

MINUTES

BOARD OF NURSING AND CERTIFIED NURSE MIDWIVES MEETING

March 26, 2026

Heber M. Wells Bldg.

ELECTRONIC MEETING – 8:30 a.m.

Salt Lake City, UT 84114

CONVENED: 8:30 A.M.

ADJOURNED: 1:47 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jeff Busjahn

Board Secretary: Kelli Arriola

Compliance Specialist: Sharon Bennett

Assistant Attorney General: Steven Green

CONDUCTING:

Shane Yardley, Ph.D., RN – Co Chair

BOARD MEMBERS PRESENT:

Ralph Pittman, LPN

Sheryl Steadman, Ph.D., RN

Shane Yardley, Ph.D., RN

Erica Nelson, DNP, APRN, CNM

Wendy Rusin, APRN

Derek Bradley, Public

BOARD MEMBERS EXCUSED:

Curtis Nielsen, APRN-CRNA

Mandi Lew, DNP, CNM, PMH-C

GUESTS:

Kelli Jacobsen, UPHP

Jennifer Avila Johnson, UPHP

Candice Gonzale, UPHP

Jessie Willden, UPHP

Ammon Sorensen, UPHP

Camille Farley, DOPL, Investigations

Brent Ericksen, DOPL, Investigations

Nathan Allred, DOPL, Investigations

Russell Godfrey, DOPL, Investigations

Dave Olsen, DOPL, Investigations

Silmara Charlesworth, DOPL, Investigations

Lynne Anthony, DOPL, Investigations

Elisa Campbell, DOPL, Investigations

Deborah Blackburn, DOPL

Lauren Harvey, DOPL

Jordan Gygi, OPLR
Jennifer Adler, OPLR
Brian Pedersen, DOPL
David Wright, DOPL
Jessica Pitts, DOPL
Julia Kytes - Attorney
Austin Dykstra

ADMINISTRATIVE BUSINESS:

CALL MEETING TO ORDER:

Dr. Yardley called the meeting to order at 8:30 a.m.

REVIEW AND APPROVAL OF February 12, 2026, MINUTES:

Mr. Pittman motioned to approve the minutes.

Dr. Steadman seconded the motion.

The vote in favor was unanimous.

LEGISLATIVE AND ENVIRONMENTAL SCAN:

Mr. Busjahn advised the board members that the legislative session has concluded. There are some bills that will affect the nursing profession, the impact is considered minor.

Rules will need to be written to correspond with the new code, which will be reviewed by the board at a future meeting.

OPLR Med Spa/Wellness Clinic Project Intro:

(Refer to audio for specifics. Audio_Part1_03:47 – 17:24)

Jordan Gygi representative for the Office of Professional Licensure Review (OPLR) introduced a new project focused on the Minor Surgical, Med Spa & Wellness Review. The review aims to address concerns regarding patient safety, clarify existing regulations, and ensure consistent language across title 58, especially as services like IV hydration and ketamine clinics grow in popularity. There are some challenges following the Supreme Court decision regarding liposuction, there is ongoing confusion regarding which minor surgical procedures nurse practitioners and PAs are permitted to perform, while legislation (SB31) was passed to allow these procedures, they remain undefined.

Lack of Clarity in statute for cosmetic, wellness & related settings.

- Definition of minor surgical procedures (SB 31, 2026 Gen. Session)
- Inconsistencies in language with Title 58.
- Requirements contained across multiple statutes within Title 58.

Growth in wellness & ketamine clinics.

- DOPL concerns about complaints in these areas.
- Need guidance for practitioners and appropriate enforcement.

Anticipated timeline:

Work phases	Timing
○ Explore feasibility of different regulatory approaches	– March – April
○ Develop draft for preferred options via working group	– May – July
○ Vet and refine working draft for consideration	– August – October

OPLR is forming an interprofessional working group to provide technical expertise through the summer, with a goal to draft potential legislation or rule changes by the fall. The board was asked to submit recommendations for one APRN and one CRNA to serve on this working group.

INFORMAL ADJUDICATIVE PROCEEDINGS – Donald Brad Phillips:

The proceedings were conducted by Mr. Green.

