
TEXAS BOARD OF NURSING

Regular Meeting
July 22, 2021
9:01 am – 4:20 pm
Virtual Webex Meeting
Austin, Texas

Present:

Kathy Shipp, MSN, RN, FNP, Board President, Representing APN Practice
Allison Porter-Edwards, DrPH, MS, RN, Board Vice-President, Representing BSN Education
Daryl Chambers, Representing Consumers
Laura A. Disque, MN, RN, Representing RN
Carol Kay Hawkins, BSN, RN, Representing RN Practice
Kenneth Johnson, RN, Representing LVN Education
Kathy Leader-Horn, LVN, Representing LVN Practice
Tamara Rhodes, MSN, RN, Representing ADN Education
Rick Williams, CTT, Representing Consumers

Absent:

Mazie Jamison, B.A., M.A., Representing Consumers
David Saucedo II, Representing Consumers
Melissa Schatt, LVN, Representing LVN Practice
Kimberly Wright, LVN, Representing LVN 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
John Vanderford, Assistant General Counsel
Virginia Ayars, Nursing Consultant
Linda Laws, Nursing Consultant
Dan Fletcher, Information Technology Supervisor

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 9:01 a.m. on July 22, 2021.	
ROLL CALL	Katherine Thomas did the roll call. Board Members Mazie Jamison, B.A., M.A., Representing Consumers; David Saucedo II, Representing Consumers; Melissa Schatt, LVN, Representing LVN Practice; and Kimberly Wright, LVN, Representing LVN Practice were absent. A quorum was established with nine members in attendance.	
AGENDA	<p>The Board reviewed the agenda.</p> <p>The following item was removed from the agenda:</p> <p>Agenda Item 5.1.2. Quarterly Statistical Report – 3RD Quarter Fiscal Year 2021.</p>	<p>Motion by Allison Porter Edwards; Second by Kathy Leader Horn</p> <p>Move to approve the amended agenda of the July 22, 2021 Board Meeting with the Removal of Agenda Item 5.1.2. Quarterly Statistical Report – 3RD Quarter, Fiscal Year 2021</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
MINUTES	The Board reviewed the minutes of the April 22, 2021 Board Meeting Minutes; and April 29, 2021 Emergency Meeting Minutes	<p>Motion by Allison Porter Edwards; Second by Laura Disque</p> <p>Move to approve the minutes of the April 22, 2021 Board Meeting Minutes; and April 29, 2021 Emergency Meeting Minutes</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
CONSENT AGENDA	<p>The Board reviewed the Consent Agenda</p> <p>The following items were removed from the Consent Agenda for discussion and vote:</p> <p>Agenda Item 8.1. Agreed Order of Cynthia Garth, RN #653205/LVN #140059</p>	<p>Motion by Allison Porter Edwards; Second by Tamara Rhodes</p> <p>Move to approve the consent Agenda with the exception of Agenda Item 8.1. Agreed Order of Cynthia Garth, RN #653205/LVN #140059</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>CONSENT AGENDA ITEMS</p> <p>1. ADMINISTRATION</p> <p>1.2. Legal</p> <p><i>Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial District Court, Travis County, Texas;</i></p> <p><i>Adaku Charity Abakwue v. Texas Board of Nursing, Cause No. D-1-GN-19002934, 250th Judicial District Court, Travis County, Texas;</i></p> <p><i>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;</i></p> <p><i>Rene Dominguez v. Texas Board of Nursing, Cause No. D-1-GN-19-007343, 353rd Judicial District</i></p>	<p>The Board considered the Consent Agenda Item 8.1. Agreed Order of Cynthia Garth, RN #653205/LVN #140059</p>	<p>Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p> <p>Board Member Kathy Shipp recused herself from the consideration and vote on this agenda item due to personal knowledge of this individual.