



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH PROFESSIONS
RAE RAMSDELL
ACTING DIRECTOR

STEVEN H. HILFINGER
DIRECTOR

MICHIGAN BOARD OF NURSING DISCIPLINARY SUBCOMMITTEE MEETING OF JUNE 1, 2011

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 June 1, 2011 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 9:05 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
Board Secretary, Health Regulatory Division
Bill Hurth, Manager, Health Regulatory Division
Wendy Helmick, Analyst, Health Regulatory Division
Kelly Elizondo, Assistant Attorney General
Robert Jenkins, Assistant Attorney General (arrived 9:25 a.m.)
Eric St. Onge, Assistant Attorney General

Others Present: Linda Taft, RN
Katie Lavery, RN, MS, CNM (left at 9:50 a.m.)
Carol Holmes, JD

Tara Walker
Cynthera McNeill
Umeika Stephens
Russchel Hart
Cheryl Herrmann
Kathy Balanti
Nicole Speck
Sarah Leroy
Joann Birken
Margaret Falahee
Susie Billingsley
Wanda Edwards
Dan Shirley, D
Lisa Gilker
Michelle Johnson, RN (left at 10:55 a.m.)

APPROVAL OF MINUTES

MOTION by Allen, seconded by Lewis, to approve the minutes of the May 4, 2011 meeting as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Lewis, seconded by Bugbee, to approve the agenda with the following modifications:

The matter of Racheal Roark, RN, LPN – Administrative Complaint will be removed from the agenda and the matter of Katie Nydam, RN – Consent Order and Stipulation will be added.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

James Lynn Harder, RN – Consent Order and Stipulation

MOTION by Lewis, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of James Lynn Harder, RN.

Discussion was held

Motion Withdrawn

MOTION by Allen, seconded by Bugbee, to table the matter of James Lynn Harder, RN.

MOTION PREVAILED

Linda Suzanne Millard, LPN, RN – Consent Order and Stipulation

MOTION by Lewis, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Linda Suzanne Millard, LPN, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Glynis Heagle, RN – Consent Order and Stipulation

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

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Jacquelyn Hartman, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Howard Jacquelyn Hartman, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Lori Anne Johnson, LPN, LLMSW – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Sheila McMullen, LPN, LLMSW.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Tammy Mulawa, RN– Consent Order and Stipulation

MOTION by Bugebee, seconded by Lewis, to accept the Consent Order and Stipulation, in the matter of Tammy Mulawa, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Toni Stouten, LPN – Consent Order and Stipulation

MOTION by Lewis, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Toni Stouten, LPN.

A unanimous roll call vote followed

MOTION PREVAILED

John Dziubik, RN– Consent Order and Stipulation

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

Discussion was held

Motion was withdrawn

MOTION by Allen, seconded by Lewis, to reject the Consent Order and Stipulation in the matter of John Dziubik, RN, and submit a counter-offer containing the same terms as the previous Consent Order and Stipulation and also requiring respondent to complete a continuing education course in medication administration. This course shall be Board-approved and shall not count toward license renewal.

A unanimous roll call vote followed

MOTION PREVAILED

Jennifer Estrada, RN, LPN – Consent Order and Stipulation

MOTION by Lewis, seconded by Allen, to accept the Consent Order and Stipulation in the matter of Jennifer Estrada, RN, LPN.

A unanimous roll call vote followed

MOTION PREVAILED

James Lynn Harder, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Lewis, to remove from the table the matter of James Lynn Harder, RN.

MOTION PREVAILED

MOTION by Bugbee, seconded by Lewis, to reject the Consent Order and Stipulation in the matter of James Lynn Harder, RN, and submit a counter-offer containing the same term as the previous Consent Order and Stipulation and also requiring Respondent to complete a continuing education course in medication administration. This course shall be Board-approved and shall not count toward license renewal.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Jennifer Harrison, RN – Consent Order and Stipulation

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

A unanimous roll call vote followed

MOTION PREVAILED

Julie Sethavarangura, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Julie Sethavarangura, RN.

Discussion was held

Motion was withdrawn

MOTION by Bugbee, seconded by Lewis, to reject the Consent Order and Stipulation in the matter of Julie Sethavarangura, RN, and submit a the following counter-offer:

Respondent shall be placed on probation for a period of one (1) year and shall submit quarterly employer reports. All other terms in the previous Consent Order and Stipulation shall remain the same.

Additional discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Vernon Smith, RN– Consent Order and Stipulation

MOTION by Lewis, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Vernon Smith, RN.

A unanimous roll call vote followed

MOTION PREVAILED

Barbara Van Kainen, CNM – Consent Order and Stipulation

MOTION by Bugbee, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Barbara Van Kainen, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Samantha Hood, RN – Consent Order and Stipulation

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

A unanimous roll call vote followed

MOTION PREVAILED

Noreen E. Niemiec, RN – Consent Order and Stipulation

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

Discussion was held.

A unanimous roll call vote followed

MOTION PREVAILED

Audrey Weber, RN – Consent Order and Stipulation

MOTION by Allen, seconded by Bugbee, to accept the Consent Order and Stipulation in the matter of Audrey Weber, RN.

Discussion was held.

A unanimous roll call vote followed

MOTION PREVAILED

Paul Hamm, LPN – Recommendation and Order of Dismissal

MOTION by Lewis, seconded by Allen, to grant the Recommendation and Order of Dismissal in the matter of Paul Hamm, RN.

