

The Florida
Board of Nursing
Full Board

Meeting Minutes

July 31-August 2, 2013
The Peabody Orlando
9807 International Drive
Orlando, FL 32819



Ann-Lynn Denker, PhD, ARNP
Chair

Lavigne A Kirkpatrick, BS, RN
Vice Chair

Joe Baker, Jr.
Executive Director

Florida Board of Nursing Meeting Agenda
July 31-August 2, 2013
Orlando, FL

Board Members:

Ann-Lynn Denker, PhD, ARNP - *Chair*
Lavigne Ann Kirkpatrick, BS, RN - *Vice-Chair*
Jessie Colin, PhD, RN
Leonard Connors, JD
Cathy Oles Gordon, LPN, BPS
Linda Horton, Ed.D., PhD, MSN, NS-C, RN-C
Jody Newman, Ed.S, Ed.D
Vacant ARNP position
Vacant LPN Position
Vacant LPN Position
Vacant RN Position
Vacant RN Position
Vacant Consumer Position

Attorneys:

Lee Ann Gustafson, Senior Assistant Attorney General
Rachel Clark, Assistant Attorney General
Yolonda Green, Assistant General Counsel
Casey Cowan, Assistant General Counsel
Jodi-Ann Johnson, Assistant General Counsel

Board Staff:

Joe Baker, Jr., Executive Director
William Spooner, Program Operations Administrator
Sherri Sutton-Johnson, MSN, RN, Director of Nursing Education
Erin Pierce, BSN, RN, Nurse Consultant

Meeting Schedule

Wednesday @ 1:00 pm

Credentials "A" Committee

Applicants with criminal history, discipline, and health history
ARNP applicants
CNS applicants

Education and Credentials "B" Committee

Applicants with false answer on application
Applicants under Section 456.0635, FS
Applicants under Section 464.009, FS
Exemption applicants
New Program Requests
Other Education items

Thursday @ 8:30 am

Full Board

CNA Discipline & General Business

Reconsiderations
Reinstatements and Compliance Issues
Settlement Agreements
Voluntary Relinquishments
Informal Hearings
Informal Waivers
Motion to Vacate

RN, LPN and ARNP Discipline & General Business

Voluntary Relinquishments
Practice Issues
Advanced Practice Issues
Special Education Issues
Legislative Issues
Approval of Minutes (previous meeting, committee recommendations)

Thursday @ 1:00 pm

Reconvene RN, LPN and ARNP Discipline & General Business

Petitions for Hearing/Modification
Recommended Orders
Informal Hearings
Licensure Informal Hearings
Reinstatements and Compliance Issues
Other Items for Board Consideration

Friday @ 8:30 am

Full Board

RN, LPN and ARNP Settlement Agreements
RN, LPN and ARNP Informal Waivers
Board Reports

Disciplinary Hearings & General Business

Thursday, August 1, 2013 at 8:30 am

Call to Order

The meeting was called to order by the Chair, Dr. Ann-Lynn Denker at 8:33 am.

Roll call

Board Members Present:

Ann-Lynn Denker, PhD, ARNP, Chair
Lavigne Ann Kirkpatrick, BS, RN, Vice-Chair
Linda Horton, Ed.D., PhD, MSN, NS-C, RN-C
Jody Newman, Ed.S, Ed.D
Jessie Collin, PhD, RN
Cathy Oles Gordon, LPN, BPS
Leonard Connors, JD

Attorneys Present:

Lee Ann Gustafson, Senior Assistant Attorney General
Rachael Clark, Assistant Attorney General
Jodi-Ann Johnson, Assistant General Counsel
Casey Cowan, Assistant General Counsel
Yolonda Green, Assistant General Counsel
Danny Hernandez, Deputy General Counsel

Staff Present:

Joe Baker, Jr., Executive Director
William Spooner, BS, FRE, Program Operations Administrator
Sherri Sutton-Johnson, MSN, RN, Director of Nursing Education
Erin Pierce, BSN, RN, Nurse Consultant
Brian Carroll, Regulatory Specialist III
Allison Williams, Compliance Officer
Reginald Colston, Compliance Officer
Christa Peace, Regulatory Specialist II-PSU

Introductions were made. Vicki Fitzpatrick gave a brief description of the roles of IPN. Dr. Denker recognized all the schools in attendance, She then gave directions for what respondents should do when their name was called. Dr. Denker discussed what proper decorum is for the proceedings, including silencing all electronic devices. She also reminded everyone that the proceedings were being recorded and would be posted on the Board of Nursing website.

A. CNA Reinstatements and Compliance Issues

1. Mendieta, Ana; 2008-25653- A motion was made by Kirkpatrick to deny. The motion was seconded and passed unanimously.

B. CNA Settlement Agreements

Recused Members: Claydell Horne and Sandra Walker- 1 & 2 – A motion was made by Colin to accept settlement agreements 1 & 2 with costs. The motion was seconded and passed unanimously.

1. Ford, Sarah M., CNA 179312 Case#2012-10995 File#465245

Recused Members: Mary K. Habgood and Barbara Kemp

2. Caraballo, Brendaliz, CNA 151145 Case#2012-16436 File #423854

Recused Members: Lavigne Kirkpatrick and Mary Jane Herrera

3. Vance, Lynn M., CNA 78824 Case #2012-17290 File# 44792- A motion was made by Colin to accept the settlement agreement. The motion was seconded and passed unanimously.
4. Ryan, Patrick J., CNA 211256 Case #2012-17813 File# 512223- Present and sworn in. A motion was made by Colin to accept the settlement agreement. The motion was seconded and passed unanimously.

