Section 46.035 of the Texas Penal Code prohibits handgun licensees from carrying their handguns at government meetings such as this one. This prohibition applies to both concealed carry and open carry by handgun licensees. Handgun licensees are required by law to refrain from carrying their handguns at this meeting.

CALL TO ORDER - 8:30 am

REVIEW OF AGENDA

REVIEW OF THE MINUTES: April 25-26, 2019 Board Meeting

CONSENT AGENDA:

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; and
Dykstra Freeman Freeman vs. Texas Board of Nursing, Cause No. J5-CV-19-253578, the Justice Court, Pet. 5, 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

2.1. Financial Statement – 3rd Quarter, Fiscal Year 2019 - MMajek/LPerez
3.1.1. Promoting Competency Report - LLaws
3.2.1. Status Report on New Nursing Education Programs and Currently Active and Potential Proposals - JHooper
3.2.2. Status Report on Programs with Sanctions - JHooper
3.2.3. Report on Communication Activities with Nursing Education Programs - JHooper
3.2.4. Consideration of Reports of Survey Visits
   3.2.4.a. San Jacinto College South in Houston, Texas – Vocational Nursing Education Program – BSkloss
   3.2.4.b. Schreiner University in Kerrville, Texas – Vocational Nursing Education Program - VAyars
   3.2.4.c. St. Philip’s College in San Antonio, Texas – Associate Degree Nursing Education Program – JHooper/KBenton
   3.2.4.d. Temple College in Temple, Texas – Vocational Nursing Education Programs – GVarnell
   3.2.4.e. Texas State Technical College in Sweetwater, Texas – Associate Degree Nursing Education Program – BSkloss
4.1. Criminal Background Check Update – TDiggs
4.2. Complaint Status Report - TDiggs

5.1.1. Eligibility and Disciplinary Committee - JWJohnston
5.1.2. Quarterly Statistical Report – 3rd Quarter, Fiscal Year 2019 - MMajek/KThomas

7.1. Texas Peer Assistance Program for Nurses (TPAPN)
   7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report – TDiggs

8.1. Agreed Orders
8.2. Agreed Orders - KSTAR Program
8.3. Deferred Agreed Orders
8.4. Reinstatement Agreed Orders
8.5. Eligibility Agreed Orders

1. ADMINISTRATION
   *1.1. Executive Director’s Report – KThomas

1.2. Legal - JWJohnston
   *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; and
   Dykstra Freeman Freeman vs. Texas Board of Nursing, Cause No. J5-CV-19-253578, the Justice Court, Pet. 5, 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.
1.3. Legislative Update – KThomas/BHolter

2. OPERATIONS
C *2.1. Financial Statement – 3RD Quarter, Fiscal Year 2019 - MMajek/LPerez

3. NURSING
3.1. Practice
C *3.1.1. Promoting Competency Report – LLaws

*3.1.2. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Nursing Program - KBenton/SCaddell

3.2. Education
C *3.2.1. Status Report on New Nursing Education Programs and Currently Active and Potential Proposals – JHooper

C *3.2.2. Status Report on Programs with Sanctions - JHooper

C *3.2.3. Report on Communication Activities with Nursing Education Programs – JHooper

3.2.4. Consideration of Reports of Survey Visits
C 3.2.4.a. San Jacinto College South in Houston, Texas – Vocational Nursing Education Program– BSkloss
C 3.2.4.b. Schreiner University in Kerrville, Texas – Vocational Nursing Education Program - VAyars
C 3.2.4.c. St. Philip’s College in San Antonio, Texas – Associate Degree Nursing Education Program – JHooper/KBenton
C 3.2.4.d. Temple College in Temple, Texas – Vocational Nursing Education Programs – GVarnell
C 3.2.4.e. Texas State Technical College in Sweetwater, Texas – Associate Degree Nursing Education Program – BSkloss
C 3.2.4.f. Texas State Technical College in Sweetwater, Texas–Vocational Nursing Education Program – BSkloss

3.2.5. Report of Application of a New Baccalaureate Degree Nursing Education in a Public Junior College
*3.2.5.a. Lone Star College in The Woodlands, Texas – JHooper

*3.2.6. Report of Audit Review of Board Approved Remedial Education Courses - VAyars

