



South Carolina Department of Labor, Licensing and Regulation

**South Carolina State Board of Nursing**

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**September 28-29, 2016 State Board of Nursing Meeting Minutes**

<p>Board President, Carol Moody, called the State Board of Nursing meeting to order at 8:31 a.m. on Wednesday, September 28, 2016 and at 8:38 a.m. on Thursday, September 29, 2016. Public notice was properly posted at the Board offices as well as on its website and provided to all requesting persons, organizations and news media in compliance with the S.C. Freedom of Information Act. A quorum was present at all times.</p>	<p><u>CALL TO ORDER</u> <u>PLACE OF MEETING</u> <u>&amp; FOIA</u> <u>COMPLIANCE</u></p>
<p>Carol Moody, RN, MAS, NEA-BC, President..... Present Congressional District 4</p> <p>Samuel McNutt, RN, CRNA, MHSA, Vice President..... Present</p> <p>W. Kay Swisher, RNC, MSN, Secretary..... Excused</p> <p>Jacqueline L. Baer, APRN, MSN, FNP-BC .....Present Congressional District 1</p> <p>Eric Sellers, RN..... Present Congressional District 2</p> <p>Sonya K. Ehrhardt, DNP, RN, NEA-BC, PHQ..... Present Congressional District 6</p> <p>Karen R. Hazzard, MSN, RN, NEA-BC.....Present Congressional District 7</p> <p>Jan R. Burdette, LPN ..... Present At-Large</p> <p>James E. Mallory, EdD..... Present Public Member</p> <p>Neil B. Lipsitz..... Present Public Member</p> <p>One Licensed Practical Nurse Vacancy</p>	<p><u>BOARD MEMBERS</u> <u>PRESENT &amp; VOTING</u></p>
<p>Nancy Murphy, Board Administrator Roselind Bailey-Glover, Licensing and Compliance Supervisor Christie Watson, Program Assistant Donnell Jennings, Advice Counsel, Board of Nursing Princess Hodges, Office of Disciplinary Counsel Shanika Johnson, Office of Disciplinary Counsel</p>	<p><u>LLR STAFF</u> <u>PRESENT FOR</u> <u>CERTAIN ITEMS</u></p>

<p>Kay Swisher was excused for the Wednesday and Thursday meeting days.</p> <p>A motion was made by Samuel McNutt to accept the excused absence. The motion was seconded by Jan Burdette. The motion carried unanimously.</p>	<p><u>EXCUSED ABSENCES</u></p> <p><u>MOTION</u></p>
<p>The September 28-29, 2016 Board of Nursing Meeting Regular Agenda was presented for the Board's review and approval.</p> <p>A motion was made by Neil Lipsitz to approve the September 28-29, 2016 Board of Nursing Regular Agenda. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF AGENDA</u></p> <p><u>MOTION</u></p>
<p>The Consent Agenda for the September 28-29, 2016 Board of Nursing meeting was presented for the Board's review and approval/ acceptance as information.</p> <ul style="list-style-type: none"> <li>a) For Acceptance: May 6, 2016 Advanced Practice Committee Meeting Minutes</li> <li>b) For Acceptance: June 21, 2016 Advisory Committee on Nursing Education Meeting Minutes</li> <li>c) For Information: NCLEX RN and PN Summary Statistics for April 1 through June 30, 2016</li> <li>d) For Information: NCSBN Good Morning Members July 20, 2016</li> <li>e) For Information: Department of Education Information</li> <li>f) For Information: Budget (on table)</li> </ul> <p>A motion was made by Samuel McNutt to approve the September 28-29, 2016 Board of Nursing meeting Consent Agenda as presented. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF CONSENT AGENDA</u></p> <p><u>MOTION</u></p>
<p>The July 28-29, 2016 Board of Nursing meeting minutes were deferred until the next meeting.</p>	<p><u>APPROVAL OF MINUTES</u></p>
<p>Applicants for licensure appeared before the Board. The Board reviewed exam, endorsement, reinstatement and renewal application matters. The Board also reviewed a worksite approval and a disciplined reinstatement matter.</p> <p>A licensee appeared before the Board regarding a worksite approval matter.</p> <p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Samuel McNutt to leave executive session. Eric Sellers seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>A motion was made by Karen Hazzard to accept the request for the worksite approval. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>APPLICATION APPEARANCES (CONFIDENTIAL)</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>

