

---

**TEXAS BOARD OF NURSING**

Regular In Person Meeting

October 20, 2022

9:05 am – 4:11 pm

333 Guadalupe, Room 100

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 Hawkins Garcia, BSN, RN, Representing RN Practice

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

Ken Johnson, RN, Representing LVN Education

Kathy Leader-Horn, LVN, Representing LVN Practice

David Saucedo II, Representing Consumers

Melissa Schatt, LVN, Representing LVN Practice

Tyrone Sharp, PhD, MBA, MSN, MA, MEd, RN, Representing ADN Education

Rick Williams, CTT, Representing Consumers

**Absent:**

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

James "Dusty" Johnston, General Counsel

Jena Abel, Deputy General Counsel

Jan Hooper, Nursing Consultant

Darryl Holt, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
<b>CALL TO ORDER</b>	Kathy Shipp called the meeting to order at 9:05 a.m. on October 20, 2022.	
<b>ROLL CALL</b>	Katherine Thomas did the roll call. Board Member Kimberly Wright, LVN, Representing LVN Practice was absent. A quorum was established with twelve members in attendance.	
<b>AGENDA</b>	The Board reviewed the October 20, 2022 board meeting agenda.	<p>Motion by Allison Porter Edwards; Second by Melissa Schat</p> <p>Move to approve the agenda of the October 20, 2022, Board Meeting</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>
<b>MINUTES</b>	The Board reviewed the minutes of the July 21, 2022, Board Meeting	<p>Motion by Allison Porter Edwards; Second by Mazie Jamison</p> <p>Move to approve the minutes of the July 21, 2022, Board Meeting</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>
<b>CONSENT AGENDA</b>	<p>The Board reviewed the Consent Agenda</p> <p>The following items were removed from the Consent Agenda:</p> <p>3.2.7. Report of An Abrupt Program Closure and Current Situation for Students – Aspen University in Austin, Texas – Baccalaureate Degree Nursing Education Program</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</p>	<p>Motion by Allison Porter Edwards; Second by Ken Johnson</p> <p>Move to approve the Consent Agenda excluding Agenda Items:</p> <p>3.2.7. Report of An Abrupt Program Closure and Current Situation for Students – Aspen University in Austin, Texas – Baccalaureate Degree Nursing Education Program</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 #315193,</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>#315193, Issued to SHIVONNE MARIE HARGIS, SOAH Docket No. 507-22-2199</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 #352218, Issued to CORY ALAN BENGEL, SOAH Docket No. 507-22-00998</p> <p>The Board considered Consent Agenda Item:</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 #315193, Issued to SHIVONNE MARIE HARGIS, SOAH Docket No. 507-22-2199</p> <p>The Board considered Consent Agenda Item</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</p>	<p>Issued to SHIVONNE MARIE HARGIS, SOAH Docket No. 507-22-2199</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 #352218, Issued to CORY ALAN BENGEL, SOAH Docket No. 507-22-00998</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p> <p>Board Members Kathy Shipp and Mazie Jamison recused themselves as the serving members on the Temporary Suspension Committee which considered these matters.</p> <p>Motion by Melissa Schatt, Second by Rick Williams</p> <p>Move to approve agenda item 8.6.2.</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Rick Williams</p> <p>Recused: Kathy Shipp and Mazie Jamison</p> <p>Final Resolution: Motion Carries</p> <p>Enforced Suspension of the Respondent's license until Respondent completes treatment and demonstrates twelve consecutive months of sobriety, followed by three years of probationary stipulations</p> <p>Board Members Carol Hawkins Garcia and Mazie Jamison recused themselves as the serving members on the Temporary Suspension Committee which considered this matter.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p><b>CONSENT AGENDA ITEMS</b>  <b>1. ADMINISTRATION</b>            1.2. Legal            1.2.1. Update of Pending Litigation in the Matters of:  <i>Adaku Charity Abakwue v. Texas Board of Nursing, Cause No. D-1-GN-19002934, 250th Judicial District Court, Travis County, Texas;</i>  <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>  <i>Texas Board of Nursing v. Ken Paxton, Attorney General of Texas, Cause No. D-1-GN-19-007180, Travis County, Texas;</i>  <i>Rene Dominguez v. Texas Board of Nursing, Cause No. D-1-GN-19-007343, 353rd 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></p>	<p>#352218, Issued to CORY ALAN BENGEL, SOAH Docket No. 507-22-00998</p>	<p>Motion by Kathy Shipp, Second by Ken Johnson</p> <p>Move to Approve Agenda Item 8.7.1.</p> <p>For: Daryl Chambers, Laura Disque, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p> <p>Recused: Carol Hawkins Garcia and Mazie Jamison</p> <p>Final Resolution: Motion Carries</p> <p>Revoke by Default</p> <p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Amber K. Walkington v. Texas Board of Nursing, Kathy Shipp, MSN, RN, FNP, Texas Board of Nursing President; and Katherine A. Thomas, MN, RN, FAAN, Texas Board of Nursing Executive Director, Cause No. D-1-GN-21-005747, 250th Judicial District Court, Travis County, Texas; Michelle Marie Edwards v. Texas Nursing Board, Cause No. D-1-GN-22-001375, 353rd District Court, Travis County, Texas; and Sonja Oniece Shannon v. Texas Board of Nursing, and in their official capacities only, Katherine Thomas, Executive Director, and Kathy Shipp, President of the Board, Travis County, Texas.</i></p>		
<p><i>2.1. Financial Statement – 4TH Quarter, Fiscal Year 2022</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.1.1. Promoting Continuing Competency Report</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.1.2. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Nursing Program</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.2.1. Status Report on New Nursing Education Programs and Currently Active and Potential Proposals</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.2.2. Status Report on Programs with Sanctions</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.2.3. Report on Communication Activities with Nursing Education Programs</i></p>		<p><i>Approved on Consent</i></p>
<p><i>3.2.4. Consideration of Findings from Virtual Survey Visits</i></p>		