C. CNA Informal Hearings

If the Respondent was present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact as set forth in the Administrative Complaint. 4). The Department asks that you adopt the conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

If the Respondent was not present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact and conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

Recused Members: Barbara Kemp and Mary K. Habgood

1. Robinson, Terrial D., CNA 17348 Case#2012-01798 File#133872- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Sandra Walker

4. Ferrell, Tawanna N., CNA 259207 Case#2012-11211 File#586096- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.

D. CNA Informal Licensure Hearings

Informal Licensure and Exemption Hearings

1. Nixon, Tiar; 4401/608688- A motion was made by Kirkpatrick to uphold the denial. The motion was seconded and passed unanimously.
2. Tolbert, Artavia; 4401/617985- Present and sworn in. A motion was made by Kirkpatrick to approve. The motion was seconded and passed unanimously.

E. CNA Voluntary Relinquishments

No Recused Members- A motion was made by Colin to accept Voluntary Relinquishments 1 and 2. The motion was seconded and passed unanimously.

1. Bickford, David R, CNA 101878 Case#2013-02815 File#351607
2. Walter, Carmen Elena, CNA 61427 Case#2013-07934 File#282760

Recused Members: : Lavinge Kirkpatrick and Mary Jane Herrera- A motion was made by Colin to accept Voluntary Relinquishments 3 and 4. The motion was, seconded and passed unanimously.

3. Romero, Donna J., CNA 34561 Case#2013-00947 File#162231
4. Bennett, Detra M., CNA 147241 Case#2012-14578 File#409838

Recused Members: Leonard Connors and Claydell Horne

5. Bailey-Izquierdo, Elizabeth Ann, CNA 215792 Case#2013-01848 File#481055- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Barbara Kemp

6. Scott, Susanna M., CNA 211409 Case #2013-03287 File#512328- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

F. CNA Informal Waivers

If the Respondent was present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact as set forth in the Administrative Complaint. 4). The Department asks that you adopt the conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

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Recused Members: Claydell Horne and Barbara Kemp

1. Morris, Renae A., CNA 214279 Case#2013-04568 File#510463- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Mary K. Habgood and Barbara Kemp

2. Gordon, Angela D., CNA 53356 Case #2012-05262 File#144234- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
3. Beyde, Maya K., CNA 189037 Case #2013-01276 File#471460- A motion was made by Colin to impose costs and a V6B. The motion was seconded and passed unanimously.
4. Butler, Akilah C., CNA 165815 Case#2012-15788 File#415252- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
5. Casseus, Vivian CNA 79349 Case #2012-16425 File#284411- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
6. Hale, Monica Dawn, CNA 168071 Case#2012-16780 File#438011- A motion was made by Colin to impose costs and a V5F. The motion was seconded and passed unanimously.

Recused Member: Barbara Kemp and Mary Jane Herrera

7. Nelson, Nydia Tanay, CNA 118036 Case #2012-07234 File#316455- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Sandra Walker

8. Williams, Deondra Sheree, CNA 138531 Case#2012-16702 File#406150- A motion was made by Fitzpatrick to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Leonard Connors and Claydell Horne

9. Smith, Sybol, CNA 120742 Case#2012-15680 File#131065- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Lavigne Kirkpatrick and Mary Jane Herrera

10. Potter, Nickula Katrina, CNA 95849 Case#2012-15320 File#372010- A motion was made by Connors to impose a V8. The motion was seconded and passed unanimously.

G. CNA Other Items for Discussion

Request for Modification

None

H. RN, LPN, and ARNP Voluntary Relinquishments

No Recused Members- A motion was made by Colin to accept Voluntary Relinquishments 1-5. The motion was seconded and passed unanimously.

1. Twiss, Donald Steven, RN 3229722 Case #2013-04088 File #188086
2. Amigliore, Sheri Dawn, RN 9180461 Case#2013-06917 File#266625
3. Snyder, Leo James, RN 9179314 Case#2013-08258 File#265623
4. Bennich, Elizabeth A., RN 9170622 Case#2013-06952 File#257484
5. Day, Samantha Elizabeth, 9312005 Case #2013-09099 File#412488

Recused Members: Claydell Horne and Leonard Connors- A motion was made by Colin to accept Voluntary Relinquishments 6-9. The motion was seconded and passed unanimously.

6. Goss, Patricia Ann Collins, LPN 939031 Case #2012-10455 File#30806
7. Aniton, Shatawn Lanee', RN 9305459 Case#2012-13015 File#404661
8. Abad, Pedro, LPN 5199624 Case #2012-17943 File #149807
9. Velde, Virginia Elizabeth Vander, LPN 5185058 Case# 2012-14231 File# 133347

Recused Members: Stephen Bowen and Lavigne Kirkpatrick

10. Angulo, Ignacio R., LPN 1133351 Case#2011-03249 File#50650- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

Recused Members: Lavigne Kirkpatrick and Mary Jane Herrera- A motion was made by Colin to accept Voluntary Relinquishments 11-14. The motion was seconded and passed unanimously.