<p>An applicant for licensure as a registered nurse by endorsement appeared before the Board.</p>	
<p>A motion was made by Karen Hazzard to go into executive session for the purpose of receiving legal counsel. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. Neil Lipsitz seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Jan Burdett to approve the application. Jacqueline Baer seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a licensed practical nurse by endorsement appeared before the Board.</p>	
<p>A motion was made by Eric Sellers to accept the application. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a licensed practical nurse by endorsement appeared before the Board.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Jacqueline Baer to approve licensure. Sonya Ehrhardt seconded the motion. The motion carried with two nays.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by endorsement appeared before the Board.</p>	
<p>A motion was made by Karen Hazzard to grant licensure. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by examination appeared before the Board.</p>	
<p>A motion was made by Neil Lipsitz to approve the application/ grant licensure. The motion was seconded by Dr. Mallory. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by examination appeared before the Board.</p>	
<p>A motion was made by Karen Hazzard to approve the application. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<p><u>MOTION</u></p>

<p>An applicant for licensure as a registered nurse by examination appeared before the Board.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Neil Lipsitz to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Jacqueline Baer to grant a single state license for one year and enrollment/ monitoring with RPP for one year. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as an advanced practice registered nurse by reinstatement appeared before the Board.</p>	
<p>A motion was made by Neil Lipsitz to go into executive session for the purpose of receiving legal counsel. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Neil Lipsitz to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Jacqueline Baer to grant a single state license for one year and enrollment/ monitoring with RPP for one year. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by reinstatement appeared before the Board.</p>	
<p>A motion was made by Karen Hazzard to grant licensure. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by reinstatement appeared before the Board.</p>	
<p>A motion was made by Neil Lipsitz to grant licensure. The motion was seconded by Sonya Erhardt. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a licensed practical nurse by disciplined reinstatement appeared before the Board.</p>	
<p>A motion was made by Jacqueline Baer to grant licensure. The motion was seconded by Karen Hazzard. The motion carried unanimously.</p>	<p><u>MOTION</u></p>

	<u>HEARINGS DISCIPLINE (CONFIDENTIAL)</u>
<p>Respondents appeared before the Board. The Board reviewed Memoranda of Agreement (MOA) stipulating to violations of the Nurse Practice Act to determine disciplinary actions and reviewed recommendations from panel hearings. Respondents also appeared before the Board to request modification to their Consent Agreements or Board Orders.</p>	
<p>In case #2015-44, respondent signed a Memorandum of Agreement (MOA).</p>	
<p>A motion was made by Neil Lipsitz to go into executive session for the purpose of receiving legal counsel. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<u>MOTION</u>
<p>A motion was made by James Mallory to leave executive session. Samuel McNutt seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<u>MOTION</u>
<p>In case #2015-44, a motion was made by Karen Hazard to adopt the MOA, dismiss the charges and issue a non-disciplinary Letter of Caution. The motion was seconded by Samuel McNutt. The motion carried unanimously.</p>	<u>MOTION</u>
<p>In case #2016-555, respondent requested a modification of an existing Board order.</p>	
<p>In case #2016-555, a motion was made by Samuel McNutt to lift the suspension. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<u>MOTION</u>
<p>In case #2016-556, respondent requested a modification of an existing Board order.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Jacqueline Baer seconded the motion. The motion carried unanimously.</p>	<u>MOTION</u>
<p>A motion was made by Samuel McNutt to leave executive session. Jacqueline Baer seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<u>MOTION</u>
<p>In case #2016-556, a motion was made by Sonya Erhardt to grant the modification. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<u>MOTION</u>
<p>In case #2014-201, respondent signed a Memorandum of Agreement (MOA).</p>	
<p>A motion was made by Neil Lipsitz to go into executive session for the purpose of receiving legal counsel. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<u>MOTION</u>
<p>A motion was made by Samuel McNutt to leave executive session. Neil Lipsitz seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<u>MOTION</u>
<p>In case #2014-201, a motion was made by Karen Hazzard to accept the MOA</p>	<u>MOTION</u>