AGENDA ITEM	DISCUSSION	ACTION
3.2.4.a. Central Texas College in Killeen, Texas – Vocational Nursing Education Program		<i>Approved on Consent</i>
3.2.4.b. Lamar State College Orange in Orange, Texas– Associate Degree Nursing Education Program		<i>Approved on Consent</i>
3.2.4.c. Laredo College in Laredo, Texas – Vocational Nursing Education Program		<i>Approved on Consent</i>
3.2.4.d. McLennan Community College in Waco, Texas – MEEP and Vocational Nursing Education Programs		<i>Approved on Consent</i>
3.2.5. Report of Findings from Self-Study Reports for 2021 NCLEX Examination Pass Rates		<i>Approved on Consent</i>
3.2.6. Report of Application for a New Baccalaureate Degree Nursing Education Program in a Public Community College – Dallas College in Dallas, Texas		<i>Approved on Consent</i>
<b>4. ENFORCEMENT</b>		
4.1. Complaint Status Report		<i>Approved on Consent</i>
<b>5. COMMITTEE REPORTS</b>		
<b>5.1. Board Committees</b>		
5.1.1. Eligibility and Disciplinary Committee		<i>Approved on Consent</i>
5.1.2. Quarterly Statistical Report – 4TH Quarter, Fiscal Year 2022		<i>Approved on Consent</i>
5.3.3. Texas Health and Human Services Commission e-Health Advisory Committee		<i>Approved on Consent</i>
<b>6. OLD BUSINESS</b>		
6.1. Nurse Licensure Compact Update		<i>Approved on Consent</i>
6.2. Adoption of Proposed Amendments to 22 Texas		<i>Approved on Consent</i>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Administrative Code §213.28, Relating to Licensure of Individuals with Criminal History, including the Board's Disciplinary Guidelines for Criminal Conduct</i></p>		
<p><i>6.3. Adoption of Proposed Amendments to 22 Texas Administrative Code §217.5, Relating to Temporary License and Endorsement</i></p>		<p><i>Approved on Consent</i></p>
<p><i>6.4. Adoption of Proposed Amendments to 22 Texas Administrative Code §217.2, Relating to Licensure by Examination for Graduates of Nursing Education Programs Within the United States, its Territories, or Possessions</i></p>		<p><i>Approved on Consent</i></p>
<p><b>7. NEW BUSINESS</b></p>		
<p><i>7.1. Texas Peer Assistance Program for Nurses (TPAPN)</i></p>		
<p><i>7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report</i></p>		<p><i>Approved on Consent</i></p>
<p><i>7.1.3. Texas Peer Assistance Program for Nurses Advisory Committee</i></p>		<p><i>Approved on Consent</i></p>
<p><i>7.1.4. TNF/TPAPN Enhanced Contract and Performance Monitoring Report, 4TH Quarter Fiscal Year 2022</i></p>		<p><i>Approved on Consent</i></p>
<p><i>7.1.5. Texas Nurses Foundation/Texas Peer Assistance Program for Nurses Enhanced Contract and Performance Monitoring Report, Annual Report for Fiscal Year 2022</i></p>		<p><i>Approved on Consent</i></p>
<p><i>7.1.6. Texas Peer Assistance Program for Nurses -Board of Nursing</i></p>		<p><i>Approved on Consent</i></p>

