
TEXAS BOARD OF NURSING

Regular Meeting

Thursday, January 19, 2012
8:34 a.m. - 6:04 p.m.
William Hobby Building
333 Guadalupe, Tower II, Room 225
Austin, Texas 78704

Present:

Kristin K. Benton, President
Richard R. Gibbs, Vice-President
Deborah Bell
Patti Clapp
Tamara Cowen
Sheri Crosby
Marilyn Davis
Kathy Leader-Horn
Mary LeBeck
Josefina Lujan
Beverley Nutall
Verna Kathleen Shipp

Absent:

Mary Jane Salgado

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, Assistant General Counsel
Lance Brenton, Assistant General Counsel
Nikki Hopkins, Assistant General Counsel
Allison Hassinger, Administrative Assistant
Mary Beth Thomas, Director of Nursing
Jan Hooper, Nursing Consultant
Jolene Zych, Nursing Consultant
Denise Benbow, Nursing Consultant
Melinda Hester, Nursing Consultant
Linda Laws, Nursing Consultant
Bonnie Cone, Nursing Consultant
Robin Caldwell, Nursing Consultant
Virginia Ayars, Nursing Consultant
Bruce Holter, Information Specialist
Tawnya Smith, Information Technology Specialist
Bill Ray, Information Technology Specialist
Amanda Crider, Information Technology Specialist

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kristin Benton called the meeting to order at 8:34 a.m, Thursday, January 19, 2012.	
ROLL CALL	A quorum was established with twelve members in attendance, Board Member Mary Jane Salgado was absent.	
INTRODUCTIONS	Board members and staff introduced themselves to the audience.	
ACCEPTANCE OF AGENDA	The Board reviewed the agenda.	A correction was made to the agenda: Agenda Item 3.2.8.a. was corrected to read "Associate Degree Nursing Education Program". The Agenda was approved.
ACCEPTANCE OF MINUTES	The Board reviewed the minutes from the October 26, 2011 Board Development and October 27-28, 2011 Board Meeting.	The Board approved the minutes from the October 26, 2011 Board Development and October 27-28, 2011 Board Meeting.
CONSENT AGENDA ITEMS		<p>The Consent agenda was reviewed, the following recusals were made:</p> <p>Agenda Item 8.1. Agreed Orders Deborah Bell recused herself from the consideration and vote on Agreed Orders of: Joel Paul Baeza, RN #739897 Joan Elizabeth Gentry, LVN #110449 Shannon Renee Hodge, LVN #165352 Benjamin Kim, RN #734309 Cynthia L. Tyrrell, RN #541762</p> <p>Agenda Item 8.4. Eligibility Agreed Orders Deborah Bell recused herself from the consideration and vote on the Eligibility Agreed Order of: Ann Ortiz Garza, LVN #193461/RN</p> <p>The Consent Agenda was approved.</p>
2.2. Continuing Education Pre-Renewal Audit Report/ - 1 ST Quarter, Fiscal Year 2012		<i>Approved on Consent.</i>
3.2.1. Status Report on Inquiries, Proposals, and Approval Status of		<i>Approved on Consent.</i>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>New Nursing Educational Programs</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. Report from St. Philip's College in San Antonio, Texas of Teach Out Plan</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>5.1.1. Eligibility and Disciplinary Committee</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>5.1.2. Quarterly Statistical Report - 1ST Quarter, Fiscal Year 2012</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>6.1. Nurse Licensure Compact Update</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>6.2. Adoption of New 22 Tex. Admin. Code §217.22, Pertaining to Special Accommodations</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>6.3. Adoption of Amendments to 22 Tex. Admin. Code §217.19, Pertaining to Incident-Based Nursing Peer Review and Whistleblower Protections and</i></p>		<p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p>§217.20, Pertaining to Safe Harbor Peer Review and Whistleblower Protections</p>		
<p>6.4. Adoption of Amendments to 22 Tex. Admin. Code §217.9, Pertaining to Inactive Status</p>		<p>Approved on Consent.</p>
<p>6.5. Adoption of Amendments to 22 Tex. Admin. Code §217.6, Pertaining to Failure to Renew License</p>		<p>Approved on Consent.</p>
<p>6.6. Adoption of Rule Reviews for 22 Tex. Admin. Code Chapters 220, 224 and 225</p>		<p>Approved on Consent.</p>
<p>7.1. Texas Peer Assistant Program for Nurses 7.1.1. Quarterly Report</p>		<p>Approved on Consent.</p>
<p>8.1. Agreed Orders</p>	<p>The board considered the Agreed Orders listed on Consent:</p> <p>Allen, Darlene Rose, RN# 599000</p> <p>Baeza, Joel Paul, RN# 739897</p> <p>Barnes, Lisa Marie, RN# 670396 / LVN# 165687</p> <p>Barnett, Gary Wayne, RN# 528876</p> <p>Basha, Sharmela Syedanwar, RN# 665988</p> <p>Beck, Renee Yvonne, RN #570564</p> <p>Bradley, Kelly Fern, LVN# 144883</p>	<p>The board voted to ratify the Agreed Orders on Consent.</p> <p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>Brooks, Carol Lynn, LVN# 129935</p> <p>Brown, Jessica Ann, RN# 571205</p> <p>Butcher, Cynthia C., RN# 529881</p> <p>Castello, Phyllis Ann, LVN# 185843</p> <p>Chittum, Pauline A, LVN# 53561</p> <p>Cogley, Brenda May, LVN# 87690</p> <p>Crumpley, Lisa Renee, LVN# 121142</p> <p>Cullen, Melissa Dee, RN# 600734</p> <p>Delatorre, Kelly Dianne, RN# 759723</p> <p>Delrosario, Dale, RN# 646568</p> <p>Ferguson, Mary Helen, LVN# 140030</p> <p>Few, Romona S., RN# 665110</p> <p>Flores, Sandra Ann, RN# 696769 / LVN# 150935</p> <p>Frigo, Janice Elaine, RN# 547372</p> <p>Funderburgh, Michele, RN# 700203</p> <p>Gentry, Joan Elizabeth, LVN# 110449</p> <p>George, Rodney W., RN# 646733</p> <p>Griffitt, Sharon Lynette, LVN# 205369</p> <p>Hall, Jennifer Nicole, RN# 730652</p> <p>Hernandez-Clear, Claudia, RN# 758733</p> <p>Hodge, Shannon Renee, LVN# 165352</p> <p>Jennings, Jessica, RN# 647183 / LVN# 159480</p> <p>Kelsey, Jane B., LVN# 148203</p> <p>Kim, Benjamin, RN# 734309</p> <p>King, Gwendolyn Rene, RN# 660931</p> <p>Lagon, Rosario N., RN# 622595</p> <p>Lewis-Robinson, Charlotte, RN# 637389 /</p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p> <p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p> <p>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>LVN# 132253</p> <p>Lopez, Cynthia Lee, LVN# 182069</p> <p>Magallanes, Carmen, LVN# 119548</p> <p>Mata, Audrea C., LVN# 209289</p> <p>Mendez, Samuel Abel, RN# 595946 / LVN# 121705</p> <p>Metcalf, Angela Gale, LVN# 143004</p> <p>Miller, Carla Sue, LVN# 121708</p> <p>Nelson, Darolyn Sue, LVN# 119621</p> <p>Nelson, Karrie Lyn, RN# 677751</p> <p>Ngenge, Manli Indah, LVN# 226485</p> <p>Ojibway, Connie Marie, RN# 783750</p> <p>Ozuna, Linda, RN# 583877</p> <p>Pernitez, Thessa Sevilla, RN# 638870</p> <p>Quintanilla, Dalia, LVN# 158963</p> <p>Robertson-Martin, Sandra Kay, RN# 554519 / LVN# 118478</p> <p>Rodriguez, Teresa A., RN# 584922 / LVN# 104892</p> <p>Rogers, Patricia Kay, RN# 728172 / LVN# 201160</p> <p>Rosado, Lourdes, RN# 681908</p> <p>Shirley, Elizabeth, RN# 623750</p> <p>Shults, Leah Renee, RN# 734320</p> <p>Sieck, Patricia Diann, RN# 765463</p> <p>Smith, Kenisha Emica, LVN# 189989</p> <p>Sprague, Jere Kay, RN# 449616</p> <p>Springer, Barbara, RN# 641476</p> <p>Sumba, Stella Nancy, RN# 764264</p> <p>Thedford, Toye, RN# 651843</p> <p>Tisdale, Phyllis Kirby, RN# 783151</p> <p>Trejo, Hugo Alberto, LVN# 151811</p> <p>Tyner, Tracy, RN# 631039</p>	