<p>with the following sanctions: a private reprimand, a \$500 civil penalty and completion of legal aspects and ethics courses with payment and course completion within six months. The motion was seconded by Samuel McNutt. The motion carried unanimously.</p>	
<p>In case #2016-557, respondent requested a modification of an existing Board Order.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>In case #2016-557, a motion was made by Jacqueline Baer to grant the 2006, 2007 and 2009 Consent Agreements from public to private and the Board declines the request to modify the public orders of suspension to private. The motion was seconded by Karen Hazzard. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>In case #2014-123, a panel hearing was August 9, 2016.</p>	
<p>In case #2014-123, a motion was made by Samuel McNutt to adopt the panel hearing recommendation. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>In case #2016-566, respondent requested a modification of an existing Board Order.</p>	
<p>In case #2016-566, a motion was made by Samuel McNutt to lift the Order of Suspension. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>In case #2016-559, respondent requested a modification of an existing Board Order.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by James Mallory to leave executive session. Samuel McNutt seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>In case #2016-559, a motion was made by Karen Hazzard to lift the probation and all related restrictions that are associated with that and to ensure continued participation in the RPP program. The motion was seconded by Eric Sellers. The motion carried unanimously.</p>	<p><u>MOTION</u></p>

<p>The National Council of State Boards of Nursing (NCSBN) Annual Meeting/ Delegate Assembly was held in Chicago, IL on August 17-19, 2016. Carol Moody, Samuel McNutt, Jacqueline Baer and Nancy Murphy attended.</p> <p>Discussion included though was not limited to the NCSBN Institute of Regulatory Excellence Fellowship Program, the approval of the 2017 NCLEX-PN Test Plan and the enhanced Nurse Licensure Compact.</p>	<p><u>PRESIDENT'S</u> <u>REPORT –</u> <u>NATIONAL</u> <u>COUNCIL OF STATE</u> <u>BOARDS OF</u> <u>NUSING (NCSBN)</u> <u>ANNUAL MEETING</u></p>
<p>The following Board of Nursing members will serve on the nominating committee for election of officers: Jan Burdette, James Mallory and Neil Lipsitz. The committee will bring forward a nominations slate to the November 2016 meeting.</p>	<p><u>PRESIDENT'S</u> <u>REPORT –</u> <u>NOMINATING</u> <u>COMMITTEE FOR</u> <u>ELECTION OF</u> <u>OFFICERS</u></p>
<p>The Board of Nursing Bylaws include a section for the removal of a Board member. The Board discussed exploring the addition of a removal of committee member section to the Board committee bylaws (Advisory Committee on Nursing Education (ACONE), Advanced Practice Committee (APC) and Nursing Practice and Standards Committee (NPSC)).</p> <p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Samuel McNutt to leave executive session. Eric Sellers seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>A motion was made by Samuel McNutt to request the Board of Nursing Advice Counsel prepare language to add to the Board of Nursing Committee Bylaws for removal of committee members and to present it at the November meeting. The motion was seconded by Karen Hazzard. The motion carried unanimously.</p>	<p><u>PRESIDENT'S</u> <u>REPORT -- BOARD</u> <u>OF NURSING</u> <u>COMMITTEE</u> <u>BYLAWS –</u> <u>REMOVAL OF A</u> <u>COMMITTEE</u> <u>MEMBER</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>Jacqueline Baer has requested the Board approve her attendance at the 6<sup>th</sup> Annual National RX Drug Abuse &amp; Heroin Summit and Smart Approaches to Marijuana Meeting being held April 17-20, 2016 in Atlanta, Georgia.</p> <p>A motion was made by Karen Hazzard to approve Jacqueline Baer's attendance at the 6<sup>th</sup> Annual National RX Drug Abuse &amp; Heroin Summit and</p>	<p><u>PRESIDENT'S</u> <u>REPORT –</u> <u>JACQUELINE BAER</u> <u>REQUEST FOR</u> <u>APPROVAL TO</u> <u>ATTEND MEETING</u></p> <p><u>MOTION</u></p>



