

OKLAHOMA BOARD OF NURSING
2915 North Classen Boulevard, Suite 524
Oklahoma City, OK 73106
www.nursing.ok.gov
405-962-1800
FY 2020

Third Regular Meeting

5:30 P.M. November 12, 2019
Reconvene 8:00 A.M. November 13, 2019
Reconvene 8:00 A.M. November 14, 2019

Sheraton Oklahoma City Downtown
1 North Broadway Avenue
2nd Floor Ballroom
Oklahoma City, Oklahoma

The Oklahoma Board of Nursing held its third regular meeting of FY 2020 on November 12, 13 & 14, 2019. Notice of the meeting was filed with the Secretary of State's Office on December 11, 2018. Notice/agenda was posted outside the meeting room at the Sheraton Oklahoma City Downtown, 1 North Broadway Avenue, 2nd Floor Ballroom, Oklahoma City, Oklahoma, and on the Oklahoma Board of Nursing website. A notice/agenda was also posted on the Cameron Building front entrance at 2915 N. Classen Blvd., Oklahoma City, as well as the Board office, 2915 N. Classen Blvd., Suite 524, November 7, 2019, at 10:00 AM, and not less than 24 hours prior to the meeting.

Members present: Carmen Nickel, MS, RN, President
Keith Oehlert, Public Member, Secretary-Treasurer
Catherine Abram, M.Ed., LPN
Marla Ellis, Public Member
Shelly Hovis, MS, RN
Mandy Nelson, DNP, MS, APRN-CNS
Kathy O'Dell, DNP, RN
Janice Palovik, MSA, APRN-CRNA
Lindsay Potts, LPN

Members absent: Liz Massey, MS, RN, NEA-BC, NE-BC, Vice-President
Marilyn Turvey, BS, LPN

Staff Present: Kim Glazier, M.Ed., RN, Executive Director
Jackye Ward, MS, RN, NEA-BC, Deputy Director of Regulatory Services
Jenny Barnhouse, DNP, MS, RN, Peer Assistance Program Coordinator
Lisa Griffiths, MS, RN, Director of Investigative Division
Terri Walker, MS, RN, Nursing Education Consultant
Sara Chambers, MS, RN, Nurse Investigator
Terrie Kiker, MS, APRN-CNS, Nurse Investigator
April Short, BSN, RN, Nurse Investigator
Andrea Denman, AA, Legal Secretary
Sandra Ellis, CPM, Executive Assistant
Teena Jackson, Legal Secretary

Legal Counsel Present: Karl Kramer, Attorney-at-Law, Asst. Attorney General
Cathy Adams, Attorney-at-Law, Asst. Attorney General
Debbie McKinney, Attorney-at-Law
Sue Wycoff, Attorney-at-Law

Court Reporter: For the Record, LLC: Chrystal Vance-McDaniel, CSR (11/13 & 11/14)

1.0 Preliminary Activities

1.1 Call to Order

The President called the meeting to Order.

1.2 Roll Call and Declaration of a Quorum

The Secretary called the roll; the President declared a quorum present and the session qualified to conduct its business.

1.2.1 Introductions of all Board Members

Board Members each provided introductions relating to their area of representation on the Board from the state of Oklahoma geographically as well as their licensure level as a Registered Nurse, Licensed Practical Nurse, and Advanced Practice Registered Nurse; and including identification of the practice areas of nursing education, administration/management, long term care, and acute care; and Public Member representative.

- 1.3 Discussion and Board decision on excusing Board member(s) absence(s) from the full meeting
- (a) Liz Massey, MS, RN, NEA-BC
 - (b) Other

It was moved (S. Hovis) and seconded for the Board to excuse the absences of L. Massey and M. Turvey from the full meeting as previous notice had been given.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

1.4 Public Open Forum

Individuals appearing to speak in Public Open Forum will be allocated five minutes for that purpose. Groups must proxy their five-minute time allotment.

No individuals appeared to speak in Public Open Forum.

