

MINUTES

**UTAH
BOARD OF NURSING**

April 9, 2009

**Room 474 – 4th Floor –1:00 p.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 1:00 p.m.

ADJOURNED: 4:28 p.m.

**Bureau Manager:
Secretary:**

Laura Poe
Amber Cooper

Division Staff:

Connie Call, Compliance Officer

Conducting:

K. Joel Allred

Board Members Present:

Peggy Brown
Diane Forster-Burke
Mary Williams
Laurie Simonson
Marie Partridge
Barbara Jeffries
John Killpack

Members Excused:

Susan Kirby
Debra Schilleman

Guests:

Andrea Brunson
Annika Searle
Shannon Evans
Alexis Hall
Jenny Whitley
Russ Cook
Jeanne Hately
Paul A De Giusti
James Cox
Clarisse Cole

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

March 12, 2009 minutes:

The minutes were approved as written. All Board Members in favor.

NEW BUSINESS:

Connie Call, Compliance Report:

Ms. Call reported the following individuals were out of compliance with the terms and conditions of their Orders: Steven Booth, Karen Christiansen, Andrew Decker, Mark Dudley, Dale Hullinger, Bambi Koeller, Angie Mangelson, Nora Mitchell, Michelle Peterson, Nancy Stone, Marsha Taylor, Kent Wilkinson, Stacie Powell, Traci Johnson, Jason VanDaam, Pamela Sinnett, Terri Judd, Dee Ann Taylor, Michael Gearheart, Theresa Brewer and Linda Killian.

Ms. Call reported the following individuals were in compliance with the terms and conditions of their Orders: Christine Amos, Susan Barrus, Erin Crockett, Jennifer Eva, Dustin Jasmer, Kimberli Johnson, Michelle Larson, Susan Merryweather, Keith Moslak, Brent Pace, Amy Stone, Judy Teerlink, Rhandi Robertson, Janet Wells, Michelle Jensen, Kathleen King, Sandra Piatt, Amy Dansie, Troy Cady, Michael Green and Gaylynn Pope.

Divided into groups at 10:47 a.m.

Group 1
Marie Partridge conducting
Amber Cooper Secretary

Board members present: Dr. Williams, Ms. Partridge, Mr. Allred, Ms. Forster-Burke and Mr. Killpack

Susan Barrus
Annual meeting:

Ms. Williams conducted the interview. Ms. Barrus stated that she has been working and employer reports are very positive. Mr. Barrus questioned early termination of probation. Ms. Poe explained she will need to complete the probation. **Ms. Barrus is in compliance with the terms and conditions of her**

Dustin Jasmer,
Meeting with the Board to request early
termination of probation:

Ms. Partridge conducted the interview. Mr. Jasmer requested early termination of probation. Mr. Jasmer stated he would like to join the Military Reserves and receive his master's degree in nursing. He indicated he has been sober for 5 years. Mr. Jasmer stated he has not had thoughts of relapse and has not relapsed. Mr. Allred stated that he was concerned about early termination of probation because of the length of time on probation and the additional stress that may be associated with joining the military. Mr. Jasmer stated he feels he would be able to go further in his career and education if he was off of probation. Mr. Jasmer

stated he understands how bad his addiction was and does not want to go back. Ms. Poe stated that Mr. Jasmer had 3 years sobriety when he came to the Board. **Mr. Jasmer is in compliance with the terms and conditions of his Order.**

Jennifer Eva
Annual interview:

Mr. Allred conducted the interview. Ms. Eva stated she has paid all her fees and is feeling very happy with where she is at. Mr. Allred indicated the Board would see her again in February 2010 for her last interview if she continues to do well on probation. **Ms. Eva is in compliance with the terms and conditions of her Order.**

Marsha Taylor
Annual interview:

