

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2008-2009

Suite 326, RSA Plaza

770 Washington Ave

Montgomery, Alabama

July 16-17, 2009

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:00 a.m. on July 16, 2009, with the following Board members present: Mike Harper, CRNA, JD, President; Gregory Howard, LPN, Secretary; Pamela Autrey, PhD., MSN, RN; Harry Brown, Jr., MA, MBA, CFP®; Melissa Bullard, LPN; Maggie Lee Hopkins, LPN; Patricia LeCroy, MSN, RN; Rose Linsky, MSN, RN; Amy Price, MSN, RN; and Sharon Pugh, LPN. Genell Lee, MSN, RN, JD, Executive Officer, and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Allison Terry, Ph.D., RN, Director, Center for Nursing; Charlene Cotton, MSN, RN, Advanced Practice; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Katie Drake-Speer, MSN, RN, Continuing Education; Carolyn Morgan, MSN, RN, Practice; Frank Mitchell, Chief Special Investigator; David Pinnock, Special Investigator; Danny Bond, Special Investigator; Wyatt Gantt, Special Investigator; Nate Nunnolley, Special Investigator; Ginny Pettway, Docket Clerk; Cathy Boden, MSN, RN, Legal Nurse Consultant; and Alice Maples, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with ten Board members present on July 16, and nine members present on July 17. Debra Davis, DSN, RN, Vice-President; and Sylvia Nobles, MSN, CRNP, were not present for the meeting. Mike Harper, CRNA, JD, President, was not present on July 17.

Mr. Howard chaired the meeting.

D. Review of Agenda

1. Additions, Modifications, Reordering

XII.D.3. Additional information for Keith J. Jensen

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

- II.A. May 21-22, 2009 Board Meeting Minutes
- II.B. June 18, 2009 Board Meeting Minutes
- III. OLD BUSINESS/FOLLOW-UP
- III.A. Board Action Follow-up
- VI.A. Executive Officer
- VI.A.2. FYI
- VI.D.1. General Counsel/Deputy Attorney General
- VI.D.2. Voluntary Disciplinary Alternative Program
- VI.D.3. Probation Monitoring
- VI.E. Operations/Personnel Report
- VI.F. Licensing Division
- VI.H. Board Member Attendance
- VII.A. 2009-2013 Strategic Plan Update
- VIII.A.1. Education Report
- VIII.B.1. Practice Report
- VIII.D.1. Continuing Education Report
- VIII.E.1. Center for Nursing/Research

On July 16, Ms. Linsky moved that the Board adopt the Consent Agenda. Ms. Hopkins seconded. Motion carried.

3. Adoption of Agenda

On July 16, Mr. Brown moved that the Board adopt the Agenda, as amended. Ms. Linksy seconded. Motion carried.

II. REVIEW OF MINUTES

A. May 21-22, 2009 Regular Board Meeting Minutes

The May 21-22, 2009, Regular Board Meeting Minutes were accepted on the Consent Agenda.

B. June 18, 2009 Board Meeting Minutes

The June 19, 2009, Board Meeting Minutes were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow Up

Ms. Lee's report of Board action follow up was accepted, as information, on the Consent Agenda.

IV. NATIONAL COUNCIL OF STATE BOARDS OF NURSING, INC.

A. NCSBN & Compact Administrators

Ms. Lee reported that the NCSBN Board of Directors have had discussions related to the relationship of the Nurse Licensure Compact Administrators (NLCA) to the NCSBN. The goal is to establish one unified organization.

Ms. Lee reviewed the difference between the NLCA and NCSBN for the Board. Ms. Lee reported that the issue may be discussed at the Delegate Assembly.

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 09 3rd Quarter NCLEX-PN® Results

The 3rd Quarter NCLEX-PN® Results for FY 2009 were not available.

B. FY 09 3rd Quarter NCLEX-RN® Results

The 3rd Quarter NCLEX-RN® Results for FY 2009 were not available.

VI. REPORTS

A. Executive Officer

1. Report

A written report to the Board outlining the Executive Officer activities from May 1, 2009, through June 30, 2009 was provided.

In addition to her written report, Ms. Lee reported that she met with the designers regarding the new Board room and they are going back to the drawing board. They will focus more on audio/visual design as a priority.

Ms. Lee reported that she offered to facilitate a meeting of nurse practitioners and physicians to discuss the issues with the proposed nurse practitioner legislation and try to reach a compromise prior to the legislation being introduced. The Nurse Practitioner Alliance of Alabama accepted the offer but the Medical Association of the State of Alabama (MASA) declined to meet.