11. Anderson, Jody Ann, LPN 5181597 Case#2012-05903 File#128928
12. Foster, Eve Marie, RN 9251715 Case#2012-09025 File #346900
13. Thomas, Mary Angela, RN 9236111 Case #2012-14234 File #329199
14. Gray, Robin Elaine, RN 306942 Case#2012-12960 File#406907

Recused Members: Mary K. Habgood and Barbara Kemp

15. Bonsky, Joseph P., RN 9288749 Case#2013-04841 File#387485- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

Recused Members: Maria Kolb and Lavigne Kirkpatrick

16. Galbraith, Judith E., RN 395882 Case# 2012-07112 File# 210193- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

Recused Members: Sandra Walker and Claydell Horne

17. Miller, Holly Jean, RN 9302085 Case#2012-17050 File# 402691- A motion was made by Colin to accept the Voluntary Relinquishment. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Barbara Kemp- A motion was made by Colin to accept Voluntary Relinquishments 18-21. The motion was seconded and passed unanimously.

18. Myers, Julie Anne, RN 9285255 Case #2013-04949 File #382707

19. Re, Kathryn Ann, RN 9286767 Case#2012-16205 File#384872

20. Drew, Suzanne Blackwell, RN 2740572 Case #2012-18663 File #137511

21. Duvall-Moore, Angela Kay, RN 3419672 Case#2012-12406 File#207776

Other

Motion to Vacate

none

Practice Issues

Advanced Practice Issues- A motion was made by Colin to approve the Protocols. The motion was seconded and passed unanimously.

Protocols

1. Aroyo, Adam; 3020042
2. Batdorf, Viola; 9178290
3. Gregory, Janice; 1658452
4. Martino, Kelly; 9268436
5. Sirmans, Ruthie; 3129082
6. Kacinko, Cindy; 1197502
7. Richardson, Darnella; 9303241
8. Maniscalco, Deronda; 9187672
9. Weiss, JoAnne; 817652
10. Hurwit, Donna; 1806762
11. Turner, Kelsey; 9301778
12. Bianchi, Terri; 2065042
13. Wapinsky, Georgine; 3379452
14. Breen, Pamela; 2901954
15. Martin, Elizabeth; 4097382
16. Suto, Marrison; 9249132
17. Henderson, Dinah; 9348206
18. Swartz, Jane; 1265702
19. Johnson, Vicky; 932572
20. Anderson, Mary; 1133802
21. Humbert, Erica; 9272188

22. Reyes, Emilio; 9295781
23. Eberhardt, Jonathan; 9268926
24. Grover, Jerris; 2826952
25. Kelley, Maria; 2802932

Special Education Issues

none

Legislative Issues

1. Senate Bill 248 Impaired Practitioner Language – Mr. Baker discussed the intent of the bill. Discussion ensued. A motion was made by Kirkpatrick to pilot the process. The motion was seconded and passed unanimously. A motion was made by Connors to have Dr. Denker, the chair, be the designee. The motion was seconded and passed unanimously.

Approval of Minutes

Previous Board Meeting Minutes- A motion was made by Colin to approve all the June meeting minutes (1-3). The motion was seconded and passed unanimously.

1. June 5, 2013 Credentials A Committee Minutes
2. June 5, 2013 Education and Credentials B Committee Minutes
3. June 6-7, 2013 Full Board Minutes

Recommendations

Current Meeting Credentials A Committee Recommendations- A motion was made by Kirkpatrick to approve the recommendations. The motion was seconded and passed unanimously.

Current Meeting Education and Credentials B Committee Recommendations- A motion was made by Colin to approve the recommendations. The motion was seconded and passed unanimously.

Other

None

The meeting recessed at 9:58 a.m.

Reconvene Disciplinary Hearings & General Business

Thursday, August 1, 2013 at 1:00 pm

Call to Order

The meeting was reconvened at 1:02 pm by the Chair, Dr. Ann-Lynn Denker, with all previously identified members in attendance.

I. RN, LPN, and ARNP Petitions for Hearing/Modification

none

J. RN, LPN, and ARNP Recommended Orders

A. Licensure
None

B. Exemption
None

C. Discipline

Recused Members: Lavigne Kirkpatrick and Mary Jane Herrera

1. Chafe, Renea Justine, RN 9274699 Case#2012-10117 DOAH#13-000495PL File#371625- Present and sworn. (the respondent was subsequently removed from the meeting room due to her refusal to adhere to the directive of the Chair to be quiet). A motion was made by Horton to deny the 1st paragraph objection. The motion was seconded and passed unanimously. A motion was made by Colin to adopt the Administrative Law Judge's findings of fact. The motion was seconded and passed unanimously. A motion was made by Colin to adopt the Administrative Law judge's conclusions of law. The motion was seconded and passed unanimously. A motion was made by Horton to impose Costs and a V6B. The motion was seconded and passed unanimously. The costs motion will be taken up by the board at a future meeting.

K. RN, LPN, and ARNP Informal Hearings

If the Respondent was present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact as set forth in the Administrative Complaint. 4). The Department asks that you adopt the conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

If the Respondent was not present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact and conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

Recused Members: Barbara Kemp and Mary K. Habgood

1. Brown, Tara Lavette, LPN 5190633 Case #2012-15284 File #122935- A motion was made by Kirkpatrick to impose costs, probation for 1 year and a CE in critical thinking. The motion was seconded and passed with Newman in opposition.
2. Dorf, Roni, RN 2002772 Case#2012-02327 File#85838- Present and sworn in with Attorney Carlos Canet. A motion was made by Kirkpatrick to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Lavigne Kirkpatrick and Mary Jane Herrera

3. Moore, Christine Ann, LPN 774561 Case#2012-16248 File#17408- A motion was made by Denker to impose costs and a V6A. The motion was seconded and passed unanimously.
4. Merriam, Constance S. Milewski, RN 2158602 Case#2013-02553 File#102112- A motion was made by Denker to impose costs and a V6A. The motion was seconded and passed unanimously.