1.5 Review and Board Decision on Adoption of Consent Agenda #1

- 1.5.1 Presentations by Board Staff (informational only)
 - (a) “*Oklahoma Board of Nursing Update*,” Critical Care Consortium, Norman, 10/02/19, J. Barnhouse, G. Stafford
 - (b) “*Oklahoma Board of Nursing Update*,” Oklahoma City Public School Nurses, Oklahoma City, 08/08/19, G. Stafford
 - (c) “*Oklahoma Board of Nursing Update*,” New Oklahoma School Nurses, Oklahoma City, 08/09/19, G. Stafford
 - (d) “*Oklahoma Board of Nursing Update*,” Oklahoma Nurses Association (ONA) Annual Convention, Norman, 10/02/19, G. Stafford
- 1.5.2 Workshops/Meetings Attended By Board Members & Board Staff (informational only)
 - (a) Interstate Commission of Nurse Licensure Compact Administrators meeting, web-based, 10/08/19, K. Glazier
 - (b) Workplace Culture: Defining, Implementing and Leading, Oklahoma Auditor and State Inspector, Oklahoma City, 10/03/19, K Glazier, J. Ward, D. Hammond, J. Barnhouse, L. Griffitts
 - (c) National Council of State Boards of Nursing (NCSBN), Discipline Network Call, 09/12/19, S. Chambers, L. Griffitts, T. Kiker, A. Short
 - (d) NCSBN, Investigator Training, Chicago, IL, 10/15-17/19, S. Chambers, A. Short
 - (e) Oklahoma Ethics Commission: Legislative Liaison Training, Oklahoma City, 10/04/19, J. Barnhouse
 - (f) Medscape: “Does alcohol boost mental health in women?” web-based, 09/10/19, E. McArthur
 - (g) Medscape: “Women with endometriosis: More opioid, benzodiazepine use?” web-based, 09/10/19, E. McArthur
 - (h) Medscape: “Opioid prescribing: Rural vs. urban trends,” web-based, 09/10/19, E. McArthur
 - (i) Occupational Licensing Advisory Commission Meeting, Oklahoma City, 10/07/19, J. Ward; 11/04/19, K. Glazier, J. Ward
 - (j) Oklahoma Organization of Nurse Executives (OONE) Meeting, Oklahoma City, 08/29/19, G. Stafford
 - (k) Oklahoma Commission on Children and Youth: Board of Child Abuse Examination Meeting, Oklahoma City, 09/11/19, G. Stafford
 - (l) Nurse Licensure Compact Compliance Committee Meeting, web-based, 09/19-20/19, J. Ward
- 1.5.3 Committee Meeting Minutes
 - (a) Nursing Education and Nursing Practice Advisory Committee, 10/07/19, G. Stafford, T. Walker, J. Ward, C. Nickel (attachment #1)
- 1.5.4 Changes in Schools/Programs
 - (a) Shawna Hood MS, RN, has accepted the position of Chair for the Oklahoma Christian University, School of Nursing, effective October 1, 2019. Jennifer Gray, RN, PhD, FAAN, will continue as Associate

Dean for Health Sciences and Chief Nurse Administrator for the School of Nursing.

- 1.5.5 Review and Acceptance of Application(s) for Appointment/Reappointment to a Committee or Council
 - (a) Nicole Meek, BSN, RN, appointment to Nursing Education and Nursing Practice Advisory Committee as Advanced Unlicensed Assistants Representative
- 1.5.6 Review and Acceptance/Non-acceptance of Follow-up Report(s) Received from Nursing Education Programs (no items)
- 1.5.7 Review and Acceptance of Proposed Revisions/Review of the following Policies/Procedures/Guidelines/Position Statements/Declaratory Rulings:
 - (a) *Placement of Nasogastric Tubes by Registered Nurses in Post Bariatric or Anatomy Altering (Upper Gastrointestinal Tract and Stomach) Surgical Patients Guidelines, #P-22 (attachment #2)*
 - (b) *Information for Bulletins and Catalogues of Nursing Education Programs, #E-05 (attachment #3)*
 - (c) *Relapse Guidelines, #PA-19 (attachment #4)*
- 1.5.8 Review and Acceptance of No Proposed Revisions to the Following:
 - (a) *Meeting Requirements for Continuing Qualifications for Practice for License Renewal Guidelines, #P-23 (attachment #5)*

It was moved (S. Hovis) and seconded for the Board to adopt Consent Agenda #1, as presented.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

1.6 Recognition of Gayle McNish, Ed.D., eNLC Project Director

Dr. McNish was recognized by the Board for her work as the eNLC Project Director over the last two year period.

2.0 Minutes of Previous Meetings

2.1 Board decision regarding approval of Board Meeting Minutes for September 24, 25 & 26, 2019

It was moved (K. Oehlert) and seconded for the Board to approve the Board Meeting Minutes for September 24, 25 & 26, 2019.

Voting

Yes (7) M. Ellis, S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Abstain (2) C. Abram, M. Nelson

Motion carried

3.0 Hearings

On any of the individual proceedings listed below with a specific hearing date listed:

A. if after receiving proper notice, the Respondent has not filed the required Response and/or fails to appear, the Board may declare the Respondent in Default and revoke, suspend or otherwise discipline Respondent as the Board deems necessary [OAC 485:10-11-2(b)(2) and (9)].