AGENDA ITEM	DISCUSSION	ACTION
Budget 09/01/22 through 08/31/23		
7.2. Fiscal Year 2022 Newly Executed and Renewed Board Contracts		Approved on Consent
<b>8. PROPOSED BOARD ORDERS</b>		
<b>8.1. Agreed Orders</b>		The Board voted to ratify the Agreed Orders on Consent with the following actions:
	Aguirremelendez, Fatima, LVN# 342915/ RN Exam Petitioner	Warning with Stipulations
	Attia, Crystal Sayea, LVN# 335172	Warning with Stipulations
	Benham, Jamie Leann, APRN# AP107990/ RX Auth# 2111/ RN# 558339/ LVN# 92575	Suspend/ Probate
	Bolton, Tameka Narie, LVN# 310153	Warning with Stipulations
	Bryant, Michelle Buchanan, RN# 667131	Warning with Stipulations
	Butterfield, Kate M., RN# 795868	Reprimand with Stipulations
	Copenhaver, Barbara Kathryn, LVN# 215518	Reprimand with Stipulations
	Corona, Mario Enrique, RN# 819495	Warning with Stipulations
	Curlee, Paula, PTP CO RN# 83708	Reprimand with Stipulations
	Dye, Brittany Martha-Cerrell, PTP TN RN# 177357/ RN Endorsement Petitioner/ APRN Petitioner	Reprimand with Stipulations
	Ekwueme, Grace Nwabude, LVN# 196195	Suspend/ Probate
	Fehrenbacher, John Florian, APRN# AP130901/ RX Auth# 20393/ RN# 614265	Warning with Stipulations
	Fontenot, Harriet Denise, RN# 693831/ LVN# 90391	Reprimand with Stipulations
	Goehry, Cody Allen, LVN# 337146	Warning with Stipulations
	Hanus, Chandler Reid, LVN# 1056319	Warning with Stipulations
	Johnson, Princess Anita, LVN# 348645	Warning with Stipulations
	Jordan, Floyd Andrew, RN# 711726	Warning
	Lembvem, Bongtin Agnes, RN# 822703	Warning with Stipulations

AGENDA ITEM	DISCUSSION	ACTION
	Lewis, Christian Faith, APRN# AP136663/ RX Auth# 25590/ RN# 938892	Warning with Stipulations
	Lopez, Natasha Renay, RN#1022023/ LVN# 351884	Warning with Stipulations
	Mathew, Mariamma Joshuva, RN# 570005/ LVN# 131831	Warning with Stipulations
	McClellan, Lacibirodna Denise, LVN# 310124	Warning with Stipulations
	Moore, Kristen Michelle, RN# 757397	Warning with Stipulations
	Nguyen, Vicky, RN# 958358	Reprimand with Stipulations
	Olushola, Similoluwa Olutomiwa, RN# 919596/ LVN# 320869/ APRN Petitioner	Warning with Stipulations
	Osorio, Juaquin, LVN# 160991	Reprimand with Stipulations
	Plaster, Jamie Dawn, LVN# 313519	Suspend/ Probate
	Powell, Chassity, APRN #1029691/ RN# 784861	Warning with Stipulations
	Robinson, Charlene Anita, RN# 789803	Warning with Stipulations
	Rodriguez, Ana Laura, LVN# 234187/ RN Exam Petitioner	Warning with Stipulations
	Rutherford, Tanis May, RN# 670916	Reprimand with Stipulations
	Sagebiel, Kristin Lee, APRN# AP114114/ RN# 666881/ LVN# 162138	Warning with Stipulations
	Sevillo, Arnel Deluso, RN# 797988	Reprimand with Stipulations
	Smith, Stephen Christopher, RN# 685443	Suspend/ Probate
	Steiner, Crystal Marie, LVN# 353014	Enforced Suspension
	Stilwell, Clinton Payne, RN# 584668	Enforced Suspension
	Strain, Sara Marie, LVN# 225376	Reprimand with Stipulations
	Swim, Angela Kim, RN# 600774/ LVN# 130782	Warning with Stipulations
	Talley, Philip Duane, APRN# AP127457/ RX Auth# 17338/ RN# 717298	Suspend/ Probate
	Tate, Janis, RN# 935243	Reprimand with Stipulations
	Turner, Forrest Wayne, RN# 739454	Warning with Stipulations
	Woods, Felicia Ann, LVN# 1012449	Warning with Stipulations