Pursuant to Alabama Board of Nursing Administrative Code, Rule 610-X-8-.05, Ms. Lee accepted the voluntary surrender for revocation for each of the following Alabama nursing licenses:

| <u>Licensee's Name</u> | <u>License Number</u> | <u>Date of Acceptance</u> |
|------------------------|-----------------------|---------------------------|
| Turner, Lucy Joann | 2-053203 | 05/07/2009 |
| Rahim, Lailah A. | 2-044671 | 05/08/2009 |
| McIntyre, Sherrie Lynn | 2-028371 | 05/11/2009 |
| Lackey, Terri Jill | 1-094860; 2-041498 | 05/27/2009 |
| Connell, Sharon Symons | 1-077603 | 06/10/2009 |

2. FYI

There were no FYI items provided.

3. Report on Healthcare Reform Summit held by Congressman Artur Davis

Ms. Lee reported that she unable to attend the Healthcare Reform Summit. Joe Decker, Alabama State Nurses Association (ASNA) Executive Director, attended the meeting. Ms. Lee will get a report from Mr. Decker.

4. LPN Renewal Information

Ms. Lee reported that the 2009 LPN renewal period begins September 1, 2009 and goes through December 31, 2009. A

brochure or postcard has been mailed in the past prior to renewal to remind individuals about the processes for renewal.

Ms. Lee provided copies of the proposed LPN renewal language for the Board's review and approval.

The Board reviewed and discussed the proposed language.

On July 16, Ms. LeCroy moved that the Board approve the language for the 2009 LPN Renewal Notice. Ms. Hopkins seconded. Motion carried.

B. Executive Committee

1. President's Report

There was no report from the President.

C. Financial Reports

1. Reports

Ms. Weaver provided a Revenue Expenditure Summary for FY 2009. Revenues and expenditures budget comparison for FY 2009, and a spreadsheet reflecting payments for all in-state and out-of-state travel-related expenses through May 31, 2009, was presented. Ms. Weaver also provided a cost allocation report with a breakdown of expenditures by program and object codes, along with a report of dishonored checks through May 31, 2009, and a cash balance as of May 29, 2009.

Ms. Weaver reported that she is doing a quarterly analysis for FY 2010.

The Board reviewed and discussed the reports presented with Ms. Weaver.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from May 1, 2009 through June 29, 2009, the number of open disciplinary cases, and the number of cases on appeal or

subject to litigation was accepted, as information, on the Consent Agenda.

2. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of June 30, 2009 was accepted, as information, on the Consent Agenda.

3. Probation Monitoring

A written report on the number of nurses monitored on probation as of June 24, 2009 was accepted, as information, on the Consent Agenda.

4. Regulatory Questions on Licensure Applications

Ms. Maples reported that regulatory questions for the 2008 RN Renewal and 2009 LPN Renewal have been substantially revised. In order to make the regulatory questions on other Board applications consistent with those on the renewal applications, changes are necessary. Also, due to the addition of new language in the Nurse Practice Act addressing mental and physical illness, the initial application question has been updated.

Ms. Maples provided copies of the proposed regulatory questions for Examination, Endorsement and Reinstatement of a Lapsed License for the Board's review and approval.

Ms. Maples reported that the questions will be changed to past tense.

The Board reviewed and discussed the proposed regulatory questions.

On July 16, Mr. Harper moved that the Board approve the revisions to the regulatory questions on licensure applications. Ms. Linsky seconded. Motion carried.

5. Report on Citizen Advocacy Center Alternative Program Conference: Mary Ed Davis

Ms. Davis reported on her attendance at the Citizen Advocacy Center Alternative Program Conference and provided a written report.

E. Operations/Personnel Report

A written report of the Board's operations and personnel was accepted, as information, on the Consent Agenda.

F. Licensing Division

A written report on the number of licenses issued from October 1, 2008 through June 24, 2009 was accepted, as information, on the Consent Agenda.

G. Legal Counsel

There was no report from Legal Counsel.

H. Board Member Attendance

A written report on Board member attendance was accepted as information on the Consent Agenda.

VII. STRATEGIC PLANNING

A. 2009-2013 Strategic Plan Update

An update of the ABN 2009-2013 Strategic Plan, was accepted, as information, on the Consent Agenda.