B. if for any reason a hearing is not completed due to the failure of the Respondent to appear or for other reasons warranting emergency action, and the Board finds that the public health, safety or welfare imperatively requires emergency action, the Board may take such emergency action as it deems necessary in order to protect the health, safety or welfare of the public including emergency suspension pursuant to 75 O.S. §§ 314.C.2 and 314.1. [OAC 485:10-11-2(b)(14)].

At the conclusion of all testimony and evidence, the Board will consider approval of motions to conduct executive sessions to engage in deliberations or rendering a final or intermediate decision pursuant to Article II of the Administrative Procedures Act (75 O.S. §§ 308a, et seq., and 309(D)) and 25 O.S. §§ 307(B)(8) and 311(B)(2) of the Oklahoma Open Meeting Act, in each of the following individual proceedings:

3.214.08 Williams, Kesha Deshelle, LPN

Second Supplemental Order entered granting Board staff's Request to Amend Respondent's Stipulations, Settlement and Order and Supplemental Order with the terms and conditions of the previous Orders to be amended and remain in full force and effect.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.454.12 Anderson, Cortenaye DeAnn, LPN

Supplemental Order entered granting Board staff's Request to Amend Respondent's Stipulations, Settlement and Order with the terms and conditions of the previous Order to be amended and remain in full force and effect.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.127.17 Meyer, Spencer Thomas, RN

Supplemental Order entered granting Respondent's Request to Amend the previous Order with the terms and conditions of the previous Order to be extended and remain in full force and effect.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.104.19 Tarwater, Karen Lynn Rogers, rn/lpn

Consent Order entered for Respondent's single-state license to practice as a Registered Nurse to remain on temporary suspension pending acceptance into the Peer Assistance Program with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.181.19 Batiste, Mary Elaine Batiste Batiste-Singleton, RN/APRN-CNP

Continued to the February 2020 Board meeting.

3.194.19 Seals, Willie Sherrell, rn

- A. The Board will consider approval of motion to conduct executive session to hear evidence for the limited purpose of discussing matters where disclosure of information would violate confidentiality requirements of state or federal law pursuant to 25 O.S. §§ 307(B)(7) and 311(B)(2).

The Board did not entertain a motion to conduct executive session to hear evidence for the limited purpose of discussing matters where disclosure of information would violate confidentiality requirements of state or federal law pursuant to 25 O.S. §§ 307(B)(7) and 311(B)(2).

Agreed Supplemental Order entered for Respondent's single-state license to remain on temporary suspension pending acceptance into the Peer Assistance Program with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.036.20 Mace, Candice Leigh Franklin, RN

Agreed Supplemental Order entered granting Board staff's Request to Amend the previous Order with the terms and condition of the previous Order to be amended and remain in full force and effect.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.038.20 Garza, Kyndness D'Nae Murphree, RN

- A. The Board will consider approval of motion to conduct executive session to hear evidence for the limited purpose of discussing matters where disclosure of information would violate confidentiality requirements of state or federal law pursuant to 25 O.S. §§ 307(B)(7) and 311(B)(2).

It was moved (M. Ellis) and seconded for the Board to go into Executive Session to hear evidence for the limited purpose of discussing matters where disclosure of information would violate confidentiality requirements of state or federal law pursuant to 25 O.S. §§ 307(B)(7) and 311(B)(2).

Voting

Yes (8) C. Abram, M. Ellis, S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Recused (1) M. Nelson

Motion Carried

It was moved (K. Oehlert) and seconded for the Board to return to Open Session.

Voting

Yes (8) C. Abram, M. Ellis, S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts
No (0)
Absent (2) L. Massey, M. Turvey
Recused (1) M. Nelson

Motion Carried

It was moved (K. Oehlert) and seconded for the Board to go into Executive Session to engage in deliberations or rendering a final or intermediate decision pursuant to Article II of the Administrative Procedures Act (75 O.S. §§ 308a, et seq., and 309(D)) and 25 O.S. §§ 307(B)(8) and 311(B)(2) of the Oklahoma Open Meeting Act.

It was moved (K. Oehlert) and seconded for the Board to return to Open Session.

Voting

Yes (8) C. Abram, M. Ellis, S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts
No (0)
Absent (2) L. Massey, M. Turvey
Recused (1) M. Nelson

Motion Carried

Board Order entered for Respondent's single-state license to practice as a Registered Nurse in Oklahoma to remain in effect with conditions and a severe reprimand.

