
TEXAS BOARD OF NURSING

Regular Meeting held via WebEx Video Conference

July 23, 2020

9:08 am – 1:57 pm

333 Guadalupe, Suite 3-460

Austin, Texas

Present:

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

David Saucedo II, Board Vice-President, Representing Consumers

Carol Kay Hawkins, BSN, RN, Representing LVN Education

Mazie Jamison, B.A., M.A., Representing Consumers

Kathy Leader-Horn, LVN, Representing LVN Practice

Allison Porter-Edwards, DrPH, MS, RN, Representing BSN Education

Tamara Rhodes, MSN, RN, Representing ADN Education

Diana Rodriguez Flores, MN, RN, Representing RN Practice

Melissa Schatt, LVN, Representing LVN Practice

Francis D. Stokes, Representing Consumers

Rick Williams, CTT, Representing Consumers

Kimberly Wright, LVN, Representing LVN Practice

Absent:

Laura A. Disque, MN, RN, Representing RN Practice

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, Deputy General Counsel

Jan Hooper, Nursing Consultant

Virginia Ayars, Nursing Consultant

Ciarra Williamson, Executive Assistant

Dan Fletcher, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 9:08 a.m. on July 23, 2020.	
ROLL CALL	Katherine Thomas did the roll call. Board Member Laura Disque, MN, RN, Representing RN Practice was absent. A quorum was established with twelve members in attendance.	
AGENDA	The Board reviewed the agenda.	<p>Motion by Tamara Rhodes; Second by Mazie Jamison</p> <p>Move to approve the agenda of the July 23, 2020 Board Meeting</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
MINUTES	The Board reviewed the minutes of the January 22, 2020 Board Retreat; January 23-24 Board Meeting; April 23, 2020 Eligibility and Disciplinary Committee Meeting; June 8, 2020 Emergency Board Meeting; and July 6, 2020 Emergency Board Meeting	<p>Motion by Kathy Leader Horn; Second by Allison Porter Edwards</p> <p>Move to approve the minutes of the January 22, 2020 Board Retreat; January 23-24 Board Meeting; April 23, 2020 Eligibility and Disciplinary Committee Meeting; June 8, 2020 Emergency Board Meeting; and July 6, 2020 Emergency Board Meeting</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
CONSENT AGENDA	The Board reviewed the Consent Agenda	<p>Motion by Rick Williams; Second by David Saucedo</p> <p>Move to approve the consent Agenda</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison,</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>CONSENT AGENDA ITEMS</p> <p>1.2.1. <i>Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial District Court, Travis County, Texas; Adaku Charity Abakwue v. Texas Board of Nursing, Cause No. D-1-GN-19002934, 250th Judicial District Court, Travis County, Texas; Texas Board of Nursing v. Ken Paxton, Attorney General of Texas, Cause No. D-1-GN-19-008365, 345th Judicial District Court, Travis County, Texas; Rene Dominguez v. Texas Board of Nursing, Cause No. D-1-GN-19-007343, 353rd Judicial District Court, Travis County, Texas; Dovie L. Williams, RN, v. Texas Board of Nursing, Cause No. D-1-GN-19-008240, 98th Judicial District Court, Travis County, Texas; Maria Beatrice Salas v. Texas Board of Nursing, Cause No. D-1-GN-20-000326, 419th Judicial District Court, Travis County, Texas; Amanda Kayne Phillips v. Austin Police Department, et al, Cause No. D-1-GN-20-001840, 200th Judicial District Court, Travis County, Texas; Planned Parenthood Center for Choice, et. al. v. Greg Abbott, Ken Paxton, Phil Wilson, Stephen Brint Carlton, Katherine A. Thomas, Margaret Moore, Joe Gonzales, John</i></p>		<p>Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p> <p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Creuzot, Jaime Esparza, Kim Ogg, Ricardo Rodriguez, Jr., Barry Johnson, Sharen Wilson, Brian Middleton, AU:20-CV-003230LY, United States District Court, Western District of Texas, Austin Division; In Re: Texas Opioid Litigation, 201,8-63587, MDL No. 18-0358, 152nd Judicial District, Harris County, Texas</p>		
<p>2.1. Financial Statement – 2ND and 3RD Quarters, Fiscal Year 2020</p>		<p><i>Approved on Consent</i></p>
<p>3.1.1. Promoting Continuing Competency Report</p>		<p><i>Approved on Consent</i></p>
<p>3.1.2. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Nursing Program</p>		<p><i>Approved on Consent</i></p>
<p>3.2.1. Status Report on New Nursing Education Programs and Currently Active and Potential Proposals</p>		<p><i>Approved on Consent</i></p>
<p>3.2.2. Status Report on Programs with Sanctions</p>		<p><i>Approved on Consent</i></p>
<p>3.2.3. Report on Communication Activities with Nursing Education Programs</p>		<p><i>Approved on Consent</i></p>
<p>3.2.4. Consideration of Findings from Survey Visit and Consideration of Change in Approval Status from Full Approval to Full Approval with Warning</p>		<p><i>Approved on Consent</i></p>
<p>3.2.4.a. Bell Tech Career Institute in Houston, Texas – Vocational Nursing Education Program</p>		
<p>3.2.5. Consideration of Change in Approval Status from Full</p>		