Ms. Foster-Burke conducted the interview and questioned why she missed calling CVI three times. Ms. Taylor explained she lost her son October 2008 and has had a difficult time. She stated she is on Step 4 and calls her sponsor 4 times a week. Ms. Foster-Burke explained she needs to change the way she keeps track of calling CVI. Ms. Taylor reported her sobriety date is February 2006. **Ms. Taylor is out of compliance with the terms and conditions of her Order because she failed to call CVI more than three times.**

Kim Baker
New Order:

Mr. Killpack conducted the interview. Ms. Baker explained the circumstances that brought her before the Board. Ms. Baker stated she is not working in the nursing field. She reported her sobriety date is July 2006. Ms. Baker reported she attends 12-step meetings and is currently on step 4. She reported she contacts her sponsor 2 times a week. Ms. Baker indicated she deals with stress by working out at the gym and reading. Ms. Baker had requested attending AL-ANON instead of 12-Step meetings. Mr. Killpack indicated the full Board denied her request because they feel she needs to focus on her own recovery. **Ms. Baker is in compliance with the terms and conditions of her Order.**

Larry Scott Carver
New Order:

Mr. Carver's interview was cancelled.

Michele Larson,
Meeting with the Board to request early

Ms. Partridge conducted the interview. Ms. Larson requested early termination of probation. Mr. Allred

termination of probation:

stated that she must be in complete compliance with her probation for a period of time before the Board will terminate her probation. **Ms. Larson submitted all her paperwork, however, her employer report was submitted late and she is out of compliance with the terms and conditions of her Order.**

Group 2
Barbara Jeffries conducting:
Connie Call Minute taker:

Members present: Ms. Jefferies, Ms. Rice, Ms. Brown, and Ms. Simonson.

Guests:

Jennifer Aragon

Judy Teerlink
Annual interview:

Ms. Simonson conducted the interview. Ms. Teerlink is requesting early termination of her probation. She stated she feels she has done everything the Board has asked. She stated she has paid back the money she borrowed. Committee members will recommend denial of the request. **Ms. Teerlink is in compliance with the terms and conditions of her Order.**

Sherry Mack
Annual interview:

Ms. Mack did not appear for her interview. Ms. Call stated Ms. Mack's husband called and said he forgot she had an appointment with the Board and took the car to work. Ms. Mack spoke with Ms. Call requesting financial assistance for drug screens. The Committee can only recommend that as long as she is not working in health care the urine screens will be excused. She will still need to call daily. **Ms. Mack is out of compliance with the terms and conditions of her Order for missing her appointment with the Board.**

Steven Booth
Annual interview:

Mr. Booth is not working but stated he is attending PIR and 12 Step. He has not submitted documentation of attendance at 12-step or PIR meetings since the beginning of his probation. He failed to submit a response to the non-compliance letter. **Mr. Booth is out of compliance with the terms and conditions of his Order.**

Christopher Singer
Annual interview:

Ms. Rice conducted the interview. Mr. Singer stated he is doing well. He is requesting he be allowed to work for First Med on Redwood Road part-time. He was instructed to contact the Division if he is offered the job, have First Med submit the form stating they

have read and understand his Stipulation and Order and the Division can then verify the employer is in good standing. Mr. Singer is employed; however, he did not submit an employer evaluation. His Order also requires that if he writes prescriptions for controlled substances he is to furnish the Division with a written copy on sequentially numbered prescription pad in triplicate. **The Controlled Substance Database shows Mr. Singer has written five controlled substance prescriptions and he has not submitted the documentation. Mr. Singer is out of compliance with the terms and conditions of his Order.**

Stacie Powell,
Board Request:

Ms. Powell failed to sign up with CVI as directed at her meeting with Division staff on January 7, 2009. Ms. Powell had indicated to the Board January 8, 2009 that she had signed up with CVI. **Ms. Powell cancelled her appointment and is out of compliance with the terms and conditions of her Order.**

Scott Green,
New Order,
Requesting termination of suspension:

Ms. Jeffries conducted the interview. Mr. Green is requesting his suspension be terminated prior to the criminal case being resolved. He admits his actions were wrong and life has gone from bad to worse. He was told at the PIR meeting it would be better for him to attend the AL-ANON group and he has been attending it. Mr. Green indicated he refutes some of the statements in the evaluation. Committee members recommended Mr. Green meet with the evaluator and discuss the evaluation. Committee members will table his request until the May 11, 2009 meeting. **Mr. Green is in compliance with the terms and conditions of his Order.**

Adjourned to Lunch at 12:23 p.m.
Reconvened Full Board meeting at 1:00 p.m.