VIII. EDUCATION, PRACTICE, ADVANCED PRACTICE AND RESEARCH

A. Education

1. Report

A written report on nursing education programs was accepted, as information, on the Consent Agenda.

B. Practice

1. Report

A written report on the standardized procedures activity as of June 25, 2009, along with presentations and programs attended was accepted, as information, on the Consent Agenda.

C. Advanced Practice Nursing

1. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the Joint Committee met on July 14, 2009 to review the applications for collaboration listed in the roster. The roster includes eighty-four new collaboration agreements, twenty-eight modified collaboration agreements, and forty-one requests to add covering physicians.

Heather Talbot, CRNP, in collaboration with Dr. Marshall Shoemaker is requesting the addition of Colposcopy and Colposcopically directed procedures for her protocol. Ms. Talbot attended the *Comprehensive Colposcopy* course offered by the American Society of Colposcopy and Cervical Pathology (ASCCP). She requests approval to start clinical patient management under the ASCCP guidelines with Dr. Shoemaker's mentored supervision.

The following applications terminated the collaboration prior to final Board approval: 1) Phyllis Anne Kreisler, 1-071215, and Dr. Thomas J. Wool, 00007842, practiced from April 6 – June 1, 2009; 2) Barbara June Turner, 1-050373, and Dr. James Ronald Boyce, 00007411, practiced from June 15-18, 2009; 3) Joseph Bryan Brackner, 1-071160, and Dr. Delano Benjamin, 00024889, practiced from June 1-19, 2009; and 4) Tabitha Clemmons, 1-064309, and Richard R. Cunningham, DO-0929, practiced from May 20 – June 12, 2009.

Ms. Cotton provided copies of the roster of applications for the Board's review and approval.

On July 16, Mr. Harper moved that the Board accept the recommendations from the Joint Committee and approve the CRNP and CNM applicants for collaboration listed in the published roster, noting specific recommendations on the following applications: approve the request to modify the collaborative practice of Heather Talbot and Dr. Marshall Shoemaker; and approve the collaboration for the period of temporary approval through the date of termination for Phyllis Anne Kreisler and Dr. Thomas J. Wool, Barbara June Turner and Dr. James Ronald Boyce, Joseph Bryan

Brackner and Dr. Delano Benjamin, and Tabitha Clemmons and Richard R. Cunningham, DO. Dr. Autrey seconded. Motion carried.

2. Report on Healthcare Reform Meeting with Congressman Bobby Bright

Ms. Cotton provided a written report on the Healthcare Reform Meeting with Congressman Bobby Bright.

D. Continuing Education

1. Report

A written report on continuing education providers, ABN continuing education provider focus reviews, ABN continuing education providers focus audit, and ABN continuing education evaluation summary was accepted, as information, on the Consent Agenda.

E. Center for Nursing/Research

1. Report

A written report on the Center for Nursing/Research was accepted, as information, on the Consent Agenda.

2. Annual Report of Nursing Education Programs

Dr. Terry reported that the Deans and Directors of Alabama's nursing education programs are surveyed annually by the Alabama Board of Nursing (ABN) in order to determine the programs' compliance with ABN Administrative Code, Chapter 610-X-3, Nursing Education Programs.

The 2008 Nursing Education survey was sent to Deans and Directors via a listserv; results were submitted online and compiled by an ABN programmer analyst. The study analyzes data provided by respondents to the survey to obtain a cross-sectional view of nursing education in Alabama. Not all nursing programs submitted complete information requested on the survey despite multiple requests for submission, and therefore gaps in the responses will be evident. Statistical information calculated will only be reflective of the data provided by responding

programs. The result may be unintentional skewing of data calculations.

Dr. Terry provided copies of the analysis of the 2008 Nursing Education Programs Annual Report for the Board's information and review.

The Board reviewed and discussed the report.

Ms. Lee reported that one of the reasons Chattahoochee Valley Community College lost their accreditation from NLNAC was due to the systematic plan of evaluation or lack thereof. The systematic plan of evaluation is required in the rules. The Board may want to make sure the education programs send in their systematic plan of evaluation and review the plan for trends instead of collecting data.

IX. OPEN FORUM

A. Medical Errors Television Program

Ms. Lee showed a video from The Oprah Show on medical errors.

X. BOARD MEMBER TRAVEL

Due to the financial situation, the Board discussed suspending all non-essential Board travel. The Board determined that the NCSBN meetings are related to the Board's core function and attendance will not be restricted. The Executive Officer will determine if the meetings are related to the Board's core functions.