AGENDA ITEM	DISCUSSION	ACTION
<p>Approval to Full Approval with Warning 3.2.5.a. Vista College in El Paso, Texas – Vocational Nursing Education Program</p>		<p><i>Approved on Consent</i></p>
<p>3.2.5.b. Wharton County Junior College in Wharton, Texas – Vocational Nursing Education Program</p>		<p><i>Approved on Consent</i></p>
<p>3.2.6. Notification of Award of Accreditation for the Master's Degree in Nursing Program by the Commission on Collegiate Nursing Education to Texas A&M University-Commerce in Commerce, Texas - Family Nurse Practitioner Program</p>		<p><i>Approved on Consent</i></p>
<p>3.2.7. Report of 2019 NCLEX-PN® Examination Pass Rates for Vocational Nursing Education Programs</p>		<p><i>Approved on Consent</i></p>
<p>3.2.8. Report of a Partnership Between Nursing Education and Practice – Rural Education Nursing Consortium – Frank Phillips College, Amarillo College and Five Rural Hospitals in the Texas Panhandle</p>		<p><i>Approved on Consent</i></p>
<p>3.2.9. Report of Application for a New Baccalaureate Degree Nursing Education in a Public Junior College 3.2.9.a. San Antonio College in San Antonio, Texas</p>		<p><i>Approved on Consent</i></p>
<p>3.2.9.b. Galveston College in Galveston, Texas</p>		<p><i>Approved on Consent</i></p>
<p>4.1. Criminal Background Check Update</p>		<p><i>Approved on Consent</i></p>
<p>4.2. Complaint Status Report</p>		<p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
5.1.1. Eligibility and Disciplinary Committee		<i>Approved on Consent</i>
5.1.2. Quarterly Statistical Report – 2ND and 3RD Quarter, Fiscal Year 2020		<i>Approved on Consent</i>
6.1. Nurse Licensure Compact Update		<i>Approved on Consent</i>
6.2. Adoption of Amendments to 22 Tex. Admin. Code §217.2, Pertaining to Licensure by Examination for Graduates of Nursing Education Programs Within the United States, its Territories, or Possessions		<i>Approved on Consent</i>
6.3. Adoption of Amendments to 22 Tex. Admin. Code §217.3, Pertaining to Temporary Authorization to Practice/Temporary Permit		<i>Approved on Consent</i>
6.4. Adoption of Amendments to 22 Tex. Admin. Code §217.6, Pertaining to Failure to Renew License		<i>Approved on Consent</i>
6.5. Adoption of Amendments to 22 Tex. Admin. Code §217.8, Pertaining to Duplicate or Substitute Credentials		<i>Approved on Consent</i>
6.6. Adoption of Amendments to 22 Tex. Admin. Code §217.9, Pertaining to Inactive and Retired Status		<i>Approved on Consent</i>
6.7. Adoption of Amendments to 22 Tex. Admin. Code §222.3, Pertaining to Renewal of Prescriptive Authority		<i>Approved on Consent</i>
6.8. Consideration of the Strategic Plan		<i>Approved on Consent</i>
7.1. Texas Peer Assistance Program for Nurses (TPAPN)		
7.1.1. Texas Peer Assistance Program for Nurses Quarterly Report		<i>Approved on Consent</i>

