

MINUTES

BOARD OF NURSING AND CERTIFIED NURSE MIDWIVES MEETING

November 14, 2024

Heber M. Wells Bldg.

ELECTRONIC MEETING – 8:30 a.m.

Salt Lake City, UT 84114

CONVENED: 8:40 A.M.

ADJOURNED: 3:25 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jeff Busjahn

Board Secretary: Kelli Arriola

Compliance Specialist: Sharon Bennett

Assistant Attorney General: Alexandra Butler

Assistant Attorney General: Valerie Wilde

CONDUCTING:

Sheryl Steadman, Ph.D., RN

Ralph Pittman, LPN

BOARD MEMBERS PRESENT:

Sheryl Steadman, Ph.D., RN

Ralph Pittman, LPN

Wendy Rusin, RN

Shane Yardley, Ph.D., RN

Erica Nelson, DNP, APRN, CNM

Emily Heart-Hayes, DNP, CNM

Gavin Hutchinson, Public

Christopher Scott, Public

BOARD MEMBERS EXCUSED:

Curtis Nielsen, APRN-CRNA

GUESTS:

Douglas Crapo – DOPL, Division Chief Attorney General

Kristen Shumway – DOPL, Legal Analyst

Silmara Charlesworth – DOPL, Investigations

Camille Farley – DOPL, Investigations

Russell Godfrey – DOPL, Investigations

Dave Olsen – DOPL, Investigations

Jim Garfield – DOPL, Bureau Manager

Tina Marshall – DOPL

Bernice Palama – DOPL

GUESTS CONTINUED:

Mike Labrum – Attorney
Landon Evans – Law Clerk
Benesa Ruiz – Student
Gloria Taylor – Student
Sierra Fife – Student
Jasmin – Student
Jena – Student
Katherine Borden
Sarah Brandt
Katie Chappell
Kevin D
Kacie Dickson
Alyssa Eddington
Brent Ericksen
Brittney Singleton
Rebecca Smith
Carol A Velas

ADMINISTRATIVE BUSINESS:

CALL MEETING TO ORDER:

Mr. Busjahn called the meeting to order at 8:40 a.m.

OATH OF OFFICE FOR ALL NEW BOARD MEMBER

All new board members listed below were sworn in as a new member of the Board of Nursing and Certified Nurse Midwives.

Sheryl Steadman
Wendy Rusin
Shane Yardley
Erica Nelson
Emily Heart-Hayes
Ralph Pittman
Gavin Hutchinson
Christopher Scott

**REVIEW AND APPROVAL OF THE BON JULY 11, 2024, MINUTES AND CNM
SEPTEMBER 4, 2024, MINUTES:**

Dr. Yardley motioned to approve the minutes.
Mr. Hutchinson seconded the motion.
The vote in favor was unanimous.

LEGISLATIVE AND ENVIRONMENTAL SCAN:

N/A

BOARD OF NURSING CHAIRPERSON:

The nomination of Board Chairperson was tabled for the next meeting.

INFORMAL ADJUDICATIVE PROCEEDINGS – Ashley Yardley:

The proceedings were conducted by Ms. Butler.

(Refer to audio for specifics. Audio_Part2_00:33 - 1:34:52 and Part3_00:05 – 07:35)

Ms. Yardley attended the proceedings via virtual google meet.

Ms. Yardley's attorney, Mike Labrum attended the proceedings via virtual google.

Ms. Butler explained to Ms. Yardley the process of this proceeding.

Ms. Butler provided an overview of Ms. Yardley's informal agency action.

Ms. Butler reviewed each allegation for Ms. Yardley with the Board.

Ms. Butler asked Ms. Yardley questions regarding the allegations.

Ms. Butler presented the Division's recommendation to revoke Ms. Yardley's license for a period of five years, pay a fine for each violation as determined by the Division Director and other sanctions may be imposed by the Division Director, who deems it just and appropriate.

- 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 Mr. Hutchinson.
The vote in favor was unanimous.
The meeting closed at 10:34 and reopened at 11:21.

The Board deliberated and found all allegations against Ms. Yardley to be true.

The Board recommended an order to be issued to revoke Ms. Yardley's license for a period of three years, pay a fine and other sanctions that may be imposed by the Division Director deems just and appropriate.

INFORMAL ADJUDICATIVE PROCEEDINGS – Ian Gowans:

The proceedings were conducted by Ms. Wilde.