4) update on faculty hires/ recruitment plan to be received no later than March 1, 2011.

At its May 15-16, 2014 meeting, Fortis College appeared before the Board regarding the College's NCLEX deficiency/ submitted report provided for the Board's review and a request for approval of policy changes. The Board voted to accept the report and the policy change request change.

At its May 15-16, 2014 meeting, Fortis College also appeared before the Board regarding their request for initial to full Associate Degree Registered Nurse Program approval. A site visit was conducted on September 17, 2013 and the report from that visit as well as response materials from Fortis College were provided for the Board's review.

At its May 15-16, 2014 meeting, the Board relayed appreciation for Fortis College's efforts to improve the program and the outcomes and accepted the report/ response materials but deferred action until two additional cohorts have taken the NCLEX. The Board asked that Fortis College return in November 2014.

At its November 20-21, 2014 meeting, the Board voted to continue with initial approval. The Board requested that Fortis College continue with their plan of action as outlined and reviewed in the meeting. The Board asked Fortis College to return in September of 2015 for a progress update and for further discussion on full approval.

At its May 14-15, 2015 meeting, Fortis College appeared to discuss their NCLEX deficiency and the report submitted by the College was provided for the Board's review.

The Board voted to accept the action plan presented and required a return to the Board in September 2015 with NCLEX scores and the progress of the plan presented. As well include the entrance GPA, graduate GPA, and pass/ fail of the NCLEX and if available, HESI scores with correlation of students. Also at the September meeting, the status of the program will be decided. The Board also supported continuing to look at the quality and quantity of students.

At its September 24-25, 2015 meeting, the Board voted to accept the action plan as information and to grant full approval through September 2016.

The Fortis College associate degree registered nursing program site survey regarding continuing program approval was conducted June 15, 2016. The survey report with findings and recommendations were provided for the Board's review.

Yvette Spees, Dean of Nursing and Jennifer Yarnell, Campus President, Fortis College, appeared before the Board to discuss the survey/ program and to respond to questions.

Discussion included though was not limited to number of students, number of cohorts, admission criteria, NCLEX outcomes, HESI utilization and grading.

