

# Nevada State Board of **NURSING**

## BOARD MEETING MINUTES

June 12, 2013

The Board Meeting of the Nevada State Board of Nursing was called to order by Vice-President Rick Carrauthers, LPN, at 8:35 a.m. on Wednesday, June 12, 2013, videoconferenced at Nevada State Board of Nursing, 5011 Meadowood Mall Way #300, Reno, NV 89502 and 2500 W. Sahara Ave., Suite 207, Las Vegas NV 89102.

### MEMBERS PRESENT

Tish Smyer, DNSc, RN, President (via teleconference)  
Rick Carrauthers, LPN, Vice- President  
Cathy Dinauer, MSN, RN, Member  
Jennifer Snidow, CNA, Member  
Sandy Halley, Consumer Member  
Mary-Ann Brown, MSN, RN, Member (via teleconference)

### OTHERS PRESENT

Debra Scott, MSN, RN, FRE, Executive Director  
Chris Sansom, MSN, RN Director of Operations  
Fred Olmstead, General Counsel  
Dean Estes, Director of Finance and Technology  
C. Ryan Mann, RN, Application Coordinator  
Rhoda Cope, Management Assistant  
Cyndie Souza, Management Assistant  
Sophia Long, Deputy Attorney General, Board Counsel

**CALL TO ORDER** – The meeting was called at order at 8:35 a.m.

**PUBLIC COMMENT:** There were no public comments at the beginning of the meeting.

### A. BOARD GOVERNANCE AND ADMINISTRATION

- ACTION
1. Review, discussion and action regarding approval of FY13/14 Proposed Budget: D. Estes and D. Scott presented the proposed FY13/14 budget. It was moved and seconded to approve the budget as proposed. MOTION CARRIED.
  2. Review and discussion regarding 3<sup>rd</sup> quarter FY12/13 Financial Statements: D. Estes and D. Scott presented the 3<sup>rd</sup> quarter FY12/13 financial statements. The Board continues to meet budgetary benchmarks and is forecasted to end the year with cash reserves.
  3. Review, discussion and action regarding designation of delegates for NCSBN's Delegate Assembly: It was moved and seconded to appoint T. Smyer and J. Snidow as delegates for NCSBN's Delegate Assembly and R. Carrauthers and C. Sansom as alternate delegates. MOTION CARRIED.
- ACTION

**D. DISCIPLINE PROGRAMS**

1. Applications (initial and renewal in question)

- a. Burch, Aja, CNA018992: Applicant was present. It was moved and seconded the Board accept the renewal application for certification and that she take and successfully complete a Board approved legal ethics in nursing course within 90 days or the application is automatically denied without further proceedings for violation of NRS 632.320 (1)(b) criminal conviction. A Board denial would become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- b. Hurtado, Donny, CNA applicant: Applicant was present. It was moved and seconded the Board deny the application for certification for violation of NRS 632.320 (1)(b) criminal conviction, (1)(m) action in another state and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- c. Lopez, Elizabeth, CNA019345: Applicant was present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(b) criminal conviction and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- d. Elsner, Kristin, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction. MOTION CARRIED.  
ACTION
- e. Wheeler, Cean, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.  
ACTION
- f. Espinosa, Maria, CNA023661: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320(1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- g. Roberts, Naomi, CNA010780: Applicant was not present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320(1)(g) unprofessional conduct, NAC 632.415 unprofessional conduct and NAC 632.890 (26) violation of state/federal nursing law/regulation and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- h. Stanley, Rhonda, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.  
ACTION
- i. Clark, Jennifer, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification. MOTION CARRIED.  
ACTION
- j. Amador, Janelle, RN applicant: Applicant was present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(b) criminal conviction and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.  
ACTION
- k. Peet, Schlene, RN applicant: Applicant was not present. It was moved and seconded the Board accept the application for licensure. MOTION CARRIED.  
ACTION

- ACTION

l. Shepperd, Jennifer, CNA applicant: Applicant was present. It was moved and seconded the Board accept the application for certification and the Agreement for Monitoring for a violation of NRS 632.320 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
- ACTION

m. Ballinger, Rebecca, RN applicant: Applicant was present with counsel. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol, and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. Applicant may reapply in one year, be evaluated by the Professional Evaluation Group and return to the Board for final disposition. MOTION CARRIED
- ACTION

n. Johnston, Jason, RN applicant: Applicant was not present. It was moved and seconded the Board deny the application for licensure for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (18) diversion of equipment or drugs and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION

o. Marinaro, Catherine, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for a violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. MOTION CARRIED.
- ACTION

p. Lofton, Erica, CNA012163: Applicant was present. It was moved and seconded the Board deny the renewal application for certification for violation of NRS 632.320 (1)(b) criminal conviction and order the denial become part of the applicant's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED.
- ACTION

q. Gerhardt, Holly, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for violation of NRS 632.320 (1)(b) criminal conviction. MOTION CARRIED.
- ACTION

r. Bailey, Kayla, RN applicant: Applicant was present. It was moved and seconded the Board accept the application for licensure and the Agreement for Monitoring for a violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. MOTION CARRIED.

