

MINUTES

BOARD OF NURSING MEETING

December 9, 2021
Heber M. Wells Bldg.
ELECTRONIC MEETING – 8:30 a.m.
Salt Lake City, UT 84114

CONVENED: 8:30 A.M.

ADJOURNED: 1:02 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jeff Busjahn
Board Secretary: Thomas Togisala
Compliance Specialist: Sharon Bennett
UPHP Manager: Kelli Jacobsen

CONDUCTING:

Debra Mills, MSN, RN – Chair

BOARD MEMBERS PRESENT:

Debra Mills, MSN, RN
Julianne Brady, BSN, RN
Ellen Brown, BSN, RN
Linda Hofmann, RN, Ph.D.
David Skalka, JD, APRN, FNP-C
Julie Gee, RN, Ph.D.
Kristi Vick, APRN-CRNA
K. Kumar Shah, Public Member
Ralph Pittman, LPN
Luisa Echeverria, RN

BOARD MEMBERS EXCUSED:

N/A

GUESTS:

Cescilee Rall
Sharon Dingman – UNA
Diane Forster-Burke – UNA

ADMINISTRATIVE BUSINESS:

CALL MEETING TO ORDER:

Ms. Mills called the meeting to order at 8:30 a.m.

REVIEW AND APPROVE THE NOVEMBER 18, 2021 MINUTES:

Dr. Hofmann motioned to approve the minutes with the suggested edits.

Mr. Pittman seconded the motion.

The vote in favor was unanimous.

LEGISLATIVE UPDATE & ENVIRONMENTAL SCAN:

N/A

REQUIRED ANNUAL OPEN AND PUBLIC MEETINGS ACT TRAINING:

All board members completed their training prior to this meeting.

UPHP GENERAL DISCUSSION:

(Refer to audio for specifics. Part 1_07:00 – 09:25)

Ms. Jacobsen provided the Board information on a webinar regarding suicide and nursing. The webinar gives insight, research, and resources for nurses experiencing difficult stresses within their field.

Ms. Jacobsen will provide the webinar link for the Board to review.

R156-31b-102 (19) RULE CHANGE DISCUSSION:

(Refer to audio for specifics. Part 1_09:29 – 18:25)

Ms. Rall requested to clarify this Rule, so it can be more defined in the school setting.

The current Rule reads as follows:

R156-31b-102. Definitions.

In addition to the definitions in Title 58, Chapter 1, General Rule of the Division of Occupational and Professional Licensing, and Title 58, Chapter 31b, Nurse Practice Act, the following rule definitions supplement the statutory definitions: (17) "Individualized healthcare plan" or "IHP" means a written document that outlines the provision of student healthcare services intended to achieve specific student outcomes.

It is suggested to add the following:

The IHP shall have a confirmed medical diagnosis which is created by a health care provider as defined in 78B-3-403(12) and within the health care provider's scope of practice.

Ms. Brady motioned to accept the suggested language for R156-31b-102 (19).

Ms. Brown seconded the motion.

The vote in favor was unanimous.

BOARD BUSINESS:

Ms. Bennett provided the Board a brief overview on probationer files.

PROBATIONER INTERVIEWS:

Kendall Miller – Interview conducted by Ms. Vick.

(Refer to audio for specifics. 29:35 – 45:40)

Mr. Kendall is asking to be allowed to administer anesthesia narcotics in a hospital setting. If approved, he is asking for a letter from the Division, so the DEA can issue him a DEA number to be allowed to work in a different setting as a CRNA.

Mr. Kendall had a dilute UA in October, due to drinking a lot of water because of his kidney stones.

Ms. Vick motioned to allow Mr. Miller to administer Schedule 2-5 in a perioperative period.

Mr. Skalka seconded the motion.

The vote in favor was unanimous.

Joanna Arbogast – Interview conducted by Ms. Brady.

Ms. Arbogast had one no-show to a UA test.

Ms. Arbogast attends therapy regularly.

Ms. Brady encouraged Ms. Arbogast to have a set plan to remain in compliance.

No motions were made.

Nelson Kinyanjui – Interview conducted by Ms. Echeverria.

Mr. Kinyanjui showed up 35 minutes late to his scheduled appointment.

Mr. Kinyanjui is not compliant. He has been checking in late and has missed a couple of his UA tests.

Ms. Echeverria recommends if he's compliant for 3 months, his request for early termination can be considered.

Meagan McCullough – Interview conducted by Ms. Brown.

Ms. McCullough has a new position within her facility.

Ms. McCullough is doing well and enjoys her job.

Ms. McCullough has one missed check-in due to forgetting, because she was shopping.

Ms. McCullough attends therapy regularly.

No motions were made.

Michele McArdle – NO SHOW – File reviewed by Ms. Mills.

Ms. McArdle has three missed check-ins and one positive UA.

Ms. Mills would like for her to meet with the Board in January 2022.

No motions were made.

Kris Szelag – Interview conducted by Dr. Hofmann.

Ms. Szelag is working as a nurse and loves her job. She has a great support system within her colleagues at work and family.

No motions were made.

Whitney Carter – Interview conducted by Ms. Brown.

Ms. Carter is working as a nurse and enjoys her job.

Ms. Carter has been sober for one year.

Ms. Carter attends therapy twice a month.

Ms. Carter has a good support system within her family.

Ms. Carter plans on maintaining her sobriety and achieving her goals.