AGENDA ITEM	DISCUSSION	ACTION
<p>for the 2ND and 3RD Quarters</p> <p>7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report</p> <p>7.2. TNF/TPAPN Enhanced Contract and Performance Monitoring Report (Quarterly Report)</p> <p>7.3. Adoption of Rule Reviews for 22 Tex. Admin. Code Chapters 220, 223, 224, and 226</p>		<p>Approved on Consent</p> <p>Approved on Consent</p> <p>Approved on Consent</p>
<p>8. PROPOSED BOARD ORDERS</p> <p>8.1. Agreed Orders.</p>	<p>Allen, Kristy Ruth, LVN# 193962</p> <p>Anumbor, Justina Uzonwanne, LVN# 206775</p> <p>Bignell, Janean Ann, RN# 940861</p> <p>Boren, Nancy lone, LVN# 69009</p> <p>Brooks, Colleen Rae, LVN# 346936</p> <p>Brown, Shanda Nicole, LVN# 322695</p> <p>Cameron, Sheena Denelle, LVN# 178973</p> <p>Carter, Jennifer Ann, LVN# 215570</p> <p>Carutis, Susan Jennifer, LVN# 175978</p> <p>Celestino, Dianna, LVN# 170436</p> <p>Coker, Trudy Aberewah, RN# 459697</p> <p>Colbert, Mariah Beeson, LVN# 209702</p> <p>Cozadd, Angela Nicole, RN# 709735</p> <p>Ekanem Unyime Aseyen, LVN# 209334</p> <p>Ferguson, Jordan Amanda, RN# 944277</p>	<p>The Board voted to ratify the Agreed Orders on Consent with the following actions:</p> <p>Warning</p> <p>Reprimand with Stipulations</p> <p>Warning</p> <p>Warning with Stipulations</p> <p>Warning with Stipulations</p> <p>Warning with Stipulations</p> <p>Suspend/Probate</p> <p>Reprimand with Stipulations</p> <p>Warning with Stipulations</p> <p>Warning with Stipulations</p> <p>Suspend/Probate</p> <p>Reprimand with Stipulations</p> <p>Reprimand with Stipulations</p> <p>Warning with Stipulations</p> <p>Warning with Stipulations</p>