On July 16, Ms. LeCroy moved that the Board suspend all non-essential Board travel unless the meetings are related to the Board's core functions as determined by the Executive Officer. Ms. Pugh seconded. Motion carried.

A. LPNAA Annual Meeting, Florence, AL – October 6-8, 2009

B. Council on Licensure, Enforcement and Regulation 2009 Annual Conference, Denver, CO – September 10-12, 2009

- C. NFLPN 60th Annual Convention, Nashua, NH – October 14-19, 2009
- D. Alabama Organization of Nurse Leaders (AlaONL) Annual Leadership Conference, Montgomery, AL – August 21, 2009
- E. ASNA/AONL/AANS 2009 Convention, Florence, AL – October 1-3, 2009

XI. REPORTS OF MEETINGS ATTENDED

- A. 2009 AFLPN Annual Conference, Tuscaloosa, AL – June 11-12, 2009

Mr. Howard, Ms. Pugh and Ms. Bullard reported on their attendance at the 2009 AFLPN Annual Conference.

Mr. Howard and Ms. Pugh provided written reports.

- B. ICN 24th Quadrennial Congress, Leading Change: Building Healthier Nations, Durban, South Africa – June 27 – July 4, 2009

Ms. Hopkins reported on her attendance at the ICN 24th Quadrennial Congress, Leading Change: Building Healthier Nations, and provided a written report.

XII. DISCIPLINARY CASES

On July 17, Ms. LeCroy moved that the Board enter into Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licensees. Ms. Bullard seconded. Motion carried.

Mr. Howard reported that the Board would reconvene in open session at approximately 10:30 a.m.

The Board reconvened in open session at 9:35 a.m. and voted on the Consent Orders.

A. Consent Orders

1. Goudreault, Karen Lynne Sanborn – LPN, 2-058806

Ms. Goudreault signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on professional accountability, and pay a fine in the amount of \$300.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

2. Green, Kelly Michelle – RN, 1-099590; LPN, 2-045791 (Lapsed)

Ms. Green signed a Consent Order that would place her RN license on probation for a period to run concurrent with her Court ordered probation, but not less than twelve months, require her to successfully complete a Board-approved educational course on professional accountability, and pay a fine in the amount of \$300.00. Should Ms. Green attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On July 17, Dr. Autrey moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

3. Macewen, Yevonne D. – RN, 1-115748

Ms. Macewen signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, and require her to successfully complete a Board-approved educational course on chemical dependency.

On July 17, Dr. Autrey moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

4. Terry, Brenda Kay Hale – LPN, 2-039385

Ms. Terry signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking, stopping abuse, and

neglect in nursing homes, and pays a fine in the amount of \$300.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Price seconded. Motion carried.

5. Maughon, Phylene Z. Streit – RN, 1-064261

Ms. Maughon signed a Consent Order that would place her RN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on legal/ethical aspects of nursing and post-operative care, and pays a fine in the amount of \$300.00.

Dr. Autrey recused herself from the discussion and vote concerning Ms. Maughon.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

6. Butler, Fawn Lori Olsen – LPN, 2-057197

Ms. Butler signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on documentation, medication errors, and professional accountability, and pay a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

7. Velazco, Teresa E. – RN, 1-096039

Ms. Velazco signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency, professional accountability, and medication administration, and pay a fine in the amount of \$900.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

8. McCreary, Lasonja Denise – LPN, 2-054773

Ms. McCreary signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on critical thinking, administration of medications to geriatric patients, and professional accountability, and pay a fine in the amount of \$600.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

9. Canady, Willie Lee – LPN, 2-022720

Mr. Canady signed a Consent Order that would place his LPN license on probation for a period of twelve months, with practice-related stipulations, require him to successfully complete Board-approved educational courses on critical thinking, documentation, and diabetic ketoacidosis, and pay a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

10. Sheffield, Shannon Denise Creech – RN, 1-097070

Ms. Sheffield signed a Consent Order that would place her RN license on probation, with practice-related stipulations, until such time as she provides evidence of successful completion of Board-approved educational courses on medication administration and documentation, and pays a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

11. Howard-Adair, Sarah Katherine – LPN, 2-053446

Ms. Howard-Adair signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency, documentation, and medication errors, and pay a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

