



Arkansas Department of Health

Arkansas State Board of Nursing
1123 S. University Ave., #800 • Little Rock, Arkansas 72204 • (501) 686-2700 • Fax (501) 686-2714
Governor Sarah Huckabee Sanders
Renee Mallory, RN, BSN, Secretary of Health
Jennifer Dillaha, MD, Director
Sue A. Tedford, MNSc, APRN, Director

BOARD MEETING MINUTES

TIME AND PLACE:	February 14, 2024 Board Conference Room
MEMBERS PRESENT:	Allie Barker, MSN, RN; Tabitha Lancaster, RN; Jamie Sims; Phillip Petty, RN; Cassie Gonzales, MNSc, APRN, FNP-BC; Veronica Harmon, RN; Barbara Hillman, BSN, RN; Robin Lambert, LNHA, LPN; Lakisha Young, LPN.
MEMBERS ABSENT:	Barbara Hillman arrived late.
STAFF ATTENDING AT VARIOUS TIMES:	Sue A. Tedford, Director, MNSc, APRN David Dawson, JD, General Counsel Jennifer Ivory, JD, Attorney Specialist Lisa Wooten, Assistant Director, MPH, BSN, RN Karen McCumpsey, Assistant Director, MNSc, RN, CNE Shannon McKinney, Assistant Director, DNP, APRN, WHNP-BC Janet Simpson, ASBN Program Coordinator, MSN, RNP, RNC-MNN Kim Hooks, ASBN Assistant Director- ArNAP, MPH, BSN, RN, Tammy Vaughn, Program Coordinator, MSN, RN, CNE Leslie Suggs, Executive Assistant to the Director Albert Williams, Information Systems Coordinator Susan Moore, Computer Operator Mindy Darner, Legal Support Specialist Corrie Edge, Administrative Analyst Lisa Mendenhall, Legal Support Specialist Kelly Doppelhammer, Legal Support Specialist LouAnn Walker, Public Information Coordinator Cecelia Simpkins, Fiscal Support Specialist
Guests:	Kaylee Butler, RN, Investigator Penny Summers, RN, Investigator Brenda Turner, RN, Investigator

Education Session: Dr. Mancino, M.D., Program Director of University of Arkansas for Medical Science Center for Addiction Services and Treatment. Dr. Mancino spoke to the Board about Medication Assisted Treatment (MAT) in the treatment of Opioid Use Disorder (OUD).

President Allie Barker called the meeting to order at 10:06 a.m. Guests were welcomed and a flexible agenda was approved.

ASBN MINUTES

February 14, 2024

Page 2

Jennifer Ivory, the Board's attorney, presented consent agreements that had been entered into since the last meeting. Following discussion of each individual agreement, the following motion was passed:

MOTION: I MOVE that the Arkansas State Board of Nursing ratify the following Consent Agreements:

Emery, Morgan Rae Pena R091601 (Fayetteville, AR)

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309(a)(6)
Arkansas State Board of Nursing Rules, Chapter Seven, Section IV (A)(6)(p)*
Probation – 1 year
Courses – *Substance Abuse Bundle and The Nurse and Professional Behaviors*
Civil Penalty - \$750.00

Kemp, Kandis Keipri Rose RN 124666, L051274 (Conway, AR)

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309(a)(6)
Arkansas State Board of Nursing Rules, Chapter Seven, Section IV(A)(6)(b) and
(c)*
Probation – 1 year
Courses – *ICRS Upholding The Standard: Professional Accountability in Nursing
Documentation for Nurses*
Civil Penalty - \$1,600.00

Measels, Mallory Katelin L060666 (Midland, TX)

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309(a)(6)
Arkansas State Board of Nursing Rules, Chapter Seven, Section IV (A)(6)(c), (e)
and (p)*
Probation – 3 years
Courses – *Substance Abuse Bundle and Documentation for Nurses*
Civil Penalty - \$2,837.00

Taylor, Lauren Elizabeth King Bryant King L041798 (Newport, AR)

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309(a)(2) and (a)(4)
Arkansas State Board of Nursing Rules, Chapter Seven, Section IV (A)(2) and
(A)(4)*
Probation – 5 years
Courses – *Substance Abuse Bundle and The Nurse and Professional Behaviors*
Civil Penalty - \$3,750.00