3.2.7. Consideration of Proposal to Establish a New Nursing Education Program
*3.2.7.a. West Coast University in Dallas, Texas – Associate Degree Nursing Education Program– GVarnell/AAmaefule

*3.2.7.b. Edwin’s Healthcare Institute in Stafford, Texas – Vocational Nursing Education Program– VAyars/BSkloss

*3.2.7.c. American Medical Institute in Houston, Texas – Vocational Nursing Education Program– JHooper/AAmaefule

4. ENFORCEMENT
C *4.1. Criminal Background Check Update – TDiggs

C *4.2. Complaint Status Report – TDiggs
5. COMMITTEE REPORTS
5.1. Board Committees
C  *5.1.1. Eligibility and Disciplinary Committee - JWJohnston

C  *5.1.2. Quarterly Statistical Report – 3RD Quarter, Fiscal Year 2019 - MMajek/KThomas

5.1.3. Board Development and Items of Interest for Future Meetings – DJackson/KWright

5.2. Advisory Committees/Task Forces
5.2.1. Advanced Practice Nursing Advisory Committee - KShipp/JZych

5.2.2. Nursing Practice Advisory Committee - DFlores/MSchat/KSinay

5.2.3. Advisory Committee on Education - NAlmasy/AEdwards/DJackson/KBenton/VAyars

5.2.4. Advisory Committee on Licensure, Eligibility and Discipline – KLHorn/MJamison/JWJohnston/JAbel

5.2.5. Task Force to Study Implications of Growth of Texas Nursing Education Programs - AEdwards/LDisque/KBenton
  *5.2.5.a. Consideration of Appointment of Replacement Member to the Task Force to Study Implications of Growth of Texas Nursing Education Programs – KBenton

5.3. Collaboration with Outside Agencies/Stakeholders
5.3.1. Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee - KThomas

5.3.2. Updates Related to the Texas Higher Education Coordinating Board, the Texas Workforce Commission, and the Texas Education Agency – Aamaefule

5.3.3. Taxonomy of Error Root Cause Analysis of Practice Responsibility (TERCAP)
  5.3.3.a. National Council of State Boards of Nursing - Taxonomy of Error Root Cause Analysis of Practice Responsibility (TERCAP) – SCaddell

5.3.4. Texas Team Report - Robert Wood Johnson Initiative - KBenton

5.3.5. National Council of State Boards of Nursing
  *5.3.5.a. Report on the NCSBN Annual Meeting, to be held August 21-23, 2019 in Chicago, IL – KShipp/KThomas

5.3.6. Texas Health and Human Services Commission e-Health Advisory Committee - EMcDermott

5.3.7. Nursing Peer Review Evaluation of Practice-breakdown (NPREP) – EMcDermott/DGreen

OPEN FORUM: Thursday, 1:30 p.m. - 2:00 p.m.

6. OLD BUSINESS
*6.1. Nurse Licensure Compact Update - KThomas

*6.2. Consideration of Adoption of Amendments to 22 Tex. Admin. Code §223.1, relating to Fees, Including Written Comments Received and Results of Public Hearing, if any – JAbel/MMajek

7. NEW BUSINESS
7.1. Texas Peer Assistance Program for Nurses (TPAPN)
  **7.1.1. Texas Peer Assistance Program for Nurses Quarterly Report– CZolnierek

C  *7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report - TDiggs
7.1.3. Texas Peer Assistance Program for Nurses Advisory Committee – DBenbow

*7.2. Consideration of Proposed Amendments to 22 Tex. Admin. Code §222.5, relating to Prescriptive Authority Agreement–JAbel

*7.3. Consideration of Proposed Amendments to 22 Tex. Admin. Code §217.12, relating to Unprofessional Conduct–JAbel


*7.9. Consideration of Changes to the Board’s Guidelines to Requests for Exceptions to Existing Board Orders – JWJohnston/TYoung


