

MINUTES

BOARD OF NURSING MEETING

March 14, 2024

Heber M. Wells Bldg.

ELECTRONIC MEETING – 8:30 a.m.

Salt Lake City, UT 84114

CONVENED: 8:30 A.M.

ADJOURNED: 1:34 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jeff Busjahn

Board Secretary: Kelli Arriola

Compliance Specialist: Sharon Bennett

Assistant Attorney General: Robert Steed

CONDUCTING:

Linda Hofmann, RN, Ph.D. – Co-Chair

BOARD MEMBERS PRESENT:

Luisa Echeverria, RN – Chair

Linda Hofmann, RN, Ph.D.

Ralph Pittman, LPN

Ellen Brown, MSN, APRN

David Skalka, JD, APRN, FNP-C

Julie Gee, RN, Ph.D.

Kristi Vick, APRN-CRNA

Beth Ann Friel, RN

BOARD MEMBERS EXCUSED:

Joshua B. Wall – Ph.D., RN, CEN, CFRN

GUESTS:

Alexandra Butler – DOPL, Assistant Attorney General

Michelle Phelps – DOPL, Assistant Attorney General

Mathew Johnson – DOPL, Legal Analyst

Su Chon – Administrative Law Judge

Amy Gowan – Administrative Law Judge

Camille Farley – DOPL, Investigations

Brent Ericksen – DOPL, Investigations

Russell Godfrey – DOPL, Investigations

Silmara Charlesworth – DOPL, Investigations

Diane Forster-Burke – Utah Nurses Association

Jonathan Malan

Sherry Stone

Ms. Finley has six no shows to test and four missed check-ins.
Marc Hancock – File reviewed by Ms. Vick.
Ms. Vicks motioned to accept Mr. Hancock’s mental health and substance abuse disorder evaluation.
Dr. Gee seconded the motion.
The vote in favor was unanimous.

Laurie Tashman – File reviewed by Dr. Gee.
Dr. Gee motioned to lift Ms. Tashman’s pharmacy restriction.
Mr. Pittman seconded the motion.
The vote in favor was unanimous.

Meghann Nielsen – File reviewed by Ms. Brown.
Ms. Brown motioned to accept Ms. Nielsen’s essay.
Mr. Pittman seconded the motion.
The vote in favor was unanimous.

Colette Kolesar – File reviewed by Mr. Pittman.
Mr. Pittman motioned to remove Ms. Kolesar’s restriction to work in a home health hospice.
Dr. Gee seconded the motion.
The vote in favor was unanimous.

Christopher Fox – File reviewed by Dr. Hofmann.
Mr. Fox has three missed check-ins.
Dr. Hofmann has denied Mr. Fox’s request for early termination.

INFORMAL ADJUDICATIVE PROCEEDINGS – Kendal Kirkham:

The proceedings were conducted by Mr. Steed.

(Refer to audio for specifics. Audio_Part2_00:24 – 55:01 and Part3_00:01 – 08:30)

Mr. Kirkham was present at the proceeding via virtual google meet.
Mr. Steed explained to Mr. Kirkham the process of this proceeding.
Mr. Steed provided the Board with an overview of Mr. Kirkham's informal agency action.
Mr. Steed reviewed each allegation for Mr. Kirkham with the Board.
Mr. Steed asked Mr. Kirkham questions regarding the allegations.
The Division recommendation is to revoke Mr. Kirkham's license for a period of five years. Prior to re-applying, Mr. Kirkham will need to complete one year of drug and alcohol testing. Three months prior to re-applying, Mr. Kirkham will need to submit a fit-to-practice mental health SUD evaluation.

- Mr. Pittman motioned to close the meeting in accordance with 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.
The motion was seconded by Ms. Brown.
The vote in favor was unanimous.
The meeting closed at 9:54 and reopened at 10:31.

Mr. Pittman motioned regarding Mr. Kirkham, as the Board of Nursing found all allegations presented to be true. The Board recommended to revoke Mr. Kirkham's license for a period of three years. Prior to re-application, Mr. Kirkham will need to complete one year of drug and alcohol testing. Three months prior to re-application Mr. Kirkham must submit a fit-to-practice mental health SUD evaluation.
Ms. Viks seconded the motion.
The vote in favor was unanimously approved.

PROBATIONER INTERVIEWS:

Wayne Binks – Interview conducted by Ms. Vicks.

Mr. Binks is working as a nurse.
Mr. Binks has had one no-show and five missed check-ins.
Mr. Brinks is missing the meeting report that was due January 1, 2024.
Ms. Vicks recommends Mr. Binks to read stipulation and order weekly.

Ms. Vicks motioned to fine Mr. Binks \$1000.00 for non-compliance.
Mr. Pittman seconded the motion.
The vote in favor was unanimously approved.

Annette Ukena - Interview conducted by Dr. Hofmann.

Ms. Ukena has no missed check-ins.
Ms. Ukena has great family support.
Ms. Ukena attends group meetings regularly.
No motions were made.

Sarah Navanick – Interview conducted by Ms. Brown.