AGENDA ITEM	DISCUSSION	ACTION
	<i>Freeman, Ifeoma Justina, LVN# 341994</i>	<i>Warning with Stipulations</i>
	<i>Grisson, Charlie, LVN# 183118</i>	<i>Suspend/Probate</i>
	<i>Harrison-Riley, Consuela Leonell, RN# 787313</i>	<i>Warning with Stipulations</i>
	<i>Hill, Tonia Pauline, RN# 625135</i>	<i>Suspend/Probate</i>
	<i>Hughes, Adrienne Sims, APRN# AP137422 RX# 26309 RN# 829915</i>	<i>Suspend/Probate / Limited</i>
	<i>Johnson, Toni Celestine, N# 888530</i>	<i>Warning with Stipulations</i>
	<i>KC, Bipin, RN# 781662/ LVN# 206673</i>	<i>Reprimand</i>
	<i>Kimani, Charity Mwihaki, LVN# 225687</i>	<i>Reprimand with Stipulations</i>
	<i>Kimball, Meleah Elizabeth, RN# 979754</i>	<i>Warning with Stipulations</i>
	<i>Kimbrel, Lindsey Nicole, RN# 822529</i>	<i>Warning with Stipulations</i>
	<i>Kirschbaum, Sherri Ann, RN# 775881/ LVN# 202243/ APRN Petitioner</i>	<i>Warning with Stipulations</i>
	<i>Lozano, Laura Lynn, LVN# 180191</i>	<i>Reprimand with Stipulations</i>
	<i>Meunier, Matthew A., RN# 723361</i>	<i>Warning with Stipulations</i>
	<i>Miller, Russell Allen, RN# 659585</i>	<i>Warning with Stipulations</i>
	<i>Mitchell, Alison Joy, APRN# AP111215/ RN# 568201/ RX Auth# 4494</i>	<i>Reprimand with Stipulations</i>
	<i>Moran, Lori Jo, LVN# 211324</i>	<i>Warning with Stipulations</i>
	<i>Morgan, Linda McClendon, RN# 575937</i>	<i>Reprimand with Stipulations</i>
	<i>Motherway, Joseph Clifford, RN# 708859</i>	<i>Warning with Stipulations</i>
	<i>Onsarigo Jackline Nyarangi, LVN# 220755</i>	<i>Warning with Stipulations</i>
	<i>Pinkerton, Melanie Erika, RN# 912095</i>	<i>Reprimand with Stipulations</i>
	<i>Salvador, Happyjane V, RN# 922043/ LVN# 329356</i>	<i>Warning with Stipulations</i>
	<i>Sanborn, David, RN# 872123</i>	<i>Warning with Stipulations</i>
	<i>Sanchez, Ireneo, LVN# 198582</i>	<i>Reprimand with Stipulations</i>
	<i>Smith, Christina Yvette, APRN# AP137286/ RN# 765894/ RX Auth# 26181</i>	<i>Warning with Stipulations</i>
	<i>Thomas, Patrick Norman, RN# 721055/ LVN# 102251</i>	<i>Warning with Stipulations</i>