Voting

Yes (7) M. Ellis, S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts
No (1) C. Abram
Absent (2) L. Massey, M. Turvey
Recused (1) M. Nelson

Motion Carried

It was moved (J. Palovik) and seconded for the Board to impose the recovery cost of the investigation and prosecution in the amount of \$1,338.81.

Voting

Yes (6) S. Hovis, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts
No (2) C. Abram, M. Ellis
Absent (2) L. Massey, M. Turvey
Recused (1) M. Nelson

Motion Carried

3.060.20 Null, Arlene Francis Schafnitt Prock, lpn

Stipulations, Settlement and Order entered granting Respondent's Application for Reinstatement or Return to Active Status of Licensure and placing Respondent's single-state license on probation with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.061.20 Tripp, II, Gary Raynard, NCLEX-LPN Applicant

Stipulations, Settlement and Order entered granting Respondent's Application for single-state Licensure by Examination for Licensed Practical Nurse with conditions and a reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.062.20 Roberts, Waunda Laurabelle Ross Lawrence, LPN

Stipulations, Settlement and Order entered for Respondent's single-state license to remain in effect with conditions and a severe reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.063.20 Wood, Robin LeeAnne Nelson, LPN

Stipulations, Settlement and Order entered for Respondent's single-state license to remain in effect with conditions and a severe reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.064.20 Samples, Benjamin Ward, LPN

Board Order entered placing Respondent's single-state license on Emergency Temporary Suspension pending a Board hearing.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.065.20 Phillips, Cynthia Kathleen, LPN

Consent Order entered accepting the voluntary surrender of Respondent's single-state license with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.066.20 Smith, Amanda Lyn Smith Turner, RN

Board Order entered placing Respondent's single-state license on Emergency Temporary Suspension pending a Board hearing.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.067.20 Lewis, Melinda Ellina Smith, rn

Board Order entered lifting the lapsed status of Respondent's single-state license and placing Respondent's single-state license on Emergency Temporary Suspension pending a Board hearing.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.068.20 Arnett, Melissa Lynn Younger, RN

Board Order entered granting Respondent's Request for a Continuance until the February 2020 Board meeting.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.069.20 Saine, Timothy Russell, RN/lpn

Stipulations, Settlement and Order entered accepting the voluntary surrender of Respondent's single-state license to practice as a Registered Nurse with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.070.20 Bryson, Tasha Lynn Butterbaugh Toelle, LPN

Stipulations, Settlement and Order entered for Respondent's single-state license to remain in effect with conditions and a severe reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.071.20 Parr, Phillip Eugene, rn

Stipulations, Settlement and Order entered granting Respondent's Application for Reinstatement or Return to Active Status of single-state License with conditions and a reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.072.20 Sanders, Jennifer Diane Eaves Mihill, LPN

Supplemental Non-Disciplinary Order entered granting Respondent's Request to Amend Respondent's Corrective Action Non-Disciplinary Order. The terms and conditions of Respondent's Corrective Action Non-Disciplinary Order have been completed.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.074.20 Tinsley, Christina Dawn Campbell, RN

Stipulations, Settlement and Order entered for Respondent's single-state license to remain in effect with conditions and a reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.076.20 McDonald, Tiffany Summer Warren, lpn

Stipulations, Settlement and Order entered granting Respondent's Application for Reinstatement or Return to Active Status of single-state Licensure with conditions and a reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.079.20 Lemmon, Phyllis Ann, rn

Stipulations, Settlement and Order entered granting Respondent's Application for Reinstatement or Return to Active Status of single-state Licensure with conditions and a severe reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.080.20 Carter, Kasey Jo Waugh, LPN

Stipulations, Settlement and Order entered placing Respondent's single-state license on probation with conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.081.20 Coomer, Carley Shea, LPN

Stipulations, Settlement and Order entered placing Respondent's single-state license on probation conditions.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.082.20 Hill, Kristen Danelle Lucas, RN

Stipulations, Settlement and Order entered for Respondent's single-state license to remain in effect with conditions and a severe reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.083.20 Hardman, Andri Necole, RN

Supplemental Order entered granting Board staff's Request to Amend Respondent's Stipulations, Settlement and Order with the terms and conditions of the previous Order to be amended and remain in full force and effect.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.084.20 Tazo, Sylvie Etih, NCLEX-LPN Applicant

It was moved (M. Nelson) and seconded for the Board to grant Respondent's Application for single-state Licensure by Examination for Licensed Practical Nurse.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

3.085.20 Bunch, Andrea (NMN) Diver, NCLEX-LPN Rewrite Applicant

It was moved (M. Nelson) and seconded for the Board to grant Respondent's Rewrite Application for single-state Licensure by Examination for Licensed Practical Nurse.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

4.0 New Business. Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda (25 O.S. § 311(9))

No new business was presented.

