

TEXAS BOARD OF NURSING

Regular Meeting
July 23, 2015
8:37 am - 4:45 pm
333 Guadalupe, Tower II, Room 225
Austin, Texas

Present:

Kathy Shipp, MSN, RN, FNP, Board President, Representing APN Practice
Nina Almasy, BSN, RN, MSN, Representing LVN Education
Patti Clapp, BA, Representing Consumers
Laura A. Disque, MN, RN, Representing RN
Allison Porter-Edwards, DrPH, MS, RN, Representing BSN Education
Diana Rodriguez Flores, MN, RN, Representing RN Practice
Monica Hamby, LVN, Representing LVN Practice
Doris Jean Jackson, DHA, (ABD), MSN, RN, Representing ADN Education
Kathy Leader-Horn, LVN, Representing LVN Practice
David Saucedo II, Representing Consumers
Francis D. Stokes, Representing Consumers

Absent:

Deborah Hughes Bell, CLU, ChFC, Representing Consumers
Beverley Jean Nutall, LVN, Representing LVN Practice

Staff present:

Katherine A. Thomas, Executive Director
Patricia Vianes-Cabrera, Executive Assistant
Anthony Diggs, Director of Enforcement
Mark Majek, Director of Operations
Kristin Benton, Director of Nursing
James "Dusty" Johnston, General Counsel
Jena Abel, Assistant General Counsel
John Vanderford, Assistant General Counsel
Jan Hooper, Nursing Consultant
Virginia Ayars, Nursing Consultant
Denise Benbow, Nursing Consultant
Sandi Emerson, Nursing Consultant
Bonnie Cone, Nursing Consultant
Stacey Copley, Nursing Consultant
Linda Laws, Nursing Consultant
Christina Stelly, Nursing Consultant
Gayle Varnell, Nursing Consultant
Bruce Holter, Information Specialist
Jeremy Bruker, Information Technology
Bill Ray, Information Technology

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 8:37 am, Thursday, July 23, 2015.	
ROLL CALL	Katherine Thomas called the roll. A quorum was established with eleven members in attendance, Board Members Deborah Bell and Beverley Nutall were absent.	
INTRODUCTIONS	Board Members and Staff introduced themselves to the audience and attendees.	
ACCEPTANCE OF AGENDA	The Board reviewed the Agenda.	The Board approved the agenda without modification.
ACCEPTANCE OF MINUTES	The Board reviewed the minutes from the April 17-18, 2015 Board Meeting.	Motion by Patti Clapp, Second by Kathy Leader-Horn.
		Move to approve the minutes from the April 17-18, 2015 Board Meeting.
		For: Patti Clapp, Nina Almasy, Monica Hamby, Kathy Leader-Horn, Allison Porter Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo.
		Abstain: Kathy Shipp
		Final Resolution: Motion Carries
CONSENT AGENDA ITEMS	The Board considered the Consent Agenda.	Motion by Patti Clapp, Second by Kathy Leader-Horn to approve the Consent Agenda.
		For: Patti Clapp, Nina Almasy, Monica Hamby, Kathy Leader-Horn, Allison Porter Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo.
		Abstain: Kathy Shipp
		Final Resolution: Motion Carries
1.2.1. Update of Pending Litigation in the Matters of: Ex Parte Brian Zalesky, Cause No. D-1-EX-09-000516, 427th Judicial District Court, Travis County, Texas; Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause		<i>Approved on Consent.</i>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County; Texas; Rodney Wayne Hicks vs. Texas Board of Nursing, and in their official capacities only, Katherine Thomas, Executive Director, and Kristin K. Benton, President of the Board, Cause No. Cause No. D-1-GN-12-003118, in the 353rd Judicial District Court, Travis County, Texas; Stanley Payne, Plaintiff, vs. Texas Board of Nurse Examiners a/k/a Texas Board of Nursing, Defendant, Cause No. D-1-GN-12-003072, in the 126th Judicial District Court, Travis County, Texas; Jane Otieno vs. Texas Board of Nursing, Cause No. D-1-GN-13-002487, In the 201st District Court, Travis County, Texas; Darlene Moriarty vs. Texas Board of Nursing, Cause No. D-1-GN-14-002410, In the 53rd District Court, Travis County, Texas; Davina Danielle Moore vs. Texas Board of Nursing, D-1-GN-14-002109, In the 126th District Court, Travis County, Texas; and Rosemary Hall vs. Texas Board of Nursing, Cause No. 429-01709-2015, In</i></p>		