</p> <p>Motion by Allison Porter Edwards; Second by Kathy Leader Horn</p> <p>Move to approve the Agreed Order of Cynthia Garth, RN #653205/LVN #140059</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Recused: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p> <p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Court, Travis County, Texas;</i> <i>Dovie L. Williams, RN, v. Texas Board of Nursing, Cause No. D-1-GN-19-008240, 98th Judicial District Court, Travis County, Texas;</i> <i>Maria Beatrice Salas v. Texas Board of Nursing, Cause No. D-1-GN-20-000326, 419th Judicial District Court, Travis County, Texas;</i> <i>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 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;</i> <i>In Re: Texas Opioid Litigation, 201,8-63587, MDL No. 18-0358, 152nd Judicial District, Harris County, Texas;</i> <i>Jose Orlando Diaz v. Texas Board of Nursing, Cause No. D-1-GN-20-002488, 126th Judicial District Court, Travis County, Texas</i></p>		
<p>2. OPERATIONS 2.1. <i>Financial Statement – 3RD Quarter, Fiscal Year 2021</i></p>		<p><i>Approved on Consent</i></p>
<p>3. NURSING 3.1. Practice 3.1.1. <i>Promoting Continuing Competency Report</i></p>		<p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>(relating to Pilot Programs for Innovative Applications to Vocational and Professional Nursing Education)</i></p> <p>8. PROPOSED BOARD ORDERS</p> <p>8.1. Agreed Orders</p>		<p><i>The Board voted to ratify the Agreed Orders on Consent with the following actions:</i></p>
	<p><i>Akpunku, Livina Chika, APRN# AP128478/ RX Auth# 18251/ RN# 667998/ LVN# 170128/ APRN Petitioner</i></p>	<p><i>Remedial Education with a Fine</i></p>
	<p><i>Almeda, Liliana, RN# 758047</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Barron, Ashley Ryan, LVN# 329670</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Bernal Jr., Jose Angel, RN# 866676</i></p>	<p><i>Limited License with Stipulations</i></p>
	<p><i>Boyd, Kaelyn Huneycutt, RN# 855582</i></p>	<p><i>Warning</i></p>
	<p><i>Burton, Elizabeth Delois, LVN# 333531</i></p>	<p><i>Suspend/ Probate</i></p>
	<p><i>Conerly, Noshia Tiki, RN# 723278</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Counts, Kacie Marie, LVN# 308992</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Deal, Leslie Carol, LVN#315371</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Delatorre, Adriana, RN# 972690</i></p>	<p><i>Suspend/ Probate</i></p>
	<p><i>Eckles, Nathan Ryan, RN# 942228</i></p>	<p><i>Suspend/ Probate</i></p>
	<p><i>Ejiofor, Amala, RN# 932487/ LVN# 314022</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Fay, Melinda Lynn, RN# 794653</i></p>	<p><i>Warning with Stipulations</i></p>
	<p><i>Foster, Terri Glynda, LVN# 339996</i></p>	<p><i>Reprimand with Stipulations</i></p>
	<p><i>Franklin, Tracy N, RN# 624428</i></p>	<p><i>Suspend/ Probate</i></p>
	<p><i>Freeman, Tonia Davis, LVN# 327012</i></p>	<p><i>Reprimand with Stipulations</i></p>
	<p><i>Garner, Linda Gail, RN# 820951/ LVN# 156078</i></p>	<p><i>Reprimand with Stipulations</i></p>
	<p><i>Garth, Cynthia, RN# 653205/ LVN# 140059</i></p>	<p><i>Board Member Kathy Shipp recused herself from the consideration and vote on this Agreed Order</i></p>
		<p><i>Warning with Stipulations</i></p>