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	<i>Throckmorton, Deborah, RN# 755572/ LVN# 168670</i>	<i>Reprimand with Stipulations</i>
	<i>Tomlin, Andrea Elaine, RN# 717908</i>	<i>Enforced Suspension</i>
	<i>Tripp, Booker T., LVN# 321351</i>	<i>Warning with Stipulations</i>
	<i>Wallace, Ava Goodner, RN# 734408</i>	<i>Limited License with Stipulations</i>
	<i>Wells, Selena Mae, LVN# 199039</i>	<i>Reprimand with Stipulations</i>
	<i>Zinski Hayley Kolb, RN# 776565</i>	<i>Warning with Stipulations</i>
8.2. Agreed Orders – KSTAR Program	<i>Adamo, Aubrie Ann, RN# 882830</i>	<i>Warning with Stipulations</i>
	<i>Basa, Erlinda Masiglat, RN# 551577</i>	<i>Warning with Stipulations</i>
	<i>Durugo, Cynthia O, RN# 921580</i>	<i>Warning with Stipulations</i>
	<i>Hardy, Shelly Denise, LVN# 206125</i>	<i>Warning with Stipulations</i>
	<i>Kee, Suzanne Porth, RN# 541261</i>	<i>Warning with Stipulations</i>
	<i>Nwankwo, Gloria Udokaku, RN# 752664</i>	<i>Warning with Stipulations</i>
	<i>Reddic, Toyetta Howard RN# 960598</i>	<i>Warning with Stipulations</i>
8.3. Deferred Agreed Order	<i>Sauke, Kimberly A., RN# 522639</i>	<i>Warning with Stipulations, Deferred</i>
8.4. Reinstatement Agreed Orders	<i>Burke-McKinney, Meredith Leigh, LVN# 195307</i>	<i>Reinstated with Stipulations</i>
	<i>Conley, Lacinda Kay, LVN# 185991</i>	<i>Reinstated with Stipulations</i>
	<i>Huneycutt (Bowers), Joyce Caroline, RN# 665778</i>	<i>Reinstated with Stipulations</i>
	<i>McDaniel, Catina Nichole, LVN# 192781</i>	<i>Reinstated with Stipulations</i>
	<i>Snow, Sarah Jane, RN# 549943</i>	<i>Reinstated with Stipulations</i>
	<i>Warner, Andrew P., RN# 759534</i>	<i>Reinstated with Stipulations</i>
8.5. Eligibility Agreed Oder	<i>Shirley Lynch, Skylar Dean, RN Exam Petitioner</i>	<i>Petition for Eligibility of Licensure</i>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.7. ALJ Default Proposal for Decision Remand</p> <p>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 #207621, Issued to JENNIFER KAY JOHNSON (MCCARTHY), SOAH Docket No. 507-18-5224</p> <p>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 #207621, Issued to JENNIFER KAY JOHNSON (MCCARTHY), SOAH Docket No. 507-18-5224</p> <p>9.1. Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference Dates for 2021</p>		<p><i>Revoked by Default</i></p> <p><i>Approved on Consent</i></p>
<p>1. ADMINISTRATION</p> <p>1.1. Executive Director's Report</p> <p>3. NURSING</p> <p>3.2. Education</p> <p>3.2.10. Consideration of Proposal to Establish a New Education Program</p> <p>3.2.10.a. Collin College in McKinney, Texas – Vocational Nursing Education Program</p>	<p>Katherine Thomas reviewed her written report with the Board.</p> <p>The Board considered the Proposal to Establish a New Nursing Education Program by Collin College in McKinney Texas – Vocational Nursing Education Program. Representatives Jane Lopes and Jane Leach were present and available to answer questions.</p>	<p>No action</p> <p>Motion by Kathy Leader Horn; Second by Kim Wright</p> <p>Move to grant initial approval to Collin College to establish a new Vocational Nursing Education Program in McKinney, Texas and impose the following condition and requirement in the Board Order:</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.10.b. Aspen University in Austin, Texas – Baccalaureate Degree Nursing Education Program</p>	<p>The Board considered the Proposal to Establish a New Nursing Education Program by Aspen University in Austin Texas – Baccalaureate Degree Nursing Education Program. Representatives Rhonda Winegar and Anne McNamara were present and available to answer questions.</p>	<p>The program shall not admit more than one (1) cohort of twenty-four (24) students at each of the two (2) Vocational Nursing Program campuses, one (1) in Allen (admit in January 2021) and one (1) in Wylie (admit in August 2021). Thereafter, the program shall not admit more than two (2) cohorts of twenty-four (24) students in each cohort per campus for a total program enrollment of forty-eight (48) students per year.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Diana Rodriguez Flores; Second by Melissa Schat</p> <p>Move to grant initial approval to Aspen University to establish a new Baccalaureate Degree Nursing Education Program in Austin, Texas and impose the following conditions/requirements in the letter and Board Order:</p> <p>1.The program shall not admit more than one (1) day cohort of thirty (30) students in September 2020, and one (1) evening cohort of thirty (30) students in December 2020, with a continuing admission of thirty (30) students in four (4) admission cohorts per year. In 2021, two (2) day cohorts of thirty (30) students each will begin in February and October and two (2) evening cohorts of thirty (30) students each will enroll in April and December.</p> <p>2. Prior to student enrollment at the time of Aspen University’s move from the Georgetown campus to the Austin campus, a Board Staff site visit will be conducted at the permanent Austin location at 101 West Louis Henna Blvd., Austin, Texas, 78728.