

WEST VIRGINIA STATE BOARD OF EXAMINERS
FOR LICENSED PRACTICAL NURSES

MINUTES
BOARD MEETING
JUNE 13, 2007

9:00 a.m. DISCIPLINARY REVIEW COMMITTEE MEETING
(Committee Members Only)

9:30 a.m. REGULAR MEETING (Open to the Public)

1

CALL TO ORDER Meeting was called to order by Chairperson, Duane Napier, at 9:35 AM.
Welcome and introduction of guests followed.

Members Present -

Duane Napier
Gregory Chiartas
Jean Yates
Joan Smith
Vickie Bennett
Catherine Vance

Members Absent -

Suzannah Higgins
Mark Stephens

Staff Present -

Lanette Anderson
Michelle Winters
Elsie Patterson

Guests Present -

Tammy Page
Leeanne Parnell
Savannah Dove
Melissa Perdue
Angela Lilly
Mary Berry
Jessica Richardson

*Robin Pacitto
Tiffany Reese
Kathy Dray
Royce Eckleberry
Sandra Thompson
Nancy Hawkins
Emily Walker
Thene Hodges
Allison St Clair
Brenda Martin
Billie Casinelli
Dawn Swiger
Deborah Stewart
Leeta Collins
Debbie Phelps
Tammy Doyle
Melanie DeLung
Emily Foster
Brittany Denny
Tina McPeak
Amber Howe
Tina Hunley
Kristina Younger
Tiffany Jones
Ashley Meadows
Gayle Whitt
Sonya Kade
Michelle Barnett
Jennifer White
Mary Beth Grogan
Ashleigh Baxter
Robert McClain
Bob Tiy
Pearl Zonleer
Samantha Mangual
Heather Heath
Corine Delauw
Tricia Shannon
Brenda Ronevich
Miranda Kell
Jane Miller
Melisa Michael
Chantel Mason*

*Mavanda Tingler
Melissa Wells
Wendi Hunley
Molly Bonar
Barbara Collier
Jennifer Casto
Jessica Cunningham
Ashley Alford
Pamela Salmons
Carrie Mullins
Laura Neel
Amy Stacy
Tisha Graves
Deanna Ritche
Tina Hawley
Manoka McClung
Melissa Perry
Becky Davis
Mary Brothers
Steve McElroy
Beth Baldwin*

2

*INTRO- Members, guests and staff introduced themselves.
DUCTION
OF MEMBERS &
GUESTS*

3

*PROPOSED Motion was made by Jean Yates to approve the revised proposed agenda as
AGENDA presented. Motion was seconded by Joan Smith. Motion carried.*

4

*MINUTES OF Motion was made by Joan Smith that the minutes, as circulated, from the
PREVIOUS previous meeting held February 15, 2007, be approved by the Board. Motion
MEETING was seconded by Jean Yates. Motion carried.*

5

*DISCIPLINARY
REVIEW*

*COMMITTEE Michelle Winters, Associate Executive Director to the Board, reported
the following activities of the Disciplinary Review Committee which have
occurred since the February 15, 2007, Board Meeting:*

Consent Agreements:

1. *Amanda Laney, License No. 26239; BPN07-106
Monetary Penalty \$580 audit failure
March 8, 2007*
2. *Brandice Potter, License No. 26949; BPN07-108
Monetary Penalty \$340 audit failure
March 8, 2007*
3. *Virginia Salmons, License No. 26244; BPN07-107
Monetary Penalty \$580 audit failure
March 8, 2007*
4. *Dennis J. Dalton, License No. 21612; BPN07-112
Probation 2 yrs. Per positive drug screen
March 21, 2007*
5. *Rebecca Barthlow, License No. 20658; BPN03-66
Monetary Penalty \$700 per worked on lapsed license
March 21, 2007*
6. *Brenda Barker, License No. 22138; BPN06-129
Probation 1 yr. per prior drug misappropriation
April 24, 2007*
7. *Bobbie Jo James, License No. 18089; BPN07-84
Probation 2 yrs. per fraud in obtaining narcotics
April 24, 2007*
8. *Connie Whitte, License No. 19771; BPN07-117
Reprimand per professional misconduct
April 25, 2007*
9. *Jennifer R. Gardi, License No. 26139; BPN07-88
Monetary Penalty \$300 per working on lapsed license
April 25, 2007*
10. *Carol King, License No. 25894; BPN07-122
Probation 2 yrs. per positive drug screen
May 1, 2007*
11. *Allen Bassham, License No. 26715; BPN07-62
Reprimand per performing a treatment w/o an order
May 2, 2007*