AGENDA ITEM	DISCUSSION	ACTION
<p><i>the District Court, Collin County, Texas. The Board Reserves the Right to Convene in Executive Session, if Necessary, Pursuant to §551.071(1), Texas Government Code, to Discuss Pending or Contemplated Litigation in these Matters.</i></p>		
<p><i>2.1. Financial Statement - 3RD Quarter, Fiscal Year 2015</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>2.2. Continuing Education Pre-Renewal Audit Report - 3RD Quarter, Fiscal Year 2015</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.1.1. Promoting Competency Report</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.1. Status Report on New Nursing Education Programs and Active and Potential Proposals</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.2. Status Report on Programs with Sanctions</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.3. Report on Communication Activities with Nursing Education Programs</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4. Report of Survey Visits 3.2.4.a. East Texas Baptist University in Marshall, Texas - Baccalaureate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4.b. Midwestern State</i></p>		<p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>University in Wichita Falls, Texas - Baccalaureate Degree Nursing Education Program</i></p>		
<p><i>3.2.4.c. Mountain View College in Dallas, Texas - Associate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4.d. San Antonio College in San Antonio, Texas - Associate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4.e. Texas Southmost College in Brownsville, Texas - Associate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4.f. Texas State Technical College in Harlingen, Texas - Associate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.4.g. Vernon College in Vernon, Texas - Associate Degree Nursing Education Program</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.5. Notification of Merger of the University of Texas at Brownsville in Brownsville, Texas and the University of Texas Pan American in Edinburg, Texas - Baccalaureate Degree Nursing Education Programs</i></p>		<p><i>Approved on Consent.</i></p>
<p><i>3.2.6. Notification of Award of Commission on</i></p>		<p><i>Approved on Consent.</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p>Collegiate Nursing Education Accreditation to Texas State University Master's Degree Program in Nursing in Round Rock, Texas</p>		
<p>4.1. Criminal Background Check Update</p>		<p>Approved on Consent.</p>
<p>4.2. Report on Enforcement's Initiative to Address Complaint Backlog</p>		<p>Approved on Consent.</p>
<p>5.1.1. Eligibility and Disciplinary Committee</p>		<p>Approved on Consent.</p>
<p>5.1.2. Quarterly Statistical Report - 3RD Quarter, Fiscal Year 2015</p>		<p>Approved on Consent.</p>
<p>7.1.1. TPAPN Quarterly Report</p>		<p>Approved on Consent.</p>
<p>7.1.2. Texas Peer Assistance Program for Nurses Third Party Referral Report</p>		<p>Approved on Consent.</p>
<p>7.2. Consideration of Proposed 2015 Board of Nursing Rule Review Schedule</p>		<p>Approved on Consent.</p>
<p>8. PROPOSED BOARD ORDERS</p>		
<p>8.1. Agreed Orders</p>		<p>The board voted to ratify the Agreed Orders on Consent with the following results:</p>
	<p>Adragna, Angela Patricia, LVN# 188644/ RN Exam Petitioner</p>	<p>Reprimand with Stipulations</p>
	<p>Allen, Jennifer, RN# 731031/ APN# AP121748</p>	<p>Reprimand with Stipulations</p>
	<p>Anderson, Alicia A., RN#501543/ LVN# 82865</p>	<p>Limited License with Stipulations</p>
	<p>Bartholomee, Helen Bain, RN# 629141</p>	<p>Warning with Stipulations</p>
	<p>Bergeron, Mary Bingham, RN# 743178 /</p>	<p>Warning with Stipulations</p>

AGENDA ITEM	DISCUSSION	ACTION
	LVN# 179721	
	Bermea, Raquel Vasquez, LVN# 173381	Reprimand with Stipulations
	Bott, Kelley Louise, RN# 714766	Reprimand with Stipulations
	Buford, Carlos Edwan, RN# 753580 / AP# AP115212 / Prescriptive Auth# 7107	Suspend/ Probate
	Butcher, Sharon Mae, RN# 600575	Warning with Stipulations
	Cailing, Gerardo Palad, RN# 750903	Reprimand with Stipulations
	Cantu, Stacie Jeannette, RN# 819479	Warning with Stipulations
	Carrier, Valenda Denise, RN# 693975	Suspend/ Probate
	Castleberry, Stacy Renee, RN# 710907	Warning with Stipulations
	Coloton, Jasmine Rae, RN# 689703	Reprimand with Stipulations
	Coronado, Louis Armando, LVN# 184176	Warning with Stipulations
	Craddock, Caroline Sue, RN#251885/APN# AP116158 / Prescriptive Auth# 7948	Suspend / Probate / Limited
	Culp, Shannon Helene, LVN# 314133	Warning with Stipulations
	Dowell, Megan, LVN# 220729	Warning with Stipulations
	Dunn, Gary M., RN# 621164	Reprimand with Stipulations
	Ervin, Rebecca Murray, RN# 571738/ APN#AP109293/ Presc Auth# 2853	Enforced Suspension
	Fox Barbara N., RN # 617412	Warning with Stipulations
	Fuentes, Brenda, RN# 795728	Warning with Stipulations
	Golden, Sarah Elizabeth, LVN #317572	Warning with Stipulations
	Grantham, Johnnie Price, RN# 714028	Warning with Stipulations
	Gray, Carol Wright, RN# 568602/ LVN# 95965	Warning with Stipulations
	Harrison, Renee L., RN# 525863	Enforced Suspension
	Head, Jessica Leann, RN # 832221	Warning with Stipulations
	Heath, Tedra, RN# 811711	Warning with Stipulations
	Hehr, Jason Kenneth, RN# 735237	Warning with Stipulations
	Hernandez, Cynthia Ann, LVN# 157503	Enforced Suspension
	Jeter, Lainie Renee, LVN# 305166	Warning with Stipulations
	Johnson, Barbara Ann, LVN# 200547	Warning with Stipulations
	Jones, Christy Ann, RN# 727847	Reprimand with Stipulations
	Kenjarski, Teresa Aleman, RN# 654913	Reprimand with Stipulations