8. PROPOSED BOARD ORDERS

C *8.1. Agreed Orders

Alexander, Alysha Michele                  RN# 701399
Autry, Todd Len                             RN# 937769
Beal, Kimberly Renee                       LVN# 119198
Brown, Nicole Rae                          RN# 811701
Cantu, Elena B.                            LVN# 64876
Chaffin, Danica Lynn                       RN# 772389
Chiedu, Nkem Kimberly                      RN# 825810/ LVN# 308386
Childress, Annishal                        LVN# 339251
Cole, Patricia Daune                       LVN# 145479
Cornelius, Samuel Onyemaechi               LVN# 203965
DeLaGarza, Lucinda                         APRN# AP113304/RX Auth# 5853/RN# 582114
Ebot, Rudolf                               LVN# 317630
Heathcott, Melanie Renee                   LVN# 210075
Hernandez, Priscilla Aurora               LVN# 161538
Hughes, Jessica Ryne                       LVN# 314030
Hunter, Shawna Comeaux                     RN# 691755/ LVN# 163861
Irving, Dominique Lassharia                RN# 906813
Jackson, Wamboi Pauline                    RN# 862020
Julien, Lekethia Nicole                    LVN# 322198
KC, Bipin                                  RN# 781662/ LVN# 206673
Kerbs, David Lynn                          RN# 772908
King, Ellen Bertrand                       APRN# AP130256/RN# 550551/RX Auth# 19794
Lemons, Deborah Monroe                     RN# 714345
Lindsey, Tara Denise                       APRN# AP129271/RN# 717772/RX Auth# 18969
Lundy, Susan Jane                          APRN# AP114754/ RN# 447447/ RX Auth# 6690
Luster, Tunyesse Marie                     LVN# 211099
McFarland, Emilee Elizabeth                RN# 782735
Mann, Priscilla Marie                      APRN# AP134070/RN# 808144/RX Auth# 23222
Martines, Jasmine Rose                     LVN# 326486
C*8.1. Agreed Orders (con't.)
Mena, Andrew Christian    RN# 895774
Moretti, David Michael    APRN# AP113213/ RN# 702622/ RX Auth# 8435
Morgan, Leslie Dawn       RN# 895838
Nieto, Yvette Marie       LVN# 148402
Plehn, Kelly Hoffman      LVN# 112997
Porter, Rebecca Kathryn   RN# 945935
Quinones, Damian          RN# 942075
Robert, E. Renee          APRN# AP111028/ RX Auth# 4349/RN# 517994
Ruiz, Alice Michelle      RN# 763065/ LVN# 188733
Sabor, ChiChi             RN# 891407/ LVN# 197906
Salasbustamante, Sandra Elizabeth LVN# 303285
Sayles, Earnestine Yvonne LVN# 223324
Shellenbarger, China Nicole RN# 947798
Shirley, Elizabeth        RN# 623750
Sparks, Adriann           RN# 656223
Stogner, Sandra Mae       LVN# 200347
Terry, Taketa Trichell    PTP AR RN# R088740
Thompson, Synthia Ray     LVN# 313505
Ussery, Darrell Keith     RN# 771395
Varghese, Besni           APRN# AP130467/RN# 734240/RX Auth# 19992
Veitenheimer, Rachel Lynn RN# 883589
Wagner, Amber Noel        RN# 910940
Woody, Colton Scott       RN# 879063
Yates, Dannita Patricia   LVN# 184370
Yere, Nechosen Lacuesta   RN# 685954
Zamora, Joseph Ryan       LVN# 337292

C*8.2. Agreed Orders-KSTAR Program
Funderburk, Donna Lee     RN# 938129
Harber, Maria Suzanne     RN# 757999
James, Alicia Victoria    RN# 876343/ LVN# 234005
Nelson, Kristy Gail      RN# 768825/ LVN# 196232
Okesola, Bunmi Elizabeth  RN# 868458
Rosales, Melissa          LVN# 321392
Sides, Brandi Lynn        LVN# 309864
Wessels, Kelley D.        RN# 658073

C*8.3. Deferred Agreed Order
Rowton, Michelle Katherine APRN# AP120274/RN# 689496/RX Auth# 11260

C*8.4. Reinstatement Agreed Orders
Bucey, Michelle Lee       RN# 604694
Cooper (Richardson), Michelle Antoinette RN# 802139/ LVN# 191392
Gonzales, Maria Aurora   RN# 254398/ LVN# 35602
Meek, Heather Elaine     RN# 704017
Shaw, Vanessa D.          LVN# 76642
Wright, Kevin J.          RN# 765305

C*8.5. Eligibility Agreed Orders
Acosta, Araseli Marie     LVN Exam Petitioner
Funtanilla, Ivan          LVN Exam Petitioner
Searcy, Kayla Star        LVN Exam Petitioner
Syas, Jacquelyn Lawanda   LVN Exam Petitioner
Thomas, Erika Latrice     LVN Exam Petitioner
8.6. ALJ Proposals for Decision