Woods, Jessica Catherine Durham L060877 (Conway, AR)

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309(a)(2)
Arkansas State Board of Nursing Rules, Chapter Seven, Section IV(A)(2)*
Probation – 5 years
Courses – *Substance Abuse Bundle and The Nurse and Professional Behaviors*
Brought by Jamie Sims and seconded by Cassie Gonzales
PASSED

ASBN MINUTES

February 14, 2024

Page 3

Jennifer Ivory, the Board's Attorney Specialist, presented information on the acquittal of Case 72CR-19-1803 on Benjamin Nathan Epperson in the Circuit Court of Washington County, Arkansas 4th Judicial District 6th Division for the Board's consideration.

MOTION: I MOVE that based on the evidence of the charges being acquitted in Case 72CR-19-1803 in the Circuit Court of Washington County, Arkansas 4th Judicial District 6th Division, in the case of Benjamin Nathan Epperson, Arkansas Registered Nurse License No. R082248, that the Arkansas State Board of Nursing rescind the Order of Voluntary Surrender issued on November 18, 2020, and reinstate his license.

Brought by Allie Barker and seconded by Phillip Petty

PASSED

General Counsel, **David Dawson**, presented an oral waiver on Christine Lofton. A consent agreement is to be presented to the Board during the next hearing session.

The following business items were discussed:

- David Dawson provided the Board an update on the Appeal filed by Myia Morris.
- Board members were reminded the public hearing for proposed changes to the Rules is scheduled for 10:00am on February 28, 2024.

The meeting recessed for lunch at 11:52 p.m. Following lunch, the Board resumed hearings.

President Allie Barker called the meeting to order at 1:00 p.m. A flexible agenda was approved.

DISCIPLINARY HEARINGS

General Counsel, David Dawson, represented the Board. Motions reflect the decisions of the Board reached in deliberation following the hearing of each case.

STEPHANIE JEAN HANKINS, LICENSE NO. L028484 (EXPIRED)

Respondent was present for the proceedings before the Board and was not represented by counsel. Lisa Wooten, MPH, BSN, RN, provided testimony on behalf of the Board. Respondent has been charged with Ark. Code Ann. § 17-87-309(a)(2) and pleads guilty to the charges. Respondent failed to renew her LPN license and the license status was changed to Inactive-Expired on April 30, 2007. On May 17, 2023, Respondent contacted Board staff to self-report a criminal conviction in 2011 and inquire about the process of reinstating her LPN license. Respondent entered a negotiated plea of guilty to A.C.A. §5-13-201, Battery 1st Degree, a Class B Felony, in the Circuit Court of Carroll County, Arkansas, Criminal Division, Western District. This offense constitutes a bar for licensure under A.C.A. §17-3-102. Respondent was sentenced to prison for 120 months in the Arkansas Department of Corrections and ordered to pay fees and fines of \$1,545.00. The court imposed eighty-four (84) months of the sentence as thirty-six (36) months were suspended. Respondent provided proof of discharge from Arkansas Community Corrections indicating Respondent paid all fines and fees in full and completed parole on April 13, 2018. Respondent requested a hearing before the Board to request a waiver pursuant to A.C.A. §17-3-102, to reinstate her license.

MOTION: I MOVE that based on the evidence presented and the allegations contained in the Order and Notice of Hearing, the Arkansas State Board of Nursing finds that **STEPHANIE JEAN HANKINS, LICENSE NO. L028484 (EXPIRED)**, has been charged with a violation of Ark. Code Ann. § 17-87-309(a)(2) and that Respondent may voluntarily enter the Arkansas Nurse's Alternative to Discipline Program (ArNAP) for one (1) year. Respondent shall be required to follow the terms and conditions of their ArNAP contract. Failure to enter ArNAP or comply with the terms and conditions of ArNAP shall result in a referral to the Board for disciplinary action. Respondent shall have the ability to work in substance abuse setting/facilities while under the ArNAP contract.

Brought by Robin Lambert and seconded by Lakesha Young.