12. *Leanna D. Ellison, License No. 28441; BPN07-136
Monetary Penalty \$200 per working on lapsed license
May 2, 2007*

13. *Kathleen Sivert, License No. 17558; BPN07-37
Monetary Penalty \$200 per worked on lapsed license
May 10, 2007*

14. *Teresa D. Hughes, License No. 24193; BPN07-134
Monetary Penalty \$900 per worked on lapsed license
May 10, 2007*

15. *Beverly G. Williams, License No.11141; BPN07-133
Probation 1 yr. per criminal conviction
May 24, 2007*

16. *Jennifer J. Nelson, License No. 26412; BPN07-14
Monetary Penalty \$200 per worked on lapsed license
May 24, 2007*

17. *Tonia S. Castle, License No. 25126; BPN07-135
Monetary Penalty \$580.00 per CE audit failure
May 24, 2007*

Reinstatements:

18. *Ronna McCallister, License No. 25453; BPN06-114
From 1 year Probation to Full Status
February 20, 2007*

19. *Rose Hartline, License No. 26711; BPN06-99
From 1 year Probation to Full Status
February 26, 2007*

20. *Ernest Bonecutter, License No. 2703; BPN06-151
From 1 year Probation to Full Status
April 9, 2997*

21. *Charlotte Hanshaw, License No. 16388, BPN05-139
From 1 yr. Probation to Full Status
May 25, 2007*

No Action:

22. *BPN06-163
Alleged narcotic diversion
March 5, 2007*

23. BPN07-99
Alleged neglect
March 21, 2007

24 .BPN07-103
Alleged abuse
April 3, 2007

25. BPN07-129
Alleged neglect
April 25, 2007

26. BPN06-166
Alleged neglect
May 9, 2007

27. BPN07-125
Alleged medication error
May 10, 2007

28. BPN07-126
Alleged practice errors
May 24, 2007

29. BPN07-28
Alleged practice errors
May 24, 2007

BUDGET

6A

3RD QTR FY 2007

Executive Director reported expenditures for the 3rd Quarter FY 2007 were \$264,217.77. Total appropriations for FY 2007 are \$367,344.00. Balance at the end of the 3rd Quarter was \$103,126.23. The account balance was \$610,619.99. A supplemental appropriation from FY 2007 funds for \$15,000.00 was requested to assist in paying for a disciplinary hearing and financing travel to the International Council of Nurses meeting. This amount has been approved by the Governor.

6B

EXPENDI- TURE SCHEDULE 2008

Executive Director reported that the expenditure schedule for FY 2008 was approved by mail vote. The appropriated amount increased slightly for FY 2008 to \$373,072.00. A motion was made by Joan Smith that the mail vote on the FY 2008 expenditure schedule be ratified. Motion was seconded by Catherine Vance. Motion carried

6C

REPORT OF PURCHASE CARD

Purchase card expenditures for the months of January, February and March, 2007 were reported to the Board in accordance with requirements of the Auditor's Office. Staff was available for any inquiries from members of the Board.

7

NCSBN

7A

MID-YEAR
MEETING
however
the

Executive Director reported that NCSBN's Mid-Year meeting was held in New Orleans from April 2-4, 2007. No members or staff were able to attend, however staff did watch the webcast of some of the sessions. Proposed revisions to the Bylaws were discussed, and will be voted upon at the Delegate Assembly meeting in August.