2. Settlement agreements

- a. Gebremariam, Mulugeta, CNA025954: Agreement for Reprimand, Fine of \$250 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active certificate. Accepted under the Consent Agenda.
- b. Kubiak, Robin, RN33125: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct, NAC 632.890 (9) impaired practice and (10) positive drug screen on duty. Accepted under the Consent Agenda.
- c. Besijos, Elmo, LPN13720: Agreement for Fine of \$200 for violation of NRS 632.320 (1)(a) fraudulent application and (1)(m) action in another state. Accepted under the Consent Agenda.
- d. Teng, Wilson, RN33324: Agreement for Fine of \$400 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. Accepted under the Consent Agenda.

- e. Moniz, Taressa, LPN12474: Agreement for Fine of \$200 for violation of NRS 632.320 (1)(a) fraudulent application and (1)(m) action in another state. Accepted under the Consent Agenda.
- f. Daniels, Jaime, RN56165: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol, (1)(g) unprofessional conduct and NAC 632.890 (18) diversion of equipment or drugs. Accepted under the Consent Agenda.
- g. Frank, Nicole, RN68787: Contract for Temporary Voluntary Surrender of License for violation of NRS 632.320 (1)(e) controlled substances and/or alcohol. Accepted under the Consent Agenda.
- h. Wengert, Patricia, RN51470: Agreement for Reprimand for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (16) failing to properly document controlled substances and (27) customary standards of practice. Accepted under the Consent Agenda.
- i. Schwartz, Karen, RN14544: Agreement for Fine of \$600 and classes for violation of NRS 632.320 (1)(g) unprofessional conduct and NAC 632.890 (37) practicing without an active license. Accepted under the Consent Agenda

3. Successful completion of probation – No business

4. Reinstatement of licensure/certification – No business

5. Formal administrative hearings

ACTION

a. Holloway, Cheirmere, LPN13576. Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating NRS 632.320 (1)(b) criminal conviction. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

b. Hopkins, Patrice, RN17415. Respondent was present. It was moved and seconded the Board accept the Stipulation of Facts and Liability and find the Respondent guilty of violating NRS 632.320 (1)(a) fraudulent application and (1)(b) criminal conviction. It was moved and seconded the Board close the complaint. MOTION CARRIED.

ACTION

c. Bancain, Rizalino, CNA022171: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for September, 2013. MOTION CARRIED.

ACTION

d. Davis, Angela, RN72169: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for September, 2013. MOTION CARRIED.

ACTION

e. Davis, Marcia, RN65912: Respondent was not present. It was moved and seconded the Board grant a continuance of this matter to the next available meeting currently scheduled for September, 2013. MOTION CARRIED.

ACTION

f. Schoonmaker, William, RN32593: Respondent was represented by counsel. It was moved and seconded the Board accept the Agreement for Probation for a violation of NRS 632.320 (1)(b) criminal convictions and (1)(e) controlled substances and/or alcohol. MOTION CARRIED.

g. Arns, Tammy, TRN336719: Respondent was not present. Pursuant to NAC 632.923, it was moved and seconded the Board find the respondent guilty of violating NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (18) diversion of equipment or drugs and (27) customary standards of practice. It was moved and seconded the Board accept the

application and immediately revoke the respondent's license. Respondent may not apply for reinstatement for five years. It was moved and seconded the disciplinary action become part of the respondent's permanent record and be published and reported to all appropriate agencies. MOTION CARRIED. T. Smyer recused herself.

ACTION

- h. Snyder, Stephen, RN68067: Respondent was present. It was moved and seconded the Board accept the Voluntary Surrender of License in Lieu of Other Disciplinary Action for violation of NRS 632.320 (1)(g) unprofessional conduct, NAC 632.890 (9) practicing nursing while, with or without good cause, his physical, mental or emotional condition impairs his ability to act in a manner consistent with established or customary nursing standards, or both and (16) failing to document properly the administration of a controlled substance. MOTION CARRIED.

ACTION

**PUBLIC COMMENT:** Tracy Singh spoke during public comment to congratulate all APRNs in Nevada and thank everyone involved in the passage of AB170. She added that this change to APRN regulation will improve the APRN profession and will greatly impact the state of Nevada.

**ADJOURNMENT**

The meeting was adjourned at 12:55 p.m. on June 12, 2013.