



Wyoming

STATE BOARD OF NURSING

130 Hobbs Ave, Suite B, Cheyenne, WY 82002

Serve and safeguard the people of Wyoming through the regulation of nursing education and practice

Regular Teleconference Meeting Minutes

December 14, 2017

In accordance with the State of Wyoming Public Records Act, supporting documentation to the meeting minutes is a public record and is available upon a written request. Voting numbers on all decisions and motions are as follows: In Favor – Opposed – Abstaining – Absent.

The Board reserves the right to vary from the times and order of matters presented depending upon the need and necessity of facilitating the flow of business.

Thursday, December 14, 2017

Commenced at 12:02 p.m.

President, Donna Nurss called to order the meeting of the Wyoming State Board of Nursing (WSBN). A roll call was conducted and quorum declared.

The following were present:

<p><u>Board Members</u> Donna Nurss, APRN President (DN) Marjory Christiansen RN, Vice President (MC) Charlotte Mather RN Secretary (CM) (absent) Susan Howard, RN (SH) (joined at 12:10pm) Helen Byrd, RN (HB) Stephen Delger, Public (SD) Kathy Cromer LPN (KC) (absent)</p>	<p><u>Staff</u> Cynthia LaBonde, Executive Director (CL) Jennifer Burns, Practice & Education Consultant (JB) Victoria Pike, Compliance & Discipline/Licensing Manager (VP) Joey Clure, Investigative Assistant (JC) Kara Aguirre, Legal Assistant (KA)</p>	<p><u>Attorney General's Office</u> Jim Peters, Advising Attorney (JP)</p> <p><u>Guests</u> Kathy Luzmoor, RN (KL) APRN Docket #17010 APRN Docket #17011 Dr. Carol Fischer (CF)</p>
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AI#01 Board Orders for Approval

- a. Debra Bonnet, LPN #7324, Docket No. 17-006-MTX (Denial of Summary Suspension)

***Motion:** Motion made and seconded to accept the Board order for the Denial of Summary Suspension for Debra Bonnet, LPN #7324, Docket No. 17-006-MTX. Motion passed without dissent. (In accordance with Board Rules and Regulations, members of the DC abstained from voting, DC:MTX) (4-0-0-3)*

- b. Laura Inglesby, RN #25235, Docket No. 16-072-01-CM (Suspension)

***Motion:** Motion made and seconded to accept the Board order for Suspension for Laura Inglesby, RN #25235, Docket No. 16-072-01-CM. Motion passed without dissent. (In accordance with the Board's Rules and Regulations, the DC did not vote as CM was absent, DC:CM) (4-0-0-3)*

- c. Tina Jo Spencer, CNA #29010, Docket No. 15-16-179-01-SH/CM (Suspension)

***Motion:** Motion made and seconded to accept the Board order for Suspension for Tina Jo Spencer, CNA #29010, Docket No. 15-16-179-01-SH/CM. Motion passed without dissent. (In accordance with the Board's Rules and Regulations, the DC did not vote as CM was absent and SH had not yet joined the meeting. DC:SH/CM) (4-0-0-3)*

- d. Shawna Ritter, CNA #22310, Docket No. 16-17-385-SD (LOR)

***Motion:** Motion made and seconded to accept the Board order for Letter of Reprimand for Shawna Ritter, CNA #22310, Docket No. 16-17-385-SD. Motion passed without dissent. (In accordance with the Board's Rules and Regulations members of the DC abstained from voting, DC:SD) (3-0-1-3)*

- e. Tammy Gowen, CNA #18107, Docket No. 17-133-MTX (Summary Suspension)

Motion: Motion made and seconded to accept the Board order for Summary Suspension for Tammy Gowen, CNA #18107, Docket No. 17-133-MTX. Motion passed without dissent. (In accordance with the Board's Rules and Regulations, members of the DC abstained from voting, DC:MTX) (4-0-0-3)

AI#02 Executive Session – Right to Practice (not used)

AI#03 Consent Agenda

Board President Nurss provided call participants opportunity to comment:

- CF and two (2) APRNs on the call provided information about their cases, identifying the care provided for the patient as appropriate for the patient's presentation. All parties requested dismissal of the specific cases/dockets.