5. King, Amy Johanna, LPN 1136341 Case#2012-14978 File#50962- Present and sworn in. A motion was made by Colin to impose costs and a V6B. The motion was seconded and passed with Denker in opposition.
6. Ferrara, E. Felicia, RN 9286614 Case #2013-01440 File#37867- A motion was made by Denker to impose costs and a V6A. The motion was seconded and passed unanimously.

Recused Members: Stephen Bowen and Lavigne Kirkpatrick

7. Walls, Albert Russell, LPN 1317131 Case#2012-04567 File#69493- A motion was made by Denker to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Leonard Connors and Claydell Horne

8. Anderson, Jennifer Cecelia, RN 9321258 Case#2012-09664 File#414921- A motion was made by Denker to impose a V2 and costs. The motion was seconded and passed unanimously.
9. Dawkins, Sophia Lorraine, LPN 5169919 Case#2012-14782 File#111125- A motion was made by Denker to impose costs and a V6A. The motion was seconded and passed unanimously.

Recused Members: Sandra Walker and Claydell Horne

1. Searson, Susan K., LPN 795741 Case#2012-15669 File#18882- Present and sworn in. A motion was made by Kirkpatrick to impose costs and a V6A. The motion was seconded and passed with Colin in opposition.
2. Singletary, Tanja Marie, RN 9233246 Case #2012-17511 File#327799- The case was pulled.
12. Slifer, Damian Jonathan, RN 9310464 Case#2013-02375 File#410723- A motion was made by Denker to accept the settlement agreement with costs. The motion was seconded and passed unanimously.

L. RN, LPN, and ARNP Licensure Informal Hearings (Licensure)

1. Duin, Reda; 1701/464593- A motion was made by Denker to approve. The motion was seconded and passed unanimously.
2. Pike, Jessica; 1701/451923- Present and sworn in. A motion was made by Kirkpatrick to approve. The motion was seconded. Kirkpatrick withdrew her motion. A motion was made by Kirkpatrick to uphold the denial. The motion was seconded and passed unanimously.
3. Brown, Frank; 1701/328501- Present and sworn in. A motion was made by Kirkpatrick to approve. The motion was seconded and passed unanimously.
4. Jimenez, Sara; 1701/250169- The case was pulled, as a continuance had been granted by the chair.

M. RN, LPN, ARNP Reinstatements and Compliance Issues

1. Arias, Dairis; 2011-07382- A motion was made by Kirkpatrick to deny. The motion was seconded and passed unanimously.
2. Helm, Erik; 2010-23167- Present and sworn in. A motion was made by Colin to reinstate with a V6B. The motion was seconded and passed unanimously.

3. Lewis, Tinna; 2008-14274- Present and sworn in. A motion was made by Kirkpatrick to approve reinstatement with a V6B. The motion was seconded and passed with Horton in opposition.
4. Pendergast, Robert; 2011-02644- A motion was made by Colin to deny. The motion was seconded and passed unanimously.
5. Lehan, Sandra; 2007-32224- Present and sworn in. A motion was made to Denker to remove the probation requirement. The motion was seconded and passed with Connors in opposition.
6. Kucaba, Cynthia; 2009-05279- Present and sworn in. A motion was made by Colin to reinstate with a V6A. The motion was seconded and passed unanimously.

N. RN, LPN, and ARNP Other Items for Board Consideration

Request for Declaratory Statement

1. Mellin, Leslie – Declaratory Statement was pulled by Board Counsel.

Senate Bill 248- A motion was made by Colin to reconsider the previous motion. The motion was seconded and passed unanimously. A motion was made by Colin to designate Ms. Gordon. The motion was seconded and passed unanimously.

The meeting recessed at 3:30 pm.

Discipline & General Business

Friday, August 2, 2013 at 8:30 am

Call to Order

The meeting was reconvened at 8:33 a.m. by the Chair, Dr. Denker.

Roll call

Board Members:

Ann-Lynn Denker, PhD, ARNP, Chair
Lavigne Ann Kirkpatrick, BS, RN, Vice-Chair
Linda Horton, Ed.D., PhD, MSN, NS-C, RN-C
Jody Newman, Ed.S, Ed.D
Jessie Collin, PhD, RN
Cathy Oles Gordon, LPN, BPS
Leonard Connors, JD

Attorneys:

Lee Ann Gustafson, Senior Assistant Attorney General
Rachael Clark, Assistant Attorney General
Jodi-Ann Johnson, Assistant General Counsel
Casey Cowan, Assistant General Counsel

Staff:

Joe Baker, Jr., Executive Director
William Spooner, BS, FRE, Program Operations Administrator
Sherri Sutton-Johnson, MSN, RN, Director of Nursing Education
Erin Pierce, BSN, RN, Nurse Consultant
Brian Carroll, Regulatory Specialist III
Allison Williams, Compliance Officer
Reginald Colston, Compliance Officer
Christa Peace, Regulatory Specialist II-PSU

Introductions were made. Vicki Fitzpatrick gave a brief description of the roles of IPN. Dr. Denker recognized all the schools in attendance. She then gave directions for what respondents should do when their name were called. Dr. Denker discussed what proper decorum is for the proceedings, including silencing all electronic devices. She also reminded everyone that the proceedings were being recorded and would be posted on the Board of Nursing website.

A. RN, LPN, ARNP Settlement Agreements

Recused Members: Linda Horton and Claydell Horne

1. Ogun, Abimbola S., RN 9223831 Case#2011-12898 File#315441- A motion was made by Colin to accept the settlement agreement. The motion was seconded and passed unanimously.

