



STATE OF MICHIGAN

DEPARTMENT OF COMMUNITY HEALTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

JANET OLSZEWSKI
DIRECTOR

MICHIGAN BOARD OF NURSING DISCIPLINARY SUBCOMMITTEE MEETING OF DECEMBER 1, 2010

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Nursing Disciplinary Subcommittee met in regular session on December 1, 2010 at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 2, Lansing, Michigan.

CALL TO ORDER

Jodi Defoe, Chairperson, called the meeting to order at 9:04 a.m.

ROLL CALL

Members Present: Jody DeFoe, Public Member, Chairperson
Regina Allen, Public Member
Nina Bugbee, RN
Brenda Lewis, LPN

Members Absent: None

Staff Present: Laurie VanBeelen, Board Secretary, Health Regulatory Division
Wendy Helmick, Analyst, Health Regulatory Division
Kelly Elizondo, Assistant Attorney General
Jennifer Pappas, Inspector, Investigation Division (arrived at 9:48 a.m.)
LaShawna Morman, Inspector, Investigation Division (arrived at 9:48 a.m.)

Others Present: Linda Taft, RN

APPROVAL OF MINUTES

MOTION by Allen, seconded by Lewis, to approve the minutes of the November 3, 2010 meeting as presented.

MOTION PREVAILED

APPROVAL OF AMENDED AGENDA

MOTION by Allen, seconded by Lewis, to approve the amended agenda with the following correction:

The matter of Toni Pugliese, LPN – Administrative Complaint will be removed.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Danielle Lorraine Lake, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Danielle Lorraine Lake, RN.

A roll call vote followed: Yeas – Bugbee, Allen, Lewis, Defoe

MOTION PREVAILED

Susan Ann Perfetti, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Susan Ann Perfetti, RN.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Laurie Ann Brafford, RN – Consent Order and Stipulation

MOTION by Lewis, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Laurie Ann Brafford, RN.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Daniel Earl Moore, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Daniel Earl Moore, RN.

Discussion was held. The motion was withdrawn.

MOTION by Lewis, seconded by Allen, to reject the Consent Order and Stipulation in the matter of Daniel Earl Moore, RN, and submits the following counter-offer:

The Order of Summary Suspension shall be dissolved and Respondent's license shall be suspended for a minimum period of one (1) day until he undergoes a Health Professional Recovery Program (HPRP) evaluation and complies with his disciplinary monitoring agreement.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that Respondent is in compliance with his disciplinary monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice.

Upon reinstatement, Respondent shall be placed on probation for a period of two (2) years with the following terms and conditions:

- 1) Respondent shall comply with his HPRP monitoring agreement.
- 2) Respondent shall submit quarterly employer reports.

If Respondent's period of suspension exceeds six (6) months, he must petition for reinstatement.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

James Edward Zmudka, RN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Allen, to accept the Consent Order and Stipulation in the matter of James Edward Zmudka, RN.

A roll call vote followed: Yeas – Bugbee, Lewis, Allen, Defoe

MOTION PREVAILED

Tiffany Ann DeLuca, LPN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Tiffany Ann DeLuca, LPN.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Carla Yvonne Hardacre, RN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Carla Yvonne Hardacre, RN.

Discussion was held. The motion was withdrawn.

MOTION by Bugbee, seconded by Allen, to reject the Consent Order and Stipulation in the matter of Carla Yvonne Hardacre, RN, and submit the following counter-offer:

Respondent shall undergo a Health Professional Recovery Program (HPRP) evaluation within 60 days and enter into a monitoring agreement, if recommended, in the matter of Carla Yvonne Hardacre, RN.

Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with her HPRP monitoring agreement, if recommended.
- 2) Respondent shall submit quarterly employer reports.
- 3) Respondent shall also be required to complete 1 continuing education course each in the areas of ethics and professional boundaries. These courses shall be pre-approved by the Board chairperson or designee and shall not count toward license renewal.

A roll call vote followed: Yeas – Bugbee, Allen, Lewis, Defoe

MOTION PREVAILED

Estrella Sotto Intig, RN, LPN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Estrella Sotto Intig, RN, LPN.

Discussion was held

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Linda Ann Sullivan, RN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Linda Ann Sullivan, RN.

Discussion was held. The motion was withdrawn.