(Refer to audio for specifics. Audio_Part2_00:04 – 16:00 and Par3_00:03 – 04:)

The chair called for a roll call to ensure a quorum. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane – Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

Dr. Yardley asked if Mr. Phillips was present for this hearing.

Mr. Phillips was not present in person or virtually for the informal adjudication proceedings.

Dr. Yardley stated we will proceed as outlined by the agenda with the state to present the evidence to the board.

Mr. Green reviewed each allegation against Mr. Phillips with the Board.

Mr. Green presented the Division's recommendation to revoke Mr. Phillip's license for a period of five years and requiring before re-applying for licensure, to undergo a fitness-for duty and psychosexual evaluation by an evaluator preapproved by the Division and the results of the evaluations with fit to practice to be provided to the Division for their consideration of the application.

- 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. Steadman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane – Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

The motion passes.

The meeting closed at 9:15 am and reopened at 9:23 am.

- Mr. Pittman motioned to go back to the open meeting.
The motion was seconded by Dr. Steadman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes
- Derek – Yes

The motion passes.

The Board deliberated and found all allegations against Mr. Phillips to be true and factual. The board recommends revoking Mr. Phillips’s license as a Registered Nurse in the state of Utah. Prohibiting Mr. Phillips from applying for any license with the Division for a period of five years. Requiring three months before re-applying for licensure, Mr. Phillips undergo a fitness for duty and psychosexual evaluations by an evaluator preapproved by the Division and the results of the evaluations to be provided to the Division for their consideration of the application. The submitted fitness for duty and psychosexual evaluations must contain a clear statement by the evaluator regarding whether Mr. Phillips is fit to practice as a nurse. If the evaluation does not contain such a clear statement, it will not be accepted by the Division. All criminal sanctions must be resolved before re-applying for licensure and imposing other sanctions as the Division Director deems just and appropriate.

Dr. Yardley motioned that all allegations presented to the board to be true and factual and the request for relief as presented are recommended to the division.

The motion was seconded by Mr. Pittman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes
- Derek – Yes

The motion passes.

INFORMAL ADJUDICATIVE PROCEEDINGS – Aristotle Alexander Theodore:

The proceedings were conducted by Mr. Green.

(Refer to audio for specifics. Audio_Part4_00:04 – 48:36 and Par5_00:26 – 06:18)

The chair called for a roll call to ensure a quorum. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

Dr. Yardley asked if Mr. Theodore was present for this hearing. Mr. Theodore stated yes.

Mr. Theodore attended the proceedings via virtual google meet, with his attorney Ms. Kytes.

Dr. Yardley explained to Mr. Theodore the process of this proceeding.

Dr. Yardley asked Mr. Theodore if he had received a copy of the notice of agency action & exhibits for this hearing. Mr. Theodore stated yes.

Dr. Yardley asked Mr. Theodore if he understood the proceedings today. Mr. Theodore stated yes.

Mr. Green reviewed each allegation against Mr. Theodore with the Board.
Mr. Green presented the Division's recommendation to place Mr. Theodore's license on probation for a period of five years and required a substance use disorder evaluation, mental health evaluation, a physical evaluation, complying with other drug and alcohol testing conditions and imposing such other sanctions and conditions of probation.
Mr. Theodore and his counsel Ms. Kytes presented their recommendation to the board.

- 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. Rusin.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

The motion passes.

The meeting closed at 11:19 am and reopened at 12:06 am.

- Mr. Pittman motioned to go back to the open meeting.

The motion was seconded by Dr. Steadman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes
- Derek – Yes

The motion passes.

The Board deliberated and found all allegations against Mr. Theodore to be true and factual. The board recommends placing Mr. Theodore's license on probation for a period of eighteen-months, requiring a substance use disorder evaluation, a mental health evaluation, a physical evaluation with fit-to-practice, must comply with other drug and alcohol conditions of probation, immediately placing supervision to general and immediately have access to pharmacy and handle controlled substances, no limitation on number of working hours and imposing other sanctions as the Division Director deems just and appropriate.