Recused Members: Mary Jane Herrera and Lavigne Kirkpatrick- A motion was made by Denker to accept settlement agreements 2-12. The motion was seconded and passed unanimously.

2. Jacobs-Mere, Kelly Marie, LPN 5166655 Case#2012-18486 & 2013-03347 File#112410
3. Caruthers, Evelyn Harris, ARNP 1060822 Case#2012-12877 File#11038

4. Estrada, Gabriela Guadalupe, LPN 5157979 Case #2012-10088 File#92896
5. Davis, Andrew Warren, RN 9216291 Case#2012-16651 File#305223
6. Frazee, Mary F., RN 9170038 Case#2012-10616 File#255717
7. Holmes, Mary Frances, RN 9251920 Case #2012-14436 File#342118
8. Barton, Holly Lynn, LPN 5157641 Case#2013-04101 File#102889
9. Hasten, Ronald W., RN 3363302 Case#2013-03345 File# 201891
10. Bottoms, Rachel Elizabeth, RN 9294275 Case#2013-02403 File#392427
11. Ramirez, Shirlana Lea, LPN 5174483 Case#2012-14424 File#117961
12. Burdine, Stephaine Dawn, ARNP 9306337 Case#2012-09189 File#404678

Recused Members: Sandra Walker and Claydell Horne- A motion was made by Kirkpatrick to accept settlement agreements 13-17 and 20-25. The motion was seconded and passed unanimously.

13. Maradie, Valerie Howard, RN 2237712 Case #2012-18433 File#110349
14. Gaynor, Tyra Sheree, RN 9233348 Case#2013-02966 File#324888
15. Stoutamire, Erarina M., RN 9313685 Case#2012-17406 File#41420

Recused Members: Barbara Kemp and Mary K. Habgood

16. Gordon, Valerie, LPN 5188138 Case#2012-18327 File#136657
17. Martinez, Alissa Nicole, LPN 5175498 Case #2013-05300 File#116408

Recused Members: Mary K. Habgood and Barbara Kemp

18. Vitier, Kristin M., RN 9290133 Case #2012-06036 File#378211- Present and sworn in with her husband. A motion was made by Kirkpatrick to accept the settlement agreement. The motion was seconded and passed unanimously.

19. Qumimco, Cecilia Mongado, RN 3343722 Case #2013-01012 File #199879- Present and sworn in. A motion was made by Kirkpatrick to accept the settlement agreement. The motion was seconded and passed unanimously.

20. Kalfas, Gabriel George, RN 9247657 Case #2012-18430 File#337936
21. Walker, Amy Nicole, LPN 5202509 Case#2012-14560 File#15102
22. Roberts, Charlene Jones, RN 9274576 Case#2013-03001 File#370858
23. Bardfield, Suzette Michelle, RN 9299319 Case#2012-18856 File#399455
24. Fisher, Kenroy Medgar, LPN 204527 Case#2012-15283 File#155650

Recused Members: Barbara Kemp and Claydell Horne

25. Thomas, Pamela A, LPN 5195968 Case#2012-17151 File#145929

26. Johnson, Julia Vernice, RN 9304677 Case #2013-03248 File#398940- The case was pulled, a continuance was granted by the Chair.
A motion was made by Colin to accept settlement agreements 27-28. The motion was seconded and passed unanimously.

27. Sitasz, Kathleen P., LPN 5201967 Case#2013-03206 File#152253
28. Palmore, Nancy S., ARNP, RN 9249352 Case#2012-11636 & 2012-11913 File#345213

Recused Members: Leonard Connors and Claydell Horne- A motion was made by Colin to accept settlement agreements 29-33. The motion was seconded and passed unanimously.

29. Anderson, Donalda Suzette, LPN 1303801 Case#2011-08502 File #68124
30. Singer, Robert Alan, RN 2579802 Case#2012-10551 File#120974
31. Albano, Linda Mae Culp, RN 2209652 Case#2012-18664 File#107426
32. Fontaine, Sheila M., RN 9244413 Case#2012-08646 File#335577

33. Thorne, Daniel Lannon, RN 9314569 Case#2012-09660 File#404893

Recused Members: Barbara Kemp and Nancy Breen

34. Wooley, Julie F., RN 3234942 Case #2011-15030 File#188608- A motion was made by Colin to accept the settlement agreement. The motion was seconded and passed unanimously.

Recused Members: Lavigne Kirkpatrick and Mary K. Habgood

35. Crain, Jr., William Edmund, RN 9312202 Case#2012-07442 File#410746- A motion was made by Colin to accept the settlement agreement. The motion was seconded and passed unanimously.

Recused Members: Jody Bryant Newman and Claydell Horne- A motion was made by Colin to accept settlement agreements 36-39. The motion was seconded and passed unanimously.

36. Fowler, Williams David, RN 3201272 Case#2013-01702 File#185183

37. Flores, Celeste Joanne Donato, RN 9323971 Case#2012-18432 File#425407

38. Disbrow, Linda Louise, RN 2150642 Case#2012-16335 File#101284

39. Long, Vincent Duane, RN 3201582 Case#2013-06701 File#85216

B. RN, LPN, ARNP Informal Waivers

If the Respondent was present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact as set forth in the Administrative Complaint. 4). The Department asks that you adopt the conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

If the Respondent was not present, the board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact and conclusions of law as set forth in the Administrative Complaint, and find that this constitutes a violation of the practice act.