AGENDA ITEM	DISCUSSION	ACTION
	<p><i>Tyrrell, Cynthia L., RN# 541762</i></p> <p><i>Vanschaick, Andrea Ceron, RN# 654223</i></p> <p><i>Walker-Gomez, Tyonia Marie, RN# 746234 / LVN# 203427</i></p> <p><i>Warren, Michael Don, LVN# 158276</i></p> <p><i>Weed, Tracy, RN# 633014</i></p> <p><i>Wilson, Tiffany Antoinette, LVN# 202615</i></p>	<p><i>Board Member Deborah Bell recused herself prior to the consideration and vote on this Agreed Order.</i></p>
<p>8.2 DEFERRED AGREED ORDERS</p>	<p><i>The board considered the Deferred Agreed Orders listed on Consent:</i></p> <p><i>French, Karen Maria, LVN #158518</i></p> <p><i>Joseph, Kochuthresia Pulickakunnel, RN #735521</i></p> <p><i>Spencer, Meredith Anne, RN #748565</i></p>	<p><i>The board voted to ratify the Deferred Agreed Orders on Consent.</i></p>
<p>8.3. REINSTATEMENT AGREED ORDERS</p>	<p><i>The board considered the Reinstatement Agreed Orders listed on Consent:</i></p> <p><i>Brown, Timothy Earl, RN #666832</i></p> <p><i>Haskell, David Douglas, RN #650035/LVN #159276</i></p> <p><i>Liles, Amanda Jo, LVN #194299</i></p> <p><i>Pena, Rebecca, LVN #171571</i></p> <p><i>Ryder, Troy Raymond, RN #702954</i></p>	<p><i>The board voted to ratify the Reinstatement Agreed Orders on Consent.</i></p>
<p>8.4 ELIGIBILITY AGREED ORDERS</p>	<p><i>The board considered the Eligibility Agreed Orders listed on Consent:</i></p> <p><i>Acha, Lucas Boma (LVN)</i></p> <p><i>Alvarado, Crystal (RN)</i></p> <p><i>Benavides, Sonia Gonzalez (LVN)</i></p> <p><i>Bolden, Barbara Ann (LVN)</i></p>	<p><i>The board voted to ratify the Eligibility Agreed Orders on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
	<p><i>Browning, Larry (LVN)</i></p> <p><i>Buentello, Rocio Evangelina (LVN)</i></p> <p><i>Daub, Denise Leann (LVN)</i></p> <p><i>Francois, Phedra Ronnette (RN)</i></p> <p><i>Garcia, Jorge Luis (LVN)</i></p> <p><i>Garza, Ann Ortiz (LVN #193461/RN)</i></p> <p><i>Janda, Vicki Lynn (RN)</i></p> <p><i>Jharia, Laila S. (LVN #212629/RN)</i></p> <p><i>Lopez, Paul (LVN)</i></p> <p><i>Lumbreros, Idalia (LVN)</i></p> <p><i>Meeks, Roxaine Patrice (LVN)</i></p> <p><i>Metz, Christan Elaine (LVN)</i></p> <p><i>Mireles, Martha Monica (RN)</i></p> <p><i>Monsivais, Rosa Isela (RN)</i></p> <p><i>Olatunji, Evon Shanae (LVN)</i></p> <p><i>Pearson, Sarah Lynn (LVN)</i></p> <p><i>Tusa, Bradley Michael (LVN)</i></p> <p><i>Weisberg, Lauren Galadriel (RN)</i></p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this agreed order.</p>
<p>1.</p> <p>ADMINISTRATION</p> <p>1.1. Executive Director's Report</p> <p>1.2. Legal</p> <p>1.2.1. Update of Pending Litigation: Executive Session pursuant to §551.071(1), Texas Government Code, to discuss pending or contemplated litigation in the Matters of:</p> <p>Amy Bagley Krenek and Victor</p>	<p>Katherine Thomas reviewed her written report to the board.</p> <p>Dusty Johnston presented an update on all currently pending litigation.</p>	<p>No action.</p> <p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Lara vs. Texas Board of Nursing, Cause No. D-1-GN-08-002763, In the 419th Judicial District, Travis County, TX;</p> <p>Amy Bagley Krenek RN, vs. Texas Board of Nursing, Cause No. D-1-GN-09-001195, In the 419th Judicial District, Travis County, TX;</p> <p>Texas Board of Nursing vs. Greg Abbott, Attorney General of Texas, Cause No. D-1-GN-09-003960, In the 353rd Judicial District, Travis County, TX;</p> <p>Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial District Court, Travis County, Texas;</p> <p>Bonafacio Espinoza vs. Texas Board of Nursing, Cause No. 219-05095-2009, In the 219th Judicial District, Collin County, TX;</p> <p>and</p> <p>Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County, TX.</p>		

AGENDA ITEM	DISCUSSION	ACTION
<p>1.2.2. Report on 2007 Sunset Legislation that Changed Board Member Participation on Board Advisory Committees</p>	<p>Dusty Johnston discussed the 2007 Sunset Legislation that outlines the intent of Board Member participation on Board Advisory Committees. Board Member Tamara Cowen suggested the agency should post Committee openings on the Board's website to solicit individuals interested in serving on board committees. Board Member Kathy Leader-Horn suggested that more LVNs be involved, particularly those in active, current practice.</p>	<p>No action.</p>
<p>1.3. Strategic Plan for Fiscal Years 2013 - 2017</p>	<p>Katherine Thomas reported that The Legislative Budget Board is required by Section 2056 of the Government Code to guide, review, and finalize agency strategic plans. Staff anticipate that the instructions for the 2013-2017 Strategic Plan will likely be distributed by March-April 2012 and the Plan will be due in June-July 2012. The Board Liaison for Strategic Planning is Tamara Cowen. Because of the timing of release of instructions and the short time frame for delivery of the Plan to State officials, the Board has historically approved concepts related to policy and budget requests for the Strategic Plan and allowed the Liaison to actually review and comment on the Plan before final submission. At the January and April meetings, these concepts will be discussed.</p>	<p>No action.</p>
<p>2.1. Financial Statement - 1ST Quarter, Fiscal Year 2012</p>	<p>Mark Majek reported that the agency is in excellent financial condition and also noted that the board report reflects an extra million dollars because the agency's revenue has not been certified yet so the agency has not been able to fill the new positions authorized by the 82ND Legislature.</p>	<p>No action.</p>
<p>3. NURSING</p>		
<p>3.1. Practice</p>		
<p>3.1.1. Promoting Competency Report</p>	<p>Bonnie Cone provided a verbal summary of the Promoting Competency Report.</p>	<p>No action.</p>
<p>3.1.2. Report on Implementation of the Department of Aging and Disability and Texas Board of</p>	<p>Melinda Hester reported that seven trainings related to SB 1857 and the LVN On-Call Pilot were held around the state in the Fall. A Computer-based training has been developed and will begin this month. DADS</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
Nursing Memorandum of Understanding Pertaining to SB 1857, 82 nd Texas Legislature	and Board staff agreed to delay the start date of the pilot program until 3/1/12 to allow providers of services to the IDD community sufficient time to re-design their business models to come into alignment with the BON rules and regulations, i.e.: LVN supervision, LVNs on-call, medication administration practices through RN delegation or SB 1857. BON staff continues to work closely with DADS and the advisory committee on all aspects of the pilot.	
3.1.2.a. Consideration of Approval of Additional Task that May be Delegated Under Rule 225.10(13)	The Board considered designating noninvasive ventilation (NIV) as an additional task that RNs may determine is safe and appropriate to delegate in accordance with Chapter 225, RN Delegation to Unlicensed Personnel and Tasks not Requiring Delegation in Independent Living Environments for Clients with Stable and Predictable Conditions.	The Board voted to approve designating NIV [continuous positive airway pressure (CPAP) and bilevel positive airway pressure (BiPAP) therapy] as tasks that RNs may determine can be delegated to unlicensed assistive personnel according to Chapter 225.
3.2. Education	Mary Beth Thomas announced that all RN program reviews will be conducted at the January board meetings and all LVN program reviews will be conducted at the April board meetings. This will coincide with examination year cycles for RN and LVN programs.	
3.2.5. Report on NCLEX-RN® Examination Pass Rates for 2011 and Trends	Jan Hooper reviewed the 2011 pass rates and indicated that they are lower than the national average.	No action.
3.2.6. Consideration of Change from Conditional Approval Status		
3.2.6.a. Kaplan College in San Antonio, Texas - Vocational Nursing Education Program	The Board considered a proposed change in the approval status of Kaplan College in San Antonio, Texas Vocational Nursing Education Program based upon review of the 2011 NCLEX-PN® examination pass rate, review of the 2010 Nursing Education Program Information Survey (NEPIS), Board Rule 214, and a December 14, 2011 survey visit. Geneva Baker, MSN, RN, Director; Becky Anderson, BA, Campus President; Judy Burckhardt, PhD, RN, Dean were present to answer questions.	Board President Kristin Benton recused herself prior to the consideration and vote on this agenda item. Board Member Sheri Crosby voted to oppose the motion. The Board voted to change the approval status of Kaplan College in San Antonio, Texas Vocational Nursing Education Program from Conditional to Full Approval and issue the following requirement: Rule 214.8(a) related to <i>Students</i> states that "The number of students admitted to the