Mr. Pittman motioned to accept the recommendations that have been presented from the board to the division.

The motion was seconded by Ms. Rusin.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes
- Derek – Yes

The motion passes.

INFORMAL ADJUDICATIVE PROCEEDINGS – Amanda Beth Putnam:

The proceedings were conducted by Mr. Green.

(Refer to audio for specifics. Audio_Part6_00:05 – 32:52 and Par7_00:03 – 05:08)

The chair called for a roll call to ensure a quorum. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

Dr. Yardley asked if Ms. Putnam was present for this hearing. Ms. Putnam stated yes.

Ms. Putnam attended the proceedings via virtual google meet.

Dr. Yardley explained to Ms. Putnam the process of this proceeding.

Dr. Yardley asked Ms. Putnam if she received a copy of the notice of agency action & exhibits for this hearing. Ms. Putnam stated yes.

Dr. Yardley asked Ms. Putnam if she understood the proceedings today. Ms. Putnam stated yes.

Mr. Green reviewed each allegation against Ms. Putnam with the Board.

Mr. Green presented the Division’s recommendation to revoke Ms. Putnam’s license for a period of five years and provide results of voluntary drug and alcohol testing for 12 consecutive months prior to re-application for licensure, demonstrate no drug & alcohol use which they do not have a valid prescription. The Division is not required to accept testing results from other government authorities or drug testing facilities to satisfy this requirement. Complete a mental health evaluation, substance use disorder evaluation, and a physical evaluation with a division approved licensed providers within 90 days prior to re-applying for licensure. Each evaluation must indicate safe to practice, must sign any releases of information requested by the Division. All criminal sanctions must be resolved before re-applying for licensure and imposing other sanctions as the Division Director deems just and appropriate.

Ms. Putnam provided statement to the board.

- 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. Steadman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica – Yes
- Derek – Yes

The motion passes.

The meeting closed at 12:47 pm and reopened at 1:06 pm.

- Mr. Pittman motioned to go back to the open meeting.

The motion was seconded by Mr. Bradley.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes

- Derek – Yes
- The motion passes.

The Board deliberated and found all allegations against Ms. Putnam to be true and factual. The board recommends a five-year revocation of Ms. Putnam’s license. Required to provide to the division results of drug and alcohol testing for 12 consecutive months prior to re-application for licensure and demonstrating she has not used alcohol or drugs for which she does not have a current valid prescription. The division is not required to accept testing results from other government authorities or drug testing facilities to satisfy these requirements. Ms. Putnam must accurately complete and sign any and all testing results release forms requested by the division or the testing service. Required to complete a mental health evaluation, substance use disorder evaluation, and a physical evaluation with a division approved licensed providers within 90 days prior to re-applying for licensure. Each evaluation must clearly indicate Ms. Putnam can safely practice as registered nurse and must sign any releases of information requested by the Division, allowing the providers to discuss the results of the evaluations with the Division. All criminal sanctions must be resolved before re-applying for licensure and imposing other sanctions as the Division Director deems just and appropriate.

Mr. Pittman motioned that all allegations presented to the board to be true and factual and the request for relief as presented be recommended to the division.

The motion was seconded by Dr. Steadman.

The chair called for a roll call vote. The votes were recorded as follows:

- Ralph – Yes
- Sheryl – Yes
- Shane– Yes
- Wendy – Yes
- Erica - Yes
- Derek – Yes

The motion passes.

INFORMAL ADJUDICATIVE PROCEEDINGS – Traci B. Lujan:

(Refer to audio for specifics. Audio_Part8_00:03 – 02:04)

The proceedings were re-scheduled to April 9, 2026.

NEXT SCHEDULED MEETING: MAY 14, 2026

ADJOURN: 1:47 P.M.

The meeting was adjourned at 1:47 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.

04/10/2026

Date Approved

Shane Yardley

Shane Yardley (Apr 10, 2026 09:11:22 MDT)

Shane Yardley - Board of Nursing & Certified Nurse Midwives

04/10/2026

Date Approved

Jeff Busjahn

Jeff Busjahn - Bureau Manager, DOPL