(Refer to audio for specifics. Audio_Part3_08:29 - 0:48:15 and Part4_00:03 – 10:58)

Mr. Gowans was present at the proceedings via virtual google meet.

Ms. Wilde explained to Mr. Gowans the process of this proceeding.

Ms. Wilde provided an overview of Mr. Gowans's informal agency action.

Ms. Wilde reviewed each allegation for Mr. Gowans with the Board.

Ms. Wilde asked Mr. Gowans questions regarding the allegations.

The Division recommendation is to revoke Mr. Gowans's license for a period of three years and other sanctions may be imposed by the Division Director deems just and appropriate.

- 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 Mr. Hutchinson.
The vote in favor was unanimous.
The meeting closed at 12:08 and reopened at 12:54.

The Board deliberated and found all allegations against Mr. Gowns to be true.
The Board recommended an order to be issued to revoke Mr. Gowans license for a period of three years and other sanctions that may be imposed by the Division Director deems just and appropriate.

BOARD BUSINESS:

PROBATIONER WRITTEN REQUESTS AND REVIEW OF DOCUMENTS:

Ms. Bennett provided the Board with a brief update on their probationer reports.

PROBATIONER INTERVIEWS:

Jennifer Menlove – Interview conducted by Mr. Pittman.

Ms. Menlove is working as a Nurse.
Ms. Menlove has one dilute UA.
Ms. Menlove has great family support.

Mr. Pittman motioned to accept Ms. Menlove’s mental health and substance abuse disorder with fit-to-practice evaluation and continue with recommended treatment by the evaluator.

Dr. Yardley seconded the motion.
The vote in favor was unanimously approved.

Mr. Pittman motioned to accept Ms. Menlove’s physical evaluation with fit to practice.
Mr. Hutchinson seconded the motion.
The vote in favor was unanimously approved.

Mr. Pittman motioned to accept Ms. Menlove’s personal essay and to submit another essay in six months on how her actions have impacted her co-workers and patients.
Mr. Scott seconded the motion.
The vote in favor was unanimously approved.

Susan Wheatly – Interview conducted by Dr. Steadman.

Ms. Wheatly is not working as a Nurse.
Ms. Wheatly has two missed check-ins.
Ms. Wheatly has good community support.

Dr. Steadman motioned to accept Ms. Wheatly’s essay.
Mr. Hutchinson seconded the motion.
The vote in favor was unanimously approved.

Larry (Keith) Hansen – Interview conducted by Mr. Pittman.

Mr. Hansen is not working as a Nurse.
Mr. Hansen has one missed check-in.
Mr. Hansen attends a recovery group one day a week.

Mr. Pittman has denied Mr. Hanson's essay and would like Mr. Hanson to submit another essay in three months on how his actions impacted his family, co-workers and patients.

Mr. Pittman motioned to accept Mr. Hansen's mental health and substance abuse disorder with fit-to-practice evaluation and continue with recommended treatment by the evaluator.

Mr. Hutchinson seconded the motion.

The vote in favor was unanimously approved.

Mr. Pittman motioned to accept Mr. Hansen's physical evaluation with fit to practice.

Dr. Yardley seconded the motion.

The vote in favor was unanimously approved.

Amy Green – No Show

Ms. Green will need to attend the next meeting.

Katherine Kirkham – No Show

Ms. Kirkham will need to attend the next meeting.

Alyssa Eddington – Interview conducted by Dr. Nelson.

Ms. Eddington is working as a Nurse.

Ms. Eddington has no missed check-ins.

Ms. Eddington has great family support.

Dr. Nelson motioned to accept Ms. Eddington's physical evaluation with fit to practice.

Dr. Yardley seconded the motion.

The vote in favor was unanimously approved.

Dr. Nelson motioned to accept Ms. Eddington's personal essay.

Dr. Yardley seconded the motion.

The vote in favor was unanimously approved.

Dr. Nelson motioned to accept Ms. Eddington's mental health and substance abuse disorder with fit-to-practice evaluation and continue with recommended treatment by the evaluator.

Mr. Pittman seconded the motion.

The vote in favor was unanimously approved.

Valeri Stott – Interview conducted by Ms. Rusin.

Ms. Stott is working as a Nurse.

Ms. Stott has paid all fines in full.

Ms. Rusin motioned to accept Ms. Stott's personal essay.