12. Bailey, Jr., Kenneth W. – RN, 1-093979; LPN, 2-041835 (Lapsed)

Mr. Bailey signed a Consent Order that would suspend his RN license for a minimum of three months and until such time as the Board is in receipt of satisfactory documentation of: (a) payment of a fine in the amount of \$600.00; (b) successful completion of Board-approved educational courses on professional accountability, critical thinking, and cardiac emergencies; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. Upon reinstatement, Mr. Bailey's license will be placed on probation for a period of twenty-four months, with practice-related stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked. Should Mr. Bailey attempt to renew his LPN license, it too, would be subject to the same terms and conditions.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

13. Thomas, April Brown – RN, 1-109690

Ms. Thomas signed a Consent Order that would suspend her LPN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment program (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Ms. Thomas be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Thomas' license will be reinstated on probation for a period of twenty-four months,

with illegal/illicit drug-use stipulations, she will be required to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of \$600.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

14. Payne, Ricky Lane – RN, 1-070165

Mr. Payne signed a Consent Order that would place his RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require him to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$600.00.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

15. Vess, Sandra Kay Simpson – RN, 1-055306; LPN, 2-028587 (Lapsed)

Ms. Vess signed a Consent Order that would place her RN license on probation for a period for twelve months, with illegal/illicit drug-use stipulations, and require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00. Should Ms. Vess attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

16. Copeland, Sandra Lynn Holmes – RN, 1-080916; LPN, 2-037829 (Lapsed)

Ms. Copeland signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program; (b) entry into and successful

completion of the initial phase of an approved treatment program; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Copeland's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked. Should Ms. Copeland attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

17. Collinsworth, Teresa Dutton-Martin – RN, 1-079992

Ms. Collinsworth signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment program; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Collinsworth's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

18. Jones, Marla Elaine Welch – RN, 1-066861

Ms. Jones signed a Consent Order that would place her RN

license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

19. Messer, Michael L. – RN, 1-057171

Mr. Messer signed a Consent Order that would suspend his RN license for a minimum of six months and until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program and compliance with all treatment recommendations; (b) entry into and full participation in an aftercare program; (c) negative random monthly urine drug screens; (d) active participation in Twelve Step Meetings; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Mr. Messer's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and he will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

Dr. Autrey recused herself from the discussion and vote concerning Mr. Messer.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

20. Wilcox, Joseph Timothy – LPN, 2-052356

Mr. Wilcox signed a Consent Order that would suspend his LPN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment program (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if

recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Mr. Wilcox be deemed in need of treatment, his license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and he will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Mr. Wilcox's license will be reinstated on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, he will be required to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of \$500.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

21. Bass, Sherry Gordon – LPN, 2-056660

Ms. Bass signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency, documentation, and professional accountability, and pay a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

22. Hensarling, Peggy Carol – RN, 1-052259; LPN, 2-019747 (Lapsed)

Ms. Hensarling signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency, documentation, and medication errors, and pay a fine in the amount of \$300.00. Should Ms. Hensarling attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

23. George, Erica Lynn – RN, 1-110499

Ms. George signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$600.00.

Ms. LeCroy recused herself from the discussion and vote concerning Ms. George.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

24. Snelling, Teresa Lane Thrasher – RN, 1-106594

Ms. Snelling signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

25. Blackmon, Angela Vance – LPN, 2-020507

Ms. Blackmon signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability and critical thinking, and pays a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

26. Brown, Genetta Moseley – LPN, 2-013743

Ms. Brown signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on professional accountability and critical thinking, and pays a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

27. Miles, Margaret Madera – RN, 1-049980

Ms. Miles signed a Consent Order that would place her RN license on probation for a period of twenty-four months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on professional accountability and documentation, and pay a fine in the amount of \$600.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Linsky seconded. Motion carried.