AGENDA ITEM	DISCUSSION	ACTION
<b>8.2. Agreed Orders – KSTAR Program</b>		
	<i>Edmondson, Melia Kay, RN# 981994</i>	<i>Warning with Stipulations</i>
	<i>Ikeji, Angela, RN# 984127</i>	<i>Warning with Stipulations</i>
	<i>Kutscher, Paul Joseph, RN# 865521</i>	<i>Warning with Stipulations - Deferred</i>
<b>8.3. Deferred Agreed Orders</b>		
	<i>None</i>	
<b>8.4. Reinstatement Agreed Orders</b>		
	<i>Bostick, Kiva Lindsey, RN# 785935</i>	<i>Reinstated with Stipulations</i>
	<i>Fleeks, Deundre Omarcia, RN# 927891</i>	<i>Reinstated with Stipulations</i>
	<i>Green (Munns), Lillian Shea, PTP AR RN# R100265/ LVN# L056257</i>	<i>Reinstated with Stipulations</i>
	<i>Holliday, Melvin Lee, RN# 676186/ LVN# 168354</i>	<i>Reinstated with Stipulations</i>
	<i>Lawson-Brown, Tracy Ann, RN# 678897/ LVN# 154284</i>	<i>Reinstated with Stipulations</i>
	<i>Simmons, Jonnie, RN# 638815</i>	<i>Reinstated with Stipulations</i>
	<i>Smith, Ticarra Nicole, LVN# 190594</i>	<i>Reinstated with Stipulations</i>
	<i>Williams, Craig Wallace, LVN# 150489</i>	<i>Reinstated with Stipulations</i>
<b>8.5. Eligibility Agreed Order</b>		
	<i>None</i>	
<b>8.6. ALJ Proposals for Decision</b>		
<b>8.6.1. Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Petition for Reinstatement of Permanent Certificate #317009, Issued to ASHLEY AVALOS,</b>		<i>Denial of licensure reinstatement</i>

