



Wyoming State Board of Nursing

Mission Statement: Serve and safeguard the people of Wyoming through the regulation of nursing education and practice.

Vision Statement: Acknowledging the dynamic nature of healthcare provides the climate, collaboration and regulatory framework for nurses to practice to the fullest extent of their scope.

Core Values: Excellence, Ethics, Education, Safety and Competence

Special Teleconference Meeting Minutes

March 10, 2016 12:00 p.m. (MST)

877-278-2734; pin 517378

Wyoming State Board of Medicine Conference Room
130 Hobbs Avenue, Suite A
Cheyenne, WY 82002

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

Officers: President Cindy Woods, Vice President Donna Nurss, Secretary Marjory Christiansen

Board Members: Kathy Cromer, Susan Howard

Staff: Executive Director Cynthia LaBonde, Legal Assistant Kara Aguirre,

Attorney General's Office: Assistant Attorney General Jessica Frint, Senior Assistant Attorney General Bob Walters

Thursday, March 10, 2016

Opening

a) Call to Order

President Woods called to order the meeting of the Wyoming State Board of Nursing at 12:08 p.m. on March 10, 2016 via teleconference.

b) Roll Call

Executive Director (ED) LaBonde conducted a roll call. The following were present:

Board Members:

Cindy Woods, MSN, RN-BC, President
Donna Nurss, MS, APRN, PMHNP-BC, Vice President
Marjory Christiansen, RN, CEN, Secretary
Kathy Cromer, LPN, Board Member
Susan Howard, MSN, RN-BC, Board Member

Staff:

Cynthia LaBonde, Executive Director
Kara Aguirre, Legal Assistant
Victoria Pike, Compliance & Discipline/Licensing Manager
Lori Hart, Practice & Education (P&E) Consultant
Linnie Cough, Minutes

Attorney General's (AG) Office:

Jessica Frint, Assistant Attorney General (AAG)
Bob Walters, Senior Assistant Attorney General (SAAG)
Nella Martinez, Paralegal
Shellie Colgan, Paralegal

Visitors Present

Sean Chambers, Office of Administrative Hearings (OAH)
Lisa Anthony, Court Reporter
Shay LeMaster, Primrose Retirement
David Sheppard, Primrose Retirement
Charlotte Mather, Public Member (via phone)
Audrey Dodson, UW Student Intern (via phone)
Jennifer Marquez, Respondent (via phone)

c) Declaration of Quorum

Quorum declared by ED LaBonde

AI #01 – Hearing

At 12:10 p.m. President Woods turned the floor over to Mr. Chambers, OAH, to conduct the case hearing.

- a. Jennifer Marquez, RN #31654, Case No. 15-16-122-SH (Summary Suspension)

At 12:12, the hearing officially began. Respondent was present via Leader phone. Mr. Chambers summarized the motions and filings submitted prior to the hearing. SAAG Walters presented the Petitioner's case. Respondent Marquez presented her case. The Board will issue a decision at a later time.

*****12:56 p.m. Jennifer Marquez was disconnected & rejoined the call.**

Recess: The meeting recessed at 2:11 p.m.

Reconvene: The meeting reconvened at 2:28 p.m.

AI #02 –Executive Session – Right to Practice

Motion: *At 2:29p.m. Vice President Nurss moved to enter into Executive Session for right to practice of a professional person. Member Cromer seconded the motion and the motion passed without dissent. (4-0-1-0) (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:SH)*

The Board members returned to public session at 2:44 p.m.

Motion: *Member Cromer moved to summarily suspend the nursing license of Jennifer Marquez, RN #31654, Case No. 15-16-122-SH. Member Nurss seconded the motion and the motion passed without dissent. (4-0-1-0). (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:SH)*

d) Reordering of Consent Agenda

- President Woods requested the January 11-14, 2016 Board Meeting Minutes be removed from the consent agenda to allow for discussion.
- President Woods requested Dismissal #2. Case No. 15-046, RN and Dismissal #3. Case No. 15-93, CNA be removed from the consent agenda to allow for discussion.

AI#03 Consent Agenda

- a. Approval of Minutes
 2. February 16, 2016 Teleconference Board Meeting Minutes
 3. February 29, 2016 Special Teleconference Board Meeting Minutes
- b. Executive Session Meeting Minutes
 1. January 12, 2016/ 10:45 a.m. (Legal Advice) (MC)
 2. January 12, 2016/ 3:37 p.m. (Legal Advice) (MC)
 3. January 13, 2016/ 9:40 a.m. (Legal Advice) (MC)
 4. January 13, 2016/4:37 p.m. (Legal Advice) (MC)
 5. January 14, 2016/ 8:06 a.m. (Right to Practice-Romero) (MC)
 6. January 14, 2016/10:43 a.m. (Legal Advice) (MC)
 7. January 14, 2016/12:40 p.m. (Right to Practice-Bresach)
 8. January 14, 2016/12:44 p.m. (Right to Practice-LeBlanc)
 9. January 14, 2016/12:47 p.m. (Right to Practice-Martin)
- c. Settlement Agreements/Stipulations
 1. Gaileen Crowell, RN 13281, Case No. 15-043-CW/SH (LOR)
 2. James Bell, RN #12503, Case No. 15-087-MTX (VS)
 3. Jamie Kight, Temp. RN 6733, Case No. 14-076-DN (LOR)
 4. Pamela Konakis, RN 35428, Case No. 14-15-321-SH (Conditional)
- d. Notice of Warnings
 1. Case No. 15-085, CNA
 2. Case No. 15-081, RN
 3. Case No. 15-16-118, CNA
 4. Case No. 15-095, RN
- e. Dismissals
 1. Case No. 15-070, RN
 4. Case No. 14-15-277, LPN