5.0 Administrative/General

- 5.1 Office Update - Verbal reports requiring no Board action
(a) President's Report (no discussion, verbal report only)

President Nickel did not provide a report.

- (b) Executive Director's Report with possible discussion on the following:
(i) Current FTE Status
(ii) Dashboard Report
(iii) Legislative Update
(iv) Other (verbal report only, no discussion)

The agency currently has 28 FTEs and 1 temporary employee. Applications are being accepted to fill the vacant Nurse Investigator positions.

K. Glazier extensively reviewed the Dashboard Report (attachment #6) demonstrating statistical and quality indicators for the 1st quarter of FY 2020. The year-over-year indicator was discussed as a newly added category to enhance measurability.

K. Glazier reviewed with the Board HB1373 and SB670 and reported on related changes to the Oklahoma Nursing Practice Act effective November 1, 2019, and the companion emergency rules that also became effective November 1, 2019. Insert sheets with the emergency rules have been placed in Board Members' hard copy Rules books. The Assistant Attorney General will attend day two of the Informal Disposition Panels to consider initial determination of eligibility for licensure forms pursuant to the identified criminal justice reform changes in the Oklahoma Nursing Practice Act and Rules.

K. Glazier provided a verbal report with no discussion on the following:

The Optimal Regulatory Board System (ORBS) participation agreement review process continues. The Office of Management and Enterprise Services (OMES) has completed their review and created an addendum to the contract which has now gone back to the National Council of State Boards of

Nursing (NCSBN). It is still anticipated the contract could be in place for CY 2020 and the agency is tentatively planning to begin work in February 2020 and complete in fall of 2020.

An electronic copy of the Fiscal Year 2019 Annual Report has been placed in Box and on the agency's website. The agency will not have hard copy Annual Reports printed.

David Benton, CEO of the National Council of State Boards of Nursing, plans to attend to the Board Meeting on March 24, 2020, in order to meet OBN members and give a presentation.

(c) Update and discussion on Enhanced Nurse Licensure Compact

K. Glazier presented information to the Board regarding implementation of the enhanced Nurse Licensure Compact (eNLC) to include: All APRN, RN and LPN licensure data is currently in Nursys with nightly transmission of any data updates; the Interstate Commission of Nurse Licensure Compact Administrators (ICNLCA) including K. Glazier's election as Chair of the ICNLCA; number of states who have enacted the eNLC (34), number of states who have implemented the eNLC (31); and NLC Grant for Implementation information.

5.2 Board review and possible action on acceptance of the agency's financial statements for September 2019

It was moved (M. Ellis) and seconded for the Board to accept the agency's financial statements for September 2019 (attachment #7).

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

5.3 Board review and possible action on date, time and place for Board Issues meeting in 2020

It was moved (K. Oehlert) and seconded for the Board to begin the September 22, 2020 Board Meeting at 9:00 AM. The meeting is to be held at the Sheraton Oklahoma City Downtown, 1 N. Broadway Ave., Oklahoma City, Oklahoma.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 5.4 Board decision on Board Member(s) to attend the National Council of State Boards of Nursing (NCSBN) 2020 Mid-Year Meeting and Interstate Commission of Nurse Licensure Compact Administrators (ICNLCA) meeting March 2-5, 2020, in Boston, MA

It was moved (M. Nelson) and seconded for the Board to select Board Member L. Massey to attend the National Council of State Boards of Nursing (NCSBN) 2020 Mid-Year Meeting and Interstate Commission of Nurse Licensure Compact Administrators (ICNLCA) meeting March 2-5, 2020, in Boston, MA. Executive Director K. Glazier will also attend the meetings.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 5.5 Proposed Executive Session for the Board to have confidential communications with its attorneys concerning a pending action regarding *Ayodeji Folami v. State of Oklahoma*, Case No. CV 2019-2237, filed in Oklahoma County, Oklahoma, if the Board, with the advice of its attorneys, determines that disclosure will seriously impair its ability to process the action in the public interest, pursuant to 25 O.S. §§ 307(B)(4) and 311(B)(2).
- (a) Vote to enter executive session;
 - (b) Vote to exit executive session.