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.6.b. Valley Grande Institute in Weslaco, Texas - Vocational Nursing Education Program</p>	<p>The Board considered a proposed change in the approval status of Valley Grande Institute Vocational Nursing Program based upon the review of the 2011 NCLEX-PN® examination pass rates, review of the 2010 Nursing Education Program Information Survey (NEPIS), and measures implemented to comply with Rule 214. Mari Aviles, Executive Vice-President; Ted Llasos, MAN, RN, Program Director; and Leo Galvan, RN, Faculty, were present to answer questions.</p>	<p>program shall be determined by the number of qualified faculty, adequate educational facilities and resources, and the availability of appropriate clinical learning experiences for students”. Considering the history of the program’s NCLEX-PN® pass rates, the program shall limit the 2012 enrollment to 35 students per cohort with four cohorts per year or a total annual enrollment of 140 students. The program director shall provide quarterly reports to the Board describing current enrollment data and actions implemented to assist graduates to be successful on the licensure examination. In January 2013, the program may petition the Board for a change in the restriction on enrollment numbers.</p> <p>The Board voted to change the approval status for Valley Grande Institute Vocational Nursing Education Program from conditional to full approval with warning, to allow the program to admit a cohort of no more than 50 students in March 2012, and schedule a survey visit for Spring 2012 to reevaluate the program of study.</p>
<p>3.2.7. Consideration of Change of Approval Status from Full to Full with Warning 3.2.7.a. Angelo State University in San Angelo, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered a proposed change in the program approval status of Angelo State University Associate Degree Nursing (ADN) Education Program in San Angelo, Texas, based upon the review of the 2011 NCLEX-RN® examination pass rate, the 2010 NEPIS, and Rule 215. Susan Wilkinson, PhD, RN, CNS, Head, Department of Nursing was present to answer questions.</p>	<p>The Board voted to change the approval status of Angelo State University Associate Degree Nursing Education Program in San Angelo, Texas from full to full with warning and schedule a survey visit as appropriate.</p>
<p>3.2.7.b. Howard College in Big Spring, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered a proposed change in the program approval status of Howard College Associate Degree Nursing (ADN) Education Program in Big Spring, Texas, based upon review of the 2011 NCLEX-RN® examination pass rate, the 2010 Nursing Education Program Information Survey</p>	<p>The Board voted to change the approval status of Howard College in Big Spring, Texas Associate Degree Nursing Education Program from Full to Full with Warning and authorize Board staff to conduct a survey visit in 2012.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.7.c. Lamar State College in Port Arthur, Texas - Associate Degree Nursing Education Program</p>	<p>(NEPIS), and Board Rule 215. Luci Gabehart, MSN, RN, Director of Associate Degree Nursing; Cheryl Sparks, EdD, Howard College President; and Javier Flores, EdD, Howard College Provost were present to answer questions.</p> <p>The Board considered a proposed change in the program approval status of Lamar State College Associate Degree Nursing Education Program in Port Arthur, Texas, based upon the review of the 2011 NCLEX-RN® examination pass rate, the 2010 Nursing Educational Program Information Survey (NEPIS), and Board Rule 215. Janet R. Hamilton, MSN, RN, Allied Health Department Chair; Janis Browning, MS, RN, Faculty; and Dr. Gary Stretcher, Vice-President for Academic Affairs were present to answer questions.</p>	<p>The Board voted to change the approval status of Lamar State College - Port Arthur, Texas Associate Degree Nursing Education Program from Full to Full with Warning and authorize Board staff to conduct a survey visit in 2012.</p>
<p>3.2.7.d. San Jacinto College - South in Houston, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered a proposed change in the program approval status of San Jacinto College South LVN/Paramedic to Associate Degree Nursing (ADN) Education Program in Houston, Texas, based upon review of the 2011 NCLEX-RN® examination pass rate, the 2010 Nursing Education Program Information Survey (NEPIS), and Board Rule 215. Karen E. Alexander, RN, PhD, CNOR, Director of LVN/Paramedic to Associate Degree Mobility Program; Barbara Ake, EdD, BSN, RN, Dean, Health Sciences; and Eli Herrera, LVN/Paramedic to Associate Degree Mobility Retention specialist were present to answer questions.</p>	<p>The Board voted to change the approval status of San Jacinto College South LVN/Paramedic to Associate Degree Nursing Education Program in Houston, Texas from Full to Full with Warning and authorize Board staff to conduct a survey visit in 2012.</p>
<p>3.2.8. Consideration of Change of Approval Status from Initial with Warning to Conditional</p> <p>3.2.8.a. Texas State Technical College West Texas in Brownwood, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered staff's recommendation for a change in program approval status for Texas State Technical College (TSTC) West Texas Associate Degree Nursing Education Program in Brownwood, Texas, based on review of the NCLEX-RN® examination pass rate, review of the 2010 Nursing Education Program Information Survey (2010), compliance with Rule 215, and survey visit report.</p>	<p>The Board voted to Change the approval status of the Texas State Technical College West Texas Associate Degree Nursing Education Program in Brownwood, Texas, from initial with warning to conditional ; and the program will remain on conditional approval status until the program demonstrates a pass rate for first time test takers of at least 80% on the 2012 NCLEX-RN® examination pass rate. The NCLEX-RN</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.8.b. University of Houston Victoria in Sugar Land, Texas - Baccalaureate Degree Nursing Education Program</p>	<p>Donalyn Alexander, MSN, RN, Program Director; Kathy Stokes, MBA, Director of Allied Health; and Shawntay Sparks, MSN, RN, MHA, Program Chair were present to answer questions.</p> <p>The Board considered a proposed change in the program approval status of the University of Houston-Victoria (UH-V) Baccalaureate Degree Nursing Education Program in Sugar Land, Texas, based upon the review of the 2011 NCLEX-PN® examination pass rate, the 2010 NEPIS, Rule 215, and report of survey visit.</p> <p>Kathryn Tart, EdD, RN, Founding Dean and Professor and Linda Dune, PhD, RN, CCRN, CNL, Program Coordinator were present to answer questions.</p>	<p>examination year is October 1, 2011 through September 30, 2012.</p> <p>Board Member Marilyn Davis recused herself prior to the consideration and vote on this program.</p> <p>Board Member Richard Gibbs abstained from the vote on this program.</p> <p>Board Member Sheri Crosby voted to oppose this motion.</p> <p>The Board voted to change the approval status of the University of Houston-Victoria at Sugar Land Baccalaureate Degree Nursing Education Program from initial with warning to conditional and the program shall remain on conditional approval until the program demonstrates a pass rate for first time test takers of at least 80% on the 2012 NCLEX-RN® examination pass rate. The NCLEX-RN examination year is October 1, 2011 through September 30, 2012.</p>
<p>3.2.9. Consideration of Change of Approval Status from Full with Warning to Conditional - Del Mar College in Corpus Christi, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered a proposed change in the approval status of Del Mar College Associate Degree Nursing (ADN) Education Program in Corpus Christi, Texas, based upon the review of the 2011 NCLEX-RN® examination pass rate, review of the Nursing Education Program Information Survey (NEPIS), compliance with Rule 215, and survey visit report.</p> <p>Evangeline DeLeon, PhD, RN, Program Director; Bertha Amendrez, PhD, RN, Nursing Department Chair; and Dr. Fernando Figueroa, Provost and Vice-President of Instruction and Student Services were present to answer questions.</p>	<p>The Board voted to change the approval status of Del Mar College Associate Degree Nursing Education Program in Corpus Christi, Texas, from full with warning to conditional and the program shall remain on conditional approval status until the program demonstrates a pass rate for first time test takers of at least 80% on the 2012 NCLEX-RN® examination pass rate, noting that the NCLEX-RN examination year is October 1, 2011 through September 30, 2012.</p>
