

**TENNESSEE BOARD OF NURSING
227 French Landing, Iris Room, First Floor
Heritage Place MetroCenter
NASHVILLE, TN 37243**

September 5-6, 2007

MINUTES

Call to Order	Cheryl Stegbauer, Chairman, called the meeting to order at 8:30 a.m. on Wednesday, September 5, 2007.
Roll Call/Declaration of a Quorum	The Chairman declared a quorum present.
Members Present	Cheryl Stegbauer, R.N., Chairman Barbara Brennan, R.N. Terri Bowman, L.P.N. Debbie Holliday, L.P.N. Wanda Hooper, R.N. Judy Messick, L.P.N. John Preston, A.P.N. Donna Roddy, R.N., Vice Chairman Marian Stewart, R.N. Carol Thompson, A.P.N.
Members Absent	Kathleen Harkey, Public Member
Staff Present	Elizabeth Lund, Executive Director Martha Barr, Assoc. Exec. Director Madeline Coleman, Nurse Consultant Joan Harper, Board Administrator Ernie Sykes, Advisory Attorney (intermittently) Wilma James, Deputy General Counsel Elisha Hodge, Assistant General Counsel Lexi Whittemore, Assistant General Counsel Mona Jean-Baptiste, Assistant General Counsel Joyce Young, Paralegal Christopher Larkin, Assistant General Counsel Tanya LaDeaux, Paralegal Juanita Stone, Disciplinary Coordinator
Introduction of Staff	Lund and James introduced the staff present.

Recognition and Welcome to Visitors

Stegbauer recognized and welcomed guests:
Tennessee Technology Center at Dickson
Appalachian Regional Practical Nursing
Program at Oneida

Approval of Minutes

Hooper moved and seconded by Preston to
approve the May 30-31, 2007 minutes as
distributed with one correction on page 2, line 1,
change "Stegbauer" to "Roddy."

9-yes

Carried

Conflict of Interest Policy

Ernie Sykes, Advisory Attorney, reviewed the
Conflict of Interest and Confidentiality Policies.

Agreed Orders

Preston moved and seconded by Stewart to adopt the
following agreed orders:

Respondent	Profession and License #	Action/ Agreed order of:
Rita G. Anderson	RN # 135440	Revocation, assessed costs
Laura Baldwin	RN # 145044	Revocation, assessed costs
Melinda Henegar	RN # 85337	Suspension, TNPAP evaluation, probation for three years, privilege limited, twenty CEUs, assessed costs
Billie Kramer	RN # 135771	Revocation, assessed costs
Tracey Massey	RN # 94093	Revocation, assessed costs
Shana Warren Weems	RN # 119514	Suspension, TNPAP evaluation, probation, assessed costs
	9-yes	
	Carried	

Consent Orders

Brennan moved and seconded by Roddy
to adopt the following agreed orders with follow-
up report at the next disciplinary meeting to
include the names of those in violation of their
order:

Respondent	Profession and License #	License/Privilege Action
Debra A. Atcheley-Dale	LPN # 41940	Revocation, assessed costs

Leroy Thomas Calfee	RN # 15036	Suspension, TNPAP evaluation, probation, CEUs, assessed costs
Jeffrey Chambliss	RN # 150723	Suspension, TNPAP evaluation, probation, assessed costs
Gary L. Cheatwood	LPN # 39783	Suspension, TNPAP evaluation, probation, assessed costs
Nancy Aline Daniel	LPN # 48006	Revocation, assessed costs
Lori Lynn Dorris	LPN # 58994	Suspension, TNPAP evaluation, probation, CEUs, assessed costs
Elizabeth Fike	RN # 95419	Reprimanded, assessed costs, civil penalty
France J. Fox	RN # 122369	Suspension, TNPAP evaluation, probation, assessed costs
Tammy Lee Hammonds	RN # 115102	Probation, TNPAP contract, assessed costs, civil penalties
Rhonda Anne Latham	RN # 122996	Suspension, TNPAP evaluation, probation, assessed costs
Cynthia Folks Lester	RN # 136415	Revocation, assessed costs
Sharon D. Martin McKinney	RN # 104145	Revocation, assessed costs
Brenda Jean McKnight	RN # 89579	Suspension, TNPAP evaluation, probation, assessed costs
Carolyn E. Miller	LPN Compact Privilege	Revoked, assessed costs
Jeanne A. Montgomery	LPN # 7184	Revocation, assessed costs
Carole A. Parsley	RN # 80819	Suspension, probation, CEUs, assessed costs
Dana Porter	RN # 110108	Suspension, TNPAP evaluation, probation assessed costs
Robert L. Richey	RN # 30041	Revocation
Catherine A. Ridener	LPN # 48342	Revocation, assessed costs
Deborah Robertson	RN # 104616	Revocation, assessed costs
Amber Brooke Burleson	LPN # 67685	Probation, TNPAP contract, assessed costs
Rollins		
Tara L. Reich Scarborough	RN # 150506	Revocation, assessed costs
Lela E. Martin Shoemake	LPN # 34848	Revocation, assessed costs
Keyerra Laura Steele	RN # 138609	Probation, TNPAP contract, assessed costs
Maria D. Welch	RN # 95263	Suspension, TNPAP evaluation, probation, assessed

Donna F. Wheeler LPN # 41712 costs
9-yes Revocation, assessed costs
Carried

Barbara Vines Administrative Law Judge: Margaret Robertson
RN # 119634 Attorney for the State: Elisha Hodge
Respondent: Present, represented by H. Randolph Fallon

Hooper moved and seconded by Stewart to find in the case of Barbara Vines the facts alleged in the Notice of Charges true, as amended.