7B

DELEGATE
ASSEMBLY

The NCSBN Annual Meeting/Delegate assembly will be held in Chicago, IL August 7-10, 2007. NCSBN is covering all expenses for two (2) representatives to attend. A motion was made by Joan Smith that the Board authorize the attendance of Lanette Anderson and Duane Napier to attend the NCSBN Annual Meeting/Delegate Assembly. Motion was seconded by Gregory Chiartas. Motion carried.

7C

INVESTIGATOR
ATTORNEY
WORKSHOP

This meeting was held in San Francisco from May 21-23, 2007. A verbal report of the meeting was provided by Lanette Anderson and Michelle Winters. They presented a session at this meeting entitled "How to Avoid Hearings." Members were provided with an email from a participant providing positive feedback to the presentation.

7D

NCLEX
INVITATIONAL

This meeting will be held on Monday, September 24, 2007 in Chicago, IL. The cost will be \$900.00 per attendee. A motion was made by Joan Smith that the Board authorize Michelle Winters and Kim Cremeans to attend this meeting. Motion was seconded by Gregory Chiartas. Motion carried.

8

WV CENTER
FOR
NURSING

Duane Napier, Executive Director of the Center, reported that we are still awaiting the Governor's appointment of Gregory Chiartas to fill the LPN position on the Board of Directors. Duane Napier will give an update on the Center for Nursing during the Joint RN/LPN Board Meeting.

9

MISSION &
INITIATIVES
STATEMENT
JULY 2006-
JULY 2009

Executive Director reported that only minor revisions have been made to reflect current operations. A motion was made by Gregory Chiartas that the Mission and Initiatives Statement be approved as presented. Motion was seconded by Joan Smith. Motion carried.

10

NCLEX PN TEST
RESULTS

Executive Director reported that the passing average for NCLEX-PN for WV is 86.42% for the quarter ending March 31, 2007, down from 92.95% for the previous period ending December 31, 2006. The national passing average

period ending December 31, 2006. A review of testing information for the current quarter to date reflects a higher passing average for WV candidates than was experienced during the previous quarter.

11 SCHOOLS OF PRACTICAL NURSING

11A

ANNUAL REPORTS 2005

Executive Director reported that all annual reports from the twenty three (23) LPN programs have been received. Data compiled from these reports for 2006 graduating classes still continues to show that attrition is a major concern state-wide. Numbers of applicants and qualified applicants were down slightly.

11B

NEW GRAD EMPLOYMENT 2006 GRAD- UATES

Executive Director reported that a slightly higher percentage of new graduates were unemployed, and a slightly higher percentage were enrolled in RN programs than in previous years.

12

MERCER COUNTY SCHOOL PN

A site visit was made to the Mercer County School of Practical Nursing on March 15, 2007. After discussions of the findings resulting from this visit, a motion was made by Joan Smith that the Mercer County School of Practical Nursing be granted Full State Accreditation for a period of three (3) years, ending June 30, 2010. Motion was seconded by Vickie Bennett. Motion carried.

13

SUMMERS COUNTY SCHOOL PN

A site visit was made to the Summers County School of Practical Nursing on April 20, 2007. After discussion of the findings resulting from this visit, a motion was made by Gregory Chiartas that the Summers County School of Practical Nursing be granted Full State Accreditation for a period of three (3) years, ending June 30, 2010. Motion was seconded by Jean Yates. Motion carried.

14

CABELL COUNTY SCHOOL PN

A site visit was made to the Cabell County School of Practical Nursing on April 26, 2007. After discussions of the findings resulting from this visit, a motion was made by Vickie Bennett that the Cabell County School of Practical Nursing be granted Provisional State Accreditation for a period of one (1) year, ending June 30, 2008. Motion was seconded by Joan Smith. Motion carried.

15

WOOD COUNTY SCHOOL PN

A site visit was made to the Wood County School of Practical Nursing on April 27, 2007. After discussions of the findings resulting from this visit, a motion was made by Gregory Chiartas that the Wood County School of Practical Nursing be granted Full State Accreditation for a period of three (3) years, ending June 30, 2010. Motion was seconded by Catherine Vance. Motion carried.