<p>A motion was made by Kay Swisher to defer action until the March 2017 Board of Nursing meeting. The motion was seconded by Samuel McNutt. The motion carried unanimously.</p>	<p style="text-align: right;"><u>MOTION</u></p>
<p>At its March 26-27, 2015 meeting, the Board voted to grant initial approval for the ITT Technical Institute Columbia associate degree registered nursing program.</p> <p>Discussion included though was not limited to the ITT Technical College closure of academic operations as of September 6, 2016. Donnell Jennings, Advice Counsel, BON received an e-mail communication from Thomas R. Brouwer, Regulatory Affairs Manager, ITT Educational Service, Inc. regarding notice concerning the closure of all ITT Technical Institutes and the associate degree in nursing program offered by the institutions and that the ITT Technical College Columbia program never started or enrolled any students and would like to surrender approval. The correspondence was provided for the Board's review.</p> <p>Lane Goodwin, Program Manager, Licensing, SC Commission on Higher Education (CHE) appeared and relayed that the SC CHE is involved with the matter and discussed the CHE role.</p> <p>A motion was made by Samuel McNutt to rescind the approval of the ITT Technical Institute Columbia associated degree registered nursing program. The motion was seconded by Karen Hazzard. The motion carried unanimously.</p>	<p style="text-align: right;"><u>ITT TECHNICAL INSTITUTE COLUMBIA</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>At its August 5, 2016 meeting, the Advanced Practice Committee (APC) reviewed/ discussed Barbara Hall's request for Exception to the APRN Age Parameters and recommended the Board approve the request for exemption to the Acute Care Adult Gerontology Nurse Practitioner (AGACNP) age parameter to include the pediatric population. The APC documents were provided for the Board's review.</p> <p>Discussion included though was not limited to education/ coursework and practice setting.</p> <p>A motion was made by Kay Swisher to accept the exemption for age as recommended by the APC. The motion was seconded by Neil Lipsitz. The motion carried unanimously.</p>	<p style="text-align: right;"><u>PRACTICE – ADVANCED PRACTICE COMMITTEE (APC) – REQUEST FOR EXCEPTION TO APRN AGE PARAMETERS – BARBARA HALL</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>At its July 14, 2016 meeting, the Nursing Practice and Standards Committee (NPSC) reviewed/ discussed AOs #3, 7, 19, 21, 27, 37, 44, 45, 57 and 59 and recommended the Board approve the revisions as presented.</p> <p>A motion was made by Karen Hazzard to approved the revised AOs #3, 7, 19, 21, 27, 37, 44, 45, 57 and 59 as recommended by the NPSC and presented in the Board's materials. The motion was seconded by Samuel McNutt. The motion carried unanimously.</p>	<p style="text-align: right;"><u>NURSING PRACTICE AND STANDARDS COMMITTEE (NPSC) – ADVISORY OPINIONS</u></p> <p style="text-align: right;"><u>MOTION</u></p>

<p>At its July 14, 2016 meeting, the Nursing Practice and Standards Committee (NPSC) reviewed/ discussed the Advisory Opinion Supplement on the Nursing Management of Invasive Devices (Catheters, Lines and Tubes) Gastrointestinal RN and LPN matrixes.</p> <p>The NPSC committee recommended the Board approved the revisions for the Advisory Opinion Supplement on the Nursing Management of Invasive Devices (Catheters, Lines and Tubes) Gastrointestinal LPN matrix as presented.</p> <p>A motion was made by Samuel McNutt to accept the recommendations of the NPSC for the revisions for the Advisory Opinion Supplement on the Nursing Management of Invasive Devices (Catheters, Lines and Tubes) Gastrointestinal LPN matrix as presented. The motion was seconded by Jan Burdette. The motion carried unanimously.</p> <p>The NPSC committee recommended no changes for the Advisory Opinion Supplement on the Nursing Management of Invasive Devices (Catheters, Lines and Tubes) Gastrointestinal RN matrix.</p> <p>A motion was made by Samuel McNutt to accept the NPSC recommendations of review with no changes for the Advisory Opinion Supplement on the Nursing Management of Invasive Devices (Catheters, Lines and Tubes) Gastrointestinal RN matrix as presented. The motion was seconded by Neil Lipsitz and Jan Burdette. The motion carried unanimously.</p>	<p><u>NURSING PRACTICE AND STANDARDS COMMITTEE (NPSC) – ADVISORY OPINION SUPPLEMENT</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>At its July 15, 2016 meeting, the Healthcare Collaborative Committee (HCC) voted to approve the protocol as requested with the following amendments:</p> <ol style="list-style-type: none"> <li>1) Include specific identification of who initiates the protocol</li> <li>2) Inclusion of specific emergency procedures in the protocol</li> <li>3) Inclusion of APRNs as members of the Infectious Disease Team</li> <li>4) Require a minimum of BLS certification of the members of the team/ the pharmacists engaged in this matter</li> <li>5) Restrict the protocols used to inpatient only (limited to one facility – Palmetto Health Richland Campus)</li> <li>6) Return to the committee after the approval of all three Boards within twelve months with a follow-up report of outcomes and data to demonstrate the pilot project.</li> </ol> <p>Brian Bookstaver, Associate Professor and Vice Chair Clinical Pharmacy and Outcomes Sciences Infectious Diseases Pharmacist, University of South Carolina, College of Pharmacy and Nicole Griffith, a second year Pharmacy student, appeared before the Board to present the matter and respond to questions. The HCC materials along with response materials were provided for the Board's review.</p> <p>Discussion included though was not limited to amendments and information that both the Pharmacy and Board of Medical Examiners have already approved the request at their Board meetings with the amendments.</p> <p>A motion was made by Jacqueline Baer to approve the program. The motion was seconded by Neil Lipsitz and Jan Burdette. The motion carried unanimously.</p>	<p><u>HEALTHCARE COLLABORATIVE COMMITTEE (HCC) – PROPOSED PHARMACIST ADMINISTERED TEST FOR PENICILLIN ALLERGY – BRANDON BOOKSTAVER</u></p> <p><u>MOTION</u></p>