It was moved (M. Nelson) and seconded for the Board to go in to executive session.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

It was moved (M. Nelson) and seconded for the Board to exit executive session and return to open session.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

5.6 Discussion and Board decision regarding action related to Case No. CV 2019-2237

It was moved (K. Oehlert) and seconded to authorize legal counsel to undertake the legal remedies deemed necessary regarding Case No. CV 2019-2237.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

6.0 Regulatory Services

6.1 Review and Board decision regarding status report for the University of Oklahoma Health Sciences Center, Fran and Earl Ziegler College of Nursing, Oklahoma City, Appointment of a permanent Dean for the program.

T. Walker presented to the Board the status report for the University of Oklahoma Health Sciences Center, Fran and Earl Ziegler College of Nursing, Oklahoma City, regarding appointment of a permanent Dean for the program, for consideration of approval of the application.

It was moved (K. Oehlert) and seconded for the Board to accept the status report for the University of Oklahoma Health Sciences Center, Fran and Earl Ziegler College of Nursing, Oklahoma City, regarding appointment of a permanent Dean for the program.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.2 (a) Review and Board Decision on Acceptance of Board's Education Informal Disposition Panel (IDP) Subcommittee's Pass Rate Report recommendations for Board action for each nursing program required to submit a pass rate report pursuant to Board *Rule* OAC 485:10-3-5. The subcommittee's recommended Board action includes further action to be taken by the nursing program, as well as the recommended category of nursing program approval.
- (i) Northwest Oklahoma State University, Baccalaureate Degree Nursing Program, Enid
 - (ii) Northern Oklahoma College, Associate Degree Nursing Program, Tonkawa

T. Walker presented to the Board the summaries of Pass Rate Reports to include the Board's Education Informal Disposition Panel (IDP) Subcommittee recommendations for Board actions for the listed programs.

The Board's Education Informal Disposition Panel (IDP) Subcommittee had the following recommendations:

- (i) Northwest Oklahoma State University, Baccalaureate Degree Nursing Program, Enid
 - 1. Accept the Pass Rate Report
 - 2. Continue Full Approval status based on NCLEX-RN pass rate for 2019 of 88.89% for nine (9) total graduates.
- (ii) Northern Oklahoma College, Associate Degree Nursing Program, Tonkawa
 - 1. Accept the Pass Rate Report
 - 2. Continue Full Approval status based on NCLEX-RN pass rate for 2019 of 85.71% for twenty-one (21) total graduates.

It was moved (S. Hovis) and seconded for the Board to accept the Board's Education Informal Disposition Panel (IDP) Subcommittee recommended actions for the listed programs.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.2 (b) Review and Board Decision on Acceptance of Board of Nursing Education Informal Disposition Panel (IDP) Subcommittee's Pass Rate Report recommendations for Board action for each nursing program required to submit a pass rate report pursuant to Board *Rule* OAC 485:10-3-5. The subcommittee's recommended Board action includes further action to be taken by the nursing program, as well as the recommended category of nursing program approval.
 - (i) Langston University, Baccalaureate Degree Nursing Program, Langston
 - (ii) Northeastern Oklahoma A & M College, Associate Degree Nursing Program, Miami
 - (iii) Redlands Community College, Associate Degree Nursing Program, El Reno
 - (iv) Rogers State University, Associate Degree Nursing Program, Bartlesville
 - (v) Seminole State College, Associate Degree Nursing Program, Seminole
 - (vi) Western Oklahoma State College, Associate Degree Nursing Program, Elk City and Lawton
 - (vii) High Plains Technology Center, Practical Nursing Program, Woodward
 - (viii) Indian Capital Technology Center, Practical Nursing Program, Tahlequah

- (ix) Pontotoc Technology Center, Practical Nursing Program, Ada
- (x) Southwest Technology Center, Practical Nursing Program, Altus

T. Walker presented to the Board the summaries of Pass Rate Reports to include the Board's Education Informal Disposition Panel (IDP) Subcommittee recommendations for Board actions for the listed programs.

The Board's Education Informal Disposition Panel (IDP) Subcommittee had the following recommendations:

- (i) Langston University, Baccalaureate Degree Nursing Program, Langston
 - 1. Do not accept the Pass Rate Report with order for focus visit to verify discrepancies or clarification and explanation of documentation:
 - a. Total number of graduates 2014-2018;
 - b. Number of students admitted to the nursing program 2014-2018;
 - c. Completion rates FY 2015-2019; and
 - d. Reasons for declining NCLEX-RN results for 2018 and 2019 to date.
 - 2. Hold decision on continuing approval until results of focus visit presented to Board.
- (ii) Northeastern Oklahoma A & M College, Associate Degree Nursing Program, Miami
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status
- (iii) Redlands Community College, Associate Degree Nursing Program, El Reno
 - 1. Do not accept the Pass Rate Report with order for focus visit to review Accreditation Commission for Education of Nurses (ACEN) deficiencies and reasons for declining NCLEX-RN pass rates;
 - 2. Accept ACEN (Accreditation Commission for Education in Nursing) report; and
 - 3. Hold decision on continuing approval until results of focus visit presented to Board.
- (iv) Rogers State University, Associate Degree Nursing Program, Bartlesville
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status
- (v) Seminole State College, Associate Degree Nursing Program, Seminole
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status
- (vi) Western Oklahoma State College, Associate Degree Nursing Program, Elk City and Lawton
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status for Elk City campus
 - 3. Continue Full Approval status for Lawton campus

- (vii) High Plains Technology Center, Practical Nursing Program, Woodward
 - 1. Do not accept the Pass Rate Report with order for focus visit for declining NCLEX-PN pass rates for 2018 and 2019 to date.
 - 2. Hold decision on continuing approval until results of focus visit presented to Board.
- (viii) Indian Capital Technology Center, Practical Nursing Program, Tahlequah
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status
- (ix) Pontotoc Technology Center, Practical Nursing Program, Ada
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status
- (x) Southwest Technology Center, Practical Nursing Program, Altus
 - 1. Accept the Pass Pate Report
 - 2. Continue Full Approval status

It was moved (S. Hovis) and seconded for the Board to accept the Board's Education Informal Disposition Panel (IDP) Subcommittee recommended actions for the listed programs.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.3 (a) Review and Board decision on the acceptance of the Board's Education Informal Disposition Panel (IDP) Subcommittee's recommendations to grant continuing full approval for the following accredited nursing education programs, pursuant to OAC 485:10-3-6(b)
 - (i) University of Central Oklahoma, Baccalaureate Degree Nursing Program, Edmond. Full approval granted March 2015.
 - (ii) Rose State College, Associate Degree Nursing Program, Midwest City. Full approval granted January 2015.
 - (iii) Meridian Technology Center, Practical Nursing Program, Stillwater. Full approval granted March 2015.

T. Walker presented to the Board the Board's Education Informal Disposition Panel (IDP) Subcommittee's recommendations for Continuing Full Approval for the listed programs who have recently had accreditation visits by the Accreditation Commission for Education in Nursing (ACEN), the Commission for Nursing Education Accreditation (CNEA), and the Commission on Collegiate Nursing Education (CCNE), as well as those programs whose Board approval status is due for review.

It was moved (L. Potts) and seconded for the Board to accept the Board's Education Informal Disposition Panel (IDP) Subcommittee recommended actions to grant Continuing Full Approval for the listed programs pursuant to OAC 485:10-3-6(b).

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.3 (b) Review and Board decision on the acceptance of the Board's Education Informal Disposition Panel (IDP) Subcommittee's recommendations to grant full approval for the following accredited nursing education programs, pursuant to OAC 485:10-6-1(2)(B).
- (i) Oklahoma City University, Kramer School of Nursing, Advanced Practice Registered Nursing Programs, Oklahoma City
 - a. Certified Nurse Practitioner – Family
 - b. Certified Nurse Practitioner – Adult Gerontology Acute Care
 - (ii) University of Oklahoma, Fran and Earl Ziegler College of Nursing, Advanced Practice Registered Nursing Programs, Oklahoma City
 - a. Clinical Nurse Specialist – Adult Gerontology
 - b. Certified Nurse Practitioner – Family

T. Walker presented to the Board the Board's Education Informal Disposition Panel (IDP) Subcommittee's recommendations for Full Approval for the listed programs who recently had accreditation visits by the Accreditation Commission for Education in Nursing (ACEN), the Commission for Nursing Education Accreditation (CNEA), and the Commission on Collegiate Nursing Education (CCNE), as well as those programs whose Board approval status is due for review.

It was moved (K. Oehlert) and seconded for the Board to accept the Board's Education Informal Disposition Panel (IDP) Subcommittee recommended actions to grant Full Approval for the listed programs pursuant to OAC 485:10-6-1(2)(B).

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.4 Review and Board decision on acceptance of Nursing Education Program Completion Rates

T. Walker presented to the Board the Fiscal Year 2019 Nursing Education Program Completion Rates for consideration of acceptance/non-acceptance of the report.

It was moved (S. Hovis) and seconded for the Board to accept the report of Fiscal Year 2019 Nursing Education Program Completion Rates (attachment #9), as presented.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

6.5 Review and Board decision on acceptance of Nursing Education Program Annual Reports

T. Walker presented to the Board the Fiscal Year 2019 Nursing Education Program Annual Reports for consideration of acceptance/non-acceptance of the reports.