</p> <p>For: Francis Stokes, Diana Rodriguez Flores, Kathy Leader Horn, Kathy Shipp, Melissa Schat, Rick Williams, Tamara Rhodes</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5. COMMITTEE REPORTS</p> <p>5.3. Collaboration with Outside Agencies/ Stakeholders</p> <p>5.3.1. National Council of State Boards of Nursing</p> <p>5.3.1.a. Appointment of Board Members to attend the NCSBN Annual Meeting to be held Virtually August 12-14, 2020</p>	<p>The Board considered the report on the National Council of State Board of Nursing Annual Meeting Agenda Items. Board President Kathy Shipp designated the voting Delegates as Kathy Shipp and Kathy Thomas and the alternate voting delegates as Allison Porter Edwards and Kristin Benton.</p>	<p>Against: Allison Porter Edwards, David Saucedo, Kim Wright, Mazie Jamison, Carol Hawkins</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Tamara Rhodes; Second by Rick Williams</p> <p>Move to direct the Delegates to vote on the issues after hearing and considering the discussion on the issues</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>OPEN FORUM</p>	<p>Board President Kathy Shipp announced the format and invited participation from the audience.</p> <p>No speakers came forward and the Open Forum was closed.</p>	<p>No action.</p>
<p>6.1. OLD BUSINESS</p> <p>6.9. Consideration of Adoption of Amendments to 22 Tex. Admin. Code §217.4, Pertaining to Requirements for Initial Licensure by Examination for Nurses Who Graduate from Nursing Education Programs Outside of United States' Jurisdiction, including Written Comments Received and Direction from Regulatory</p>	<p>The Board considered the Adoption of Amendments to 22 Tex. Admin. Code §217.4, Pertaining to Requirements for Initial Licensure by Examination for Nurses Who Graduate from Nursing Education Programs Outside of United States' Jurisdiction, including Written Comments Received and Direction from Regulatory Compliance Division, Governor's Office.</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Compliance Division, Governor's Office</p> <p>6.10. Consideration of Adoption of Amendments to 22 Tex. Admin. Code §217.5, Pertaining to Temporary License and Endorsement- including Written Comments Received and Direction from Regulatory Compliance Division, Governor's Office</p>	<p>The Board considered the Adoption of Amendments to 22 Tex. Admin. Code §217.5, Pertaining to Temporary License and Endorsement- including Written Comments Received and Direction from Regulatory Compliance Division, Governor's Office</p>	<p>No action.</p>
<p>7. NEW BUSINESS</p> <p>7.4. Consideration of Proposed Amendments to 22 Tex. Admin. Code §217.23, Relating to Balance Billing Dispute Resolution</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §217.23, Relating to Balance Billing Dispute Resolution</p>	<p>Motion by Kathy Leader Horn; Second by Melissa Schat</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code '217.23, pertaining to Balance Billing Dispute Resolution, as set out in Attachment A, 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 Texas Administrative Code '217.23, pertaining to Balance Billing Dispute Resolution, as proposed</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>7.5. Consideration of Eliminating Eligibility Question on Applications and Petitions Relating to Mental Health</p>	<p>The Board considered Eliminating Eligibility Question on Applications and Petitions Relating to Mental Health</p>	<p>Motion by Francis Stokes; Second by Rick Williams</p> <p>Move to authorize Staff to replace the current mental health question on all licensure forms with the following language: "Are you currently suffering from any condition for which you are not being appropriately treated that impairs your judgment or that would</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.6. Consideration of Proposed Legislative Appropriations Request (LAR) Exceptional Items for Fiscal Years 2022-2023</p>	<p>The Board considered the Proposed Legislative Appropriations Request (LAR) Exceptional Items for Fiscal Years 2022-2023</p>	<p>otherwise adversely affect your ability to practice nursing in a competent, ethical and professional manner?"</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Francis Stokes; Second by Diana Rodriguez Flores</p> <p>Move to accept the Staff recommendations for the list of LAR prioritized exceptional items for the 2022 and 2023 Legislative Appropriations Request which include the current 2020/2021 base funding.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>7.7. Update and Report on the Optimal Regulatory Board System (ORBS) Implementation</p>	<p>Mark Majek provided an update on the Optimal Regulatory Board System (ORBS) Implementation</p>	<p>No action</p>