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	<i>Knox, Teresa Kay, RN# 765566</i>	<i>Warning with Stipulations</i>
	<i>Landin, Ysabel, RN# 616990/ LVN# 131163</i>	<i>Reprimand with Stipulations</i>
	<i>Lay, Jenifer Rebecca, RN# 771244</i>	<i>Warning with Stipulations</i>
	<i>Lecroy, Sandra Kay, RN #257698</i>	<i>Reprimand with Stipulations</i>
	<i>Leonard, Man Lu, RN# 829150</i>	<i>Warning with Stipulations</i>
	<i>Lowthorp, Florence Mieko, RN# 722887</i>	<i>Warning with Stipulations</i>
	<i>Maria, Alla, RN# 851988</i>	<i>Warning with Stipulations</i>
	<i>Miles, Kristi Lee, LVN# 172943</i>	<i>Warning with Stipulations</i>
	<i>O'Donnell, Kelly Victoria, RN# 771662</i>	<i>Warning with Stipulations</i>
	<i>Pratt, Michelle, LVN# 154538</i>	<i>Warning with Stipulations</i>
	<i>Reece, Emily Adrienne, RN# 673503/ APN# AP113721/ Presc Auth# 5907</i>	<i>Suspend/ Probate</i>
	<i>Register, Peggy Melissa, RN# 864491</i>	<i>Reprimand with Stipulations</i>
	<i>Rodriguez, Elizabeth, LVN # 223567/ RN Exam Petitioner</i>	<i>Enforced Suspension</i>
	<i>Rollins, Tiashia Tarquele, RN# 799523</i>	<i>Warning with Stipulations</i>
	<i>Rose, Anitra Nell, RN# 724885</i>	<i>Warning with Stipulations</i>
	<i>Schnettler, Kristy, RN# 785092</i>	<i>Warning with Stipulations</i>
	<i>Silva, Kay Lisa Da, RN# 627265</i>	<i>Warning with Stipulations</i>
	<i>Snyder, Kristie Lynette, LVN# 214424</i>	<i>Warning with Stipulations</i>
	<i>Stokes, Sheila Mohkami, RN# 749720</i>	<i>Warning with Stipulations</i>
	<i>Thorn, Angelia Y., LVN #81335</i>	<i>Reprimand with Stipulations</i>
	<i>Tolbert, Maria Esther, LVN# 232294</i>	<i>Warning with Stipulations</i>
	<i>Tolbert, Sheila Yvette, RN# 815833 / LVN# 303695</i>	<i>Reprimand with Stipulations</i>
	<i>Torres, Moises, RN# 644724</i>	<i>Warning with Stipulations</i>
	<i>Truby, Donald Paul, LVN # 313107</i>	<i>Enforced Suspension</i>
	<i>Villadsen, Christen Maurice, RN# 737123</i>	<i>Enforced Suspension</i>
	<i>Walker, Heidi W., Prescriptive Auth# 11577 / RN# 668809/ AP# 120652</i>	<i>Suspend/ Probate</i>
	<i>Walker, Susan Alane, RN# 799665</i>	<i>Warning with Stipulations</i>
	<i>Weimer, Dalynn Lou-Cille, LVN# 309770</i>	<i>Warning with Stipulations</i>
	<i>White, Karen Lynn, LVN #311442</i>	<i>Suspend/ Probate</i>
	<i>Whitfield, Jeffery Tyrone, RN# 678314</i>	<i>Warning with Stipulations</i>

AGENDA ITEM	DISCUSSION	ACTION
8.2. Agreed Order - KSTAR Program	<i>Williams, Susan Koehler RN# 736365</i>	<i>Limited License with Stipulations</i>
8.3. Deferred Agreed Order	<i>Good, Candy Lee, RN# 833963</i>	<i>Warning with Stipulations</i>
8.4. Reinstatement Agreed Orders	<i>Boone, Stephen Brian, RN #822794</i>	<i>Warning with Stipulations - Deferred</i>
8.5. Eligibility Agreed Orders	<i>Gramm (Bratten), Shaunna Maureen, RN# 701894</i>	<i>Reinstated with Stipulations</i>
	<i>Herrera, Patricia, LVN# 207925</i>	<i>Reinstated with Stipulations</i>
	<i>Smith, Gordan Wallace, LVN# 186724</i>	<i>Reinstated with Stipulations</i>
	<i>Thaggard, Joe Bradley, RN# 584749</i>	<i>Reinstated with Stipulations</i>
8.7. DEFAULT ALJ PROPOSALS FOR DECISION	<i>Statham (Harris, Roberson), Terrie Marie, LVN Endorsement Petitioner</i>	<i>Petition for Eligibility for Licensure</i>
	<i>Stockton, Matthew Charles, LVN Exam Petitioner</i>	<i>Petition for Eligibility for Licensure</i>
	<i>Myres, Zuri Virginia, RN Endorsement Petitioner</i>	<i>Petition for Eligibility for Licensure</i>
8.7.1. Consideration of Order of Dismissal and Remand, Recommendations, and Board action: In the Matter of Permanent Certificate RN #688975, Issued to DANIEL KEITH DAIGGER, SOAH Docket No. 507-15-15-2574		<i>The board voted to ratify the Default ALJ Proposals for Decision on Consent with the following results: Revoked by Default.</i>
8.7.2. Consideration of Order of Dismissal and Remand,		<i>Revoked by Default.</i>

AGENDA ITEM	DISCUSSION	ACTION
<p><i>Recommendations, and Board action: In the Matter of Permanent Certificate LVN #121939, Issued to MELLYSSA WATSON DUNCAN, SOAH Docket No. 507-15-15-1810</i></p>		
<p><i>8.7.3. Consideration of Order of Dismissal and Remand, Recommendations, and Board action: In the Matter of Permanent Certificate LVN #192109, Issued to KIMBERLY TOVAR FLORES, SOAH Docket No. 507-15-15-2198</i></p>		<p><i>Revoked by Default.</i></p>
<p><i>8.7.4. Consideration of Order of Dismissal and Remand, Recommendations, and Board action: In the Matter of Permanent Certificate RN #628737 Issued to TAMMY L. FOSTER, SOAH Docket No. 507-15-15-2031</i></p>		<p><i>Revoked by Default.</i></p>
<p><i>8.7.5. Consideration of Order of Dismissal and Remand, Recommendations and Board action: In the Matter of Permanent Certificate LVN #234153, Issued to KRISTIN NICOLE GARCIA, SOAH Docket No. 507-15-15-1855</i></p>		<p><i>Revoked by Default</i></p>