The following items were pulled from the Consent Agenda by Board member request:

Disciplinary Matters – Notice of Warning

- Docket No. 17-007-DN/CM, APRN
- Docket No. 17-008-DN/CM, APRN
- Docket No. 17-010-DN/CM, APRN
- Docket No. 17-011-DN/CM, APRN
- Docket No. 17-009-DN/CM, APRN
- Docket No. 17-049-SH, RN

Motion: Motion made and seconded to approve the following Consent Agenda as amended. Motion passed without dissent. (5-0-0-2)

AI#03 Consent Agenda

- a. Approval of Meeting Minutes
 - i. November 13, 2017, Regular Board Meeting Minutes
 - ii. November 22, 2017, Special Meeting Minutes
 - iii. November 29, 2017, Special Meeting Minutes
- b. Disciplinary Matters
 - i. Dismissals
 - 1. Docket No. 17-065-SD, CNA
 - 2. Docket No. 17-035-DN/MC, APRN
 - 3. Docket No. 17-057-CM, LPN
 - 4. Docket No. 16-17-416-SD, CNA
 - 5. Docket No. 17-072-MTX, CNA
 - ii. Notice of Warning
 - 6. Docket No. 17-061-MTX, CNA
 - 7. Docket No. 17-052-DN/SH, APRN
 - 8. Docket No. 16-17-301-SD, RN
 - 9. Docket No. 17-001-DN, RN
 - 10. Docket No. 17-071-MTX, LPN
 - iii. Settlement Agreements/Stipulations
 - 1. Maegan Bassett, CNA #25437, Docket No. 16-17-303-CM (Conditional)
 - 2. Kelly Perez-Peterson, RN #18991, Docket No. 16-208-MC (Conditional)
 - 3. Naomy Briscoe, CNA Applicant, Docket No. 17-100-CM (LOR)

- c. Application Matters
 - i. Licenses/Certificates Issued
 - ii. Tier III
 - 1. Docket No. 17-132-CM, CNA Applicant
 - 2. Docket No. 17-131-KC, CNA Applicant
 - 3. Docket No. 17-126-CM, RN Applicant
 - 4. Docket No. 17-130-KC, CNA Applicant
 - iii. Denial - None

AI#04 Executive Session – Right to Practice

Motion: Motion made and seconded to enter into Executive Session for legal advice and right to practice of a professional person for Docket No. 17-007-DN/CM, APRN. Motion passed without dissent. (5-0-0-2)

Board entered into executive session at 12:23 p.m.

Board returned to public session at 12:48 p.m.

Motion: Motion made and seconded to deny the DC recommendation for a Notice of Warning for Docket No. 17-007-DN/CM, APRN and dismiss the docket. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting (CM was absent), DC:DN/CM) (4-0-1-2)

Motion: Motion made and seconded to deny the DC recommendation for a Notice of Warning for Docket No. 17-008-DN/CM, APRN and dismiss the docket. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting (CM was absent), DC:DN/CM) (4-0-1-2)

Motion: Motion made and seconded to deny the DC recommendation for a Notice of Warning for Docket No. 17-010-DN/CM, APRN and dismiss the docket. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting (CM was absent), DC:DN/CM) (4-0-1-2)

Motion: Motion made and seconded to deny the DC recommendation for a Notice of Warning for Docket No. 17-011-DN/CM, APRN and dismiss the docket. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting (CM was absent), DC:DN/CM) (4-0-1-2)

Motion: Motion made and seconded to deny the DC recommendation for a Notice of Warning for Docket No. 17-009-DN/CM, APRN and dismiss the docket. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting (CM was absent), DC:DN/CM) (4-0-1-2)

Board member Byrd withdrew her request to pull Disciplinary Matter – Notice of Warning, Docket No. 17-049-SH, RN.

Motion: Motion made and seconded to accept the DC recommendation for a Notice of Warning for Docket No. 17-049-SH, RN. Motion passed without dissent.(In accordance with the Board’s Rules and Regulations, members of the DC abstained from voting DC:SH) (4-0-1-2)

AI#05 Practice Committee

The Advisory Opinion updates were pulled as need further work.

AI#06 Education Committee

Items a, c, and d were pulled as need further work.

- b. Status of Nightingale College Nursing program-
JB reviewed the draft letter to be sent to Nightingale College which provides conditional approval for the Nightingale College Nursing program pending submittal of a revised plan of correction.

- KL, former Director of Western Wyoming College Nursing Program/Rock Springs, expressed concern re Nightingale College Nursing Program's continued low NCLEX pass rates over a seven (7) year period, requesting immediate action from the Board.
- MC, Education Committee chair, explained due process rights and legal recommendations.

Motion: Motion made and seconded to approve the letter to be sent to Nightingale College Nursing Program for conditional approval pending submittal of a revised plan of correction. Motion passed without dissent.(5-0-0-2)

Board President Nurss opened the floor to call participants:

- KL expressed concern that FINAL proposed rules for Chapter 2 & 5 were not available for public review and the process does not allow the public opportunity to comment on the changes proposed by the Board post public hearing.
- CL indicated the public hearing participants would be receiving an email today re the changes to Chapter 2 & 5 proposed by the Board post public hearing.
- JP provided information re availability of the FINAL proposed rules on the Legislative Service Office website.

Board Adjourned 1:23 p.m.

Minutes submitted by: Cynthia LaBonde, Executive Director

Minutes reviewed by: Kara Aguirre, Legal Assistant

Marjory Christiansen, Board Vice President

Board Approved Meeting Minutes on: 1/9/2018