AGENDA ITEM	DISCUSSION	ACTION
	<i>Grady, Taquisha Lavette, LVN# 332742</i>	<i>Suspend/Probate</i>
	<i>Hayden, Kim Marie, RN# 866424</i>	<i>Warning with Stipulations</i>
	<i>Hudson, Laura Diane, LVN# 122622</i>	<i>Reprimand with Stipulations</i>
	<i>Huff, Theresa L., RN# 788931</i>	<i>Warning with Stipulations</i>
	<i>Lassiter, Whitney, LVN# 304379</i>	<i>Warning with Stipulations</i>
	<i>Ludig, Melanie Joan, RN# 769407</i>	<i>Enforced Suspension</i>
	<i>McBride, Jennifer Anne, RN# 849867</i>	<i>Warning with Stipulations</i>
	<i>McKee, Amanda Gail, LVN# 171093</i>	<i>Reprimand with Stipulations</i>
	<i>Maples, Jessica Colleen, RN# 689766</i>	<i>Warning with Stipulations</i>
	<i>Martinez, Jennifer Robin, RN# 681770</i>	<i>Warning with Stipulations</i>
	<i>Martiny, Eugene Michael, LVN# 224878</i>	<i>Reprimand with Stipulations</i>
	<i>Miller, Lacora Shaunte, LVN# 301031</i>	<i>Reprimand with Stipulations</i>
	<i>Ndah, Akwi Noela, RN# 964986</i>	<i>Reprimand with Stipulations</i>
	<i>Olaide, Mojisola H., LVN# 319704</i>	<i>Warning with Stipulations</i>
	<i>Otalor, Patricia Onyema, RN# 610785</i>	<i>Suspend/ Probate</i>
	<i>Pardue, Wayne Monroe, LVN# 314680</i>	<i>Warning with Stipulations</i>
	<i>Phillips, Britton Travis, RN# 820676/ LVN# 224081</i>	<i>Reprimand with Stipulations</i>
	<i>Ramon, Sandy J., RN# 757962</i>	<i>Suspend/Probate</i>
	<i>Ridgway, Blake Randall APRN# AP133876/ RX Auth# 23042/ RN# 826001</i>	<i>Enforced Suspension</i>
	<i>Roberts, Tammy S., RN# 626013</i>	<i>Warning with Stipulations</i>
	<i>Scott, Alexis Wendie, LVN# 310145</i>	<i>Reprimand with Stipulations</i>
	<i>Strain, Donielle Quinieece, RN# 895845</i>	<i>Warning with Stipulations</i>
	<i>Teke, Acha Clifford, RN# 1020121</i>	<i>Warning</i>
	<i>Thompson, Jonathan Earl, RN# 946542</i>	<i>Warning with Stipulations</i>
	<i>Tucker, Angela Kay, RN# 679696</i>	<i>Warning with Stipulations</i>