9-yes
Carried

Hooper moved and seconded by Roddy to find the causes of action a violation of T.C. A. 63-7-115(a) (1) (F) and Rule 1000-1-.13(1) (b) (u).

9-yes
Carried

Hooper moved and seconded by Roddy to reprimand the RN license of Barbara Vines, assess five type B civil penalties totaling \$750 and assess costs. The respondent is to receive continuing education in ethics and documentation and report back to the board when CEUs completed and fines paid.

9-yes
Carried

It is the policy of the board to protect the health, safety and welfare of the citizens of Tennessee. The board finds this respondent to be in violation of the nurse practice act. The action taken to require continuing education and board oversight until completed is appropriate to protect the public.

9-yes
Carried

2:25-3:15 Lunch Break

4:10 Roddy absent. Nine members present.

Kelly Thompson Hall Administrative Law Judge: Margaret Robertson
RN # 104749 Attorney for the State: Mona Jean-Baptiste
Respondent: Present, represented by Rachel Nelly

Recusal

Thompson recused herself and left the room. Eight members present.

Brennan moved and seconded by Stewart to find in the case of Kelly Thompson Hall the facts alleged in the Notice of Charges true, 11-17.

7-yes
Carried

Brennan moved and seconded by Stewart to find the causes of action a violation of T.C.A. 63-7-115(a) (1) (F) and Rule 1000-1-.13(1) (j).

7- yes
Carried

Brennan moved and seconded by Stewart to place the RN license of Kelly Thompson Hall on probation, require a TNPAP evaluation and compliance with TNPAP recommendations.

7-yes
Carried

It is the purpose of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of a crime in California and having voluntarily surrendered her RN license in Mississippi thus making the board action appropriate. The policy was moved and seconded and passed unanimously.

Task Force on Unlicensed Personnel

Stebbauer requested a volunteer to serve on this task force after reiterating the board's position in opposition to unlicensed personnel administering medication.

Recess

5:55 p.m.

Reconvene

The meeting of the Tennessee Board of Nursing reconvened at 8:10 a.m. on Thursday, September 6, 2007. There were ten members present.

Reception for NCSBN Annual Meeting Attendees August 2008

Thompson moved and Preston seconded the motion to support a reception for the attendees at the 2008 annual meeting of the National Council of State Boards of Nursing to be held in Nashville, Tennessee, August 5-8, 2008.

Appointment of Member to UAP Task Force The chair appointed Wanda Hooper as the board's representative to the UAP Task Force.

Legislation Follow-up The members discussed the packet of legislation passed by the General Assembly in 2007.

HCF Renewal Number Requirement Brennan discussed the issue of HCF rule that requires facilities to document a licensee's renewal number. In actuality there is not a renewal number, only a document number that is not recorded in the board's computer system. The HCF requirement is burdensome and after discussion with department representatives it appears that the only recourse is for HCF to change its rule.

Susan Murphy
RN # 65965

Administrative Law Judge: Margaret Robertson
Attorney for the State: Christopher Larkin
Respondent: Not present, not represented

Preston moved and seconded by Hooper to hold the respondent in default and hold the hearing today.

9-yes
Carried

Preston moved and seconded by Stewart to find in the case of Susan Murphy the facts alleged in the Notice of Charges true as amended.

9-yes
Carried

Preston moved and seconded by Holliday to find the causes of action a violation of T.C.A. 63-7-115(a) (1) (C) (F) and Rule 1000-1-.13(1) (e) (g).

9-yes
Carried

Preston moved and seconded by Holliday to revoke the RN license of Susan Murphy, assess two type A civil penalties of \$1,000 each and assess costs.

9- yes
Carried

It is the purpose of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds the respondent guilty of violations of the nurse practice act, substance abuse issues and violation of three TNPAP contracts making the board's action appropriate. The motion carried.

Debra Deleary
LPN # 44222

Administrative Law Judge: Margaret Robertson
Attorney for the State: Elisha Hodge
Respondent: Present and represented by Tim Potter

Recusal

Bowman recused herself. Nine members present.

Holliday moved and seconded by Stewart to find in the case of Debra Deleary the facts alleged in the Notice of Charges 11—13 true.

7-yes
Carried

Holliday moved and seconded by Stewart that no allegation of fact was found that substantially violated the nurse practice act or rules of the board of nursing. The charges brought were not substantiated; therefore, it is appropriated that no discipline be imposed.

7-yes
Carried

3:00 p.m.

Thompson excused. Nine members present.