8.6.1.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #884108, Issued to RENEE IAN DOMINGUEZ, SOAH Docket No. 507-19-3208

*8.6.2. Consideration of Proposal For Decision, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #709621, Issued to ROSITA C. EMUKA, SOAH Docket No. 507-18-1051- JAbel

8.6.2.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #709621, Issued to ROSITA C. EMUKA, SOAH Docket No. 507-18-1051


8.6.3.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #338118, Issued to BRIAN MICHAEL MARR, SOAH Docket No. 507-19-0709

*8.6.4. Consideration of Proposal For Decision, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #874153 and #318014, Issued to ANN HOANG NGUYEN, SOAH Docket No. 507-19-0708- JAbel

8.6.4.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #874153 and #318014, Issued to ANN HOANG NGUYEN, SOAH Docket No. 507-19-0708

*8.6.5. Consideration of Proposal For Decision, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #742361, Issued to JASON SCOTT WALDVOGEL, SOAH Docket No. 507-18-4626- JAbel

8.6.5.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #742361, Issued to JASON SCOTT WALDVOGEL, SOAH Docket No. 507-18-4626


8.6.6.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #327651, Issued to COLLIN LEE WOOD, SOAH Docket No. 507-18-4578

8.7. ALJ Default Proposals for Decision Remands

*8.7.1. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #233850, Issued to BRENDA MICHELLE BARNHARDT, SOAH Docket No. 507-19-2616- JAbel

8.7.1.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #233850, Issued to BRENDA MICHELLE BARNHARDT, SOAH Docket No. 507-19-2616
8.7.2. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #793658, Issued to FELICIA ANN BUSH, SOAH Docket No. 507-19-2499

8.7.2.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #793658, Issued to FELICIA ANN BUSH, SOAH Docket No. 507-19-2499

8.7.3. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #899202, Issued to APRIL RENEE DUNN, SOAH Docket No. 507-19-1786

8.7.3.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #899202, Issued to APRIL RENEE DUNN, SOAH Docket No. 507-19-1786

8.7.4. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #582451, Issued to ARMANDO GARCIA, SOAH Docket No. 507-19-1854

8.7.4.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #582451, Issued to ARMANDO GARCIA, SOAH Docket No. 507-19-1854

8.7.5. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #729262 and #182682, Issued to MELISSA CHARLENE HOLDEN, SOAH Docket No. 507-19-3209

8.7.5.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #729262 and #182682, Issued to MELISSA CHARLENE HOLDEN, SOAH Docket No. 507-19-3209

8.7.6. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #782440, Issued to TERRI ANN LEMONS, SOAH Docket No. 507-19-2119

8.7.6.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #782440, Issued to TERRI ANN LEMONS, SOAH Docket No. 507-19-2119

8.7.7. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #337771, Issued to ERIKA RENEE RACICH, SOAH Docket No. 507-19-3047

8.7.7.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #337771, Issued to ERIKA RENEE RACICH, SOAH Docket No. 507-19-3047

8.7.8. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #778021, Issued to RICHARD DEAN REEVES, SOAH Docket No. 507-19-3048

8.7.8.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #778021, Issued to RICHARD DEAN REEVES, SOAH Docket No. 507-19-3048

8.7.9. Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #836375, Issued to JENNIFER RENTFRO, SOAH Docket No. 507-19-2403

8.7.9.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #836375, Issued to JENNIFER RENTFRO, SOAH Docket No. 507-19-2403
9. MISCELLANEOUS

9.1. Presentation on Professional Identity Formation in Nursing – KWeybrew/KBenton

*9.2. Review of the Board Quarterly Meeting Evaluation – KShipp

*9.3. Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference Dates for 2020 – KThomas/PVCabrera

*9.4. Executive Session Pursuant to Tex. Gov’t Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Performance Evaluation of Katherine A. Thomas, MN, RN, FAAN, Executive Director - Convene in Open Session to consider recommendations and take action - KShipp/DSaucedo


July 11, 2019 (3:07PM)
* - Written materials Sent from Office
** - Written materials Sent from third party
C - Item is placed on consent (no discussion of the material(s) required)