AGENDA ITEM	DISCUSSION	ACTION
<p>SOAH Docket No. 507-22-2690</p> <p><b>8.6.1.a.</b> Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Petition for Reinstatement of Permanent Certificate #317009, Issued to ASHLEY AVALOS, SOAH Docket No. 507-22-2690</p> <p><b>8.6.3.</b> Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #710763, Issued to OMAR APOLO JACOBO, SOAH Docket No. 507-20-0896</p> <p><b>8.6.3.a.</b> Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #710763, Issued to OMAR APOLO JACOBO, SOAH Docket No. 507-20-0896</p> <p><b>8.6.4.</b> Consideration of Proposal for Decision, Recommendations, proposed settlement Agreements, if any, and Board action: In the Matter of Permanent Certificate #562829, Issued to BRENDA A. LARA, SOAH Docket No. 507-21-2398</p> <p><b>8.6.4.a.</b> Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate</p>		<p>Adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and impose a Probated Suspension of the Respondent's license for two years with probationary stipulations, as is set out in the proposed order</p> <p>Adopt all of the proposed Findings of Fact and Conclusions of Law in the PFD and revoke the Respondent's license</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>#562829, Issued to BRENDA A. LARA, SOAH Docket No. 507-21-2398</p> <p><b>8.7. ALJ Default Proposal for Decision Remands</b></p> <p><b>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 #820886, Issued to JOSEPH BYRON BIRT, SOAH Docket No. 507-22-2323</b></p> <p><b>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 #820886, Issued to JOSEPH BYRON BIRT, SOAH Docket No. 507-22-2323</b></p> <p><b>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 #332373, Issued to MARY CATHERINE HUCKABY, SOAH Docket No. 507-22-2065</b></p> <p><b>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 #332373, Issued to MARY CATHERINE HUCKABY, SOAH Docket No. 507-22-2065</b></p>		<p><i>Adopt the proposed order and revoke the Respondent's nursing license by default.</i></p> <p><i>Adopt the proposed order and revoke the Respondent's nursing license by default.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><b>8.7.4.</b> Consideration of Order of Dismissal and Remand, Recommendations, proposed settlement agreements, if any, and Board action: In the Matter of Permanent Certificate #314733, Issued to CHERYL JUNE TORRES, SOAH Docket No. 507-22-1831</p> <p><b>8.7.4.a.</b> Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate #314733, Issued to CHERYL JUNE TORRES, SOAH Docket No. 507-22-1831</p>		<p>Adopt the proposed order and revoke the Respondent's nursing license by default.</p>
<p><b>1. ADMINISTRATION</b> 1.1. Executive Director's Report</p>	<p>Katherine Thomas reviewed her report with the Board.</p>	<p>No action.</p>
<p><b>3. NURSING</b> <b>3.2. Education</b> <b>3.2.7.</b> Report of An Abrupt Program Closure and Current Situation for Students – Aspen University in Austin, Texas – Baccalaureate Degree Nursing Education Program</p>	<p>The Board considered the Report of An Abrupt Program Closure and Current Situation for Students – Aspen University in Austin, Texas – Baccalaureate Degree Nursing Education Program</p>	<p>Motion by Kathy Leader Horn; Second by Allison Porter Edwards</p> <p>Move to accept the report of the abrupt program closure and the current situation for students following the September 20, 2022, closure of the Aspen University Baccalaureate Degree Nursing Education Program in Austin, Texas, as noted in the letter and Board Order</p>
<p><b>3.2.8.</b> Consideration of Proposal to Establish a New Nursing Education Program</p>		<p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p><b>3.2.8.a.</b> Texas Health School in Houston – Licensed Vocational Nurse to Associate Degree Nursing Education Program</p>	<p>The Board considered the Proposal to Establish a New Nursing Education Program by Texas Health School in Houston – Licensed Vocational Nurse to Associate Degree Nursing Education Program Representatives: Pamela L. Keys, DNP, MSN, RN, Dean of Nursing; Khawar Alzaz, BS, MB, ChB, FRCSI, MBA, Campus Director; and David Hawk, B.S., President, were present and available to answer questions.</p>	<p>Motion by Rick Williams; Second by Daryl Chambers</p> <p>Move to grant initial approval to Texas Health School to establish a new LVN-to-ADN Education Program in Houston, Texas, and impose the conditions and requirements in the letter and Board Order</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>
<p><b>3.2.8.b.</b> Institute of Allied Healthcare in San Antonio–Vocational Nursing Education Program</p>	<p>The Board considered the Proposal to Establish a New Nursing Education Program by Institute of Allied Healthcare in San Antonio–Vocational Nursing Education Program Representatives: Barbara L. Scanlon, MSN, RN, Director of Nursing; Nestor Lopez, CEO, School Director; and Veronica Garcia, BA, Assistant School Director, were present and available to answer questions.</p>	<p>Motion by David Saucedo; Second by Ken Johnson</p> <p>Move to grant initial approval to The Institute of Allied Healthcare to establish a new Vocational Nursing Education Program in San Antonio, Texas, and impose the conditions and requirements in the letter and Board Order</p> <ol style="list-style-type: none"> <li>1. The program shall not admit more than a total of 30 students in one cohort in 2023. After the initial year of operation, the Institute of Allied Healthcare may enroll one cohort of 30 students each year through year four, then increase to 30 students per cohort in two cohorts annually for year five.</li> <li>2. Board Staff shall conduct a virtual survey visit when students are enrolled and classes are in session.</li> <li>3. The program shall submit for Board Staff approval no later than ten (10) days following the date of the end of each term: <ol style="list-style-type: none"> <li>(1) a list of de-identified enrolled students;</li> <li>(2) a progress report for each enrolled student;</li> <li>(3) a comprehensive Remediation Plan to timely assist unsuccessful students; and</li> <li>(4) any attrition of students.</li> </ol> </li> <li>4. The program shall submit to Board Staff the completed Total Program Evaluation Plan with outcome data after the first year of operation.</li> </ol>