<p>3.2.10. Consideration of Withdrawal of Approval - Cisco College in Abilene, Texas -Associate Degree Nursing Education Program</p>	<p>The Board considered the change of status for Cisco College Associate Degree Nursing (ADN) Education Program in Abilene, Texas, which has been on conditional approval status since April 2011, and staff recommendation based upon the 2011 NCLEX-RN® examination pass rate, review of the 2010 Nursing Education Program Information Survey (NEPIS), and the survey visit of November 1-2, 2011.</p> <p>Bobby Smith, President; Dr. Carol Dupree, Provost; Annette Smith, Dean of Instruction;</p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this program.</p> <p>The Board voted that in consideration of the history of the program of being on conditional approval since the 2011 NCLEX-RN® examination pass rate, the identification of areas of noncompliance with Rule 215, and consistent with the process described in Rule 215.4(a)(5), to withdraw approval from Cisco College Associate Degree Nursing Education Program in Abilene, Texas, and to remove</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>and Audrey Baxer, Director fo LVN Program and Contact for ADN program were present to answer questions.</p>	<p>the name of the program from the list of Board-approved professional nursing education programs.</p>
<p>3.2.11. Public Hearing on Proposal to Establish A New Nursing Educational Program - West Coast University in Dallas, Texas - Baccalaureate Degree Nursing Education Program</p> <p>4. ENFORCEMENT</p> <p>4.1. Criminal Background Check Update</p> <p>4.2. Report on Enforcement's Initiative to Address Complaint Backlog</p> <p>5. COMMITTEE REPORTS</p> <p>5.1. Board Committees</p> <p>5.1.3. Development and Evaluation</p> <p>5.2. Advisory Committees/Task Forces</p> <p>5.2.1. Advanced Practice Nurses Advisory Committee</p>	<p>The Board held a Public Hearing on the Proposal to Establish a New Nursing Educational Program - West Coast University in Dallas, Texas - Baccalaureate Degree Nursing Education Program. The Board considered West Coast University's proposal to establish a new baccalaureate degree nursing education program in Dallas, Texas, and the report of the survey visit. Carole R. Eldridge, DNP, RN, CNE, NEA-BC, Dean of Nursing, Dallas Campus; Robyn M. Nelson, DNSc, RN, Dean; and Barry T. Ryan, M.Div., JD, PhD, WCU President and CEO were present to answer questions.</p> <p>The Board reviewed the statistical report provided regarding criminal background checks.</p> <p>The Board reviewed the Report on Enforcement's Initiative to Address Complaint Backlog. Anthony Diggs answered questions regarding the complaint backlog.</p> <p>Board Member Richard Gibbs discussed the possibility of not having board development training at the April and July board meetings to accommodate the anticipated lengthy agenda for those meetings.</p> <p>No report.</p>	<p>Board Member Josefina Lujan recused herself prior to the consideration and vote on this program.</p> <p>Board Member Kristin Benton voted to oppose the approval of this program.</p> <p>The Board voted to grant initial approval to West Coast University to establish a new Baccalaureate Degree Nursing Education Program in Dallas, Texas, with an initial cohort of 40 students in February 2012 with four subsequent cohorts of 40 students each to begin in April, June, August, and November 2012 (five cohorts per year with an annual enrollment of 200 students), based upon the proposal and survey visit.</p> <p>No action.</p> <p>No action.</p> <p>No action.</p> <p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5.2.1.a. Consideration of Appointment of New Committee Member</p>	<p>The Board considered the nomination of Lynne Hudson to serve as the Coalition for Nurses in Advanced Practice representative to the Advanced Practice Nursing Advisory Committee.</p>	<p>The Board voted to accept and approve the nomination of Lynne Hudson to represent the Coalition for Nurses in Advanced Practice on the Advanced Practice Nursing Advisory Committee.</p>
<p>5.2.1.b. Consideration of Request for Charge to the Advanced Practice Nursing Advisory Committee to Review 22 Tex. Admin Code Chapter 221, Pertaining to Advanced Practice Nurses, and Chapter 222, Pertaining to Advanced Practice Registered Nurses with Prescriptive Authority</p>	<p>The Board considered a request to charge the Advanced Practice Nursing Advisory Committee (APNAC) with examination of and recommendations for changes to 22 <i>Tex. Admin. Code</i>, §§ 221 and 222.</p>	<p>The Board voted to charge the Advanced Practice Nursing Advisory Committee with reviewing 22 <i>Tex. Admin. Code</i>, §§ 221 and 222. The committee's recommendations shall be presented for the Board's consideration at a future Board meeting.</p>
<p>5.2.2. Nursing Practice Advisory Committee</p>	<p>No report.</p>	<p>No action.</p>
<p>5.2.3. Advisory Committee on Education</p>	<p>Virginia Ayars reported that the initial Advisory Committee on Education (ACE) meeting will be held on Friday, February 10, 2012 from 9 am to 3 pm in the William P. Hobby Building, Tower II, Room 400A. In response to the charge issued by the Board at the October 2011 meeting, the group will consider rule changes related to preceptors, petitions for waivers for faculty and director qualifications, the proposal process for new nursing programs, approval of extension sites/campuses, online instruction, articulation agreements for associate degree nursing programs, and an inclusion of geriatric and end-of-life care in the professional nursing education curriculum. As a point of clarification, Board staff noted that Alicia Anger, MSN, RN was not included in the list of ACE members the Board approved at the October 2011 meeting; however, it was intended that Ms. Anger serve as an ACE member.</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
5.2.4. Advisory Committee on Licensure, Eligibility and Discipline	No report.	No action.
5.2.5. Advisory Committee on Deferred Disciplinary Action Pilot Program	Jena Abel reported that the Deferred Disciplinary Action Pilot Program Advisory Committee met on Friday, December 9, 2011. The group heard a presentation from Dr. Heather Becker, a research scientist from the University of Texas at Austin School of Nursing. Dr. Becker discussed potential methods for measuring the goals of the program with the group, including ways to obtain subjective data. The Committee decided that it wanted to survey the nurses who are participating in the program, as well as employers. The Committee divided itself into groups to work on composing survey questions. Staff also presented objective data that it had gathered from the beginning of the program until mid-November. The Committee's next meeting will be in March, 2012.	No action.
5.2.5.a. Consideration of Appointment of Replacement Member to the Advisory Committee on Deferred Disciplinary Action Pilot Program	The Board considered the appointment of Therese Clinch, RN, MSN, to the Deferred Disciplinary Action Pilot Program Advisory Committee (Committee). Ms. Clinch will replace committee member Cindy Zolnierak, RN, who has been representing the Texas Nurses Association (TNA) (as an alternate) at the Committee's meetings.	The Board voted to approve the appointment of Therese Clinch, RN, MSN, as a replacement member of the Deferred Disciplinary Action Pilot Program Advisory Committee, effective immediately.
5.2.6. Task Force on Delegation	Bonnie Cone reported that Vicky Ragsdale PhD, RN – has been moved to the Task Force for Chapter 225 because of her expertise in Long-Term Support Services (LTSS). The Delegation Task Force Members were notified of their approval to serve on the Task Force. Each member was provided with a copy of the delegation rules respective to their appointment for review. Informal telephone conferences were held with Task Force members during December and January. The purpose of the teleconferences was to discuss possible revisions. Draft rule revisions will be provided to members of the Task Force for review.	No action.