Ms. Carter's son and her nursing license is her motivation to maintain compliance within her probation.

No motions were made.

Allison Covington – Interview conducted by Ms. Brady.

Ms. Covington is doing well.

Ms. Covington has good employer reports.

Ms. Covington is working as a nurse.

Ms. Covington has two missed check-ins.

Ms. Covington has a good support system within her family, friends, and support groups.

No motions were made.

Nicole Braun – Interview conducted by Mr. Skalka.

Ms. Braun is working as a nurse.

Ms. Braun is currently seeking new nursing opportunities.

Ms. Braun is currently working on completing her BSN. Her goal is to become an APRN.

Mr. Skalka motioned to allow Ms. Braun to work up to 96 hours within a two week work period.

Mr. Shah seconded the motion.

The vote in favor was unanimous.

Christina Wilmot – Interview conducted by Ms. Echeverria.

Ms. Wilmot does not have a nursing job and she's doing well.

Ms. Wilmot completed her thinking errors course. She has learned to take her time, think critically, and assess her situations. She is more inclined to ask for help when she needs it.

No motions were made.

Christopher Moore – Interview conducted by Mr. Pittman.

Mr. Moore is doing well and is working as a nurse.

Mr. Moore has one missed check-in due to forgetting. He has implemented alarms and alerts to be reminded to check-in.

Mr. Moore has a good support system within his family and church.

No motions were made.

Stephanie Dalton – Interview conducted by Dr. Gee.

This is Ms. Dalton's first interview with the Board.

Ms. Dalton has no missed check-ins.

Ms. Dalton is not working as a nurse.

Ms. Dalton has a good support system within her husband.

Dr. Gee encouraged Ms. Dalton to read her stipulation and order often to understand what is expected throughout her probation.

Ms. Mills motioned to approve Ms. Dalton's mental health evaluation.

Mr. Pittman seconded the motion.

The vote in favor was unanimous.

Elaine Tonga – Interview conducted by Dr. Gee.

Ms. Tonga is working as a nurse.

Ms. Tonga has great employer reports.

Ms. Tonga's two year sobriety is coming up in the beginning of the New Year.

Dr. Gee motioned to allow Ms. Tonga to work up to 96 hours in a two week work period.

Mr. Pittman seconded the motion.

The vote in favor was unanimous.

Nadine De Chavez – Interview conducted by Dr. Hofmann.

Ms. De Chavez is working as a nurse and enjoys her job.

Ms. De Chavez has a good support system within her work colleagues and family.

Ms. De Chavez has one missed check-in, because she forgot. She has implemented alarms and alerts to remind her to check-in.

Dr. Hofmann motioned to allow Ms. De Chavez to work in a home healthcare and hospice environment.

Dr. Gee seconded the motion.

The vote in favor was unanimous.

Stephanie Bradshaw – Interview conducted by Ms. Mills.

Ms. Bradshaw has six missed check-ins, because she forgot. She has setup alarms and alerts to remind her to check-in regularly.

Ms. Bradshaw completed her therapy requirements. She's learned to communicate effectively with her family and husband.

Ms. Mills encouraged Ms. Bradshaw to remain compliant and to be mindful of what she needs to do.

No motions were made.

Gregory Cruea – Interview conducted by Mr. Pittman.

Mr. Cruea is doing well.

Mr. Cruea's sobriety date is September 1, 2021.

Mr. Cruea admitted to drinking alcohol at a fantasy football draft gathering.

Mr. Cruea had a positive PEth test for alcohol on September 9, 2021.

Mr. Pittman encouraged Mr. Cruea to read his stipulation and order on a weekly basis to be reminded of what is expected of him throughout his probation.

Mr. Pittman motioned for Mr. Cruea to submit monthly therapy reports.

Mr. Skalka seconded the motion.

The vote in favor was unanimous.

Mr. Pittman motioned to fine Mr. Cruea \$1500.00 for the positive PEth test.

Dr. Hofmann seconded the motion.

The vote in favor was unanimous.

INFORMAL ADJUDICATIVE PROCEEDING:

(Refer to audio for specifics. Part 1_01:13:25 – 01:20:55)

Jeness Mae Morgan-Brockman – Proceeding conducted by Ms. Wilde.

Ms. Morgan-Brockman was a no-show for this proceeding.

Ms. Wilde reviewed each allegation with the Board.

Ms. Wilde presented the Division's recommendation to the Board.

The Division's recommendation is the following:

Revoke Jeness Mae Morgan-Brockman's license for a period of five years with one year of voluntary testing.

The deliberated in private.

The Board reviewed each allegation and found each allegation to be true.

The Board recommends to revoke Ms. Morgan-Brockman's license for five years. In addition, she will need to volunteer for one year of UA testing prior to reapplying.

REQUESTS & APPROVALS:

Stephanie Spencer – File reviewed by Mr. Skalka.

Mr. Skalka motioned to approve Ms. Spencer's mental health evaluation.

Ms. Brown seconded the motion.

The vote in favor was unanimous.

NEXT SCHEDULED MEETING: JANUARY 13, 2021

ADJOURN: 1:02 P.M.

Meeting adjourned at 1:02 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.

01/13/2022

Debra Ann Mills

Date Approved

01/13/2022

Debra Mills - Chairperson, Board of Nursing



Date Approved

Jeff Busjahn - Bureau Manager, DOPL