MOTION by Lewis, seconded by Allen, to reject the Consent Order and Stipulation in the matter of Linda Ann Sullivan, RN, and submit the following counter-offer:

Respondent shall be placed on probation for one (1) year and shall complete a continuing education course in the areas of (1) documentation; (2) professional accountability and legal liability; and (3) anticoagulant therapy or related course. These courses shall be pre-approved by the Board chairperson or designee and shall not count toward license renewal.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Allison Marie Wilson, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Allison Marie Wilson, RN.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

Generosa F. Agustin, RN – Consent Order and Stipulation

MOTION by Lewis, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Generosa F. Agustin, RN.

Discussion was held.

A roll call vote followed: Yeas – Bugbee, Lewis, Allen, Defoe

MOTION PREVAILED

Jonathan Baker, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Jonathan Baker, RN.

Discussion was held.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Annette Jean Boyer, RN, LPN – Consent Order and Stipulation

MOTION by Lewis, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Annette Jean Boyer, RN, LPN.

A roll call vote followed: Yeas – Bugbee, Allen, Lewis, Defoe

MOTION PREVAILED

Stacie Linn Brown, RN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Stacie Linn Brown, RN.

Discussion was held.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Cheryl Lynn Morse, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Cheryl Lynn Morse, RN.

Discussion was held.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Tara Jean Dosumu Diener, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Tara Jean Dosumu Diener, RN.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

JoAnne C. Green, LPN – Consent Order and Stipulation

MOTION by Lewis, seconded by Allen, accept the Consent Order and Stipulation in the matter of JoAnne C. Green, LPN.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

Doris Pearline Henry, LPN – Consent Order and Stipulation

MOTION by Lewis, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Doris Pearline Henry, LPN.

A roll call vote followed: Yeas – Bugbee, Lewis, Allen, Defoe

MOTION PREVAILED

Bonita Ann Talley, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Bonita Ann Talley, RN.

A roll call vote followed: Yeas – Bugbee, Allen, Lewis, Defoe

MOTION PREVAILED

Samantha Colleen Oliver, RN – Request for Reconsideration

MOTION by Bugbee, seconded by Lewis, to grant the Request for Reconsideration and remand the matter back to the Department for further administrative proceedings in the matter of Samantha Colleen Oliver, RN.

Discussion was held.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Patricia Ann Adams-Purnell, RN – Recommendation and Order of Dismissal

MOTION by Lewis, seconded by Allen, to accept the Recommendation and Order of Dismissal in the matter of Patricia Ann Adams-Purnell, RN.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Heather Marie Hosey, RN – Recommendation and Order of Dismissal

MOTION by Bugbee, seconded by Allen, to accept the Recommendation and Order of Dismissal in the matter of Heather Marie Hosey, RN.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

Nicole Michelle Merriweather, LPN – Recommendation and Order of Dismissal

MOTION by Allen, seconded by Lewis, to accept the Recommendation and Order of Dismissal in the matter of Nicole Michelle Merriweather, LPN.

A roll call vote followed: Yeas – Bugbee, Lewis, Allen, Defoe

MOTION PREVAILED

Rick John Petersen, LPN – Proposal for Decision

MOTION by Lewis, seconded by Allen, to accept the Proposal for Decision and suspend Respondent's license for a minimum period of one (1) day and until he undergoes a Health Professional Recovery Program (HPRP) evaluation and enters into a monitoring agreement, if recommended, in the matter of Rick John Petersen, LPN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that 1) Respondent has entered into a disciplinary non-confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice or 2) that the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with his HPRP monitoring agreement, if recommended.
- 2) Respondent shall submit quarterly employer reports.

If Respondent's period of suspension exceeds six (6) months, he must petition for reinstatement.

A roll call vote followed: Yeas – Lewis, Bugbee, Allen, Defoe

MOTION PREVAILED

Sarah Elizabeth Shavers, RN – Proposal for Decision/Summary Suspension

MOTION by Bugbee, seconded by Lewis, to accept the Proposal for Decision and suspend Respondent's license for six (6) months and one (1) day in the matter of Sarah Elizabeth Shavers, RN.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Ryan Andrew Brainerd, RN – Administrative Complaint

MOTION by Allen, seconded by Lewis, to suspend Respondent's license for six (6) months and one (1) day in the matter of Ryan Andrew Brainerd, RN.

Discussion was held. The motion was withdrawn.

MOTION by Bugbee, seconded by Allen, to suspend Respondent's license for a minimum period of one (1) day and until he undergoes a Health Professional Recovery Program (HPRP) evaluation and enters into a monitoring agreement, if recommended, in the matter of Ryan Andrew Brainerd, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that 1) Respondent has entered into a disciplinary non-confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice or 2) that the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with his HPRP monitoring agreement, if recommended.
- 2) Respondent shall submit quarterly employer reports.