AGENDA ITEM	DISCUSSION	ACTION
	<i>Valdez, Victor Manuel, RN# 602259</i>	<i>Warning with Stipulations</i>
	<i>Walker, Troydrick Lashane, LVN# 350113</i>	<i>Warning with Stipulations</i>
	<i>Warford, Erica, LVN# 300444</i>	<i>Reprimand with Stipulations</i>
	<i>Webb, Abigal Rose, LVN# 223970</i>	<i>Reprimand with Stipulations</i>
	<i>Winston, Brandy Lynn, LVN# 189264</i>	<i>Warning with Stipulations</i>
	<i>Woodbury, Julie Ann, APRN# AP115181/ RN# 663926/ RX Auth# 7069</i>	<i>Reprimand with Stipulations</i>
	<i>Zolfaghari, Joseph Seyed, RN# 812147/ LVN# 229549</i>	<i>Suspend/ Probate</i>
8.2. Agreed Orders – KSTAR Program	<i>Asonibe, Jude, RN# 649152</i>	<i>Warning with Stipulations - Deferred</i>
	<i>Bernstein, Brittany Allyse, RN# 900000</i>	<i>Warning with Stipulations</i>
	<i>Lowe, Janice, RN# 648275/ LVN# 62717</i>	<i>Warning with Stipulations</i>
8.4. Reinstatement Agreed Orders	<i>Anderson, Derecia Remeiko, RN# 830013</i>	<i>Reinstated with Stipulations</i>
	<i>Armendariz, Rochelle Marisa, RN# 722194</i>	<i>Reinstated with Stipulations</i>
	<i>Benavides, Elivra, RN# 553790</i>	<i>Reinstated with Stipulations</i>
	<i>Dricks, Alexis Chantrail, LVN# 306904</i>	<i>Reinstated with Stipulations</i>
	<i>McGruder, Christres Ulanda, RN# 800543</i>	<i>Reinstated with Stipulations</i>
	<i>Muncy, Natalie Nicole, RN# 738714/ LVN# 194800</i>	<i>Reinstated with Stipulations</i>
	<i>Natividad, Nicolas Adrian, RN# 834096</i>	<i>Reinstated with Stipulations</i>
	<i>Parnell, Stephanie Diann, RN# 669682</i>	<i>Reinstated with Stipulations</i>
	<i>Price, Sonya Marie, LVN# 155256</i>	<i>Reinstated with Stipulations</i>
	<i>Strode, Catina, RN# 864504</i>	<i>Reinstated with Stipulations</i>
8.5. Eligibility Agreed Orders	<i>Domer, Stephanie L., RN# 717396</i>	<i>Reactivation of License</i>
	<i>Edwards, Erica Gabrielle, RN/LVN Exam Petitioner</i>	<i>Petition for Eligibility of Licensure</i>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Permanent Certificate #714538, Issued to TIFFANY JANE PENNELL, SOAH Docket No. 507-21-1038</i></p>		
<p>OPEN FORUM</p>	<p>Board President Kathy Shipp announced the format and invited participation from the audience. No speakers came forward and the Open Forum was closed.</p>	
<p>1. ADMINISTRATION</p>		
<p>1.1. Executive Director's Report</p>	<p>Katherine Thomas reviewed her written report with the Board.</p>	<p>No action</p>
<p>1.3. Legislative Report – 87th Regular Texas Legislative Session</p>	<p>Bruce Holter reviewed the Legislative Report – 87TH Regular Texas Legislative Session with the Board</p>	<p>No action</p>
<p>1.4. Report on Final Board of Nursing Budget for Fiscal Year 2022-2023 Biennium</p>	<p>Mark Majek reviewed the Report on Final Board of Nursing Budget for Fiscal Year 2022-2023 Biennium with the Board</p>	<p>No action</p>
<p>3. NURSING</p>		
<p>3.1. PRACTICE</p>		
<p>3.1.2. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Nursing Program</p>	<p>Kristin Benton reviewed the Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Nursing Program with the Board</p>	<p>No action</p>
<p>3.1.2.a. Consideration of Request for Fee Increase for the Knowledge, Skills, Training, Assessment and Research (KSTAR) Nursing Program</p>	<p>The Board considered the Request for Fee Increase for the Knowledge, Skills, Training, Assessment and Research (KSTAR) Nursing Program Representative Tammy Wagner, BBA, RN, CPHQ, IQCI, Director of Quality Improvement/Chief Nursing Officer, A&M Rural and Community Health Institute Texas A&M Health was present to answer questions</p>	<p>Motion by Kathy Leader Horn; Second by Laura Disque Move to amend the Board's 2017 approval of the Knowledge, Skills, Training, Assessment and Research Nursing Program to authorize a maximum fee of \$2950 collectable from a program participant, effective September 1, 2021</p>
		<p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.1.3. Report on Nurse Delegation in the Public School Setting</p>	<p>Linda Laws presented the Report on Nurse Delegation in the Public School Setting to the Board</p>	<p>No action</p>
<p>3.2. EDUCATION 3.2.8. Consideration of Proposal to Establish a New Nursing Education Program 3.2.8.a. Oxford Academy in San Antonio, Texas – Vocational Nursing Education Program</p>	<p>The Board considered the Proposal to Establish a New Nursing Education Program by Oxford Academy in San Antonio, Texas – Vocational Nursing Education Program Representatives Kimberly MacNaughton, RN, BSN, Proposed Director; Franklin Okigbo, MA, President, Oxford Academy; Dr. Ejike Asiegbunam, President, Jay College were present and available to answer questions</p>	<p>Motion by Allison Porter Edwards; Second by Rick Williams</p> <p>Move to grant initial approval to Oxford Academy to establish a new nursing education program in San Antonio, Texas and impose the following conditions and requirements discussed by the Board:</p> <ol style="list-style-type: none"> 1. The program shall not admit more than one (1) cohort of thirty (30) students annually, to begin September 2021, for the first two years of operation. Beginning year three, the program shall admit one (1) cohort of thirty-five (35) students each year through year five. 2. Board Staff shall conduct a virtual survey visit when students are enrolled and classes are in session. 