AGENDA ITEM	DISCUSSION	ACTION
<p>8.7.6. <i>Consideration of Order of Dismissal and Remand, Recommendations, and Board action: In the Matter of Permanent Certificate RN #805675, Issued to KAUNTA LASHUN HOBBS, SOAH Docket No. 507-15-15-1721</i></p>		<p><i>Revoked by Default.</i></p>
<p>8.7.7. <i>Consideration of Order of Dismissal and Remand, Recommendations, and Board action: In the Matter of Permanent Certificate RN #680086, Issued to LYNNE RENEE RICHNOW, SOAH Docket No. 507-15-15-2888</i></p>		<p><i>Revoked by Default.</i></p>
<p>1. ADMINISTRATION</p>		
<p>1.1. Executive Director's Report</p>	<p>Katherine Thomas reviewed her written report to the board.</p>	<p>No action.</p>
<p>1.2.2. Discussion of Peer Assistance Program Services Contract between the Board and the Texas Nurses Foundation, continuation of the Peer Assistance Program Services Contract between the Board and the Texas Nurses Foundation, and a Request for Proposal for a new Peer Assistance Program Services</p>	<p>The Board considered continuing the current contract with the Texas Nurses Foundation to provide peer assistance services for nurses for a period of 120 days following the completion of the contract, pursuant to the contract's wind down provision and approve the pursuit of a Request for Proposals for a new peer assistance services contract.</p>	<p>Motion by Kathy Leader-Horn; Second by Patti Clapp.</p> <p>Move to authorize the Executive Director of the Board of Nursing to continue the current contract with the Texas Nurses Foundation for peer assistance services to nurses under the wind down provision for a period of 120 days following the satisfactory completion of all services and obligations required under the current contract. Further, move to approve the Executive Director's pursuit of a Request for Proposals for a new peer assistance services contract.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy,</p>

AGENDA ITEM	DISCUSSION	ACTION
Contract		Monica Hamby and Kathy Leader-Horn
		Abstain: Kathy Shipp
		Final Resolution: Motion Carries
1.3. Legislative Update	The Board reviewed the Legislative Update of the 84 TH Regular Texas Legislative Session.	No action.
3. NURSING 3.1. PRACTICE		
3.1.2. Report on Implementation of SB 1857, 82nd Texas Legislature and the LVN On-Call Pilot Program	Kristin Benton reviewed the report on Implementation of SB 1857, 82nd Texas Legislature and the LVN On-Call Pilot Program.	No action.
3.1.3. Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Pilot	The Board considered and discussed the Report on Implementation of the Knowledge Skills Training Assessment and Research (KSTAR) Pilot.	No action.
3.2. EDUCATION		
3.2.7. Report of Focused Survey Visit to Teamwork Career Institute in Grand Prairie, Texas - Vocational Nursing Education Program	The Board considered the report of the May 7, 2015 follow-up survey visit to the Teamwork Career Institute (TCI) Vocational Nursing (VN) Education Program in Grand Prairie, Texas pursuant to the April 16, 2015 Board Order. Cynthia Omoyemen Akhimien, BSN, RN, Interim Director; Ola Ropo-Tusin, School Director; and Daniel Ezeukwy, PhD, FNP-BC, RN, Board Member were present and available to answer questions. Stephen Rye, Director of Career Schools and Colleges with the Texas Workforce Commission was also present and available to answer questions.	Motion by Patti Clapp; Second by Monica Hamby.
		Move to accept the report of the follow-up survey visit to the Teamwork Career Institute Vocational Nursing Education Program in Grand Prairie, Texas and to withdraw Texas Board of Nursing approval of the Teamwork Career Institute Vocational Nursing Education Program in Grand Prairie, Texas effective, July 23, 2015, related to substantial noncompliance in essential areas.
		For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn
		Abstain: Kathy Shipp
		Final Resolution: Motion Carries