28. Sisco, Kendra Suzanne Osbourn – RN, 1-110093 (Lapsed); LPN, 2-048000 (Lapsed)

Ms. Sisco signed a Consent Order that would approve her reinstatement of a lapsed license application and place her RN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on scope of practice and the ABN Mandatory Class Part 2-Standards of Practice, and pays a fine in the amount of \$300.00. Should Ms. Sisco attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

29. Muzzey, Linda Diane Evans – LPN, 2-034253

Ms. Muzzey signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on scope of practice, professional accountability and the ABN Mandatory Class Part 2-Standards of Practice, and pays a fine in the amount of \$300.00.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

30. Ridgel, Sandra Vanessa Ward – LPN, 2-048190; RN Exam Applicant

Ms. Ridgel signed a Consent Order that would approve her to take the NCLEX-RN® and place her LPN license on probation until such time as she provides evidence of successful completion of a Board-approved educational course on scope of practice and pays a fine in the amount of \$300.00. If Ms. Ridgel has not completed the requirements of this Order at the time of issuance of her RN license, said RN license will be issued on probation pursuant to the same terms and conditions.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

31. Crawford, Dana Ann Goad – LPN, 2-038822

Ms. Crawford signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of successful completion of Board-approved educational courses on critical thinking and professional accountability and pays a fine in the amount of \$300.00.

On July 17, Dr. Autrey moved that the Board reject the Consent Order. Ms. Hopkins seconded. Motion carried.

On July 17, Dr. Autrey moved that the staff negotiate a Consent Order that would suspend Ms. Crawford's LPN license until such times as she provides evidence of successful completion of Board-approved educational courses on critical thinking and professional accountability and pays a fine in the amount of \$300.00. Upon reinstatement, Ms. Crawford's license would be placed on probation for a period of twelve months, with practice-related stipulations. Ms. LeCroy seconded. Motion carried.

32. Otterberg, Marlene Annette Huddle – RN, 1-054719

Ms. Otterberg signed a Consent Order that would terminate her November 21, 2003 Order upon the Board's acceptance of this Order that would place her RN license on probation for a period of sixty months, with chemical dependency stipulations, and require her to pay a fine in the amount of \$1,000.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Bullard seconded. Motion carried.

33. Moore, Lenora Mae – LPN Endorsement Applicant

Ms. Moore signed a Consent Order that would approve her LPN endorsement application and issue her license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on professional accountability and pay a fine in the amount of \$600.00.

On July 17, Ms. Linsky moved that the Board accept the Consent Order. Ms. LeCroy seconded. Motion carried.

34. Lovely, Philip Brent – RN, 1-097064

Mr. Lovely signed a Consent Order that would terminate his July 19, 2006 VDAP Agreement upon the Board's acceptance of this instant Order that would suspend his RN license for a minimum of three months and until such time as the Board is in receipt of satisfactory documentation of : (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program and compliance with all treatment recommendations; (b) entry into and full participation in an aftercare program; (c) negative random monthly urine drug screens; (d) active participation in Twelve Step Meetings; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Mr. Lovely's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and he will be required to pay a fine in the amount of \$500.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

35. Shaw, Mary Catherine – LPN, 2-054495

Ms. Shaw signed a Consent Order that would terminate her January 28, 2009 VDAP Agreement upon the Board's

acceptance of this instant Order that would suspend her LPN license for a minimum of six months and until such time as the Board is in receipt of satisfactory documentation of : (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program and compliance with all treatment recommendations; (b) entry into and full participation in an aftercare program; (c) negative random monthly urine drug screens; (d) active participation in Twelve Step Meetings; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Ms. Shaw's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

On July 17, Ms. Pugh moved that the Board accept the Consent Order. Ms. LeCroy seconded. Motion carried.

36. Wilkins, Shawn Linton – RN, 1-084223 (Lapsed)

Mr. Wilkins signed a Consent Order that would that would suspend his RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive chemical dependency evaluation from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment program; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Mr. Wilkins' license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and he will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

37. Rudd III, John Clarence – RN, 1-070271

Mr. Rudd signed a Consent Order that would issue him a public reprimand.

Ms. Price recused herself from the discussion and vote concerning Mr. Rudd.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

38. Stinnett, Rebecca Rae – RN Endorsement Applicant

Ms. Stinnett signed a Consent Order that would approve her RN endorsement application and issue her a public reprimand.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

39. Winkler, Marjorie Anne Green – RN, 1-051456

Ms. Winkler signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$800.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

40. Duncan, Melissa Jacqueline Carter – RN, 1-109913

Ms. Duncan signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$800.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

41. Pepper, Lisa Michele Broadfoot – RN, 1-070099

Ms. Pepper signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$800.00

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

42. Porter, Annie Catherine – RN, 1-027582

Ms. Porter signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On July 17, Dr. Autrey moved that the Board accept the Consent Order. Ms. Hopkins seconded. Motion carried.