3. The program shall provide the following data to Board Staff not later than two (2) weeks after each semester ends: <ol style="list-style-type: none"> a. Names of students enrolled in each class with course grades b. Names of students who withdrew or failed c. Description of remediation provided to students d. Completion rates for each course (number passing/numbered enrolled) e. Data from student satisfaction surveys at the end of each course <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Daryl Chambers, Kenneth Johnson</p> <p>Against: Tamara Rhodes</p> <p>Final Resolution: Motion Carries</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. Report on the NCSBN Annual Meeting, to be held virtually August 18-19, 2021</p> <p>5.3.3. . Texas Center for Nursing Workforce Studies Advisory Committee</p>	<p>The Board considered the Report on the NCSBN Annual Meeting to be held virtually August 18-19, 2021</p> <p>Katherine Thomas reported the committee met on July 14, 2021. The committee reviewed and made changes to two reports: School Nurses in Texas K-12 Public and Charter Schools 2020 and School of Nursing Faculty Trends 2009-2020. The school nurses report explored geographic, demographic, employment, education and data on school nurses. Key findings included that 27 Texas counties have no school nurses and the majority of school nurses have at least a BSN. The faculty report examined trends in the demographic characteristics of faculty including the overall number, age, sex and race of faculty over the time period. Key findings included race did not match the distribution of students enrolled in programs and a slight decline in age of faculty and increase in the total number of faculty and programs. These reports will be edited and then published on the TCNWS website</p>	<p>Motion by Kathy Leader Horn; 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, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p> <p>No action</p>
<p>6.1. OLD BUSINESS</p> <p>6.1. Nurse Licensure Compact Update</p> <p>6.2. Consideration of Adoption of Rule Review of 22 Texas Administrative Code Chapters 213 (relating to Practice and Procedure), 216</p>	<p>Katherine Thomas reviewed the Report on the Nurse Licensure Compact Update</p> <p>The Board considered the Adoption of Rule Review of 22 Texas Administrative Code Chapters 213 (relating to Practice and Procedure), 216 (relating to Continuing Competency), and 221 (Advanced Practice Nurses), including Written Comments Received, if any</p>	<p>No action</p> <p>No action</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>(relating to Continuing Competency), and 221 (Advanced Practice Nurses), including Written Comments Received, if any</p>		
<p>6.3. Consideration of Adoption of Rule Review of 22 Texas Administrative Code Chapters 214 (relating to Vocational Nursing Education), 215 (relating to Professional Nursing Education), and 222 (relating to Advanced Practice Registered Nurses with Prescriptive Authority), including Written Comments Received, if any</p>	<p>The Board considered the Adoption of Rule Review of 22 Texas Administrative Code Chapters 214 (relating to Vocational Nursing Education), 215 (relating to Professional Nursing Education), and 222 (relating to Advanced Practice Registered Nurses with Prescriptive Authority), including Written Comments Received, if any</p>	<p>No action</p>
<p>6.4. Consideration of Adoption of Proposed Amendments to 22 Texas Administrative Code §221.14, relating to Nurse-Midwives Providing Controlled Substances, including Written Comments Received, if any</p>	<p>The Board considered the Adoption of Proposed Amendments to 22 Texas Administrative Code §221.14, relating to Nurse-Midwives Providing Controlled Substances, including Written Comments Received, if any</p>	<p>No action</p>
<p>7. NEW BUSINESS</p>		
<p>7.1. Texas Peer Assistance Program for Nurses (TPAPN)</p>		
<p>7.1.1. Texas Peer Assistance Program for Nurses Quarterly Report for the 3RD Quarter</p>	<p>Dawn Webb, Program Director for the Texas Peer Assistance Program for Nurses presented the Quarterly Report for the 3RD Quarter</p>	<p>No action</p>