AGENDA ITEM	DISCUSSION	ACTION
<p>3.2.8. Consideration of an Innovative Pilot Project by South Texas College in McAllen, Texas - Associate Degree Nursing Education Program</p>	<p>The Board considered the Application for an Innovative Professional Pilot Program Project (Rule 227) from South Texas College (STC) Associate Degree Nursing (ADN) Program in McAllen, Texas to establish a separate track in the ADN program for high school students. The pilot program project will enable students without a high school diploma or General Education Development Equivalency Test (GED) to be admitted to a separate program track in the STC ADN program in McAllen, Texas.</p> <p>Jayson Valerio, MSN, RN, Program Director; Liza Woodward, DNP, RN, Vice-President of Education at Doctor's Hospital at Renaissance; Guadalupe Chavez, Pharr-San Juan-Alamo School District Director of College Readiness were present and available to answer questions.</p>	<p>Board Member Laura A. Disque recused herself from the consideration and vote on this agenda item.</p> <p>Motion by Patti Clapp; Second by Nina Almasy.</p> <p>Move to grant the request from the South Texas College Associate Degree Nursing Education program in McAllen, Texas for an exemption from Rules 215.8 (c) and 215.(9)(i)(2)(B) in the implementation of a separate track of students without high-school graduation or GED and impose the following requirements/conditions with the understanding that no additional cohort will be admitted.</p> <p>Requirements/Conditions:</p> <ol style="list-style-type: none"> 1. No later than September 1, 2015, the program shall submit to Board Staff a copy of all policy changes specific to the separate program track as identified in the Innovative Pilot Project Program. 2. The program shall submit to Board Staff reports on the progress of the project. Data included in the progress reports should include, but not be limited to: admission, progression, and retention numbers; student course grades for each semester; student clinical grades; and, academic support interventions, such as tutoring, remediation, and supplemental instruction, provided each semester. Reports are to be submitted to Board Staff no later than the following dates: 1/31/16, 6/30/16, 9/15/16, 1/31/17, 6/30/17, 9/30/17. 3. An evaluation of the Innovative Professional Nursing Education Pilot Program outcomes to Board Staff following the graduation of the first class of the Pilot Program. <p>For: Allison Porter-Edwards, Francis Stokes, Doris Jackson, Diana Flores, Patti Clapp, Nina Almasy and Monica Hamby</p> <p>Against: David Saucedo and Kathy Leader-Horn</p> <p>Recuse: Laura A. Disque</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5. COMMITTEE REPORTS 5.1. Board Committees 5.1.3. Development and Evaluation</p>	No report.	No action.
<p>5.2. Advisory Committees/Task Forces 5.2.1. Advanced Practice Nursing Advisory Committee</p>	No report.	No action.
<p>5.2.1.a. Consideration of Appointment of New Member to the Advanced Practice Nursing Advisory Committee</p>	The Board considered the nomination of Annette Jones, MSN, RN, CNM to serve as the practicing certified nurse midwife representative to the Advanced Practice Nursing Advisory Committee.	<p>Motion by Patti Clapp; Second by Doris Jackson</p> <p>Move to accept and approve the nomination of Annette Jones, MSN, RN, CNM to represent the practicing certified nurse midwife on the Advanced Practice Nursing Advisory Committee.</p>
		<p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p>
		Abstain: Kathy Shipp
		Final Resolution: Motion Carries
<p>5.2.2. Nursing Practice Advisory Committee</p>	No report.	No action.
<p>5.2.3. Advisory Committee on Education</p>	No report.	No action.
<p>5.2.3.a. Consideration of Request for Charge to the Advisory Committee on Education</p>	The Board considered Staff's request to approve and issue a charge to the Advisory Committee on Education (ACE) to study possible rule changes related to the time allowed for nursing graduates to take the NCLEX® examination after completion of the nursing program.	<p>Motion by Kathy Leader-Horn; Second by Nina Almasy.</p> <p>Move to issue a charge to ACE to study the issue of reducing the time frame for nursing graduates to take the NCLEX® examination following graduation to determine if rule changes are warranted.</p>
		<p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores,</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5.2.4. Advisory Committee on Licensure, Eligibility and Discipline</p>	<p>Jena Abel reported that the E&D Advisory Committee is one of the board's standing advisory committees and was formed to provide analysis and advice to the Board regarding regulatory matters. In April 2012, the Board charged the E&D Advisory Committee with reviewing its disciplinary sanction policies and criminal guidelines and providing feedback to the Board regarding any recommended changes. The Committee began its work on this charge in November 2012 and has met 8 times between then and now to complete its review of the board's sanction policies and guidelines. Additionally, the Committee reviewed many of the board's rules that are related to the sanction policies and criminal guidelines. We will discuss the Committee's specific recommendations regarding proposed rule amendments and changes to the board's guidelines and sanction policies in Agenda items 7.3-7.12. The Committee does not have any future meetings planned at this time.</p>	<p>David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p> <p>No action.</p>
<p>5.2.5. Task Force to Study Implications of the Growth of Texas Nursing Education Programs</p>	<p>Kristin Benton provided a verbal report on the origin and products of the Task Force to date including the most recent Education Guideline 3.8.7.a. Faculty Guide to Promoting Clinical Instruction and the Education Dashboard.</p> <p>A meeting of the task force will be set following completion of the ACE charges.</p>	<p>No action.</p>
<p>5.3. Collaboration with Outside Agencies / Stakeholders</p> <p>5.3.1. Statewide Health Coordinating Council Texas Center for Nursing Workforce Studies Advisory Committee</p>	<p>Katherine Thomas reported on the June 3, 2015 meeting of the Advisory Committee. Ms. Thomas reported that the Home Health and Governmental facilities surveys are in process; updates to the Nursing Education/Information survey (NEPIS) have been made for the fall survey; and that TCNWS and BON staff presented at the National Forum of Nursing Workforce</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>5.3.2. Updates Related to the Texas Higher Education Coordinating Board and the Texas Workforce Commission</p>	<p>Centers in June.</p> <p>Kristin Benton reported a joint meeting between staff of the Texas Workforce Commission, the Texas Higher Education Coordinating Board, and the Board of Nursing met in the BON office on June 15, 2015. Twelve (12) people attended in all. There were 4 major areas of discussion: Dual-credit degrees in nursing; Level I and Level II Certificate program distinctions (THECB); Approval of extension sites/campuses; and Use of standardized examinations in nursing programs</p>	<p>No action.</p>
<p>5.3.3. National Council of State Boards of Nursing - Taxonomy of Error Root Cause Analysis of Practice (TERCAP)</p>	<p>No report.</p>	<p>No action.</p>
<p>5.3.3.a. Texas-Taxonomy of Error Root Cause Analysis of Practice (TERCAP) Update</p>	<p>Denise Benbow reported that 248 cases have been entered into the Taxonomy of Error Root Cause Analysis of Practice-Responsibility Pilot Project database between the start of the pilot on September 1, 2012 through May 31, 2015. The data analysis for from September 1, 2012 through May 31, 2015 is in alignment with what was seen in the first two years of data as reported in the written Board report at the October 2014 meeting. Participants identified a need for training via a survey completed in June 2015. Refresher training will be planned and then provided this fall. The full training will be provided at a later time to both support current participants and to enable enrollment of new participants.</p>	<p>No action.</p>
<p>5.3.4. Texas Team Report - Robert Wood Johnson Initiative</p>	<p>Katherine Thomas reported that BON staff continue to serve on the Education and Practice Committees. Ms. Thomas reported that the IOM survey conducted by the Education Committee is complete and results will be used to design Future of Nursing toolkits for nurse educators.</p>	<p>No action.</p>
<p>5.3.5. National Council of State Boards of Nursing</p>		