43. Sikes, Katherine Renee Hanna – RN, 1-063596

Ms. Sikes signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

44. Pendley, Leonora Eve Heaton – LPN Exam Applicant

Ms. Pendley signed a Consent Order that would allow her to take the NCLEX-PN® and, if successful, issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

45. Tolbert, Judy Kay Pylant – RN, 1-020756

Ms. Tolbert signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

Ms. LeCroy recused herself from the discussion and vote concerning Ms. Tolbert.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

46. Findley, Josh Sampson – LPN Exam Applicant

Mr. Findley signed a Consent Order that would allow him to take the NCLEX-PN® and, if successful, issue him a public reprimand and require him to pay a fine in the amount of \$300.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

47. Vincent, Virginia Ann Parysz – RN, 1-028861

Ms. Vincent signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

48. Bayles, Ferrin Eugene – RN, 1-068168; CRNP

Mr. Bayles signed a Consent Order that would issue him a public reprimand and require him to pay a fine in the amount of \$300.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

49. Adams, Mashell Maran Singleterry – RN, 1-104507; LPN, 2-048525 (Lapsed)

Ms. Adams signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

50. McFalls, Lara Beth Hamby – RN, 1-084872

Ms. McFalls signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Dr. Autrey seconded. Motion carried.

51. Surles, Mozell Cloud – LPN, 2-040686

Ms. Surles signed a Consent Order that would place her LPN license on lapsed status due to health condition. Should Ms. Surles' health approve to the point where she is able to

return to the practice of nursing, her license would be reinstated on probation for a period of time as deemed necessary by the Board.

On July 17, Ms. Price moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

B. Reinstatement: Consent Orders

1. Brown, Tamya Denise Gillespie – RN, 1-055939

Ms. Brown signed a Consent Order that would approve her reinstatement of a revoked license application. Should Ms. Brown fail to submit a complete application for reinstatement of a lapsed license within two months of the effective date of this Order, her licensure status will be considered as and listed as revoked. Upon licensure, Ms. Brown's RN license will be placed on probation for a period of sixty months, with chemical dependency stipulations, she will be required to successfully complete Board-approved educational courses on professional accountability and chemical dependency, and pay a fine in the amount of \$1,000.00.

On July 17, Ms. LeCroy moved that the Board accept the Consent Order. Ms. Pugh seconded. Motion carried.

C. Formal Hearings

On July 17, Ms. Linsky moved that the Board enter into Executive Session in its capacity as a quasi-judicial body to deliberate and discuss evidence and testimony presented during contested case hearings and vote on the outcomes. Dr. Autrey seconded. Motion carried.

Mr. Howard reported that the Board would reconvene in open session at approximately 11:00 a.m.

The Board returned to open session at 10:35 a.m.

1. Beagle, Kelly Renea Bartlett – LPN, 2-055727

On July 17, Ms. LeCroy moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Beagle's LPN license. Ms. Linsky seconded. Motion carried.

2. Dinsmore, Chandra Danita McCann – LPN, 2-053709 (Lapsed)

On July 17, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Dinsmore’s LPN license. Ms. Hopkins seconded. Motion carried.

3. King, Wanda Joyce Clement – RN, 1-076376 (Lapsed/Probation)

On July 17, Ms. LeCroy moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. King’s RN license. Ms. Bullard seconded. Motion carried.

4. Kirya, Elizabeth Nalugo – RN, 1-075641 (Lapsed/Probation)

Ms. LeCroy recused herself from the discussion and vote concerning Ms. Kirya.

On July 17, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and extend Ms. Kirya’s probation for a period twenty-four months. Ms. Hopkins seconded.

After discussion Ms. Pugh amended her motion.

On July 17, Ms. Pugh moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Hearing Officer’s Recommendation, due to her repeated failure to comply with the Board Order, and revoke Ms. Kirya’s RN license. Ms. Hopkins seconded. Motion carried.

5. Masters, Tara Heather – RN, 1-090312 (Lapsed/Probation); LPN, 2-046736 (Lapsed)

On July 17, Ms. Bullard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Masters’ license. Ms. Linsky seconded. Motion carried.

6. Parker, Cynthia Powell – RN, 1-067006 (Active/Probation)

On July 17, Ms. LeCroy moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Parker’s RN license. Ms. Bullard seconded. Motion carried.

7. Parker, Timothy Scott – LPN, 2-041786 (Lapsed/Probation)

On July 17, Ms. Linsky moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Parker’s LPN license. Ms. Bullard seconded. Motion carried.