Discussion was held

Motion was withdrawn

MOTION by Lewis, seconded by Allen, to table the matter of Paul Hamm, RN.

MOTION PREVAILED

Kathryn O'Dell, RN – Recommendation and Order of Dismissal

MOTION by Lewis, seconded by Allen, to grant the Recommendation and Order of Dismissal in the matter of Kathryn O'Dell, RN.

A unanimous roll call vote followed

MOTION PREVAILED

Carolyn Crippen, RN, LPN – Recommendation and Order of Dismissal

MOTION by Bugbee, seconded by Lewis, to grant the Recommendation and Order of Dismissal in the matter of Carolyn Crippen, RN, LPN.

A unanimous roll call vote followed

MOTION PREVAILED

Rhonda Salas, RN – Recommendation and Order of Dismissal

MOTION by Allen, seconded by Bugbee, to grant the Recommendation and Order of Dismissal in the matter of Rhonda Salas, RN.

Mary Cocco, RN- Proposal for Decision

MOTION by Bugbee, seconded by Lewis, to accept the Proposal for Decision and suspend Respondent's license for a minimum period of one (1) day in the matter of Mary Cocco, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that either 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 two (2) years 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.

Discussion was held

Motion was withdrawn

MOTION by Bugbee, seconded by Allen, to accept the proposal for Decision and require Respondent to submit to a Health Professional Recovery Program (HPRP) evaluation within 60 days and comply with the terms of her HPRP monitoring agreement, if recommended.

A unanimous roll call vote followed

MOTION PREVAILED

Stacy Trevino, RN – Proposal for Decision

MOTION by Lewis, seconded by Bugbee, to accept the Proposal for Decision and suspend Respondent's license for a minimum period of one (1) day, in the matter of Stacy Trevino, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that either 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 two (2) years 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.

Discussion was held
A unanimous roll call vote followed

MOTION PREVAILED

Mark Caswell, LPN – Administrative Complaint

MOTION by Allen, seconded by Bugbee, to dissolve the Order of Summary Suspension and revoke Respondent's license in the matter of mark Caswell, LPN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Pamela Doyon, LPN – Administrative Complaint

MOTION by Allen, seconded by Bugbee, to suspend Respondent's license for a minimum period of one (1) day in the matter of Pamela Doyon, LPN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that either 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 two (2) years with the following terms and conditions:

- 1) Respondent shall comply with her HPRP monitoring agreement, if recommended.
- 2) Respondent shall complete continuing education in the area of legal liability and professional accountability which shall not count toward regular licensure requirements.
- 3) Respondent shall submit quarterly employer reports.

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

A roll unanimous roll call vote followed

MOTION PREVAILED

Rodel Gallardo, RN – Administrative Complaint

MOTION by Lewis, seconded by Bugbee, dissolve the Order of Summary Suspension and revoke Respondent's license in the matter of Rodel Gallardo.

A unanimous roll call vote followed

MOTION PREVAILED

Nancy Huitra, RN – Administrative Complaint

MOTION by Bugebee, seconded by Allen, to suspend Respondent's license for one (1) day in the matter of Nancy Huitra, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that either 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 two (2) years 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.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Stephanie Keen, LPN – Administrative Complaint

MOTION by Lewis, seconded by Allen, to place Respondent on probation for one (1) year in the matter of Stephanie Keen, LPN, with the following conditions.

- 1) Respondent shall be required to complete one (1) continuing education course each in the areas of professional accountability and legal liability and documentation. Respondent shall also be required to take 15 hours of continuing education in the area of diabetes management. These courses shall be Board-approved and shall not count toward license renewal.
- 2) Respondent shall submit quarterly employer reports.
- 3) Respondent shall be required to pay a \$150 fine payable in one (1) year.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Connie Miller, LPN – Administrative Complaint

MOTION by Allen, seconded by Bugbee, to suspend Respondent's license for a minimum period of one (1) day in the matter of Connie Miller, LPN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying that either 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 be required to complete one (1) continuing education course in the area of professional accountability and legal liability. This course shall be Board-approved and shall not count toward license renewal.
- 3) Respondent shall submit quarterly employer reports.

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

A unanimous roll call vote followed

MOTION PREVAILED

Melissa Smith, 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 Melissa Smith, RN.

A unanimous roll call vote followed

MOTION PREVAILED

Jennifer Williams, LPN – Administrative Complaint

MOTION by Bugbee, seconded by Allen, to suspend Respondent's license for six (6) months and one (1) day in the matter of Jennifer Williams, LPN.

A unanimous roll call vote followed

Katie Nydam, RN – Consent Order and Stipulation

MOTION by Bugbee, seconded by Lewis, to accept the Consent Order and Stipulation in the matter of Katie Nydam, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

Paul Hamm, RN – Recommendation and Order of Dismissal

MOTION by Allen, seconded by Lewis, to remove from the table the matter of Paul Hamm, RN.

MOTION PREVAILED

MOTION by Lewis, seconded by Bugbee, to grant the Recommendation and Order of Dismissal in the matter of Paul Hamm, RN.

Discussion was held

A unanimous roll call vote followed

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held July 6, 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 Bugbee, seconded by Lewis, to adjourn the meeting at 11:12 a.m.


Jody DeFoe, Public Member, Chairperson

8-3-2011
Date Minutes Approved


Laurie VanBeelen, Board Secretary

6-1-2011
Date Minutes Prepared