AGENDA ITEM	DISCUSSION	ACTION
<p>5.3.5.a. Report on Annual NCSBN Delegate Assembly, to be held August 19-21, 2015, in Chicago, IL</p>	<p>The Board considered the NCSBN Summary of Recommendations to the 2015 Delegate Assembly and the 2015 Slate of Candidates.</p>	<p>Motion by Patti Clapp; Second by Doris Jackson</p> <p>Move to direct the Delegates to vote on these issues after hearing and considering the discussion on the issues.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
<p>OPEN FORUM:</p>	<p>Kathy Shipp announced the format and invited participation from the audience. No speakers came forward. Open Forum was closed.</p>	<p>No action.</p>
<p>6. OLD BUSINESS</p>	<p>Katherine Thomas reported that Montana passed the Nurse Licensure compact and will implement in October, 2015.</p>	<p>No action.</p>
<p>6.1. Nurse Licensure Compact Update</p>	<p>Katherine Thomas reported that Montana passed the Nurse Licensure compact and will implement in October, 2015.</p>	<p>No action.</p>
<p>6.2. Staff Update Regarding Proposed Amendments to 22 Tex. Admin. Code §223.1, Pertaining to Fees</p>	<p>Jena Abel and Mark Majek reported the options for a rule proposal that involved the Board's funding for the 2016-2017 biennium. At that time, Staff was not sure if the board would need to increase its fees to generate additional revenue or not because the Legislature had not finalized the state budgetary requirements. However, in anticipation of the funding requirements, Staff asked the board to approve a rule proposal that would allow for a fee increase if staff determined it would be necessary to do so. Also, Staff had anticipated that SB 195 would pass and if so, that bill would transfer the prescription monitoring program from the Department of Public Safety to the Pharmacy board. Since that time, the budget was finalized and SB 195 did pass. It has been determined that fees do not need to be increased in general to cover the budgetary needs of the agency. However, SB 195 does require funding. As a result, the rule proposal, which the Board approved in April, was published in the Texas Register on June 26, 2015. That rule proposal allows for a new renewal fee for APRNs with prescriptive</p>	<p>No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
	<p>authority. The effect for these APRNs is a new renewal fee not to exceed \$15, which will be charged each biennium. This will be in addition to the renewal fee currently required for the APRN licensure renewal. Once implemented, those monies will be used to fund the prescription monitoring program at the Pharmacy Board. The rule proposal was published on June 26th and the 30 day comment period ends on July 26th. Assuming no comments are received, the rule will be transmitted to the register next week for adoption. The rule becomes effective 20 days after the date in which it is sent to the Secretary of State's office.</p>	
<p>7. NEW BUSINESS 7.1. Texas Peer Assistance Program for Nurses (TPAPN) 7.1.3. Texas Peer Assistance Program for Nurses Advisory Committee</p>	<p>Denise Benbow reported that the Texas Peer Assistance Program for Nurses (TPAPN) Advisory Committee met on June 5, 2015. Key changes to the TPAPN program include daily notification is provided to case managers when participants fail to call in or fail to complete assigned urine drug screening; notification to case managers within 24 hours when a participant fails to pay for urine drug screening; and the new ability for participants to access electronic enrollment and consent forms. The next meeting will be October 2, 2015.</p>	<p>No action.</p>
<p>7.3. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.27, Pertaining to Good Professional Character</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.27, Pertaining to Good Professional Character.</p>	<p>Motion by Patti Clapp; Second by Monica Hamby</p> <p>Move to approve the proposed repeal of 22 Tex. Admin. Code §213.27, pertaining to Good Professional Character, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the repeal of 22 Tex. Admin. Code §213.27, pertaining to Good Professional Character, as proposed.</p> <p>Further, move to approve proposed new 22 Tex. Admin. Code §213.27, pertaining to Good Professional Character, with authority for the General Counsel to make editorial</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.4. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.28, Pertaining to Licensure of Persons with Criminal Offenses</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.28, Pertaining to Licensure of Persons with Criminal Offenses.</p>	<p>changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt new 22 Tex. Admin. Code §213.27, pertaining to Good Professional Character, as proposed.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Patti Clapp; Second by David Saucedo</p> <p>Move to approve the proposed repeal of 22 Tex. Admin. Code §213.28, pertaining to Licensure of Persons with Criminal Offenses, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the repeal of 22 Tex. Admin. Code §213.28, pertaining to Licensure of Persons with Criminal Offenses, as proposed.</p> <p>Further, move to approve proposed new 22 Tex. Admin. Code §213.28, pertaining to Licensure of Individuals With Criminal History, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt new 22 Tex. Admin. Code §213.28, pertaining to Licensure of Individuals With Criminal History, as proposed.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.5. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.29, Pertaining to Criteria and Procedure Regarding Intemperate Use and Lack of Fitness in Eligibility and Disciplinary Matters</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.29, Pertaining to Criteria and Procedure Regarding Intemperate Use and Lack of Fitness in Eligibility and Disciplinary Matters.</p>	<p>Motion by Patti Clapp; Second by Francis Stokes</p> <p>Move to approve the proposed repeal of 22 Tex. Admin. Code §213.29, pertaining to Criteria and Procedure Regarding Intemperate Use and Lack of Fitness in Eligibility and Disciplinary Matters, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the repeal of 22 Tex. Admin. Code §213.29, pertaining to Criteria and Procedure Regarding Intemperate Use and Lack of Fitness in Eligibility and Disciplinary Matters, as proposed.</p> <p>Further, move to approve proposed new 22 Tex. Admin. Code §213.29, pertaining to Fitness to Practice, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt new 22 Tex. Admin. Code §213.29, pertaining to Fitness to Practice, as proposed.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
<p>7.6. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.30, Pertaining to Declaratory Order of Eligibility for Licensure</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.30, Pertaining to Declaratory Order of Eligibility for Licensure.</p>	<p>Motion by Kathy Leader-Horn; Second by Diana Flores</p> <p>Move to approve the proposed amendments to 22 Tex. Admin. Code §213.30, pertaining to Declaratory Order of Eligibility for Licensure, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the amendments to</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>7.7. Consideration of Proposed Amendments to 22 Tex. Admin. Code §213.33, Pertaining to Factors Considered for Imposition of Penalties/Sanctions</p>	<p>The Board considered the Proposed Amendments to 22 Tex. Admin. Code §213.33, Pertaining to Factors Considered for Imposition of Penalties/Sanctions.</p>	<p>22 Tex. Admin. Code §213.30, pertaining to Declaratory Order of Eligibility for Licensure, as proposed.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Patti Clapp; Second by Francis Stokes</p> <p>Move to approve the proposed amendments to 22 Tex. Admin. Code §213.33, pertaining to Factors Considered for Imposition of Penalties/Sanctions, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the Texas Register. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §213.33, pertaining to Factors Considered for Imposition of Penalties/Sanctions, as proposed.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
<p>7.8. Consideration of Proposed Amendments to the Board's adopted Eligibility and Disciplinary Sanctions for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder</p>	<p>The Board considered the Proposed Amendments to the Board's adopted Eligibility and Disciplinary Sanctions for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder.</p>	<p>Motion by Francis Stokes; Second by David Saucedo</p> <p>Move to approve the amended disciplinary policy regarding Substance Use Disorders and Other Alcohol and Drug Related Conduct.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p>