<p>8.6. ALJ Proposals for Decision</p> <p>8.6.1. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #308776, Issued to CARLOS RHASHAUN DAVIS, SOAH Docket No. 507-19-5409</p> <p>8.6.1.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #308776, Issued to CARLOS RHASHAUN DAVIS, SOAH Docket No. 507-19-5409</p>	<p>Motion by Tamara Rhodes; Second by Melissa Schat</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a Warning with Stipulations against the Respondent's license, as is set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>contemplated litigation: Certificate #308776, Issued to CARLOS RHASHAUN DAVIS, SOAH Docket No. 507-19-5409</p>		<p>Final Resolution: Motion Carries</p>
<p>8.6.2. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #330947, Issued to JOSE ORLANDO DIAZ, SOAH Docket No. 50719-3433</p> <p>8.6.2.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #330947, Issued to JOSE ORLANDO DIAZ, SOAH Docket No. 50719-3433</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #330947, Issued to JOSE ORLANDO DIAZ, SOAH Docket No. 50719-3433</p>	<p>Motion by Kim Wright; Second by Francis Stokes</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a two year probated suspension against the Respondent's license, as is set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>8.6.3. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate # 642611 and 119548, Issued to JAMI MAYORGA DICKSON, SOAH Docket No. 507-20-0395</p> <p>8.6.3.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate # # 642611 and 119548, Issued to JAMI MAYORGA DICKSON, SOAH Docket No. 507-20-0395</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate # 642611 and 119548, Issued to JAMI MAYORGA DICKSON, SOAH Docket No. 507-20-0395</p>	<p>Motion by Diana Rodriguez Flores; Second by Tamara Rhodes</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a Remedial Education Order with a Fine against the Respondent's license, as is set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.6.4. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #728838, Issued to KHADIJA MOHAMMAD FAWAZ, SOAH Docket No. 507-20-0439</p> <p>8.6.4.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #728838, Issued to KHADIJA MOHAMMAD FAWAZ, SOAH Docket No. 507-20-0439</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #728838, Issued to KHADIJA MOHAMMAD FAWAZ, SOAH Docket No. 507-20-0439</p>	<p>Motion by Allison Porter Edwards; Second by Francis Stokes</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a Reprimand with Stipulations against the Respondent's license, as is set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>8.6.5. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #337398, Issued to LESLIE HERNANDEZ, SOAH Docket No. 507-20-2877</p> <p>8.6.5.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #337398, Issued to LESLIE HERNANDEZ, SOAH Docket No. 507-20-2877</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #337398, Issued to LESLIE HERNANDEZ, SOAH Docket No. 507-20-2877</p>	<p>Motion by Rick Williams; Second by Mazie Jamison</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD, except for proposed Finding of Fact Number 1, and revoke the Respondent's license, as set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>
<p>8.6.6. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #843685, Issued to ESOKA</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #843685, Issued to ESOKA EDWIN SONA, SOAH Docket No. 507-19-3624</p>	<p>Motion by Carol Hawkins; Second by Kim Wright</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and revoke the Respondent's license, as is set out in the proposed order.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>EDWIN SONA, SOAH Docket No. 507-19-3624</p> <p>8.6.6.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #843685, Issued to ESOKA</p> <p>EDWIN SONA, SOAH Docket No. 507-19-3624</p> <p>8.6.7. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #769760, Issued to BRANDY SOWDER, SOAH Docket No. 507-20-2560</p> <p>8.6.7.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #769760, Issued to BRANDY SOWDER, SOAH Docket No. 507-20-2560</p> <p>9. MISCELLANEOUS</p> <p>9.2. Nominations for Board Vice-President for 2021-2023</p> <p>ADJOURNMENT</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #769760, Issued to BRANDY SOWDER, SOAH Docket No. 507-20-2560</p> <p>Having completed all business as listed on the agenda, the meeting adjourned at 1:57 p.m</p> <hr/> <p>Kathy Shipp, MSN, RN, FNP Board President</p> <hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	<p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Melissa Schat; Second by Mazie Jamison</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a Reprimand with Stipulations against the Respondent's license, as is set out in the proposed order.</p> <p>For: Allison Porter Edwards, Francis Stokes, Diana Rodriguez Flores, David Saucedo, Kathy Leader Horn, Kathy Shipp, Kim Wright, Mazie Jamison, Melissa Schat, Carol Hawkins, Rick Williams, Tamara Rhodes</p> <p>Final Resolution: Motion Carries</p>