Chastity Ann Sanders
RN. # 138293

Administrative Law Judge: Margaret Robertson
Attorney for the State: Mona Jean-Baptiste
Respondent: Not present and not represented by counsel

Roddy moved and seconded by Preston to hold the respondent in default and hear the case today.

8-yes
Carried

Hooper moved and seconded by Roddy to not proceed in default based on further information regarding insufficient notice.

8-yes
Carried

Shanna Lee Jones
LPN # 64987

Administrative Law Judge: Margaret Robertson
Attorney for the State: Lexi Whittemore
Respondent: Not present, not represented

Recusal

Bowman recused herself and left the room. Eight members present.

Hooper moved and seconded by Preston to hold the respondent in default and proceed with the hearing.

7-yes
Carried

Hooper moved and seconded by Preston to find in the case of Shanna Lee Jones the facts alleged in the Notice of Charges true as amended.

7-yes
Carried

Hooper moved and seconded by Preston to find the causes of action a violation of T.C.A. 63-7-115(a) (1) (C) (D) (F) (G) and Rule 1000-2-.13 (1) (f) (g) (j) (v).

7-yes
Carried

Hooper moved and seconded by Preston to revoke the LPN license of Shanna Lee Jones and assess nine type A civil penalties of \$1000 each totaling \$9000 and assess costs.

7-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent to have committed multiple violation of the nurse practice act and out of state board action making this action appropriate. The motion was moved and seconded. Motion carried.

Diane M. Plemons
LPN # 51960

Administrative Law Judge: Margaret Robertson
Attorney for the State: Christopher Larkin
Respondent: Not present, not represented

Roddy moved and seconded by Preston to hold the respondent in default and proceed with the case today.

8-yes
Carried

Roddy moved and seconded by Preston to find in the case of Diane M. Plemons the facts alleged in the Notice of Charges true as amended.

7-yes
Carried

Roddy moved and seconded by Preston to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(F) and Rule 1000-2-.13.

8-yes
Carried

Roddy moved and seconded by Preston to revoke the LPN license of Diane M. Plemons and assess one type A civil penalties of \$1000.

8-yes
Carried

It is the purpose of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of drug diversion and violation of a TNPAP contract making the action appropriate. The motion carried.

Shalonda Taylor
RN # 140487

Administrative Law Judge: Margaret Robertson
Attorney for the State: Elisha Hodge
Respondent: Not present, not represented

Recusal

Stebbauer recused herself. Roddy assumed the chair. Eight members present.

Brennan moved and seconded by Hooper to find in the case of Shalonda Taylor the facts alleged in the Notice of Charges true, as amended.

7-yes
Carried

Brennan moved and seconded by Hooper to find in the causes of action a violation of T.C.A. 63-7-115(a)(1)(F) and Rule 1000-1-.13(1) (h)(w).

7-yes
Carried

Brennan moved and seconded by Preston to revoke the RN license of Shalonda Taylor, assess four type A civil penalties of \$1,000 each totally \$4,000 and assess the cost of prosecution.

7-yes
Carried

It is the duty of the board to protect the health, safety, and welfare of the citizens of Tennessee. The Board finds this respondent guilty of calling in prescriptions making the board's action to revoke the license appropriate. The motion carried.

Screening Panel
Ratifications

Hooper moved and seconded by Preston to adopt the recommendations of the screening panel as follows:

NAME	LICENSE NUMBER	EXPIRY DATE
1. Rebecca E Clark 104 Deerfield Drive Columbia TN 38401	APN 6270 RN 77471	12/31/2007

- | | | | |
|----|--|-----------|-----------|
| 2. | Kimberly D Thompson
1354 Salem Road
Gadsden TN 38337 | LPN 43026 | 5/31/2008 |
| 3. | Jennifer C Ballentine
123 Luyben Hills Road T-29
Kingston Springs TN 37082 | LPN 47535 | 3/31/2009 |
| 4. | Melissa Dawn Ballard
6996 S Estacada Way
Cordova TN 38018 | RN 106647 | 8/31/2005 |
| 5. | Betty O Brock
198 W 9 th Street
Russellville KY 42776 | RN 104347 | 6/30/2006 |

9-yes
Carried

Insufficient Funds Brennan moved and seconded by Roddy to administratively revoke the following licenses for insufficient funds:

- | | | | |
|----|--|-----------|-----------|
| 1. | Sonia W Davis
410 Scenic Shore Drive
Dover TN 37058 | LPN 47236 | 4/30/2009 |
| 2. | Pamela Ann Rewis
580 Pine Grove Road
Baxter TN 38544 | LPN 67817 | 1/31/2009 |
| 3. | Lisa A Russell
5105 Baumardner Road
Maryville TN 37803 | LPN 60011 | 1/31/2009 |

9-yes
Carried

Adjournment

The meeting of the Tennessee Board of Nursing
adjourned at 6:10 p.m. on Thursday
September 6, 2007.

Ratified by the Board of Nursing on December 5, 2007.

Deleted: _____
Cheryl Stegbauer, PhD, RN
Date _____
Chairman _____

Elizabeth J. Lund, MSN,
RN _____ Date _____
Executive Director _____