8. Robinson, Brenda L. Walker – LPN, 2-015205 (Active/Probation)

On July 17, Dr. Autrey moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Robinson’s LPN license. Ms. Bullard seconded. Motion carried.

9. Wakiri, Alice Waithira Ngaman – LPN, 2-050656 (Active/Probation)

On July 17, Dr. Autrey moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Wakiri’s LPN license. Ms. Price seconded. Motion carried.

D. Reinstatements – Formal Hearings

1. Burpo, Marilla Russell – LPN, 2-008044

On July 17, Ms. LeCroy moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and reinstate Ms. Burpo’s LPN license on probation for a period of thirty-six months, with practice-related stipulations. Ms. Hopkins seconded.

After discussion, Ms. LeCroy amended her motion.

On July 17, Ms. LeCroy moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Hearing Officer's Recommendation, due to the length of time out of practice, to be consistent with similar cases involving practice issues, medication safety and ethical issues; and reinstate Ms. Burpo's LPN license on probation for a period of thirty-six months, with practice-related stipulations, require her to complete an LPN Refresher Course, successfully complete Board-approved educational courses on safe medication administration and legal/ethical aspects of nursing, and pay a fine in the amount of \$1,000.00. Ms. Hopkins seconded. Motion carried.

2. Grayson, Elnora – LPN, 2-035428

On July 17, Dr. Autrey moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Grayson's reinstatement application. Ms. Pugh seconded. Motion carried.

3. Jensen, Keith J. – RN, 1-072220

Ms. Lee reported that on July 15, 2009 the Board received a letter from Mr. Jensen requesting that the Board consider new evidence pertaining to the hearing officer's recommendation. The evidence includes a document from the Alabama Board of Pardons and Paroles, Alabama Probationary Courts indicating that "Jensen has met all requirements of the probation office. All COM are paid in full."

On July 17, Ms. Linsky moved that the Board grant Jensen's motion to supplement the administrative record. Dr. Autrey seconded. Motion carried.

On July 17, MS. Linsky moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and reinstate Mr. Jensen's RN license will be placed on probation for a period of thirty-six months, with chemical dependency stipulations. Ms. Price seconded.

After discussion, Ms. Linsky amended her motion.

On July 17, Ms. Linsky moved that the Board accept the Findings of Fact, Conclusions of Law, but amend the Hearing Officer's Recommendation, to be consistent with similar cases, and reinstate Mr. Jensen's license on probation for a period of sixty months, with chemical dependency stipulations, and require him to pay a fine in the amount of \$1,000.00. Ms. Price seconded. Motion carried.

4. Johnson, Shemecka Nicole – LPN, 2-051067

On July 17, Ms. Price moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Johnson's reinstatement application. Ms. Linsky seconded. Motion carried.

XIII. OTHER

- Mr. Howard welcomed the students from Alabama Southern Community College PN Program in Thomasville.
- Mr. Harper and Ms. Lee reported on their meeting with Bill Newton, Finance Director, regarding the \$2.5 million that will be transferred to the General Fund. Mr. Newton informed them that it is the law and the money will be taken from the Board. Mr. Newton also informed them that it is common practice for the Governor's administration to take money from state agencies without discussing it with the agency. Ms. Lee reported that the Board will begin FY 2011 with \$763,000, which will barely cover payroll for two months.
- Ms. Lee reported that she will bring proposed service cuts and proposed fee increases to the August Board Meeting.
- **On July 16, Ms. LeCroy moved that the Board enter into Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific licensees. Mr. Harper seconded. Motion carried with all in favor (Ms. LeCroy, Ms. Price, Ms. Linsky, Ms. Hopkins, Ms. Pugh, Ms. Bullard, Dr. Autrey, Mr. Brown, and Mr. Harper).**
- The Board reconvened in Open Session at 3:00 p.m.

XIV. BOARD MEETING DEBRIEFING

- Ms. Lee asked the Board members to let her know if they receive a flash drive that does not work.
- Ms. Lee expressed her concern with the visitor talking during the meeting without permission or being recognized by the chair. Ms. Lee reported that she normally explains the process before the meeting begins but the visitor came in late. Ms. Lee will address the issue if she attends another Board meeting.

XV. ADJOURNMENT

The meeting adjourned at 10:42 a.m. on July 17, 2009.

Mike Harper, President

Gregory Howard, Secretary

Recorder: Leslie Vinson
07/16-17/2009