AGENDA ITEM	DISCUSSION	ACTION
<p><b>5. COMMITTEE REPORTS</b></p> <p><b>5.2. Advisory Committees / Task Forces</b></p> <p>5.2.1. Advanced Practice Nursing Advisory Committee</p> <p>5.2.2. Nursing Practice Advisory Committee</p> <p><b>5.3. Collaboration with Outside Agencies / Stakeholders</b></p> <p>5.3.1. National Council of State Boards of Nursing</p> <p>5.3.1.a. Report on the NCSBN Annual Meeting, held August 17-19, 2022, in Chicago, IL</p> <p>5.3.2. Texas Center for Nursing Workforce Studies Advisory Committee</p> <p>5.3.4. Update on Texas Workforce Commission</p>	<p>Kathy Shipp, Rick Williams and Ken Johnson provided a summary of the NCSBN Annual Meeting.</p> <p>Katherine Thomas represents the Board of Nursing on the Advisory Committee. A meeting was held on October 12, 2022. Ms. Thomas reported on the Committee review of the 2022 Employer Nurse Staffing Study Reports for: 1.) Hospitals, 2.) Long Term Care Facilities, 3.) Home Health and Hospice Care Agencies, and 4.) Texas Governmental Public Health Agencies. Each survey includes subsections including characteristics, staffing, vacancy and turnover, Covid-19, rural and critical access hospitals, mental health facilities, highlights and recommendations. The Committee made suggestions for changes to the documents. They will be edited by staff and posted on the DSHS website when finalized.</p> <p>Jan Hooper reported The Texas Workforce Commission is sponsoring their 25th annual workforce conference in Dallas, Texas,</p>	<p>For: Daryl Chambers, Laura Disque, Mazie Jamison, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Against: Carol Hawkins Garcia; Ken Johnson</p> <p>Final Resolution: Motion Carries</p> <p>No report</p> <p>No report</p> <p>No action</p> <p>No action</p> <p>No action</p>

AGENDA ITEM	DISCUSSION	ACTION
Nursing Apprenticeship Program	<p>November 30-December 2, 2022, focusing on twenty-five years of conducting innovation. Jan Hooper will be a speaker as a panel member for a Super Session on December 1, 2022, on Confronting Health Care Shortages with Apprenticeship Solutions. Commissioner Julian Alvarez will pose questions to the panel members to include Jan Hooper, Desi Holmes, Apprenticeship Director, Texas Workforce Commission; Sarah Janes, Associate Vice Chancellor, San Jacinto College District; and Mark A. Sherry, Vice President, Baylor Scott &amp; White Health in the Austin area.</p> <p>The following Texas Workforce Commission Representatives: Julian Alvarez, III, Commissioner Representing Labor; Alaina Zachmann, Program Specialist; Desiree Holmes, Director of Apprenticeship; and Jeanette DelaCruz, Attorney appeared before the Board to present the Apprenticeship Proclamation from Texas Governor Greg Abbott to the Texas Board of Nursing</p>	
<b>OPEN FORUM</b>	<p>Board President Kathy Shipp announced the format and invited participation from the audience.</p> <p>Darla Strother, Dean of Allied Health and Director of Nursing at Victoria College  Darla Strother provided comments to the Board on her opposition to Jersey College being allowed to open their nursing program in the Victoria, Texas area. If allowed to open, as Dean of VC Allied Health programs, she stated they would be forced to reduce the VC ADN program's admission by half possibly more, when consider their VN program. This would be a direct result of not having adequate training sites for their students. There are two local hospitals that the VC ADN program train at equally and in addition also rotate to the surrounding rural counties when their patient census allows. If one of the hospitals two training sites is suspended or terminated and/or altered to a hospital unit of little to no training value VC will be unable to admit the same number of students each semester, thus decreasing the number of graduates. In addition, Ms. Strother provided comments on the negative changes that would occur with nursing shortages in the Victoria and surrounding communities such as higher nurse to patient ratios, leading to higher patient mortality rates, more nurses pulling longer shifts</p>	No action

