assistance Program for Nurses Advisory Committee	Denise Benbow reported that The Texas Peer Assistance Program for Nurses (TPAPN) Advisory Committee met on March 2, 2012. Items discussed included the TPAPN strategic plan, transition to new drug testing and software system, and upcoming advocate workshops. The committee reviewed TPAPN internal policies, mission statement, finances, and information was shared regarding the audit for HIPAA compliance. Next meeting will be June 1, 2012.	No action.
7.1.3. Texas Peer Assistance Program for Nurses Third Party Referral Report	Anthony Diggs reviewed the written report with the board.	No action.

AGENDA ITEM	DISCUSSION	ACTION
7.2. Consideration of Proposed Amendments to 22 Tex. Admin. Code §216.3, Pertaining to <i>Requirements</i> and §213.33(c), Pertaining to <i>Factors Considered for Imposition of Penalties/Sanctions</i>	The Board considered the Proposed Amendments to 22 Tex. Admin. Code §216.3, Pertaining to <i>Requirements</i> and §213.33(c), Pertaining to <i>Factors Considered for Imposition of Penalties/Sanctions</i> .	The Board voted to approve the proposed amendments to §216.3, pertaining to <i>Requirements</i> and §213.33(c), pertaining to <i>Factors Considered for Imposition of Penalties/Sanctions</i> , with authority for 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 §216.3, pertaining to <i>Requirements</i> and §213.33(c), pertaining to <i>Factors Considered for Imposition of Penalties/Sanctions</i> , as proposed.
7.4. Consideration of Internal Audit Plan - Fiscal Year 2012	The Board considered the Internal Audit Plan - Fiscal Year 2012.	The Board voted to accept the internal audit plan as prepared by Rupert & Associates for fiscal year 2012.
7.5. Consideration of Internal Audit Charter - Fiscal Year 2012	The Board considered the Internal Audit Charter - Fiscal Year 2012.	The Board voted to accept the internal audit charter as prepared by Rupert & Associates for fiscal year 2012.
7.6. Health Professions Council Annual Report	The Board reviewed the Health Professions Council Annual Report.	The Board requested this report be added to the reference section of the board software.
7.7. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.23 Pertaining to <i>Decision of the Board</i>	The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.23 Pertaining to <i>Decision of the Board</i> .	The Board voted to approve the proposed amendments to §213.23, pertaining to <i>Decision of the Board</i> , with authority for General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the <i>Texas Register</i> . If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to §213.23, pertaining to <i>Decision of the Board</i> , as proposed.
ADJOURNMENT	Having completed this day's business the meeting adjourned at 5:27 p.m.	

TEXAS BOARD OF NURSING

Regular Meeting

Friday, April 20, 2012
8:32 a.m. - 12:14 p.m.
William Hobby Building
333 Guadalupe, Tower II, Room 225
Austin, Texas 78704

Present:

Kristin K. Benton, President
Richard R. Gibbs, Vice-President
Deborah Bell
Patti Clapp
Tamara Cowen
Marilyn Davis
Kathy Leader-Horn
Mary LeBeck
Josefina Lujan
Beverley Nutall
Verna Kathleen Shipp

Absent:

Sheri Crosby
Mary Jane Salgado

Staff Present:

Katherine A. Thomas, Executive Director
Patricia Vianes-Cabrera, Executive Assistant
Anthony Diggs, Director of Enforcement
Mark Majek, Director of Operations
James "Dusty" Johnston, General Counsel
Jena Abel, Assistant General Counsel
Lance Brenton, Assistant General Counsel
Nikki Hopkins, Assistant General Counsel
John Griffith, Assistant General Counsel
Laura Lewis, Administrative Assistant
Mary Beth Thomas, Director of Nursing
Jan Hooper, Nursing Consultant
Jolene Zych, Nursing Consultant
Denise Benbow, Nursing Consultant
Melinda Hester, Nursing Consultant
Linda Laws, Nursing Consultant
Bonnie Cone, Nursing Consultant
Robin Caldwell, Nursing Consultant
Virginia Ayars, Nursing Consultant
Ramona Gaston-McNutt, Nursing Consultant
Bruce Holter, Information Specialist
Tawnya Smith, Information Technology Specialist
Bill Ray, Information Technology Specialist
Amanda Crider, Information Technology Specialist