Recused Members: Mary K. Habgood and Barbara Kemp

1. Huband, Caroline Elizabeth, RN 9341129 Case #2012-16590 File#425931- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.
2. Sell, Jorge Luis, RN 9294662 Case #2012-15025 File #374167- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
3. Weggeman, Kari Elizabeth, RN 3377782 Case #2012-17840 File#203376- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.
4. Vargas, Angela Mercedes, RN 9251507 Case #2012-18814 File#343991- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.

5. Helsel, Sandra Lynn, RN 1241892 Case #2012-13149 File#23562- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.
6. Creighton, Robert Joseph, LPN 5180308 Case#2012-16519 File#101721- A motion was made by Colin to impose costs and a V2. The motion was seconded and passed unanimously.

Recused Members: Jody Bryant and Nancy Breen

7. Williams, Clara Clark, RN 9241936 Case#2011-11340 File#336179- A motion was made by Denker to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Leonard Connors

8. Daniels, Chris, RN 9276578 Case#2012-09670 File#372377- A motion was made by Denker to impose costs and a V2. The motion was seconded and passed unanimously.
9. Croft, Berkley Lyn, LPN 516800 Case#2012-12870 File#114682- A motion was made by Kirkpatrick to impose a V8. The motion was seconded and passed unanimously. A motion was made by Kirkpatrick to reconsider. The motion was seconded and passed unanimously. The case was pulled.
10. Gauthier, Alia Christian, RN 9325867 Case#2012-11353 File#425419- A motion was made by Kirkpatrick to impose costs and a V2. Motion was seconded and passed unanimously.
11. Phillips, Kenneth Dale, RN 9242156 Case#2012-12117 File#33931- A motion was made by Kirkpatrick to impose costs and a V2. The motion was seconded and passed unanimously.
12. Lee, Brittany Sue, RN 9320722 Case#2012-09708 File#420001- A motion was made by Kirkpatrick to impose costs and a V2. The motion was seconded and passed unanimously.
13. Haddad, Cecilia A., RN 9329438 Case#2012-11829 File#426295- A motion was made by Colin to impose costs, a \$500.00 fine, a CE in rules of the Board and probation for 2 years with standard terms. The motion was seconded and passed unanimously.
14. Friedrich, Lynsey Marie, RN 9194345 Case#2012-06038 File#275648- Present and sworn in with Anthony Garcia from the David Lawrence Center . A motion was made by Colin to impose costs and a V6B. The motion was seconded and passed unanimously.
15. Mitchell, Kiasheba Sade, LPN 5178819 Case#2012-00505 File#125412- A motion was made by Kirkpatrick to impose costs and probation for 2 years with standard terms and direct supervision. The motion was seconded and passed unanimously.
16. Maki, David Henry, RN 9184760 Case#2013-03529 File#271284- A motion was made by Horton to impose costs and a V3 for 2 years. The motion was seconded and passed unanimously.
17. Hardy, Randi Jo., LPN 5150410 Case#2012-17317 File#94189- Present and sworn in. A motion was made by Colin to impose costs and CEs in Legal Aspects (4 hours) and Ethics (4 hours). The motion was seconded and passed with Newman in opposition.
18. Diaz, Patricia Mackey, LPN 5166705 Case #2012-17330 File#112591- A motion was made by Kirkpatrick to impose costs, and V6C for 2 years with standard terms and direct supervision. The motion was seconded and passed unanimously.

Recused Members: Nancy Breen and Barbara Kemp

19. Judnick, Barbara Lynne, RN 9289843 Case#2011-17415 File#388399- Case was pulled.
20. Parker, Angel Marie, RN 2981802 Case#2012-04653 File#162454- Case was pulled.

Recused Members: Claydell Horne and Jody Bryant Newman

21. Jensen, Catherine M., RN 9204514 Case#2013-01441 File#293079- A motion was made by Kirkpatrick to impose costs and a V6A. The motion was seconded and passed unanimously.
22. Whittlesey, Jeanette, LPN 1283711 Case#2013-01496 File#66059- A motion was made by Kirkpatrick to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Mary Jane Herrera and Lavigne Kirkpatrick

23. Staton, Sandy Jean AKA Stephenson, Sandy Jean, LPN 5171564 RN 9314605 Case#2012-12128 & 2012-12203 File#412178- A motion was made by Denker to impose a V8. The motion was seconded and passed unanimously.
24. Soto, Kelvin E., RN 9239228 Case#2012-06793 File#331982- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
25. Labor, Lorraine Linda, RN 9329657 Case#2012-18143 File#431202- A motion was made by Colin to impose costs and CEs in Medication Administration and Documentation (4 hours each). The motion was seconded and passed unanimously.
26. Jamie, Terri L., LPN 1241381 Case#2012-17571 File#61717- The case was pulled.
27. Freeberg, Ginger Anne, RN 9222351 Case#2012-13839 File#310197- A motion was made by Colin to impose costs, a \$150.00 fine, CEs in Medication Administration, Ethics and Legal Aspects (4 hours each) and a V6A. The motion was seconded and passed unanimously.
28. Delanoy, Sarah Lynne, LPN 5161037 Case#2012-18948 File #106273- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
29. Delanoy, Sarah Lynne, LPN 5161037 Case#2012-16692 File#106273- A motion was made by Colin to impose a V8. The motion was seconded and passed unanimously.
30. Hall, Sheila White, LPN 5153642 Case#2012-17869 File#91121- Present and sworn in. A motion was made to accept the findings of fact and the conclusions of law set forth in the administrative complaint and find that it constitutes a violation of the nurse practice act. The motion was seconded and passed with Connors in opposition. A motion was made by Colin to impose costs and a V5F. The motion was seconded and passed with Connors in opposition.
31. Reynolds, Debra Anne, RN 2161882 Case#2012-08622 File #102451- A motion was made by the Colin to impose costs, a \$200.00 fine, and a V6A. The motion was seconded and passed unanimously.
32. Crawford, Jan Linette, RN 9304420 Case#2012-12377 File#405523- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.