Dr. Yardley seconded the motion.

The vote in favor was unanimously approved.

Ms. Rusin motioned to accept Ms. Stott's thinking errors essay.
Mr. Pittman seconded the motion.
The vote in favor was unanimously approved.

Chhinn Pov – Interview conducted by Dr. Yardley.
Mr. Pov is working as a Nurse.
Mr. Pov has completed the Thinking Errors Course.

Dr. Yardley motioned to accept Mr. Pov's thinking errors essay.
Mr. Pittman seconded the motion.
The vote in favor was unanimously approved.

Nikka Bona – Interview conducted by Dr. Heart-Hayes.
Ms. Bona is not working as a Nurse.
Ms. Bona has two no-shows.
Ms. Bona has two positive UA tests.
Dr. Heart-Hayes recommend start checking in first thing in the morning.

Amos Grim – Interview conducted by Dr. Steadman.
Mr. Grim submitted psychosexual evaluation for approval.
The division has reviewed and approved the psychosexual evaluation.
Mr. Grim was required to read the book by White and Montgomery titled Ethical Risks of Professional Boundaries and be prepared to discuss what he learned from the book with the board.

Dr. Steadman motioned to accept that Mr. Grim has read the book by White and Montgomery and report back on what he has learned from the book.
Dr. Yardley seconded the motion.
The vote in favor was unanimously approved.

REQUEST AND APPROVALS:

Doug Beckstrand – File reviewed by Mr. Hutchinson.
Mr. Beckstrand requested workplace restrictions, supervision and Controlled Substance and Pharmacy restrictions to be lifted.
Mr. Beckstrand has no missed check-ins.
Mr. Beckstrand attends group therapy regularly.

Mr. Hutchinson motioned to amend Mr. Beckstrand's supervision to general supervision.
Dr. Yardley seconded the motion.
The vote in favor was unanimous.
Mr. Hutchinson motioned to lift Mr. Beckstrand's pharmacy and controlled substances restrictions.
Mr. Pittman seconded the motion.
The vote in favor was unanimous.

Barbara Herrera – File reviewed by Mr. Pittman.

Ms. Herrera submitted a request for early termination.

Ms. Herrera has two missed check-ins.

Mr. Pittman denied Ms. Herrera's request for early termination due to not being 100% compliance and can submit a request for early termination in three to four months as long as is 100% compliant.

Ezra Falatea – File reviewed by Mr. Pittman.

Mr. Falatea submitted a personal essay, mental health and substance abuse disorder evaluation for review.

Mr. Pittman recommends no action taken on Mr. Falatea's mental health and substance abuse disorder evaluation, until a letter is submitted by the evaluator or by the current therapist there is no need for another intense out-patient program due to Mr. Falatea already completing an intense sixteen weeks out-patient program.

Mr. Pittman motioned to accept Mr. Falate's personal essay.

Mr. Hutchinson seconded the motion.

The vote in favor was unanimous.

Cassandra Anderson – File reviewed by Dr. Nelson.

Ms. Anderson submitted a request to amend the workplace, controlled substance and pharmacy restrictions.

Dr. Nelson motioned to amend Ms. Anderson's pharmacy and controlled substances restrictions.

Dr. Heart-Hayes seconded the motion.

The vote in favor was unanimous.

Dr. Nelson motioned to amend Ms. Anderson's supervision to general supervision.

Mr. Pittman seconded the motion.

The vote in favor was unanimous.

Janine Pawlikowski – File reviewed by Dr. Steadman.

Ms. Pawlikowski submitted a request to amend the home health hospice, controlled substance and pharmacy restrictions.

Dr. Steadman has denied Ms. Pawlikowski's request to amend the home health hospice restriction.

Dr. Steadman motioned to amend Ms. Pawlikowski's pharmacy and controlled substances restrictions.

Mr. Hutchinson seconded the motion.

The vote in favor was unanimous.

NEXT SCHEDULED MEETING: DECEMBER 12, 2024

ADJOURN: 3:25 P.M.

The meeting was adjourned at 3:25 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.

12/13/2024

Date Approved

Ralph Pittman

Ralph Pittman (Dec 13, 2024 13:52 MST)

Ralph Pittman - Board of Nursing & Certified Nurse Midwives

12/13/2024

Date Approved

Jeff Busjahn

Jeff Busjahn - Bureau Manager, DOPL