AGENDA ITEM	DISCUSSION	ACTION
	<p>increasing the risk of medication errors and higher patient safety risks. Finally, it would mean higher turnover rates and possibly closing the doors of rural hospitals that surround Victoria, leading to longer time spans for obtaining emergency health care for rural residents. In closing, Ms. Strother does not believe that for profit Health Care Corporations should be allowed to monopolize the training sites for future generations of nurses, nor should they be permitted to make decisions that determine which states, which counties and which hospital systems will be adequately supplied with new graduate nurses. Ms. Strother requested the Board protect the small community by denying the Jersey College's application for an ADN initial licensure program in Victoria, TX.</p> <p>Judy Krupala, CNO, Cuero Regional Hospital, Representing the Crossroads area rural hospitals  Ms. Krupala provided comments to the board that they are a 49 bed, acute care, rural facility and they are in complete support of Victoria College. Their hospital work force consists of over 90% of the RN's from the Victoria College Program and she is also a graduate of the Victoria College Program. Ms. Krupala stated that the community needs to continue to grow our own and our graduates need to stay in the Crossroads area, as we are experiencing a nursing shortage. The majority of facilities are using agency staffing and she has not used agency staffing in 30 years and are having to use them now. Many rural and urban hospitals are experiencing decreased inpatient admission as the focus has changed to the outpatient services. They must have the inpatients for clinicals for students. Depleting the clinical sites will decrease the admission to Victoria College, adding an additional program with the required clinical requirements will decrease the admissions for Victoria College.</p> <p>Jennifer Kent, President, Victoria College  Ms. Kent provided comments to the Board regarding her concerns of the effect it would have on the community healthcare system if Jersey College were allowed to open a nursing education program in the small community. In addition to concerns regarding the limited clinical sites for students to complete the required clinical rotation as part of their education, it is a</p>	

AGENDA ITEM	DISCUSSION	ACTION
<p><b>6. OLD BUSINESS</b>            6.5. Proposed Adoption of Amendments to 22 Texas Administrative Code §221.12, Relating to Scope of Practice, including written comments received</p>	<p>program that would increase student debt due to the high cost the program will charge of \$47,000 and would result in overall less graduates of nursing programs in the community as there would be limited space to complete education requirements and would further contribute to the existing nursing shortage. Dr Kent requested the Board protect the small community by denying the Jersey College’s application for an ADN initial licensure program in Victoria, TX when it comes before the board.</p> <p>Cindy Buchholz, Executive Vice President – Chief Academic Officer Instruction, Victoria College            Cindy Buchholz provided comments to the Board that Victoria College will celebrate its 100<sup>th</sup> anniversary in 2025 and will also be celebrating 50 years of offering nursing program in their community. Over the 50 years, so many individuals in Victoria and in the Victoria service area have been able to earn their Associate of Applied Science in Nursing without having to take on unmanageable debt and they have then gone on to obtain good jobs that pay high wages in this community. Considering the high poverty rate in Victoria, it is imperative for citizens to be able to do so and for them to see this attainable goal as a way out of poverty. If Jersey College moves into Victoria, charging almost \$47,000 for a two year program, it will mean that a nursing degree is no longer within reach for the majority of Victoria’s citizens. At Victoria College is it the mission to meet the needs of their community. If Jersey College starts a program in Victoria, it will severely impact the Victoria program and Victoria College’s ability to make nursing education attainable for the community.</p> <p>No other speakers came forward and the Open Forum was closed.</p> <p>Staff provided an update to the board that two written comments were received, and that Staff would provide additional information to the board at the January 2023 board meeting for the board’s consideration in regard to response to the written comments and adoption of the proposed rule</p>	<p>No action</p>