Motion: *Member Nurss moved to accept the Consent Agenda as amended. Member Howard seconded the motion and the motion passed without dissent. (5-0-0-0)*

*****2:53 p.m. Member Cromer left the meeting and did not return.**

Motion: *Member Christiansen made an amended motion to have Lacey LeBlanc, CNA Applicant, Case #14-15-262 be subjected to random drug testing and enter a formalized support group for no less than one year. Member Nurss seconded the motion and the motion passed without dissent. (4-0-0-0)*

- a. Approval of Minutes
 1. January 11-14, 2016 Quarterly Board Meeting Minutes

Motion: *Member Christiansen made a motion to approve the quarterly Board meeting minutes from January 11-14, 2016 as amended. Member Nurss seconded the motion and the motion passed without dissent. (4-0-0-0)*

- e. Dismissals
 2. Case No. 15-046, RN

Motion: *Member Christiansen moved to approve Case #2 15-046, RN for dismissal. Member Howard seconded the motion and the motion passed without dissent. (3-0-1-0) (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:DN)*

3. Case No. 15-93, CNA

Motion: Member Christiansen moved to approve Case #3 15-93, CNA for dismissal. Member Nurss seconded the motion and the motion passed without dissent. (4-0-0-0) (This was a Matrix case)

AI#04 Executive Session – Right to Practice

Executive Session was not used by the Board.

AI#05 Special Licensing Requests – Reinstatements (VP)

- a. Patti Guymon, LPN #6567, Case No. 12-13-224-KC

Motion: Member Nurss moved to reinstate the license of Patti Guymon, LPN #6567, Case No. 12-13-224-KC. Member Christiansen seconded the motion and the motion passed without dissent. (4-0-0-0)

- b. Jasmine Fetherston, RN #23657, Case Nos. 10-11-186 & 11-016-DN

Motion: Member Christiansen moved to reinstate the license of Jasmine Fetherston, RN #23657, Case Nos. 10-11-186 & 11-016-DN. Member Howard seconded the motion and the motion passed without dissent (3-0-1-0) (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:DN)

AI#06 Executive Session – Right to Practice

Executive Session was not used by the Board.

AI#07 Resolution for Regular Meetings (CL)

ED LaBonde presented a proposed resolution for regular meetings. House Bill 62 states the Board must declare one (1) regular meeting per year to be posted to the website. For 2016, Ms. LaBonde proposes April 12, 2016 and for 2017 proposes January 10, 2017.. Board requested January 10, 2017 be posted as a separate resolution.

Motion: Member Christiansen moved to amend the Resolution for Regular Meetings for Tuesday, April 12, 2016 as a regular meeting. Member Howard seconded the motion and the motion passed without dissent (4-0-0-0).

AI#08 P&E Committee Board Action

- a. Advisory Opinion Moderate Sedation

Motion: Member Christiansen moved to accept the Advisory Opinion for Moderate Sedation. Member Howard seconded the motion and the motion passed without dissent (4-0-0-0).

AI#09 Orders for Board Approval – (JF)

- b. Sandra Cooper, CNA #2024, Case No. 15-16-MTX and
c. Thomas Moore, RN #36320, Case No. 15-16-114-MC
(these cases were removed from the Orders for Board Approval)
- a. Samantha Martin, CNA #20708, Case No. 14-15-244-CW

******At 3:29 p.m. the floor was turned over to Vice President Nurss as President Woods was on the Disciplinary Committee for this case.***

Motion: Member Christiansen moved to approve the order for Samantha Martin, CNA #20708, Case No. 14-15-244-CW for Board approval. Member Howard seconded the motion and the motion passed without

dissent (3-0-1-0). (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:CW)

*****At 3:31 p.m. the floor was turned back over to President Woods.**

d. Special Licensing Requests – Reinstatements

Motion: *Member Christiansen moved to approve the order for reinstatement of the license of Jasmine Fetherston, RN #23657, Case Nos. 10-11-186 & 11-016-DN. Member Howard seconded the motion and the motion passed without dissent (3-0-1-0) (In accordance with the Board Rules, members of the Disciplinary Committee abstained from voting.) (DC:DN)*

Motion: *Member Christiansen moved to approve the proposed order as amended to reinstate Patti Guymon, LPN #6567, Case No. 12-13-224-KC. Member Nurss seconded the motion and the motion passed without dissent (4-0-0-0)*

The Board adjourned at 3:39 p.m.

Minutes submitted by: Linnie Cough
Minutes reviewed by: Kara Aguirre, Legal Assistant
Cynthia LaBonde, Executive Director

Minutes Approved at: **April 12, 2016**