<p>The Board was provided with the enhanced RN/ LPN Nurse Licensure Compact (eNLC) for review/ discussion.</p> <p>Rebecca Fotsch, JD, State Advocacy Associate, Nursing Regulation, National Council of State Boards of Nursing (NCSBN) joined the Board via telephone for the discussion/ questions and to assist with the future legislative planning.</p>	<p><u>RN/ LPN</u> <u>ENHANCED NURSE</u> <u>LICENSURE</u> <u>COMPACT</u></p>
<p>Mark Sanders, Chief Investigator for the Office of Investigations and Enforcement (OIE) presented the Investigative Review Committee (IRC) Report with recommendations from its meetings held since the July 2016 Board meeting.</p> <p>The Disciplinary Sanctions Guidelines Matrix is used by the IRC in making these recommendations.</p> <p>A motion was made by Samuel McNutt to approve 23 cases for Dismissal as recommended by the Investigative Review Committee (IRC). Neil Lipsitz seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Kay Swisher to approve 60 cases for Formal Complaints as recommended by the Investigative Review Committee (IRC). Sonya Erhardt seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Karen Hazzard to approve 10 Letters of Caution as recommended by the Investigative Review Committee (IRC). Samuel McNutt and Jan Burdette seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Kay Swisher to approve one relinquishment as recommended by the Investigative Review Committee (IRC). Samuel McNutt and Jan Burdette seconded the motion. The motion carried unanimously.</p> <p>Mr. Sanders presented the second quarter 2016 OIE Statistical Report.</p>	<p><u>OFFICE OF</u> <u>INVESTIGATIONS</u> <u>AND</u> <u>ENFORCEMENT</u> <u>(OIE) (CLOSED</u> <u>SESSION)</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>