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kristin Benton called the meeting to order at 8:32 a.m, Friday, April 20, 2012.	
ROLL CALL	A quorum was established with eleven members in attendance, Board Members Sheri Crosby and Mary Jane Salgado were absent.	
5. COMMITTEE REPORTS 5.3. Collaboration with Outside Agencies / Stakeholders 5.3.5. National Council of State Boards of Nursing 5.3.5.a. Report on the National Council of State Boards of Nursing Mid-Year Meeting, Chicago, IL 5.3.5.b. Appointment of Board Members to Attend the National Council State Boards of Nursing Annual Meeting, August 8-10, 2012, Dallas, Texas	Kristin Benton reported on the National Council of State Boards of Nursing Mid-Year Meeting, Chicago, IL that took place March 12-14, 2012. The Board discussed the appointments to attend the National Council State Boards of Nursing's Annual Meeting, August 8-10, 2012, in Dallas, Texas.	No action. Kristin Benton will survey Board Members to see who all would like to attend and will forward a list to staff for registration of interested board members to the annual meeting.
7. NEW BUSINESS 7.3. Consideration of New Position Statement 15.29, Use of Social Media for Nurses	The Board considered the proposed New Position Statement 15.29, Use of Social Media for Nurses.	The Board voted to adopt the new position statement with allowance for non-substantive word editing for purposes of clarity as may be deemed necessary by Board counsel.