33. Kleven, Leanne, RN 548842 Case#2012-11393 File#45662- A motion was made by Denker to impose costs, a \$250.00 fine, and CEs in Legal aspects and Ethics (4 hours each). The motion was seconded and passed unanimously.

34. Walls, Albert Russell, LPN 1317131 Case#2013-00715 File#69493- A motion was made by Denker to impose a V8. The motion was seconded and passed unanimously.

Recused Members: Sandra Walker and Claydell Horne

35. Roach, Chelsea Marie-Louise, LPN 5179876 Case #2012-14236 File 126383- A motion was made by Denker to impose costs and a V2. The motion was seconded and passed unanimously.

Recused Members: Maria Kolb and Lavigne Kirkpatrick

36. Gordon, Krista Mae, RN 9220010 Case#2012-10009 File#311520- A motion was made by Colin to impose costs and a V6A. The motion was seconded and passed unanimously.

Recused Members: Claydell Horne and Linda Horton

37. Mendola, Samantha Jane, RN 9311363 Case#2012-11373 File#411277- A motion was made by Denker to impose costs and a V6B. The motion was seconded and passed unanimously.

C. RN, LPN, ARNP Other Items for Board Discussion

Updated Nursing Applications

none

II. Intervention Project for Nurses (IPN)

IPN Monitoring Components

Ms. Vickie Fitzpatrick spoke about the report. Ms. Fitzpatrick informed the Board that Ms. Linda Smith spoke at NCSBN's National Discipline Conference.

Agenda

1. July 31-August 2, 2013 Agenda

State Report

1. May 2013 State Report
2. June 2013 State Report
3. IPN Monitoring Components- **No Documents**

III. Board Reports

A. Chair

Future Agenda Items – none provided

CORE Reports

1. Volume I
2. Volume II

Dr. Colin asked that this be on the next agenda. Dr. Colin spoke about what CORE is and does. Ms. Kirkpatrick asked that these reports be sent to the Board members electronically.

Dr. Denker recognized Ms. Kemp and Dr. Walker's service to the Board. They had recently resigned as board members.

B. Members

Ms. Kirkpatrick served on a committee that focused on pain medication.
Dr. Denker briefed the Board on Florida Action Coalition's upcoming conference on November 13-14 in Tampa.

C. Board Counsel

1. Rules Report
 - A. June 2013 BON Rules
 - B. July 2013 BON Rules
2. Annual Regulatory Plan
3. CNA Regulatory Plan
4. Correspondence
 - Ms. Clark informed the Board that there are two rules that are in process now.

D. Prosecution Services Unit

1. Report
- Ms. Cowan discussed the report.

E. Executive Director

Ratifications- A motion was made by Kirkpatrick to approve the ratification lists (1-3). The motion was seconded and passed unanimously.

1. CE Providers
2. Licensees
3. Withdrawals

Other

1. Unlicensed Activity Report
2. Executive Officer Forum Report

NCSBN Annual Conference – Ms. Kirkpatrick, Dr. Denker and Mr. Baker are attending.
NCLEX workshop – Ms. Hansen and Mr. Baker are attending.
Ms. Kirkpatrick and Mr. Baker will be attending the NCSBN Leadership Conference.
Ms. Sutton-Johnson will be attending the Florida Nurses Association convention.

Mr. Connors asked that Board members be given agendas with the page numbers listed.
Dr. Colin asked that the composition of the committees be looked at.
Ms. Gordon asked that the starting time of the committee meetings be reviewed.
Dr. Colin asked that the department provide a report in October on the effectiveness of having Compliance Officers attend the Board meetings.

F. Financial Report – informational

G. Legislative Update – previously handled

H. Announcements/Information -- none

I. Elections

1. Board Chair-A motion was made by Mr. Connors to nominate Ms. Kirkpatrick as Chair. The motion was seconded. A motion was made by Dr. Colin to nominate Dr. Denker as

Chair. The motion was seconded. Ms. Kirkpatrick was elected Chair with Connors, Newman, Horton and Kirkpatrick in favor of the vote.

2. Board Vice Chair- A motion was made by Ms. Gordon to nominate Dr. Horton as Vice Chair. The motion was seconded. A motion was made by Mr. Connors to nominate Dr. Denker as the Vice Chair. The motion was seconded. Dr. Horton was elected Vice Chair with Gordon, Newman, Kirkpatrick, and Horton in favor of the vote.

IV. Other Business

V. PSU Notices

Appendix

Adjournment

The meeting adjourned at 11:33 a.m.