<p>7.3. Internal Audit Report of the Texas Peer Assistance Program, Report No. BON-021-001</p>	<p>Monday Rufus, CPA and Robert Gonzales with Monday Rufus & Co., P.C. presented the Internal Audit of the Texas Peer Assistance Program Report No. BON-021-001</p>	<p>Motion by Tamara Rhodes; Second by Carol Hawkins</p> <p>Move to accept Internal Audit Report of the Texas Peer Assistance Program for Nurses, BON-021-001 as prepared by Monday Rufus, CPA for fiscal year 2021</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.4. Consideration of Selection of Vendor for Texas Peer Assistance Program for Nurses (TPAPN) Services</p>	<p>The Board considered the Selection of Vendor for Texas Peer Assistance Program for Nurses (TPAPN) Services request presented by April Liwanag, Assistant General Counsel for the Board</p>	<p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Tamara Rhodes; Second by Laura Disque</p> <p>Move to approve the Texas Nurses Foundation as the awarded vendor of Request for Proposals No. 507-21-001 for Texas Peer Assistance Program for Nurses Services, and authorize the Executive Director of the Board to prepare and execute a new two-year contract, with the option to renew for one additional two-year period without the need for an additional rebidding process</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
<p>7.5. Consideration of Adding the National League for Nursing (NLN) Commission for Nursing Education Accreditation (CNEA) to the list of Board-approved national nursing accreditation organizations</p>	<p>The Board considered Adding the National League for Nursing (NLN) Commission for Nursing Education Accreditation (CNEA) to the list of Board-approved national nursing accreditation organizations as presented by Janice Hooper, Nursing Education Consultant for the Board</p>	<p>Motion by Allison Porter Edwards; Second by Laura Disque</p> <p>Move to Add the name of the National League for Nursing Commission for Nursing Education Accreditation to the list of Board-approved accrediting agencies recognized by the United States Department of Education determined to have standards equivalent to the Board's ongoing approval standards. Programs with nursing accreditation may follow Education Guideline 3.2.4.a. Any standards not equivalent will continue to be monitored by the Board</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.6. Consideration of Proposed Amendments to §213.33 (relating to Factors Considered for Imposition of Penalties/Sanctions), including the Texas Board of Nursing Disciplinary Matrix</p>	<p>The Board considered the Proposed Amendments to §213.33 (relating to Factors Considered for Imposition of Penalties/Sanctions), including the Texas Board of Nursing Disciplinary Matrix as presented by Jena Abel, Deputy General Counsel for the Board</p>	<p>Motion by Laura Disque; Second by Kathy Leader Horn</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code §213.33, relating to Factors Considered for imposition of Penalties/Sanctions, including the Disciplinary Matrix, as set out 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 §213.33, relating to Factors Considered for imposition of Penalties/Sanctions, including the Disciplinary Matrix, as proposed</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
<p>7.7. Consideration of Proposed Amendments to 22 Texas Administrative Code §214.4 (relating to Approval)</p>	<p>The Board considered the Proposed Amendments to 22 Texas Administrative Code §214.4 (relating to Approval), as presented by Jena Abel, Deputy General Counsel for the Board</p>	<p>Motion by Laura Disque; Second by Rick Williams</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code §214.4, relating to Approval, as set out 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 §214.4, relating to Approval, as proposed</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.8. Consideration of Proposed Amendments to 22 Texas Administrative Code §215.2(4) (relating to Definitions) and §215.4 (relating to Approval)</p>	<p>The Board considered the Proposed Amendments to 22 Texas Administrative Code §215.2(4) (relating to Definitions) and §215.4 (relating to Approval) as presented by Jena Abel, Deputy General Counsel for the Board</p>	<p>Motion by Tamara Rhodes; Second by Kenneth Johnson</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code §215.2(4), relating to Definitions, as set out 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 §215.2(4), relating to Definitions, as proposed.</p> <p>Further, move to approve the proposed amendments to 22 Texas Administrative Code §215.4, relating to Approval, as set out 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 §215.4, relating to Approval, as proposed</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
<p>7.9. Consideration of Proposed Amendments to 22 Texas Administrative Code §213.28 (relating to Licensure of Individuals with Criminal History), including the Texas Board of Nursing Disciplinary Guidelines for Criminal Conduct</p>	<p>The Board considered the Proposed Amendments to 22 Texas Administrative Code §213.28 (relating to Licensure of Individuals with Criminal History), including the Texas Board of Nursing Disciplinary Guidelines for Criminal Conduct as presented by Jena Abel, Deputy General Counsel for the Board</p>	<p>Motion by Kathy Leader Horn; Second by Carol Hawkins</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code §213.28, relating to Licensure of Individuals with Criminal History, including the Board's Criminal Guidelines 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</p>