PASSED

HANNAH SHAE BROCK HOUSER, LICENSE NO. R104172

Respondent was present for the proceedings before the Board and was not represented by counsel. Lisa Wooten, MPH, BSN, RN, provided testimony on behalf of the Board. Respondent has been charged with Ark. Code Ann. § 17-87-309(a)(6) and the Board's *Rules*, Chapter Seven, Section IV (A)(6)(t) and pleads guilty to the charges. On February 9, 2022, after a hearing, the Board Ordered Respondent's RN license to be placed on probation for two (2) years. Respondent became noncompliant with the February 09, 2022, Board Order and the Board ratified a Noncompliance Consent Agreement placing Respondent's RN licensure on probation for two (2) years, on May 17, 2023. Respondent has failed to fully comply with the terms of the May 17, 2023, Noncompliance Consent Agreement. Respondent submitted two (2) positive specimens for the metabolites of alcohol, on July 24, 2023, and August 10, 2023. Respondent submitted two (2) dilute specimens for drug testing on August 10, 2023, and December 20, 2023. Respondent failed to provide the *Employer Acknowledgment Form* due on July 10, 2023, and the *Nurse and Professional Behaviors* course completion certificate due on December 10, 2023. Respondent has violated Ark. Code Ann. § 17-87-309(a)(6) and the Board's *Rules*, Chapter Seven, Section IV (A)(6)(t) by failing to comply with the terms and conditions of the Noncompliance Consent Agreement, signed by Respondent, and ratified by the Board on May 17, 2023.

MOTION: I MOVE that based on the evidence presented and the allegations contained in the Order and Notice of Hearing, the Arkansas State Board of Nursing finds that **HANNAH SHAE BROCK HOUSER, LICENSE NO. R104172**, has been charged with a violation of Ark. Code Ann. § 17-87-309(a)(6) and the Board's *Rules*, Chapter Seven, Section IV (A)(6)(t) and that Respondent's license and privilege to practice as a nurse be suspended two (2) years with the following terms and conditions:

- Pursuant to A.C.A. §17-87-104(b)(1), Respondent shall pay a civil penalty of \$3,750.00, plus any outstanding balance associated with previous disciplinary action. Such fine shall be payable within fifteen (15) days of receipt of this Order. If unable to pay the civil penalty within fifteen (15) days, a payment schedule shall be submitted within fifteen (15) days to the Board via email at ASBN.monitoring@arkansas.gov.
- Respondent shall provide evidence within six (6) months of successful completion of the Board approved course(s): *Substance Abuse Bundle*, *The Nurse and Professional Behaviors*. Respondent shall submit the certificates of completion via the Board approved monitoring program.
- Respondent shall obtain or continue counseling with a psychiatrist, psychologist, or other recognized mental health practitioner and shall submit the *Treatment Provider Report* quarterly via the Board approved monitoring program until discharged by the practitioner. Treatment shall begin within thirty (30) days of receipt of this Order.

ASBN MINUTES

February 14, 2024

Page 5

- Respondent shall request to the Board, verification of termination of the suspension period and license reinstatement to probation by submitting the *Reinstatement Request* form, via the ASBN Nurse Portal once compliance with the Board's Suspension Order is met.
- Respondent shall abstain at all times from the use of all controlled or abuse potential substances including alcohol, products that contain alcohol, all fermented products (i.e. kefir, kombucha tea, etc.), hemp, poppy seeds, cannabidiol (CBD), or any product or by-product containing the same. Short-term treatment (less than three [3] weeks) with a controlled medication may be allowed for an acute illness or acute condition with a short-term waiver and appropriate documentation (medical record documentation, etc.). Respondent shall provide a completed short-term waiver within ten (10) days of being prescribed a controlled or abuse potential substance via the Board approved monitoring program. Respondent shall log all medications, including over-the-counter medications via the Board approved monitoring program. Acceptable documentation must include the following information: prescriber, medication name, dose, date prescribed, and amount dispensed. Acceptable format of documentation includes photo(s) of the prescription label, documentation from the provider, or documentation from the pharmacy.
- Respondent agrees to have personal prescriptions monitored through the Prescription Drug Monitoring Program by board staff while under Board order.
- Respondent shall submit to random drug screens observed or DNA authenticated remote urine drug screen. The drug screens shall meet the criteria established by the Board and be conducted through a Board approved monitoring program, laboratory, and collection site. Respondent shall contact the monitoring program to activate their account and begin checking in daily beginning the first of the month following the Board Order. If selected for testing, Respondent shall submit the specimen within two (2) hours from the time of notification for observed drug screens, or with the time and manner designated by the remote urine drug screening laboratory. Respondent shall not submit specimens at Respondent's place of employment or practice site. Failed drug screens include the results of a biological specimen, which is determined to be diluted, substituted, abnormal, adulterated, or tests positive for alcohol, controlled substances, abuse potential substances, or their metabolites without a valid prescription or failure to present and provide specimen when notified. Respondent shall notify the Board of any travel two (2) weeks prior to traveling by submitting a monitoring interruption via the Board approved monitoring program. Respondent shall continue to check in during travel period and test when selected. Travel outside the continental U.S. requires thirty (30) days' notice. If approved, a waiver shall be issued during the travel period outside the continental U.S.
- Respondent shall not collect any drug screen specimen from a participant who has been ordered to drug screen by the Board.
- Respondent shall submit the *Enforcement Personal Report* to the Board via the Board approved monitoring program quarterly.
- Respondent shall ensure that all reports of Respondent and the employer are submitted quarterly via the Board approved monitoring program.
- Respondent shall execute any release necessary to give the Board access to records including, but not limited to, medical, psychological, employment, and or criminal records. Failure to execute a release shall be grounds for additional disciplinary action against Respondent's license / privilege to practice.
- Respondent shall obey all federal, state, and local laws, and all rules governing the practice of nursing in this state.