It was moved (L. Potts) and seconded for the Board to accept the Fiscal Year 2019 Nursing Education Program Annual Reports (attachment #10), as presented.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

6.6 Review and Board decision on approval for program revision request submitted by Chisholm Trail Technology Center, Practical Nursing Program, Omega

Diane Duffy, M.Ed., BSN, RN, Practical Nursing Program Director, and Krista McNair, BSN, RN, Practical Nursing Instructor, were present from Chisholm Trail Technology Center, Practical Nursing Program, Omega, to address questions of the Board.

T. Walker presented to the Board the program revision request submitted by Chisholm Trail Technology Center, Practical Nursing Program, Omega, for a Board decision on the program's request.

It was moved (S. Hovis) and seconded for the Board to approve the program revision request submitted by Chisholm Trail Technology Center, Practical Nursing Program, Omega.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

- 6.7 Review and Board decision on request to use Simulated Patient Care Experiences (SPCE) as substitute for clinical hours submitted by Rogers State University, Baccalaureate Degree Nursing Program, Claremore and Bartlesville.

Carla Lynch, DNP, RN, CNE, NE-BC, Department Head, Health Sciences and Nursing, and Leslie Lowry, MS, RN, CNE, Assistant Professor of Nursing-Simulation Lead Faculty, were present from Rogers State University, Baccalaureate Degree Nursing Program, Claremore and Bartlesville, to address questions of the Board.

T. Walker presented to the Board the request to use Simulated Patient Care Experiences (SPCE) as substitute for clinical hours submitted by Rogers State University, Baccalaureate Degree Nursing Program, Claremore and Bartlesville, for a Board decision on the program's request.

It was moved (S. Hovis) and seconded for the Board to approve the request to use Simulated Patient Care Experiences (SPCE) as substitute for clinical hours submitted by Rogers State University, Baccalaureate Degree Nursing Program, Claremore and Bartlesville.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

7.0 Peer Assistance

- 7.1 Education Session and Discussion: Toxicology 101 and Body Fluid Testing

Dr. Barry Lubin conducted an education session and led discussion on: Toxicology 101 and Body Fluid Testing

8.0 Investigations

- 8.1 Board Member Appointments to Informal Disposition Panel for January 2020 through May 2020

Board Member Appointments to Informal Disposition Panels for January 2020 through May 2020 were made as follows:

January 21, 2020 – L. Massey & M. Nelson

January 22, 2020 – C. Nickel & J. Palovik

March 10, 2020 – C. Nickel & K. Oehlert

March 11, 2020 – C. Nickel & K. O'Dell

May 12, 2020 – M. Ellis & S. Hovis

May 13, 2020 – S. Hovis & L. Potts

9.0 Information (no items)

10.0 Applications

10.017.20 Byrd, Johnnie Dawn Srader, NCLEX-RN Applicant

Stipulations, Settlement and Order entered granting Respondent's Application for single-state Licensure by Examination for Registered Nurse with conditions and a reprimand.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

10.018.20 Snead-Davis, Kelli Lynn, NCLEX-LPN Applicant-MSL

It was moved (M. Nelson) and seconded for the Board to grant Respondent's Application for Licensure by Examination with Multistate License Request for Licensed Practical Nurse and to issue a single-state license to Respondent as Respondent does not meet the eligibility requirements for a multistate license.

Voting

Yes (8) C. Abram, M. Ellis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Recused and left the room (1) S. Hovis

Motion Carried

10.019.20 Bergeron, Brittany Noel, NCLEX-RN Applicant

It was moved (M. Nelson) and seconded for the Board to grant Respondent's Application for Licensure by Examination for Registered Nurse.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik, L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion Carried

Adjournment

There being no further business, it was moved (S. Hovis) and seconded for the Board to adjourn the second regular meeting of the Oklahoma Board of Nursing for FY 2020 at 1:06 PM on November 14, 2019.

Voting

Yes (9) C. Abram, M. Ellis, S. Hovis, M. Nelson, C. Nickel, K. O'Dell, K. Oehlert, J. Palovik,
L. Potts

No (0)

Absent (2) L. Massey, M. Turvey

Motion carried

Date of Next Regular Meeting:
Place of Next Regular Meeting:

February 4, 5 & 6, 2020
Sheraton Oklahoma City Downtown
1 North Broadway Avenue
2nd Floor Ballroom
Oklahoma City, Oklahoma

Board Secretary/Treasurer