AGENDA ITEM	DISCUSSION	ACTION
<p><b>7. NEW BUSINESS</b></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 4<sup>TH</sup> Quarter</p> <p>7.3. Fiscal Year 2023 Internal Audit Plan</p>	<p>The Board considered the Texas Peer Assistance Program for Nurses Quarterly Report for the 4<sup>TH</sup> Quarter</p> <p>Serena Bumpus DNP, RN, NEA-BC, Chief Executive Officer Texas Nurses Association appeared and presented the report to the Board and was available for discussion and questions</p> <p>Monday Rufus presented the results of the Fiscal Year 2023 Internal Audit Plan</p>	<p>No action</p> <p>Motion by Kathy Leader Horn; Second by Laura Disque</p> <p>Move to accept the internal audit plan as prepared by Monday rufus, CPA for fiscal year 2023</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>
<p><b>9. MISCELLANEOUS</b></p> <p>9.1. Review of the Board Quarterly Meeting Evaluation</p> <p>9.2. Board Development: Street Medicine: Teaching and Improving Community Health - Diana Cavazos, PhD, MSN, RN</p> <p>9.3. Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference Dates for 2023</p>	<p>Kathy Shipp reviewed the Board Quarterly Meeting Evaluation of the July, 2022, meeting</p> <p>Diana Cavazos, PhD, MSN, RN presented to the Board regarding Street Medicine: Teaching and Improving Community Health</p> <p>The Board considered the Board Meeting, Eligibility and Disciplinary Committee Meeting and Informal Conference Dates for 2023</p>	<p>No action</p> <p>No action</p> <p><b>2023 Board Meeting Dates:</b>  January 19-20  April 20-21  July 20-21  October 19-20</p> <p><b>2023 E&amp;D Committee Meeting Dates:</b>  February 14  March 14  May 9  June 13  August 8  September 12  November 14</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>9.4. Appointment of Board Members to BON Committees for 2023</p>	<p>The Board discussed the Appointment of Board Members to BON Committees for 2023</p>	<p>December 12</p> <p><b>2023 Informal Conference Dates:</b>  January 3  February 7  March 7  April 4  May 2  June 6  July 11  August 1  September 5  October 3  November 7  December 5</p> <p>Board President Kathy Shipp made the following appointments for 2023:</p> <p><b>Informal Conference Observation:</b>  January 3 – Tyrone Sharp  May 2 – Allison Porter Edwards  July 11 – Ken Johnson  November 7 – Laura Disque</p> <p><b>E&amp;D Committees</b></p> <p><b>February 14</b>  Kim Wright, Chair  David Saucedo  Tyrone Sharp</p> <p><b>March 14</b>  Allison Porter Edwards, Chair  Daryl Chambers  Kathy Leader Horn</p> <p><b>May 9</b>  David Saucedo, Chair  Ken Johnson  Melissa Schat</p> <p><b>June 13</b>  David Saucedo, Chair  Carol Hawkins Garcia  Melissa Schat</p> <p><b>August 8</b>  Carol Hawkins Garcia, Chair  Mazie Jamison  Kim Wright</p> <p><b>September 12</b>  Carol Hawkins Garcia, Chair  Mazie Jamison  Kathy Leader Horn</p>

AGENDA ITEM	DISCUSSION	ACTION
		<p><b>November 14</b> David Saucedo, Chair Kim Wright Tyrone Sharp</p> <p><b>December 12</b> Kathy Leader Horn, Chair Ken Johnson Mazie Jamison</p> <p><b>Board Development Liaisons</b> Rick Williams Allison Porter Edwards</p> <p><b>Board Budget Liaison</b> David Saucedo</p> <p><b>Strategic Planning Liaisons</b> David Saucedo Laura Disque</p> <p><b>Internal Auditor Liaison</b> Daryl Chambers</p> <p><b>BON Advisory Committees</b> <b>Advanced Practice Nursing</b> Kathy Shipp</p> <p><b>Advisory Committee on Education</b> Ken Johnson Tyrone Sharp Allison Porter Edwards</p> <p><b>APRN Liaison Committee</b> Kathy Shipp</p> <p><b>Education Liaison Committee</b> Ken Johnson Tyrone Sharp Allison Porter Edwards</p> <p><b>Nursing Practice Advisory Committee</b> Laura Disque Melissa Schat</p> <p><b>Advisory Committee on Licensure, Eligibility and Discipline</b> Mazie Jamison Kathy Leader Horn</p> <p><b>Growth in Nursing Education Task Force</b> Carol Hawkins Garcia Allison Porter Edwards</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>9.5. Election of Board Vice-President for 2023-2025</p>	<p>Board President Kathy Shipp called for the vote on the nomination of Board Member Allison Porter Edwards for Board Vice-President for the 2023-2025 term.</p>	<p>Board President Kathy Shipp called for the vote on the nomination of Allison Porter Edwards for Board Vice-President for the 2023-2025 term.</p> <p>For: Daryl Chambers, Laura Disque, Carol Hawkins Garcia, Mazie Jamison, Ken Johnson, Kathy Leader Horn, Allison Porter Edwards, David Saucedo, Melissa Schatt, Tyrone Sharp, Kathy Shipp, Rick Williams</p> <p>Final Resolution: Motion Carries</p>
<p><b>ADJOURNMENT</b></p>	<p>Having completed all business as listed on the agenda, the meeting adjourned at 4:11 p.m</p> <hr/> <p>Kathy Shipp, MSN, APRN, FNP Board President</p> <hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	