AGENDA ITEM	DISCUSSION	ACTION
<p>5.2.7. Task Force to Study Implications of the Growth of Texas Nursing Education Programs</p> <p>5.2.7.a. Consideration of Appointment of Members</p>	<p>The first Delegation Task Force meeting for members of the Task Force for Chapter 225, will be scheduled in February, 2012 Gloria Trevino, RN (Department of Aging and Disability) – will be participating on the Task Force for Chapter 225. Her expertise as a Regulator includes actively working with Home and Community Support Services.</p> <p>No report.</p> <p>The Board considered the staff's recommendation regarding nominations for committee members for the Task Force to Study Implications of the Growth of Texas Nursing Education Programs.</p>	<p>No action.</p> <p>Board Member Mary LeBeck recused herself prior to the consideration and vote on this agenda item.</p> <p>The Board voted to approve the following nominations:</p> <p><u>Chair</u> Patricia Yoder-Wise, RN, EdD, NEA-BC, ANEF, FAAN</p> <p><u>Members</u> Vangie DeLeon, PhD, RN - Vocational Nursing Education Cheryl Livengood, MSN, RN - Associate Degree Nursing Education Liz Poster, PhD, RN - Baccalaureate Degree Nursing Education Cheryl Ratliff, RN, MS, MN - Career Schools and Colleges Gail Acuna, RN, MA - Nursing Practice Mary Koch B Health Liaison H-GAC/Workforce Solutions Catherine Bingle B Texas Workforce Commission Chris Fowler - Texas Higher Education Coordinating Board Aileen Kishi, PhD, RN - Texas Center for Nursing Workforce Studies Betty Sims, MSN, RN - Texas Association of Vocational Nurse Educators Deborah Yancey, MSN, RN - Texas Organization for Associate Degree Nursing Betty Adams, PhD, RN - Texas Organization of Baccalaureate and Graduate Educators Sally Harper Williams, Workforce Center Director, DFWHC Foundation</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5.3. Collaboration with Outside Agencies / Stakeholders 5.3.1. Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee</p>	<p>No report.</p>	<p>No action.</p>
<p>5.3.2. Texas Higher Education Coordinating Board Updates</p>	<p>No report.</p>	<p>No action.</p>
<p>5.3.3. Taxonomy of Error Root Cause Analysis of Practice Responsibilities (TERCAP)</p>	<p>Mary Beth Thomas distributed an article about the TERCAP study that she co-authored with Elizabeth Zhong which was published in the January 2012, Journal of Nursing Regulation.</p>	<p>No action.</p>
<p>5.3.5. National Council of State Boards of Nursing</p>	<p>No report.</p>	<p>No action.</p>
<p>5.3.5.a. Appointment of Board Members to Attend the National Council State Boards of Nursing Mid-Year Meeting, March 12-14, 2012, Chicago, IL</p>	<p>The Board discussed the appointments to attend the National Council State Boards of Nursing Mid-Year Meeting, March 12-14, 2012, in Chicago, IL.</p>	<p>The Board voted that Kristin Benton, Board President and Richard Gibbs, Board Vice-President would attend the National Council State Boards of Nursing Mid-Year Meeting, March 12-14, 2012, in Chicago, IL.</p>
<p>OPEN FORUM:</p>	<p>Kristin Benton announced the format and invited participation from the audience.</p> <p>Maxcine Tomlinson, LMSW, Director of Governmental Relations with the Texas and New Mexico Hospice Organization, Austin, Texas. Ms. Tomlinson spoke to address concerns regarding the protocol established by the Board and DADS for the LVN Pilot Program for urgent and non-urgent situations. Texas and New Mexico Hospice Organization has shared its concerns with DADS staff. The established protocol states that the LVN will contact 911 in an emergency situation and notify the RN not more than 12 hours after a non urgent</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7. NEW BUSINESS</p> <p>7.1. Texas Peer Assistance Program for Nurses (TPAPN)</p> <p>7.1.2. Texas Peer Assistance Program for Nurses Advisory Committee</p> <p>7.1.3. Texas Peer Assistance Program for Nurses Third Party Referral Report</p> <p>7.1.4. Update to Comparison of NCSBN Guidelines for Alternative Programs and Discipline Monitoring Programs and the TPAPN Policies</p>	<p>situation. The Texas and New Mexico Hospice Organization is requesting that protocol be changed to reflect “the LVN must contact the hospice provider, for those consumers on hospice, prior to contacting EMS/911 in urgent situations and contracting the hospice provider within the same time frames for non-urgent care.” The legislation states that the BON and DADS consult with stakeholders, The Texas and New Mexico Hospice Organization is requesting to be added to the list of stakeholders and be a part of the reviews of the protocol documents. Finally, The Texas and New Mexico Hospice Organization suggests that the data on death be broken down to reflect the number of deaths due to natural causes, hospice, etc.</p> <p>No other speakers came forward and the Open Forum was closed at 1:41 p.m.</p> <p>Denise Benbow reported that The Texas Peer Assistance Program for Nurses (TPAPN) Advisory Committee met on December 2, 2011. TPAPN has decided to change to a different case management software company and changing drug testing companies. Next meeting will be March 2, 2012.</p> <p>Anthony Diggs reviewed the written report with the board.</p> <p>The Board reviewed the Comparison of NCSBN Guidelines for Alternative Programs and Discipline Monitoring Programs and the TPAPN Policies.</p>	<p>No action.</p> <p>No action.</p> <p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.2. Review of Position Statements 7.2.1. Current Position Statements without Editorial Changes: 15.4 Educational Mobility 15.5 Nurses with the Responsibility for Initiating Physician Standing Orders 15.6 Board Rules Associated with Alleged Patient "Abandonment" 15.7 The Role of LVNs & RNs in Management and/or Administration of Medications via Epidural or Intrathecal Catheter Routes 15.9 Performance of Laser Therapy by RNs or LVNs 15.10 Continuing Education: Limitations for Expanding Scope of Practice 15.11 Delegated Medical Acts 15.12 Use of American Psychiatric Diagnoses by LVNs, RNs, or APRNs 15.13 Role of LVNs & RNs As School Nurses 15.14 Duty of a Nurse in Any Practice Setting 15.15 Board's Jurisdiction Over Nursing Titles and Practice 15.16 Development of Nursing Education Programs 15.17 Texas Board</p>	<p>The Board reviewed the Current Position Statements without Editorial Changes.</p>	<p>The Board voted to adopt the position statements with allowance for non-substantive word editing for purposes of clarity as may be deemed necessary by Board staff.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>of Nursing/ Board of Pharmacy, Joint Position Statement, Medication Error 15.19 Nurses Carrying out Orders from Pharmacists for Drug Therapy Management 15.21 Deleted 01/2005 15.22 APRNs Providing Medical Aspects of Care for Themselves or Others With Whom There is a Close Personal Relationship 15.24 Nurses Engaging in Reinsertion of Permanently Placed Feeding Tubes 15.26 Simulation in Prelicensure Nursing Education 15.27 The Licensed Vocational Nurse Scope of Practice 15.28 The Registered Nurse Scope of Practice</p>		
<p>7.2.2. Current Position Statements with Editorial Changes: 15.1 Nurses Carrying Out Orders From Physician's Assistants 15.2 Role of the Licensed Vocational Nurse in the Pronouncement of Death 15.3 LVNs Engaging in Intravenous Therapy, Venipuncture, or PICC Lines 15.8 Roles of the Nurse in Moderate Sedation</p>	<p>The Board reviewed the Current Position Statements with Editorial Changes.</p>	<p>The Board voted to adopt the editorial changes to position statements with allowance for non-substantive word editing for purposes of clarity as may be deemed necessary by Board staff.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>15.18 Nurses Carrying out orders from Advance Practice Registered Nurses</p> <p>15.20 Registered Nurses in the Management of an Unwitnessed Arrest in a Resident in a Long Term Care Facility</p> <p>15.23 The Use of Complementary Modalities by the LVN or RN</p> <p>15.25 Administration of Medication & Treatments by LVNs</p>		
<p>7.3. Report on the Attorney General 2011 Government Law and Liability Conference</p>	<p>Dusty Johnston, reported on the Attorney General 2011 Government Law and Liability Conference.</p>	<p>No action.</p>
<p>8. PROPOSED BOARD ORDERS</p> <p>8.5. ALJ Proposals for Decision</p>		
<p>8.5.1. Docket No. 507-11-8183, In the Matter of Permanent Certificate RN#646663, Issued to ROBERTO A. BARELA</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No.507-11-8183, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without modifications.</p>	<p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license</p>
<p>8.5.1.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-8183</p>		
<p>8.5.1.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-</p>		