DISSCUSSION:

Dale Hullinger:
Request to work with a LPN or CNA.

Ms. Rice made a Motion to deny the request because he has failed to follow the terms and conditions of his stipulation. Mr. Killpack seconded the Motion. All Board Members in favor. **Mr. Hullinger is out of compliance with the terms and conditions of his Order.**

Action from Probation Peer Review
Committee:

Dustin Jasmer: Request for termination of probation. Ms. Partridge made a Motion to approve the request for termination of probation. Mr. Killpack seconded the Motion. All Board members in favor.

Michele Larson: Request for termination of probation. Committee members recommended that the request be denied. All Board members in favor.

Judy Teerlink: Request for early termination of probation: Committee members made a recommendation to deny the request. All Board members in favor.

APPOINTMENTS:

John Paulsen
Application for re-licensure:

Mr. Paulsen explained what he has been doing since he surrendered his license. He stated he is feeling great and working on the requirements to get re-licensed. Mr. Paulsen stated he attended 12-step meetings and has been attending his church's drug/alcohol meetings. He stated he has had no desire to return to using drugs. Ms. Poe explained the Board will need 6 months to a year of clean urine screens before they would consider re-licensure. Mr. Paulson was given the option to withdraw his application or have the Division deny it. Mr. Paulson stated he will send Ms. Poe a letter to withdraw his application. Mr. Allred indicated Mr. Paulsen will need to keep track of attendance at 12-step and church drug/alcohol meetings. Mr. Killpack made a Motion to deny his application if Mr. Paulson doesn't withdraw his application. Mr. Allred seconded the Motion. All Board members in favor

Peggy Theurer-Kelm
New application:

Mr. Allred conducted the interview. Ms. Theurer-Kelm explained her circumstances and her licenses in other states. She stated that she had been sober since 1999. She has a non disciplinary license in Minnesota which endorsed her to Utah. Mr. Allred asked her for any documents of action taken on her licenses from the other state boards and any substance abuse evaluations. Ms. Theurer-Kelm stated she would submit whatever is required. Mr. Allred asked her if she was attending any meetings and she said no but that she would if required. She stated that she never thinks about drinking. Ms. Brown made a Motion to approve the application. Mr. Killpack seconded the

motion. All Board members in favor of issuing the license as soon as the verification from the Minnesota Board is received showing her license is active and in good standing.

Controlled Substance Database Continuing Education – Tom Harper

Mr. Harper explained the redesign of the DOPL Controlled Substance database. Nursing is 6.4% of the usage of the database. The Department wants to teach a course to nurses regarding the controlled substance database and give continuing education credit for those attending the course. All Board members agreed.

Review Rule filing; obtain input from the nursing community:

Ms. Poe stated that the Medication Aid Rules were filed.

Discuss requirement for the educational institution to be accredited by a CHEA approved accrediting body.

Representatives from Everest College and Utah Career College indicated CHEA is a membership based group. The representatives from Everest College and Utah Career College requested the rule be changed to require educational institutions be accredited by an accrediting body recognized by the U.S. Department of Education. A Motion was made to amend the Rule to delete the reference to CHEA and replace it with “the U.S. Department of Education.” Ms. Rice seconded the Motion. All Board members in favor.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

June 11, 2009
Date Approved

(ss) Joel Allred
K. Joel Allred, Acting Chair Board of Nursing

June 11, 2009
Date Approved

(ss) Laura Poe
Laura Poe, Bureau Manager, Division of Occupational & Professional Licensing