AGENDA ITEM	DISCUSSION	ACTION
<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 #148151, Issued to KAREN ANN LEGGETT, SOAH Docket No. 507-21-1209</p> <p>8.6.1.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #148151, Issued to KAREN ANN LEGGETT, SOAH Docket No. 507-21-1209</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 #310766, Issued to TARIFA REL LOPEZ,</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #148151, Issued to KAREN ANN LEGGETT, SOAH Docket No. 507-21-1209</p> <p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #310766, Issued to TARIFA REL LOPEZ, SOAH Docket No. 507-20-2479</p>	<p>request for a public hearing are received, move to adopt the proposed amendments to 22 Texas Administrative Code §213.28, relating to Licensure of Individuals with Criminal History, including the Board's Criminal Guidelines, as proposed</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Rick Williams; 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 an enforced suspension against the Respondent's license, to be followed by three years of probationary stipulations, as is set out in the proposed order</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Carol Hawkins; Second by Rick Williams</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, Laura Disque, Kathy Leader Horn, Kathy</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>SOAH Docket No. 507-20-2479</p> <p>8.6.2.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #310766, Issued to TARIFA REL LOPEZ, SOAH Docket No. 507-20-2479</p>		<p>Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</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 #666733 and 150367, Issued to ROSAISELDA VALDEZ, SOAH Docket No. 507-20-2467</p> <p>8.6.3.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #666733 and 150367, Issued to ROSAISELDA VALDEZ, SOAH Docket No. 507-20-2467</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #666733 and 150367, Issued to ROSAISELDA VALDEZ, SOAH Docket No. 507-20-2467</p>	<p>Motion by Laura Disque; Second by Carol Hawkins</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, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
<p>8.6.4. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #AP121858 and 816595, Issued to AMBER KAY WALKINGTON, SOAH Docket No. 507-20-3794</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #AP121858 and 816595, Issued to AMBER KAY WALKINGTON, SOAH Docket No. 507-20-3794</p>	<p>Motion by Carol Hawkins; Second by Laura Disque</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a probated suspension with probationary stipulations for two years against the Respondent's license, as is set out in the proposed order</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams,</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.6.4.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: Certificate #AP121858 and 816595, Issued to AMBER KAY WALKINGTON, SOAH Docket No. 507-20-3794</p>		<p>Tamara Rhodes, Daryl Chambers, Kenneth Johnson</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 Petition of Reinstatement of Certificate #304590, Issued to MAHOGANY ANTWANETT WILSON, SOAH Docket No. 507-21-1147</p>	<p>The Board considered the Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Petition of Reinstatement of Certificate #304590, Issued to MAHOGANY ANTWANETT WILSON, SOAH Docket No. 507-21-1147</p>	<p>Motion by Kenneth Johnson; Second by Carol Hawkins</p> <p>Move to adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and deny the Petitioner's Petition for Licensure Reinstatement, as set out in the proposed order</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Leader Horn, Kathy Shipp, Carol Hawkins, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p>
<p>8.6.5.a. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Petition of Reinstatement of Certificate #304590, Issued to MAHOGANY ANTWANETT WILSON, SOAH Docket No. 507-21-1147</p>		<p>Final Resolution: Motion Carries</p>
<p>9. MISCELLANEOUS</p>		
<p>9.1. Review of the Board Quarterly Meeting Evaluation</p>	<p>Kathy Shipp reviewed the Board Quarterly Meeting Evaluation of the April, 2021 meeting</p>	<p>No action</p>
<p>9.2. Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference Dates for 2022</p>	<p>The Board reviewed the proposed meeting dates for 2022 for the Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference dates</p>	<p>No action</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>9.3. 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</p>	<p>The Board Convened in 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.</p> <p>The Board reconvened in Open Meeting and took the following action:</p>	<p>Motion by Allison Porter Edwards; Second by Laura Disque</p> <p>Move to increase the salary of the Executive Director, Katherine A. Thomas, MN, RN, FAAN to \$169,537. annually effective September 1, 2021 and grant 80 hours of administrative leave time due to exceptional work as Executive Director of the Texas Board of Nursing</p> <p>For: Allison Porter Edwards, Laura Disque, Kathy Shipp, Rick Williams, Tamara Rhodes, Daryl Chambers, Kenneth Johnson</p> <p>Absent: Kathy Leader Horn, Carol Hawkins</p> <p>Final Resolution: Motion Carries</p>
<p>9.4. Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Board Self-Evaluation</p>	<p>The Board Convened in Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Board Self-Evaluation.</p> <p>The Board reconvened in Open Meeting and took no action</p>	<p>No action</p>
<p>ADJOURNMENT</p>	<p>Having completed all business as listed on the agenda, the meeting adjourned at 4:20 p.m</p> <p>_____</p> <p>Kathy Shipp, MSN, RN, FNP Board President</p> <p>_____</p> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	