AGENDA ITEM	DISCUSSION	ACTION
7.9. Consideration of Proposed Amendments to the Board's adopted Disciplinary Sanctions for Fraud, Theft, and Deception	The Board considered the Proposed Amendments to the Board's adopted Disciplinary Sanctions for Fraud, Theft, and Deception.	<p>Final Resolution: Motion Carries</p> <p>Motion by Monica Hamby; Second by Doris Jackson</p> <p>Move to approve the amended disciplinary policy regarding Behavior Involving Fraud, Theft, and Deception.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
7.10. Consideration of Proposed Amendments to the Board's adopted Disciplinary Sanctions for Lying and Falsification	The Board considered the Proposed Amendments to the Board's adopted Disciplinary Sanctions for Lying and Falsification.	<p>Motion by Francis Stokes; Second by Diana Flores</p> <p>Move to approve the amended disciplinary policy regarding Behavior Involving Lying and Falsification.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
7.11. Consideration of Proposed Amendments to the Board's adopted Disciplinary Guidelines for Criminal Conduct	The Board considered the Proposed Amendments to the Board's adopted Disciplinary Guidelines for Criminal Conduct.	<p>Motion by Kathy Leader-Horn; Second by Francis Stokes</p> <p>Move to approve the proposed amendments to Guidelines for Criminal Conduct.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
7.12. Consideration of Proposed Amendments to the	The Board considered the Proposed Amendments to the Board's adopted Guidelines for Physical and Psychological Evaluations.	<p>Motion by Nina Almasy; Second by Doris Jackson</p> <p>Move to approve the proposed amendments</p>

AGENDA ITEM	DISCUSSION	ACTION
Board's adopted Guidelines for Physical and Psychological Evaluations		<p>to the Board's Guidelines for Physical and Psychological Evaluations.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
7.13. Consideration of the Report on the Quality Assurance Peer Review of the Internal Auditor	<p>The Board considered the Report on the Quality Assurance Peer Review of the Internal Auditor.</p> <p>Jaye Stepp, Auditor was present and available to answer questions.</p>	<p>Motion by Kathy Leader-Horn; Second by Diana Flores</p> <p>Move to accept the external quality assurance review report as prepared by David J. MacCabe dated May 6, 2015.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
7.14. Consideration of the Quality Assurance and Improvement Program Report	<p>The Board considered the Quality Assurance and Improvement Program Report.</p> <p>Jaye Stepp, Auditor was present and available to answer questions.</p>	<p>No action.</p>
7.15. Consideration of the Audit Recommendation Tracking Schedule	<p>The Board considered the Audit Recommendation Tracking Schedule.</p> <p>Jaye Stepp, Auditor was present and available to answer questions.</p>	<p>No action.</p>
7.16. Consideration of the Internal Audit Charter	<p>The Board considered the Internal Audit Charter.</p> <p>Jaye Stepp, Auditor was present and available to answer questions.</p>	<p>Motion by Patti Clapp; Second by Kathy Leader-Horn</p> <p>Move to accept the internal audit charter as prepared by E. Jaye Stepp, CPA for fiscal year 2016.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p>

AGENDA ITEM	DISCUSSION	ACTION
7.17 Consideration of the Internal Audit Report #2015-1 on Contract Management	The Board considered the Internal Audit Report #2015-1 on Contract Management. Jaye Stepp, Auditor was present and available to answer questions.	<p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p> <p>Motion by Kathy Leader-Horn; Second by Doris Jackson</p> <p>Move to accept Internal Audit Report 2015-1, Contract Management Audit as prepared by E. Jaye Stepp, CPA for fiscal year 2015.</p> <p>For: Allison Porter-Edwards, Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, and Kathy Leader-Horn</p> <p>Abstain: Kathy Shipp</p> <p>Final Resolution: Motion Carries</p>
ADJOURNMENT	Having completed this day's business the meeting adjourned at 4:45 p.m.	

TEXAS BOARD OF NURSING

Regular Meeting

Friday, July 24, 2015

8:42 a.m. - 11:46 a.m.