8183, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications

8.5.1.c.

Consideration of Recommendation by **ROBERTO A. BARELA**, Docket No. 507-11-8183

8.5.1.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#646663, Issued to **ROBERTO A. BARELA**

8.5.1.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#646663, Issued to **ROBERTO A. BARELA**

8.5.2. Docket No. 507-12-1663, In the Matter of Permanent Certificate LVN#173551, Issued to **SHEILA ANN BASQUEZ**

8.5.2.a.

Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-1663

8.5.2.b.

Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-1663, Including

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No.507-12-1663, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with modifications.

The Board voted to correct a typographical error in the name of the Respondent throughout the PFD; adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification; and adopt the ALJ's recommendation to revoke the Respondent's license.

Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications

8.5.2.c.

Consideration of Recommendation by **SHEILA ANN BASQUEZ**, Docket No. 507-12-1663

8.5.2.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN#173551, Issued to **SHEILA ANN BASQUEZ**

8.5.2.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#173551, Issued to **SHEILA ANN BASQUEZ**

8.5.5. Docket No. 507-12-1664, In the Matter of Petition for Declaratory Order Made By **PEDRO GARCIA**

8.5.5.a.

Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-1664

8.5.5.b.

Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-1664, Including Adoption of the Proposal for Decision's Findings of Fact and

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-12-1664, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without modifications.

The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to deny the Petitioner licensure.

Conclusions of Law
Without
Modifications

8.5.5.c.

Consideration of
Recommendation
by **PEDRO**

GARCIA, Docket
No. 507-12-1664

8.5.5.d. Executive
Session pursuant to
551.071(1), Texas
Government Code,
to discuss pending
or contemplated
litigation: In the
Matter of Petition
for Declaratory
Order Made By

PEDRO GARCIA

8.5.5.e. Convene
in Open Session to
consider
recommendations
and take action: In
the Matter of
Petition for
Declaratory Order
Made By **PEDRO**
GARCIA

8.5.8. Docket No.
507-11-4264, In the
Matter of
Permanent
Certificate
LVN#216874,
Issued to **GERRAN**
Q. MCKENNEY

8.5.8.a.

Consideration of
the Administrative
Law Judge's
Proposal for
Decision in Docket
No. 507-11-4264

8.5.8.b.

Consideration of
Staff's
Recommendations
for Disposition of
Docket No. 507-
11-4264, Including
Adoption of the
Proposal for
Decision's Findings
of Fact and
Conclusions of Law
Without
Modifications

8.5.8.c.

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-11-4264, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without modifications.

The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.

Consideration of Recommendation by **GERRAN Q. MCKENNEY**, Docket No. 507-11-4264

8.5.8.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN#216874, Issued to **GERRAN Q. MCKENNEY**

8.5.8.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#216874, Issued to **GERRAN Q. MCKENNEY**

8.5.9. Docket No. 507-11-9424, In the Matter of Petition for Declaratory Order Made by **LUKE A. OKOLO**

8.5.9.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-9424

8.5.9.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-9424, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications

8.5.9.c. Consideration of Recommendation by **LUKE A.**

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-11-9424, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with modifications.

The Board voted to correct the technical error in the Petitioner's conviction date in Finding of Fact Number 2 and throughout the PFD; adopt all of the remaining Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 8, which should be re-designated as a recommendation; and adopt the ALJ's recommendation to deny the Petitioner licensure.

OKOLO, Docket No. 507-11-9424
 8.5.9.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Petition for Declaratory Order Made by **LUKE A.KOLO**
 8.5.9.e. Convene in Open Session to consider recommendations and take action: In the Matter of Petition for Declaratory Order Made by **LUKE A. OKOLO**

8.5.11. Docket No. 507-11-4600, In the Matter of Permanent Certificate RN#585164, Issued to **BRANDIE LEE RACKLER**
 8.5.11.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-4600
 8.5.11.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-4600, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications
 8.5.11.c. Consideration of Recommendation by **BRANDIE LEE RACKLER**, Docket No. 507-11-4600
 8.5.11.d. Executive Session

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No.507-11-4600, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without modifications.

Board Member Sheri Crosby voted to oppose this order.
 The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.

pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#585164, Issued to **BRANDIE LEE RACKLER**

8.5.11.e.
Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#585164, Issued to **BRANDIE LEE RACKLER**

8.5.12. Docket No. 507-11-8271, In the Matter of Permanent Certificate RN#628924 and LVN#135809, Issued to **KENNETH LEA SIKES**

8.5.12.a.
Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-8271

8.5.12.b.
Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-8271, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law Without Modifications

8.5.12.c.
Consideration of Recommendation by **KENNETH LEA SIKES**, Docket No. 507-11-8271

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-11-8271, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law without modifications.

Board Members Deborah Bell, Tamara Cowen and Kathy Leader Horn recused themselves prior to the consideration and vote on this proposal for decision.

The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to revoke the Respondent's license.

8.5.12.d.
Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#628924 and LVN#135809, Issued to **KENNETH LEA SIKES**

8.5.12.e.
Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#628924 and LVN#135809, Issued to **KENNETH LEA SIKES**

8.5.13. Docket No. 507-11-7242, In the Matter of Permanent Certificate RN#712386, Issued to **KIMBERLY NICOLE SOILEAU**

8.5.13.a.
Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-7242

8.5.13.b.
Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-7242, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications

8.5.13.c.
Consideration of Recommendation

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-11-7242, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with modifications.