<p>Respondents appeared before the Board. The Board reviewed Memoranda of Agreement (MOA) stipulating to violations of the Nurse Practice Act to determine disciplinary actions and reviewed recommendations from panel hearings. Applicants for licensure appeared before the Board. The Board reviewed disciplined reinstatement and reinstatement matters. The Board also reviewed a worksite approval matter.</p>	<p><u>HEARINGS</u> <u>DISCIPLINE AND</u> <u>APPLICATION</u> <u>APPEARANCES</u> <u>(CONFIDENTIAL)</u></p>
<p>The Board also reviewed disciplinary reinstatement matters.</p>	<p><u>APPLICATION</u> <u>APPEARANCES</u> <u>(CONFIDENTIAL)</u></p>
<p>In Case #2012-379, respondent signed a Memorandum of Agreement (MOA).</p>	
<p>A motion was made by Karen Hazzard to go into executive session for the purpose of receiving legal counsel. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Karen Hazzard to go into executive session for the purpose of receiving legal counsel. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Sonya Erhardt. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>In Case #2012-379, a motion was made by Eric Sellers to adopt the MOA with no violation of Code 40-33-110.A.(1) with a private reprimand and completion of Ethics and Legal Aspects courses within six months of the effective date of the Final Order. The motion was seconded by Karen Hazzard. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>In Case #2015-54, respondent signed a Memorandum of Agreement (MOA).</p>	
<p>A motion was made by Karen Hazzard to go into executive session for the purpose of receiving legal counsel. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Kay Swisher. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>In case #2015-54, a motion was made by Kay Swisher to adopt the MOA with a dismissal of the case. The motion was seconded by Samuel McNutt. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>In Case #2015-244, respondent signed a Memorandum of Agreement (MOA).</p>	
<p>A motion was made by Kay Swisher to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Karen Hazzard. The motion carried unanimously. No official</p>	<p><u>MOTION</u></p>

actions were taken during executive session.	
In Case #2015-244, a motion was made by Jacqueline Baer to adopt the MOA and move to dismiss. The motion was seconded by Jan Burdette. The motion carried unanimously.	<u>MOTION</u>
In Case #2015-423, respondent signed a Memorandum of Agreement (MOA).	
In Case #2015-423, a motion was made by Jacqueline Baer to adopt the MOA and move to dismiss. The motion was seconded by Jan Burdette. The motion carried unanimously.	<u>MOTION</u>
In Case #2013-390, respondent signed a Memorandum of Agreement (MOA).	
Samuel McNutt and Eric Sellers recused from the matter.	
A motion was made by Kay Swisher to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.	<u>MOTION</u>
A motion was made by Sonya Erhardt to leave executive session. The motion was seconded by Jan Burdette. The motion carried unanimously. No official actions were taken during executive session.	<u>MOTION</u>
In Case #2013-390, a motion was made by Karen Hazzard to adopt the MOA, to lift the temporary suspension orders and for an RPP evaluation to occur within 30 days from today's meeting date. The motion was seconded by Kay Swisher. The motion carried with the abstention of Samuel McNutt and Eric Sellers.	<u>MOTION</u>
In Case #2011-205, a panel hearing was June 21, 2016.	
A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Kay Swisher seconded the motion. The motion carried unanimously.	<u>MOTION</u>
A motion was made by Karen Hazzard to leave executive session. The motion was seconded by Jan Burdette. The motion carried unanimously. No official actions were taken during executive session.	<u>MOTION</u>
In Case #2011-205, a motion was made by Eric Sellers to accept the panel hearing recommendation. Samuel McNutt and Jan Burdette seconded the motion. The motion carried unanimously.	<u>MOTION</u>
In Case #2015-3, a panel hearing was June 7, 2016.	
In Case #2015-3, a motion was made by Samuel McNutt to accept the panel hearing recommendation. Kay Swisher and Karen Hazzard seconded the motion. The motion carried unanimously.	<u>MOTION</u>
In Case #2015-379, a panel hearing was June 7, 2016.	
Carol Moody recused from the matter.	