If Respondent's period of suspension exceeds six (6) months, he must petition for reinstatement.

A roll call vote followed: Yeas – Lewis, Armstrong, Bugbee, Allen

MOTION PREVAILED

Renee' Marie Buhnerkemper, LPN – Administrative Complaint

MOTION by Bugbee, seconded by Lewis, to place Respondent on probation for a minimum period of one (1) day, not to exceed one (1) year, until she completes 25 hours of continuing education, including pain management, in the matter of Renee' Marie Buhnerkemper, LPN. These courses shall not count toward license renewal. Additionally, Respondent shall receive a reprimand and is fined the sum of \$250 which shall be paid within 60 days.

Discussion was held.

A roll call vote followed: Yeas – Lewis, Bugbee, Allen, Defoe

MOTION PREVAILED

Michelle Marie Dollar, RN – Administrative Complaint

MOTION by Bugbee, seconded by Armstrong, to suspend Respondent's license for a minimum period of one (1) day and until she complies with her Health Professional Recovery Program (HPRP) monitoring agreement in the matter of Michelle Marie Dollar, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that 1) Respondent has complied with her monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice or 2) that the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with her HPRP monitoring agreement.
- 2) Respondent shall submit quarterly employer reports.

If Respondent's period of suspension exceeds six (6) months, she must petition for reinstatement.

A roll call vote followed: Yeas – Allen, Lewis, Bugbee, Defoe

MOTION PREVAILED

Jennifer Marie McCabe, RN, CRNA – Administrative Complaint

MOTION by Allen, seconded by Lewis, to remand the matter of Jennifer Marie McCabe, RN, CRNA, back to the Department to continue the administrative process.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

Catina Elaine Painter, RN, LPN – Administrative Complaint

MOTION by Lewis, seconded by Allen, to suspend Respondent's license for a minimum period of one (1) day and until she undergoes a Health Professional Recovery Program (HPRP) evaluation and enters into a monitoring agreement, if recommended, in the matter of Catina Elaine Painter, RN, LPN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that 1) Respondent has entered into a disciplinary non-confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice or 2) that the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with her HPRP monitoring agreement, if recommended.
- 2) Respondent shall submit quarterly employer reports.
- 3) Respondent shall complete continuing education courses in the areas of (1) professional accountability and legal liability, (2) documentation, and (3) pain management. These courses shall be pre-approved by the Board chairperson or designee and shall not count toward license renewal.

If Respondent's period of suspension exceeds six (6) months, she must petition for reinstatement.

A roll call vote followed: Yeas – Bugbee, Lewis, Allen, Defoe

MOTION PREVAILED

Rebecca Lynn Prentice, RN – Administrative Complaint

MOTION by Bugbee, seconded by Allen, to suspend Respondent's license for a minimum period of one (1) day and until she complies with her Health Professional Recovery Program (HPRP) monitoring agreement in the matter of Rebecca Lynn Prentice, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that 1) Respondent has entered into a disciplinary non-confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice or 2) that the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a period of one (1) year with the following terms and conditions:

- 1) Respondent shall comply with her HPRP monitoring agreement, if recommended.
- 2) Respondent shall submit quarterly employer reports.

If Respondent's period of suspension exceeds six (6) months, she must petition for reinstatement.

A roll call vote followed: Yeas – Lewis, Allen, Bugbee, Defoe

MOTION PREVAILED

Mary Magdalene Zoerman, LPN – Administrative Complaint

MOTION by Allen, seconded by Lewis, to table the matter of Mary Magdalene Zoerman, LPN, and remand the matter back to the Department for additional administrative proceedings.

Discussion was held.

A roll call vote followed: Yeas – Allen, Bugbee, Lewis, Defoe

MOTION PREVAILED

PUBLIC COMMENT


Linda Taft indicated that with regard to situations of licensees continually failing to comply with HPRP monitoring agreements, a proposed resolution will be provided to the full Board for review and discussion at the January meeting.

ANNOUNCEMENTS

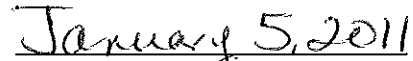
The next regularly scheduled meeting will be held January 5, 2011 at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 2, Lansing, Michigan.

ADJOURNMENT


MOTION by Lewis, seconded by Allen, to adjourn the meeting at 10:27 a.m.



Regina Allen, Acting Chairperson



Date Minutes Approved



Laurie VanBeelen, Board Secretary



Date Minutes Prepared