The Board voted to correct a technical error in Conclusion of Law Number 6; adopt all of the remaining Findings of Fact and Conclusions of Law in the PFD without modification; and adopt the ALJ's recommendation to assess administrative costs and revoke the Respondent's license.

by **KIMBERLY NICOLE SOILEAU**,
Docket No. 507-11-7242

8.5.13.d.
Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#712386, Issued to **KIMBERLY NICOLE SOILEAU**

8.5.13.e.
Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#712386, Issued to **KIMBERLY NICOLE SOILEAU**

8.5.14. Docket No. 507-12-0254, In the Matter of Permanent Certificate RN#695908, Issued to **CRYSTAL RAYE WAUGH**

8.5.14.a.
Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-12-0254

8.5.14.b.
Consideration of Staff's Recommendations for Disposition of Docket No. 507-12-0254, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications

8.5.14.c.
Consideration of Recommendation

The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-12-0254, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with modifications.

Board Members Patti Clapp, Richard Gibbs and Marilyn Davis recused themselves prior to the consideration and vote on this proposal for decision.

The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 8, which should be re-designated as a recommendation, and adopt the ALJ's recommendation to revoke the Respondent's license.

by **CRYSTAL RAYE WAUGH**,
Docket No. 507-12-0254

8.5.14.d.
Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#695908, Issued to **CRYSTAL RAYE WAUGH**

8.5.14.e.
Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#695908, Issued to **CRYSTAL RAYE WAUGH**

9. MISCELLANEOUS

9.1. Board Items of Interest for Future Board Meetings

Board Members discussed items for future board meetings:

Patti Clapp requested more discussion on rules regarding attorney/respondent appearances on proposals for decisions; Beverley Nutall requested the Board look into changing the rule pertaining to the time period for students to take the NCLEX to avoid students waiting years to take the NCLEX exam;

Josefina Lujan requested that two additional columns of information be included to the education reports with the first column to provide the number of applicants/students per year and the second column to provide the number per cohort; and

Sheri Crosby requested that time limits be enforced on nursing program presentations. Josefina Lujan suggested the Board evaluate the feasibility of video streaming board meetings.

The Board agreed that a ten minute time limit be imposed on nursing program presentations and a five minute time limit on board questions/discussion regarding nursing program presentations.

ADJOURNMENT

Having completed this day's business the meeting adjourned at 6:04 p.m.

TEXAS BOARD OF NURSING

Regular Meeting

Friday, January 20, 2012
8:31 a.m. - 1:42 p.m.
William Hobby Building
333 Guadalupe, Tower II, Room 225
Austin, Texas 78704

Present:

Kristin K. Benton, President
Richard R. Gibbs, Vice-President
Deborah Bell
Patti Clapp
Tamara Cowen
Sheri Crosby
Marilyn Davis
Kathy Leader-Horn
Mary LeBeck
Josefina Lujan
Beverley Nutall
Verna Kathleen Shipp

Absent:

Mary Jane Salgado

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, Assistant General Counsel
Lance Brenton, Assistant General Counsel
Nikki Hopkins, Assistant General Counsel
Allison Hassinger, Administrative Assistant
Mary Beth Thomas, Director of Nursing
Jan Hooper, Nursing Consultant
Jolene Zych, Nursing Consultant
Denise Benbow, Nursing Consultant
Melinda Hester, Nursing Consultant
Linda Laws, Nursing Consultant
Bonnie Cone, Nursing Consultant
Robin Caldwell, Nursing Consultant
Virginia Ayars, Nursing Consultant
Bruce Holter, Information Specialist
Tawnya Smith, Information Technology Specialist
Bill Ray, Information Technology Specialist
Amanda Crider, Information Technology Specialist

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kristin Benton called the meeting to order at 8:31 a.m, Friday, January 20, 2012.	
ROLL CALL	A quorum was established with twelve members in attendance, Board Member Mary Jane Salgado was absent.	
5. COMMITTEE REPORTS		
5.3. Collaboration with Outside Agencies / Stakeholders		
5.3.4. Texas Team Report, Robert Wood Johnson Nursing Education Capacity Expansion	Alexia Green, PhD, RN, FAAN, provided a summary of the history and current status of the Texas Team’s Initiative on the Future of Nursing.	No action.
7. NEW BUSINESS		
7.4. Consideration and Selection of Internal Auditor as Required by the Texas Internal Auditing Act	The Board considered and discussed the Selection of Internal Auditor as Required by the Texas Internal Auditing Act. Darrel Rupert, CPA/PFS, MBA, CFP and Jaye Stepp, CPA, CIA, CGAP were present to answer questions.	The Board voted to appoint Rupert & Associates as the designated internal auditor for the Texas Board of Nursing for fiscal years 2012 and 2013 and directed Rupert & Associates to begin implementing the work plan as stated on page 5 of the response to the BON request for Quote.
7.5. Convene in Closed Meeting for Deliberations and Pursuant to Tex. Gov’t Code Ann. §551.088 (Texas Open Meetings Act) Consideration of Issues Regarding Licensure Examinations; and Discussion of Proposed 2013 NCLEX-RN Test Plan for the National Council Licensure Examination for Registered Nurses	The Board convened in Closed Meeting for Deliberations and Pursuant to Tex. Gov’t Code Ann. §551.088 (Texas Open Meetings Act) Consideration of Issues Regarding Licensure Examinations; and Discussion of Proposed 2013 NCLEX-RN Test Plan for the National Council Licensure Examination for Registered Nurses.	The Board convened in Open Meeting and took the following action: Board members with specific comments are requested to forward those comments to the Executive Director by January 30, 2012; the Executive Director will forward comments to the NCLEX Committee at NCSBN.