16

JOHN D
ROCKEFELLER
SCHOOL OF PN

A site visit was made to the John D. Rockefeller School of Practical Nursing on May 4, 2007. After discussions of the findings resulting from this visit, a motion was made by Catherine Vance that the John D. Rockefeller School for Practical Nursing be granted Full State Accreditation for a period of three (3) years, ending June 30, 2010. Motion was seconded by Vickie Bennett. Motion carried.

17

GARNET
CAREER
CENTER
SCHOOL PN

A site visit was made to the Garnet Career Center School of Practical Nursing on May 15, 2007. After discussions of the findings resulting from this visit, a motion was made by Joan Smith that the Garnet Career Center School of Practical Nursing be granted Full State Accreditation for a period of three (3) years, ending June 30, 2010. Motion was seconded by Vickie Bennett. Motion carried.

18

2007
LEGISLATIVE
SESSION

Executive Director reported that no significant legislation with regards to the Board was enacted this year. There was a bill introduced which would have changed the exemptions for licensure for RNs and LPNs, however the bill did not pass. It was proposed by those representing the Christian Scientists. A representative of that group has been invited to the Joint RN/LPN meeting to discuss this matter.

19

INTERNATIONAL
COUNCIL OF
NURSES

This meeting was held in Yokohama, Japan, June 1-3, 2007 and was attended by Lanette Anderson, Michelle Winters and Duane Napier. A verbal report was given. Two abstracts were accepted for presentation by these individuals. A symposium entitled "Effectively Leading a Multigenerational Workforce" and a poster entitled "Best Practices for Disciplinary Processes" were presented; both were well-received by participants.

20

ASSOCIATION
OF LICENSING
BOARDS

Executive Director reported that members were provided with copies of the minutes of the meeting of this group held in February 2007. The next scheduled meeting is September 26, 2007 at the Marriott Hotel in Charleston, following the Auditor's Office Annual Training Seminar.

21

PROPOSED
POLICY FOR
REMEDATION
OF CANDIDATES
FOR LPN EXAM

Executive Director reported that a policy has been developed with regards to those individuals who have not taken/passed NCLEX but graduated from LPN school several years prior to requesting permission to test. A motion was made by Vickie Bennett that the draft policy be accepted as revised. Motion was seconded by Joan Smith. Motion carried.

22

FARB
ATTORNEY
CERTIFICATION

This meeting will be held in Charleston, SC, October 5-7, 2007. Cost of the meeting is approximately \$1,700.00 per attendee. A motion was made by Catherine Vance that the Board approve Michelle Winters and Gregory Chiartas to attend the FARB Attorney Certification Meeting. Motion was seconded by Joan Smith. Motion carried.

23

CLEAR
ANNUAL
MEETING

This meeting will be held in Atlanta, GA, September 5-8, 2007. Cost of the meeting will be approximately \$1,350.00. A motion was made by Joan Smith that the Board approve Lanette Anderson, Michelle Winters and Kim Cremeans attend the CLEAR Annual Meeting. Motion was seconded by Vickie Bennett. Motion carried.

24

RECESS
OPEN MEETING

Duane Napier, Chairperson, announced that "Chapter 6, Article 9A, Section 4(2)(B) of the Code of West Virginia provides for Executive Sessions to be held by governmental agencies to discuss any matter which, by express provisions of federal law or state statute or rule of court is rendered confidential, or which is not considered to be a public record within the meaning of the freedom of information act as set forth in article one, chapter twenty-nine-b of this code." Further, Duane Napier announced that "Chapter 6 Article 9A Section 4(2)(A) of the Code of West Virginia provides for Executive Sessions to be held by governmental agencies to consider personnel matters. All motions arising from the discussion during the Executive Session shall be made and voted upon in an open meeting immediately following an executive session."

A motion was made by Joan Smith that in accordance with Chapter 6, Article 9A, Section 4(2)(B), that the Board recess and reconvene in an Executive Session for the purpose of discussing personnel matters. Motion was seconded by Jean Yates. Motion carried.

The regular meeting recessed at 11:30 a.m. in order to begin the Executive Session.

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CALL TO ORDER
EXECUTIVE SESSION

26

STAFF CONSIDERATIONS

27

ADJOURN EXECUTIVE
SESSION