<p>A motion was made by Kay Swisher to go into executive session for the purpose of receiving legal counsel. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Eric Sellers to leave executive session. The motion was seconded by Kay Swisher. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>In Case #2015-379, a motion was made by Jacqueline Baer to accept the panel hearing recommendation with the change to private from public. Neil Lipsitz seconded the motion. The motion carried with the recusal of Carol Moody.</p>	<p><u>MOTION</u></p>
<p>In Case #2014-603 a panel hearing was June 7, 2016.</p>	
<p>In Case #2014-603 a motion was made by Karen Hazzard to accept the panel hearing recommendation. The motion was seconded by Jacqueline Baer. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a licensed practical nurse by disciplined reinstatement appeared before the Board.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Jan Burdette seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by James Mallory to leave executive session. The motion was seconded by Jan Burdette. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Jacqueline Baer to amend the MOA/ order of June 5, 2015 to allow for evaluation by Pavilion, to lift all orders of suspension and to grant the reinstatement of licensure. Neil Lipsitz, Jan Burdette and Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>An applicant for licensure as a registered nurse by disciplined reinstatement appeared before the Board.</p>	
<p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Neil Lipsitz seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Karen Hazzard. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Kay Swisher to adopt the MOA and grant the application for reinstatement of licensure with the following sanctions: a private reprimand, a \$500 civil penalty and completion of legal aspects and ethics courses with payment and course completion within six months of the effective date of the Final Order. The motion was seconded by Eric Sellers. The motion carried unanimously.</p>	<p><u>MOTION</u></p>

In Case #2013-8 and 2015-238, a panel hearing was June 21, 2016.

A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Kay Swisher seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Neil Lipsitz. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case #2013-8 and 2015-238, a motion was made by Kay Swisher to adopt the panel recommendation and to lift the orders of suspension. The motion was seconded by Eric Sellers. The motion carried unanimously.

MOTION

In Case #2014-122, a panel hearing was July 12, 2016.

In Case #2014-122, a motion was made by Samuel McNutt to adopt the panel hearing recommendation. The motion was seconded by Neil Lipsitz, Sonya Erhardt and Eric Sellers. The motion carried unanimously.

MOTION

In Case #2013-257, a panel hearing was July 12, 2016.

In Case #2013-257, a motion was made by Neil Lipsitz to adopt the panel hearing recommendation. The motion was seconded by Samuel McNutt. The motion carried unanimously.

MOTION

In Case #2014-478, a panel hearing was June 21, 2106.

In Case #2014-478, a motion was made by Samuel McNutt to adopt the panel hearing recommendation. The motion was seconded by Kay Swisher. The motion carried unanimously.

MOTION

In Case #2014-616 and 2015-149, a panel hearing was August 9, 2016.

Carol Moody recused from the matter.

In Case #2014-616 and 2015-149, a motion was made by Eric Sellers to adopt the panel hearing recommendation. The motion was seconded by Karen Hazzard, Neil Lipsitz and Jan Burdette. The motion carried with the recusal of Carol Moody.

MOTION

In Case #2014-360, a panel hearing was August 9, 2016.

Carol Moody recused from the matter.

In Case #2014-360, a motion was made by Kay Swisher to adopt the panel hearing recommendation. The motion was seconded by Neil Lipsitz and Karen Hazzard. The motion carried with the recusal of Carol Moody.

MOTION

In Case #2014-357, a panel hearing was August 9, 2016.

<p>Carol Moody recused from the matter.</p> <p>In Case #2014-357, a motion was made by Karen Hazzard to accept the recommendation for dismissal. The motion was seconded by Jacqueline Baer. The motion carried with the recusal of Carol Moody.</p> <p>In Case #2014-320 and 2015-42, a panel hearing was August 9, 2016.</p> <p>In Case #2014-320 and 2015-42, a motion was made by Samuel McNutt to accept the recommendation for dismissal. The motion was seconded by Neil Lipsitz.</p> <p>In Case #2014-615, respondent signed an MOA.</p> <p>A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Samuel McNutt to leave executive session. The motion was seconded by Karen Hazzard. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case #2014-615, a motion was made by Jacqueline Baer to adopt the MOA, to not lift the orders of suspension and RPP compliance. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>A motion was made by James Mallory to adjourn the meeting on September 29, 2016 at 5:41 p.m. Kay Swisher and Neil Lipsitz seconded the motion. The motion carried unanimously.</p> <p>NOTE: These minutes are a brief summary of the meeting and a record of the motions and official actions taken by the Board.</p>	<p><u>MOTION TO ADJOURN</u></p>