333 Guadalupe, Tower II, Room 225

Austin, Texas

Present:

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

Nina Almasy, BSN, RN, MSN, Representing LVN Education

Patti Clapp, BA, Representing Consumers

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

Allison Porter-Edwards, DrPH, MS, Representing BSN Education

Diana Rodriguez Flores, MN, RN, Representing RN Practice

Monica Hamby, LVN, Representing LVN Practice

Doris Jean Jackson, DHA, (ABD), MSN, RN, Representing ADN Education

Kathy Leader-Horn, LVN, Representing LVN Practice

David Saucedo, II, Representing Consumers

Francis D. Stokes, Representing Consumers

Absent:

Deborah Hughes Bell, CLU, ChFC, Representing Consumers

Beverly Jean Nutall, LVN, Representing LVN Practice

Staff present:

Katherine A. Thomas, Executive Director

Patricia Vianes-Cabrera, Executive Assistant

Anthony Diggs, Director of Enforcement

Mark Majek, Director of Operations

Kristin Benton, Director of Nursing

James "Dusty" Johnston, General Counsel

Virginia Ayars, Nursing Consultant

Denise Benbow, Nursing Consultant

Sandi Emerson, Nursing Consultant

Bonnie Cone, Nursing Consultant

Linda Laws, Nursing Consultant

Christina Stelly, Nursing Consultant

Gayle Varnell, Nursing Consultant

Stacey Cropley, Nursing Consultant

Bruce Holter, Information Specialist

Jeremy Bruker, Information Technology

Bill Ray, Information Technology

Outside Legal Representative:

Ted Ross, Assistant Attorney General

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	Kathy Shipp called the meeting to order at 8:42 am, Friday, July 24, 2015.	
ROLL CALL	Katherine Thomas called the roll. A quorum was established with ten members in attendance, Board Members Deborah Bell, Allison Porter-Edwards and Beverley Nutall were absent.	
1. ADMINISTRATION		
1.2. Legal		
<p data-bbox="142 621 394 653">1.2.1.a.</p> <p data-bbox="142 653 394 1682">Consideration of Proposed Settlement Agreement In the matter of Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County, Texas Executive Session pursuant to §551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the matter of Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County; Texas, including consideration of proposed settlement agreement.</p>	<p data-bbox="394 621 938 905">The Board convened in Executive Session pursuant to §551.071(1), Texas Government Code, to discuss pending or contemplated litigation: In the matter of Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County; Texas, including consideration of proposed settlement agreement.</p> <p data-bbox="394 915 938 1104">The Board convened in Open Session to consider recommendations and take action in the matter of Bernardino Pedraza, Jr. vs. Texas State Board of Nursing, Cause No. C-2541-10-B; In the 93rd Judicial District, Hidalgo County; Texas.</p>	<p data-bbox="938 915 1474 978">Motion by Patti Clapp; Second by Francis Stokes</p> <p data-bbox="938 1010 1474 1314">Move to approve the Agreed Order to compromise and settle Cause No. C-2541-10-B, Bernardina Pedraza, Jr. V. Texas Board of Nursing currently pending in the 93RD District Court of Hidalgo County, Texas and authorize the Executive Director to take all steps to execute the Agreed Order on behalf of the Board once the District Court has remanded the case back to the Board's jurisdiction.</p> <p data-bbox="938 1346 1474 1461">For: Laura Disque, Francis Stokes, Doris Jackson, Diana Flores, David Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, Kathy Leader-Horn</p> <p data-bbox="938 1493 1474 1524">Abstain: Kathy Shipp</p> <p data-bbox="938 1556 1474 1587">Final Resolution: Motion Carries</p>
7. NEW BUSINESS		
<p data-bbox="142 1766 394 1797">7.18.</p> <p data-bbox="142 1797 394 1978">Consideration of the Report on Results of 2015 Board of Nursing Customer Service Survey</p>	<p data-bbox="394 1766 938 1860">The Board considered the Report on Results of 2015 Board of Nursing Customer Service Survey, reported on by Bruce Holter.</p>	<p data-bbox="938 1766 1474 1797">No action.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>9. MISCELLANEOUS</p>		
<p>9.1. Board Items of Interest for Future Board Meetings</p>	<p>The Board discussed having training at future meetings on the following: State Office of Administrative Hearings Process; Role of TWC/THECB/BON in approving nursing education programs; and Information regarding Board Task Forces and Committees. The Board also discussed holding the Board Retreat on Wednesday, October 21, 2015 @ 1:00 p.m.</p>	<p>The Board agreed to hold the Board Retreat on Wednesday, October 21, 2015 @ 1:00 pm. at a location to be determined.</p>
<p>9.2. Board Development</p>	<p>None</p>	<p>No action.</p>
<p>9.3. Review of the Board Quarterly Meeting Evaluation</p>	<p>The Board discussed the April, 2015 Board Quarterly Meeting Evaluation.</p>	<p>No action.</p>
<p>9.4. Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Performance Evaluation of Katherine A. Thomas, MN, RN, FAAN, Executive Director - Convene in Open Session to consider recommendations and take action.</p>	<p>The Board went into Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Performance Evaluation of Katherine A. Thomas, MN, RN, FAAN, Executive Director.</p> <p>The Board convened in Open Session to consider recommendations and take action on the Performance Evaluation of Katherine A. Thomas, MN, RN, FAAN, Executive Director.</p>	<p>Motion by Kathy Shipp; Second by Patti Clapp.</p> <p>Move to increase the annual base salary of the Executive Director, Katherine A. Thomas, MN, RN, FAAN, from \$120,000 to \$137,325 effective September 1, 2015.</p> <p>For: Laura A Disque, Francis D Stokes, Doris J Jackson, Diana R Flores, David E Saucedo, Patti Clapp, Nina Almasy, Monica Hamby, Kathy Leader-Horn, Kathy Shipp</p>
<p>9.5. Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Board Self-Evaluation</p>	<p>Executive Session Pursuant to Tex. Gov't Code Ann. §551.074 (Texas Open Meetings Act) Regarding Personnel Matters: Annual Board Self-Evaluation</p>	<p>No action.</p> <p>Final Resolution: Motion Carries</p>

AGENDA ITEM	DISCUSSION	ACTION
ADJOURNMENT	<p>Having completed all business as listed on the agenda, the meeting adjourned at 11:46 a.m.</p> <hr/> <p>Kathy Shipp, MSN, RN, FNP Board President</p> <hr/> <p>Katherine A. Thomas, MN, RN, FAAN Executive Director</p>	