Ms. Navanick is currently working as a Nurse.
Ms. Navanick is going to school for RN.
Ms. Navanick has had four no-shows and four missed check-ins.

Ms. Brown motioned to fine Ms. Navanick \$500 for non-compliance.
Dr. Gee seconded the motion.
The vote in favor was unanimous.

INFORMAL ADJUDICATIVE PROCEEDINGS – Kassi Trujillo:

The proceedings were conducted by Mr. Steed.

(Refer to audio for specifics. Audio_Part3_33:31 – 1:04:19 and Part4_00:04 – 03:28)

Ms. Trujillo was present at the proceedings via virtual google meet.
Mr. Steed explained to Ms. Trujillo the process of this proceeding.
Mr. Steed provided the Board with an overview of Ms. Trujillo's informal agency action.
Mr. Steed reviewed each allegation for Ms. Trujillo with the Board.
Mr. Steed asked Ms. Trujillo questions regarding the allegations.

The Division recommendation is to revoke Ms. Trujillo's license for a period of five years. Prior to re-applying, Ms. Trujillo will need to complete one year of drug and alcohol testing. Three months prior to re-applying, Ms. Trujillo will need to submit a fit-to-practice mental health SUD evaluation.

- Mr. Pittman motioned to close the meeting in accordance with 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.
The motion was seconded by Dr. Gee.
The vote in favor was unanimous.
The meeting closed at 11:35 and reopened at 11:59.

The Board deliberated and found all allegations against Ms. Trujillo to be true. The Board recommended to revoke Ms. Trujillo's license for a period of three years. Prior to re-application, Ms. Trujillo will need to complete one year of drug and alcohol testing. Three months prior to re-application Ms. Trujillo must submit a fit-to-practice mental health SUD evaluation.

INFORMAL ADJUDICATIVE PROCEEDINGS – Heidi Palfreyman:

The proceedings were conducted by Mr. Steed.

(Refer to audio for specifics. Audio_Part4_04:22 – 24:45 and Part5_00:39 – 05:11)

Ms. Palfreyman was present at the proceedings via virtual google meet.

Mr. Steed explained to Ms. Palfreyman the process of this proceeding.

Mr. Steed provided the Board with an overview of Ms. Palfreyman's informal agency action.

Mr. Steed reviewed each allegation for Ms. Palfreyman with the Board.

Mr. Steed asked Ms. Palfreyman questions regarding the allegations.

The Division recommendation is to revoke Ms. Trujillo's license for a period of five years. Prior to re-applying, Ms. Trujillo will need to complete one year of drug and alcohol testing. Three months prior to re-applying, Ms. Trujillo will need to submit a fit-to-practice mental health SUD evaluation.

- Mr. Pittman motioned to close the meeting in accordance with 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.
The motion was seconded by Dr. Gee.
The vote in favor was unanimous.
The meeting closed at 12:23 and reopened at 12:32.

The Board deliberated and found all allegations against Ms. Palfreyman to be true. The Board recommended to revoke Ms. Palfreyman's license for a period of three years. Prior to re-application, Ms. Palfreyman will need to complete one year of drug and alcohol testing. Three months prior to re-application Ms. Palfreyman must submit a fit-to-practice mental health SUD evaluation.

INFORMAL ADJUDICATIVE PROCEEDINGS – Belinda Miller:

The proceedings were conducted by Mr. Steed.

(Refer to audio for specifics. Audio_Part6_00:16 – 21:44 and Part7_00:22 – 03:19)

Ms. Miller was present at the proceedings via virtual google meet.

Mr. Steed explained to Ms. Miller the process of this proceeding.

Mr. Steed provided the Board with an overview of Ms. Miller's informal agency action.

Mr. Steed reviewed each allegation for Ms. Miller with the Board.

Mr. Steed asked Ms. Miller questions regarding the allegations.

The Division recommendation is to revoke Ms. Miller's license for a period of five years. Prior to re-applying, Ms. Miller will need to complete one year of drug and alcohol testing. Three months prior to re-applying, Ms. Miller will need to submit a fit-to-practice mental health SUD evaluation.

- Mr. Pittman motioned to close the meeting in accordance with 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.

The motion was seconded by Ms. Vicks.

The vote in favor was unanimous.

The meeting closed at 1:17 and reopened at 1:30.

The Board deliberated and found all allegations against Ms. Miller to be true. The Board recommended to revoke Ms. Miller’s license for a period of five years. Prior to re-application, Ms. Miller will need to complete one year of drug and alcohol testing. Three months prior to re-application Ms. Miller must submit a fit-to-practice mental health SUD evaluation.

NEXT SCHEDULED MEETING: MAY 9, 2024

ADJOURN: 1:34 P.M.

The meeting was adjourned at 1:34 P.M.

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. For specific details, refer to the audio recording.

04/12/24

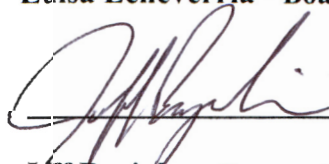
Date Approved

4/15/2024

Date Approved

Luisa Echeverria

Luisa Echeverria - Board of Nursing Member



Jeff Busjahn - Bureau Manager, DOPL