For more information regarding board meetings please visit:

<http://floridasnursing.gov/meeting-information/>

Or contact:

Florida Board of Nursing
4052 Bald Cypress Way, Bin # C-02
Tallahassee, FL 32399-3252
Telephone: (850) 245-4125
Fax: (850) 617-6460
Email: Info@FloridasNursing.gov

Credentials Summary of Conditions

CONTINUING EDUCATION

Required within 6 months of licensure

PROBATION (P1)

Standard terms

[A] Violate no laws

[B] Report changes in address, employer, arrests, or violations of probation or orders from another jurisdiction

[C] Quarterly self-reports

[D] Quarterly nursing employer reports

[G] Tolling

Direct supervision

[H] Direct supervision, regularly assigned unit, no employment by nurse registry, nurse employment agency or home health agency, no multiple employers or self-employment

IPN (V6)

V6A - must sign IPN contract

V6B - must have IPN evaluation and contract if recommended

V6C - must have IPN evaluation and contract if recommended; if contract not recommended, probation

Summary of Discipline

CONTINUING EDUCATION

Required within 6 months of licensure

PROBATION (P3)

Standard terms

[A] Violate no laws

[B] Report changes in address, employer, arrests, or violations of probation or orders from another jurisdiction

[C] Quarterly self-reports

[D] Quarterly nursing employer reports

[G] Tolling

Direct supervision

[H] Direct supervision, regularly assigned unit, no employment by nurse registry, nurse employment agency or home health agency, no multiple employers or self-employment C1

PROBATION (P4)

Stayed suspension conditioned on compliance

IPN (V6)

V6A - suspension until entry into IPN, suspension stayed while compliant

V6B - suspension until IPN evaluation and contract if recommended, suspension stayed while compliant

V6C - suspension until IPN evaluation and contract if recommended suspension stayed while compliant; if contract not recommended probation

SUSPENSION (V)

V1 - suspend until appearance to demonstrate safety

V2 - suspend until appearance to demonstrate safety with IPN coordinated evaluation

V3 - suspend for a minimum period and thereafter until appearance to demonstrate safety with IPN coordinated evaluation

V4 - suspend until fine and costs/bounced check paid

V5A

V5B

V5F - suspend until compliant with previous final order

REVOCAATION

V8 - revocation

Guidelines for Acceptable Disciplinary CE

CE AREA	HOURS/OPTIONS	TYPICAL CONTENT
Anger Management	4 hr 8 hr	<ul style="list-style-type: none"> • Definition, assessment, management of anger • Positive anger management tools • Resources
Assessment	2 hr 8 hr 40 hr full course	<ul style="list-style-type: none"> • Health History, including cultural assessment • Fundamental physical assessment techniques • Assessing body systems: Integumentary, Respiratory, Cardiac, Gastrointestinal, Reproductive, Musculoskeletal, Neurological
Critical Thinking	2 hr 8 hr	<ul style="list-style-type: none"> • Definition • Characteristics and skills that demonstrate critical thinking • Strategies to improve ability to think critically
Delegation	2 hr 8 hr	<ul style="list-style-type: none"> • Aspects that a nurse needs to consider when delegating • Professional roles that a nurse cannot delegate • Process for effective delegation
Documentation	2 hr 8 hr	<ul style="list-style-type: none"> • Process of charting • Common charting errors • Implications of poor record keeping • Emerging issues, i.e., faxes, computers, HIPAA • Legal case review
Ethics	2 hr 8 hr (may be combined with Legal Aspects)	<ul style="list-style-type: none"> • Ethical decision making • Concepts of beneficence, justice and autonomy • History of ethics in nursing • Common ethical issues/case review, frameworks • Resources
Legal Aspects	2 hr 8 hr (may be combined with Ethics)	<ul style="list-style-type: none"> • Nursing Practice Act: purpose and role of Board; definitions of advanced, professional, and practical nursing; scope of practice; grounds for disciplinary actions • Delegation • Documentation & medical record keeping • Informed consent • Case review
LPN Supervision	30 hr	<ul style="list-style-type: none"> • Per 64B9-15 • Note: RNs may take this course; for CE credit for RNs, at least 2 hours must be on the RN role
Medication Administration	16 hr Supervised lab	<ul style="list-style-type: none"> • Standard abbreviations • Transcription of orders • Calculations, including pediatric dosages • Preparation and administration of oral, parental, intravenous medications, fluids • Legal responsibilities related to medication administration, observation, documentation, and record keeping • Common errors and strategies to avoid them
Pain Management	2 hr 8 hr	<ul style="list-style-type: none"> • Classifying acute and chronic pain • Assessment and reassessment strategies • Barriers to effective pain management; psychology of pain

CE AREA	HOURS/OPTIONS	TYPICAL CONTENT
		<ul style="list-style-type: none"> • Pain intensity scales • Pharmacological pain interventions • Non-pharmacological pain management • Interdisciplinary discharge planning • Patient/family education
Patient Rights	2 hr	<ul style="list-style-type: none"> • Specific rights protected by federal and state laws • Right to be informed • Right to exercise self-determination • Protection of personal privacy • Forms of abuse • Reporting violations
Pharmacology	16 hr 40 hr	<ul style="list-style-type: none"> • Classification systems • Drug forms, routes, actions, uses, precautions, interactions, and side effects • Computation and dosages • Asepsis • Resources
Professional Standards	Varies	<ul style="list-style-type: none"> • Programs on Standards from Professional Associations • Curriculums approved by Professional Associations • Examples (not limited to): Association of Operating Room Nurses, Association of Critical Care Nurses, American Nurses Association, Infusion Nurses Society, Oncology Nurses Association
Refresher Remedial Courses	80 didactic and 96 hours clinical	<ul style="list-style-type: none"> • All disciplinary board-ordered refresher or remedial courses require didactic and clinical components that are in compliance with 64B9-3.025. • Additional clinical hours in specialized or general areas may be specified
Universal Protocol		<ul style="list-style-type: none"> • Agency specific, agency provided in-services on JCAHO requirements for procedural timeout and other standards

Note: 2 & 8 hour courses offered by CE Providers; 40 hour courses may be offered by CE Providers but are more commonly part of a nursing program curriculum.