AGENDA ITEM	DISCUSSION	ACTION
<p>8. PROPOSED BOARD ORDERS 8.5. ALJ Proposals for Decision</p> <p>8.5.3. Docket No. 507-10-5461, In the Matter of Permanent Certificate RN#707919, Issued to PAULA JO DAVIS</p> <p>8.5.3.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-10-5461</p> <p>8.5.3.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-10-5461, Including Remanding the Matter to the State Office of Administrative Hearings for Further Proceedings</p> <p>8.5.3.c. Consideration of Recommendation by PAULA JO DAVIS, Docket No. 507-10-5461</p> <p>8.5.3.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#707919, Issued to PAULA JO DAVIS</p> <p>8.5.3.e. Convene in Open Session to consider recommendations and take action: In</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket 507-10-5461, Including Remanding the Matter to the State Office of Administrative Hearings for Further Proceedings.</p> <p>Adam Looney, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Members Sheri Crosby and Kathy Leader Horn voted to oppose the approval of this proposal for decision.</p> <p>The Board voted to remand docket number 507-10-5461 to SOAH for the ALJ to reconsider whether the Respondent's conduct violated the requirements of the NPA and Board rules.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>the Matter of Permanent Certificate RN#707919, Issued to PAULA JO DAVIS</p> <p>8.5.4. Docket No. 507-11-3854, In the Matter of Permanent Certificate RN#505045, Issued to TERRI L. DYE</p> <p>8.5.4.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-3854</p> <p>8.5.4.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-3854, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.4.c. Consideration of Recommendation by TERRI L. DYE, Docket No. 507-11-3854</p> <p>8.5.4.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#505045, Issued to TERRI L. DYE</p> <p>8.5.4.e. Convene in Open Session to consider recommendations and take action: In the Matter of</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Disposition of Docket No. 507-11-3854, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modification.</p> <p>Taralynn Mackay, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Member Tamara Cowen recused herself from the consideration and vote on this proposal for decision.</p> <p>Board Members Richard Gibbs, Beverley Nutall and Deborah Bell voted to oppose the approval of this proposal for decision.</p> <p>The Board voted to Adopt the PFD with modifications, but take no action against the Respondent.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Permanent Certificate RN#505045, Issued to TERRI L. DYE</p> <p>8.5.6. Docket No. 507-11-5717, In the Matter of Permanent Certificate RN#428204, Issued to ANITA M. HOUTS</p> <p>8.5.6.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-5717</p> <p>8.5.6.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-5717, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.6.c. Consideration of Recommendation by ANITA M. HOUTS, Docket No. 507-11-5717</p> <p>8.5.6.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#428204, Issued to ANITA M. HOUTS</p> <p>8.5.6.e. Convene in Open Session to consider recommendations and take action: In the Matter of</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-11-5717, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p> <p>Joe Flores, Attorney for Respondent and Respondent were present and were given full opportunity to address the board.</p>	<p>Board Members Deborah Bell, Tamara Cowen, and Kathy Leader Horn recused themselves prior to the consideration and vote on this proposal for decision. Board Members Sheri Crosby and Josefina Lujan voted to oppose the approval of this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 6, which should be re-designated as a recommendation, and adopt the ALJ's recommendation to revoke the Respondent's license.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Permanent Certificate RN#428204, Issued to ANITA M. HOUTS</p> <p>8.5.7. Docket No. 507-11-8064, In the Matter of Permanent Certificate LVN#229408, Issued to MICHAEL DWAYNE JOHNSON</p> <p>8.5.7.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-8064</p> <p>8.5.7.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-8064, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.7.c. Consideration of Recommendation by MICHAEL DWAYNE JOHNSON, Docket No. 507-11-8064</p> <p>8.5.7.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate LVN#229408, Issued to MICHAEL DWAYNE JOHNSON</p> <p>8.5.7.e. Convene in Open Session to</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-11-8064, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications.</p> <p>Marc Meyer, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>The Board voted to to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification, except for Conclusion of Law Number 10, which should be re-designated as a recommendation, and adopt the ALJ's recommendation (as modified in the ALJ's letter ruling of December 19, 2011) to issue the Respondent a Warning with Stipulations.</p> <p>Warning with Stipulations. Within one year of entry of this order Respondent shall successfully complete a board approved course in nursing jurisprudence and ethics. Should Respondent choose to practice as a nurse in Texas, Respondent will provide direct patient care and practice in a hospital, nursing home, or other clinical setting under the following stipulations for one year of employment: Respondent shall notify present/future employers of the board order; shall submit notification of employment; shall provide employer reports; and Respondent shall have in-direct supervision with employment restrictions for the duration of the stipulation period.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>consider recommendations and take action: In the Matter of Permanent Certificate LVN#229408, Issued to MICHAEL DWAYNE JOHNSON</p> <p>8.5.10. Docket No. 507-11-5843, In the Matter of Permanent Certificate RN#544704, Issued to CYNTHIA OURSLER-BURKE</p> <p>8.5.10.a. Consideration of the Administrative Law Judge's Proposal for Decision in Docket No. 507-11-5843</p> <p>8.5.10.b. Consideration of Staff's Recommendations for Disposition of Docket No. 507-11-5843, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law With Modifications</p> <p>8.5.10.c. Consideration of Recommendation by CYNTHIA OURSLER-BURKE, Docket No. 507-11-5843</p> <p>8.5.10.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of Permanent Certificate RN#544704, Issued</p>	<p>The Board considered the Administrative Law Judge's Proposal for Decision and Staff's Recommendations for Disposition of Docket No. 507-11-5843, Including Adoption of the Proposal for Decision's Findings of Fact and Conclusions of Law with Modifications.</p> <p>Elizabeth Higginbotham, Attorney for Respondent was present and was given full opportunity to address the board.</p>	<p>Board Member Deborah Bell recused herself prior to the consideration and vote on this proposal for decision.</p> <p>Board Members Kristin Benton, Tamara Cowen, and Mary LeBeck voted to oppose the approval of this proposal for decision.</p> <p>The Board voted to adopt all of the Findings of Fact and Conclusions of Law in the PFD without modification and adopt the ALJ's recommendation to suspend the Respondent's license and probate the suspension for a period of 3 years with probationary conditions.</p> <p>Suspend Probate. Respondent's license is hereby suspended with said suspension STAYED and probated for a period of three years with the following agreed terms of probation: Within one year of the stay Respondent shall successfully complete a board approved course in nursing jurisprudence and ethics; and a board approved course in sharpening critical thinking skills. Should Respondent choose to practice as a nurse in Texas Respondent will provide direct patient care and practice in a hospital, nursing home, or other clinical setting under the following stipulations for three years of employment: Respondent shall notify present/future employers of the board order; shall provide notification of employment; shall provide employer reports; Respondent shall have direct supervision with employment restrictions for the first year of employment under this order; Respondent shall have in-direct supervision with employment restrictions for the remainder of the stipulation period; IT IS FURTHER ORDERED that if during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license(s), the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>to CYNTHIA OURSLER-BURKE 8.5.10.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#544704, Issued to CYNTHIA OURSLER-BURKE</p> <p>8.6. Default ALJ Proposals for Decision 8.6.1. Docket No. 507-11-9431, In the Matter of Permanent Certificate LVN#129243, Issued to RITA FAYE SIMS 8.6.1.a. Consideration of the Administrative Law Judge's Order No. 4, Dismissing Case From Docket 8.6.1.b. Consideration of Staff's Recommendation to Revoke Permanent Certificate LVN#129243 by Default, in Conjunction with Order No. 4, Docket No. 507-11-9431 8.6.1.c. Consideration of Recommendation by RITA FAYE SIMS, Docket No. 507-11-9431 8.6.1.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of</p>	<p>The Board considered the Administrative Law Judge's Order No. 4, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificate LVN#129243 by Default, in Conjunction with Order No. 4, Docket No. 507-11-9431.</p>	<p>Board Members Patti Clapp, Marilyn Davis and Richard Gibbs recused themselves from the consideration and vote on this proposal for decision. Board Member Sheri Crosby abstained from the vote on this proposal for decision. Board Member Marilyn Davis was not present for the vote on this proposal for decision. The Board voted to adopt the proposed order and revoke the Respondent's nursing license by default.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Permanent Certificate LVN#129243, Issued to RITA FAYE SIMS</p> <p>8.6.1.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate LVN#129243, Issued to RITA FAYE SIMS</p> <p>8.6.2. Docket No. 507-11-7660, In the Matter of Permanent Certificate RN#695182, Issued to RODOLFO PAEZ, JR.</p> <p>8.6.2.a. Consideration of the Administrative Law Judge's Order No. 2, Dismissing Case From Docket</p> <p>8.6.2.b. Consideration of Staff's Recommendation to Revoke Permanent Certificate RN#695182 by Default, in Conjunction with Order No. 2, Docket No. 507-11-7660</p> <p>8.6.2.c. Consideration of Recommendation by RODOLFO PAEZ, JR., Docket No. 507-11-7660</p> <p>8.6.2.d. Executive Session pursuant to 551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the Matter of</p>	<p>The Board considered the Administrative Law Judge's Order No. 2, Dismissing Case From Docket and Staff's Recommendation to Revoke Permanent Certificate RN#695182 by Default, in Conjunction with Order No. 2, Docket No. 507-11-7660. Marc Meyer, Attorney for Respondent was present.</p>	<p>Board Member Sheri Crosby voted to oppose the approval of this proposal for decision.</p> <p>Board Member Josefina Lujan abstained from the vote on this proposal for decision.</p> <p>The Board voted to adopt the proposed order and revoke the Respondent's nursing license by default.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Permanent Certificate RN#695182, Issued to RODOLFO PAEZ, JR. 8.6.2.e. Convene in Open Session to consider recommendations and take action: In the Matter of Permanent Certificate RN#695182, Issued to RODOLFO PAEZ, JR.</p>		
<p>9. MISCELLANEOUS 9.2. Board Development: Drug Testing for Board Disciplinary Orders and the Texas Peer Assistance Program for Nurses</p>	<p>Lance Brenton, did a powerpoint presentation on Drug Testing for Board Disciplinary Orders and the Texas Peer Assistance Program for Nurses.</p>	<p>No action.</p>
<p>9.3. Review of the Board Quarterly Meeting Evaluation</p>	<p>The Board members discussed the results of the October board meeting quarterly evaluation.</p>	<p>No action.</p>
<p>ADJOURNMENT:</p>	<p>Having completed all business as listed on the agenda, the meeting adjourned at 1:42 p.m.</p> <hr/> <p>Kristin Benton, MSN, RN Board President</p> <hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	