TEXAS BOARD OF NURSING

Emergency Board Meeting Via Teleconference

July 30, 2021

3:03 pm – 3:21 pm

Teleconference Meeting 333 Guadalupe, Tower II, Room 225

Austin, Texas

Present Via Telephone Conference:

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

Allison Porter-Edwards, DrPH, MS, RN, Board Vice-President, Representing BSN Education

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

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

Kenneth Johnson, B.A., RN, Representing LVN Education

Tamara Rhodes, MSN, RN, Representing ADN Education

David Saucedo II, Representing Consumers

Absent:

Daryl Chambers, Representing Consumers

Carol Kay Hawkins, BSN, RN, Representing LVN Education

Kathy Leader Horn, LVN, Representing LVN Practice

Melissa Schatt, LVN, Representing LVN Practice

Rick Williams, CTT, Representing Consumers

Kim Wright, LVN, Representing LVN Practice

Staff Present Via Telephone Conference:

Katherine A. Thomas, Executive Director

James W. Johnston, General Counsel

Tawanda Young, Legal Assistant

Jena Abel, Deputy General Counsel

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp, Board President called the meeting to order at 3:03 p.m. on July 30, 2021.	
ROLL CALL	Kathy Shipp did the roll call. Board Members Daryl Chambers, Representing Consumers; Carol Kay Hawkins, BSN, RN, Representing LVN Education; Kathy Leader Horn, LVN, Representing LVN Practice; Melissa Schatt, LVN, Representing LVN Practice; Rick Williams, CTT, Representing Consumers; and Kim Wright, LVN, Representing LVN Practice were absent. A quorum was established with seven members in attendance.	
INTRODUCTIONS	Board Members and Staff introduced themselves to the audience and attendees.	
AGENDA	The Board reviewed the agenda.	<p>Motion by Allison Porter Edwards; Second by Laura Disque</p> <p>Move to approve the agenda</p> <p>For: Laura Disque, Allison Porter Edwards, Kathy Shipp, David Saucedo, Tamara Rhodes, Mazie Jamison, and Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
I. Consideration of Emergency Amendments to 22 Tex. Admin. Code §217.24(e)	The Board considered the Emergency Amendments to 22 Tex. Admin. Code §217.24(e)	<p>Motion by Kenneth Johnson; Second by Allison Porter Edwards</p> <p>Move to approve the adoption of emergency amendments to 22 Tex. Admin. Code §217.24(e) to permit advanced practice registered nurses to treat chronic pain with scheduled drugs through the use of telemedicine medical services during the COVID-19 pandemic under conditions consistent with federal law and rules adopted by the Texas Medical Board and to authorize General Counsel to make amendments as necessary to ensure such consistency and publish such emergency amendments in the Texas Register.</p> <p>For: Laura Disque, Allison Porter Edwards, Kathy Shipp, David Saucedo, Tamara Rhodes, Mazie Jamison, and Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>II. Consideration of Permanent Amendments to 22 Tex. Admin. Code §217.24(e)</p>	<p>The Board considered the Permanent Amendments to 22 Tex. Admin. Code §217.24(e)</p>	<p>Motion by Ken Johnson; Second by Allison Porter Edwards</p> <p>Move to approve the proposed amendments to 22 Texas Administrative Code §217.24(e), relating to Telemedicine Medical Service Prescriptions, as included in the Board's packet, 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 §217.24(e), relating to Telemedicine Medical Service Prescriptions, as proposed.</p> <p>For: Laura Disque, Allison Porter Edwards, Kathy Shipp, David Saucedo, Tamara Rhodes, Mazie Jamison, and Kenneth Johnson</p> <p>Final Resolution: Motion Carries</p>
<p>ADJOURNMENT</p>	<p>Having completed all business as listed on the agenda, the meeting adjourned at 3:21 p.m</p> <hr/> <p>Kathy Shipp, MSN, APRN, FNP Board President</p> <hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	