AGENDA ITEM	DISCUSSION	ACTION
<p>8. PROPOSED BOARD ORDERS 8.5. ALJ Proposals for Decision</p> <p>8.5.1. Docket No. 507-12-0261, In the Matter of Permanent Certificate LVN #212098, Issued to MORGAN C. DAVIS</p> <p>8.5.1.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-0261</p> <p>8.5.1.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-0261, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.1.c. Consideration of Recommendation by MORGAN C. DAVIS, Docket No. 507-12-0261</p> <p>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 LVN #212098, Issued to MORGAN C. DAVIS</p> <p>8.5.1.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-12-0261, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modification.</p>	<p>The Board voted to to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>LVN#212098, Issued to MORGAN C. DAVIS</p> <p>8.5.2. Docket No. 507-10-5461, In the Matter of Permanent Certificate RN#707919, Issued to PAULA JO DAVIS</p> <p>8.5.2.a. Consideration of the Administrative Law Judge's Proposal for Decision; the Administrative Law Judge's additional Findings of Fact; and the Administrative Law Judge's final letter ruling in Docket No. 507-10-5461</p> <p>8.5.2.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-10-5461, Including Adoption of the Administrative Law Judge's Proposed Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.2.c. Consideration of Recommendation by PAULA JO DAVIS, Docket No. 507-10-5461</p> <p>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 RN#707919, Issued to PAULA JO DAVIS</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision; the Administrative Law Judge's additional Findings of Fact; the Administrative Law Judge's final letter ruling in Docket No. 507-10-5461 and Staff's Recommendations for Disposition of Docket No. 507-10-5461, Including Adoption of the Administrative Law Judge's Proposed Findings of Fact and Conclusions of Law With Modifications. Adam Looney, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Members Patti Clapp, Josefina Lujan and Kathy Leader Horn voted to oppose the approval of this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD, including those Findings of Fact set out in the ALJ's letter ruling of March 9, 2012, with the sole exception of Conclusion of Law Number 10, which is amended and adopted. Further, reject the ALJ's recommendation to dismiss this matter and instead impose the sanction of Remedial Education against the Respondent.</p> <p>Remedial Education. Within one year of entry of this order Respondent shall successfully complete a board approved course in nursing jurisprudence; a board approved course in nursing documentation; and a board approved course in sharpening critical thinking skills.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.5.2.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#707919, Issued to PAULA JO DAVIS</p> <p>8.5.3. Docket No. 507-11-3652, In the Matter of Permanent Certificate LVN#177089, Issued to AMANDA ANN ELLIOTT</p> <p>8.5.3.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-3652</p> <p>8.5.3.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-3652, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.3.c. Consideration of Recommendation by AMANDA ANN ELLIOTT, Docket No. 507-11-3652</p> <p>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 Certificate LVN#177089, Issued to AMANDA ANN</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-11-3652, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p> <p>Dan Lype, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this proposal for decision.</p> <p>The Board voted to adopt Findings of Fact Numbers 1 - 35, including amended Finding of Fact Number 12 as set out in the ALJ's final letter ruling of February 28, 2012, and Conclusions of Law Numbers 1-3; 6-8; and 10 without modification; adopt Conclusions of Law Numbers 4, 5, and 11 as amended; decline to adopt Conclusions of Law Numbers 9 and 12; and impose the sanction of Remedial Education against the Respondent. Remedial Education. Within one hundred thirty five days of entry of this order Respondent shall pay an administrative reimbursement in the amount of \$1,631.25 directly to the Texas Board of Nursing. Within one year of entry of this order Respondent shall successfully complete a board approved course in nursing jurisprudence; a board approved course in nursing documentation; and a board approved course in sharpening critical thinking skills.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>ELLIOTT 8.5.3.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#177089, Issued to AMANDA ANN ELLIOTT</p> <p>8.5.4. Docket No. 507-12-1758, In the Matter of Permanent Certificate RN#748022, Issued to RAYMOND VIRGIL GREER</p> <p>8.5.4.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-1758</p> <p>8.5.4.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-1758, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.4.c. Consideration of Recommendation by RAYMOND VIRGIL GREER, Docket No. 507-12-1758</p> <p>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#748022, Issued</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-12-1758, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications.</p>	<p>Board Members Richard Gibbs, Marilyn Davis and Patti Clapp recused themselves prior to the consideration and vote on this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 8, which should be re-designated as a recommendation, and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>to RAYMOND VIRGIL GREER 8.5.4.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#748022, Issued to RAYMOND VIRGIL GREER</p> <p>8.5.5. Docket No. 507-12-1675, In the Matter of Permanent Certificate RN#705366, Issued to KRISTI DAWN HUTSON</p> <p>8.5.5.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-1675</p> <p>8.5.5.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-1675, 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 KRISTI DAWN HUTSON, Docket No. 507-12-1675</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</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-12-1675, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications.</p>	<p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Certificate RN#705366, Issued to KRISTI DAWN HUTSON</p> <p>8.5.5.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#705366, Issued to KRISTI DAWN HUTSON</p> <p>8.5.6. Docket No. 507-12-0836, In the Matter of Permanent Certificate LVN#187817, Issued to REGINA LEE KNOTT</p> <p>8.5.6.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-0836</p> <p>8.5.6.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12- 0836, 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 REGINA LEE KNOTT, Docket No. 507-12-0836</p> <p>8.5.6.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-12-0836, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p>	<p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 8, which should be re-designated as a recommendation, and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Matter of Permanent Certificate LVN#187817, Issued to REGINA LEE KNOTT</p> <p>8.5.6.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#187817, Issued to REGINA LEE KNOTT</p> <p>8.5.7. Docket No. 507-12-1293, In the Matter of Permanent Certificate LVN#227354, Issued to EUGENE ALDO ROBINSON</p> <p>8.5.7.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-1293</p> <p>8.5.7.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-1293, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications</p> <p>8.5.7.c. Consideration of Recommendation by EUGENE ALDO ROBINSON, Docket No. 507-12-1293</p> <p>8.5.7.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. 507-12-1293, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without Modifications.</p>	<p>Board Members Richard Gibbs and Marilyn Davis recused themselves prior to the consideration and vote on this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>or contemplated litigation: In the Matter of Permanent Certificate LVN#227354, Issued to EUGENE ALDO ROBINSON</p> <p>8.5.7.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#227354, Issued to EUGENE ALDO ROBINSON</p> <p>8.5.8. Docket No. 507-10-4646, In the Matter of Permanent Certificate RN#231546, Issued to JANICE FAYE G. ROSEMAN</p> <p>8.5.8.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-10-4646</p> <p>8.5.8.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-10-4646, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.8.c. Consideration of Recommendation by JANICE FAYE G. ROSEMAN, Docket No. 507-10-4646</p> <p>8.5.8.d. Executive Session pursuant to 551.071(1), Texas Government Code,</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-10-4646, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p> <p>Elizabeth Higginbotham, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Member Deborah Bell recused herself from the consideration and vote on this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and to take no action against the Respondent's nursing license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#231546, Issued to JANICE FAYE G. ROSEMAN</p> <p>8.5.8.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#231546, Issued to JANICE FAYE G. ROSEMAN</p> <p>8.6. Default ALJ Proposals for Decision</p> <p>8.6.1. Docket No. 507-11-3806, In the Matter of Petition for Declaratory Order Made By JUAN CHAVEZ DOMINGUEZ</p> <p>8.6.1.a. Consideration of the Administrative Law Judge's Order No. 4, Dismissing Case For Want of Prosecution</p> <p>8.6.1.b. Consideration of Staff's Recommendation to Deny Petition for Declaratory Order Made By JUAN CHAVEZ DOMINGUEZ, in Conjunction with Order No. 4, Docket No. 507-11-3806</p> <p>8.6.1.c. Consideration of Recommendation by JUAN CHAVEZ DOMINGUEZ,</p>	<p>The Board considered the Administrative Law Judge's Order, Dismissing Case From Docket and Staff's Recommendation to Deny the Petitioner's Petition for Declaratory Order, in Docket No. 507-11-3806.</p>	<p>The Board voted to Deny the Petitioner's Petition for Declaratory Order by final Board Order and affirm the Executive Director's denial of Petitioner's request for initial licensure.</p>

AGENDA ITEM	DISCUSSION	ACTION
National Council of State Boards of Nursing Webinars		
9.3. Review of the Board Quarterly Meeting Evaluation	The Board members discussed the results of the January board meeting quarterly evaluation.	No action.
9.4. Executive Director and Board Evaluation	Kristin Benton notified the Board that the Annual Executive Director and Board Evaluations would take place in June and the results will be discussed at the July board meeting.	No action.
ADJOURNMENT:	<p>Having completed all business as listed on the agenda, the meeting adjourned at 12:14 p.m.</p> <p>_____</p> <p>Kristin Benton, MSN, RN Board President</p> <p>_____</p> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	