ASBN MINUTES

February 14, 2024

Page 6

- Respondent shall be responsible for all costs involved in complying with the Board's Order.
- Respondent is required to submit any change of information, even a temporary one, in name, address, or employer via the ASBN Nurse Portal and the Board approved monitoring program within ten (10) days of the change.
- If Respondent fails to comply with the terms of suspension during the monitoring period, Respondent may not restart the monitoring period until six (6) months after the date Respondent was determined to be noncompliant.
- The Nurse Licensure Compact status of Respondent's Arkansas license shall be single state, allowing practice only in the State of Arkansas. Respondent may submit the *Multistate Conversion Application* after successful completion of probation to determine if license meets the Uniform Licensure Requirements (ULR) for multi-state compact status.
- Respondent shall notify and present to each employer a copy this Order if working as a nurse on probation. Respondent shall have employer sign the *Employer Acknowledgement* form. Respondent shall submit the document to the Board via the Board approved monitoring program. Respondent shall have their employer complete the *Performance Evaluation Report* and Respondent shall submit the report to the Board via the Board approved monitoring program quarterly.
- Respondent shall work under supervision in any setting. Supervision requires another nurse at the same or higher licensure level, to be working in the same setting as Respondent and be readily available to provide assistance and intervention. Respondent shall not secure employment or be employed through a staffing agency. Respondent shall not be employed in the following settings: Emergency Room, Pre- and Post-Op, Labor and Delivery, Home Hospice, Home Health, or any Intensive Care Unit.
- Respondent shall request verification of termination of the probationary period by submitting the Reinstatement Request form, via the ASBN Nurse Portal once compliance with the Board's Probation Order is met. Respondent is required to continue all monitoring requirements including, but not limited to, checking in daily for random drug screening, testing if selected, attending meetings, and submitting reports until released from the probation period by Board staff.
- Pursuant to Ark. Code Ann. §17-87-309, failure to comply with this Order may result in additional disciplinary action on the Respondent's licensure and/or privilege including, but not limited to, additional probation, suspension, or revocation of licensure and/or privilege to practice nursing in this state.

Brought by Tabitha Lancaster and seconded by Veronica Lambert.

PASSED

MOTION: I MOVE that the Arkansas State Board of Nursing approve the Board Meeting Minutes from the January 10, 2024, and January 11, 2024, Board Meetings.

Brought by Jamie Sims and seconded by Phillips Petty.

PASSED

ASBN MINUTES

February 14, 2024

Page 7

MOTION: I MOVE that the Arkansas State Board of Nursing changes to the Faith A. Fields Nursing Loan Program disbursements for the 2024 Spring Semester, as follows:


Practice Renewal Applicants:

- 1) Rescind the scholarship in the amount of \$2,000.00 payable to University of Arkansas at Fayetteville on behalf of Jose Cano;
- 2) Rescind the scholarship in the amount of \$1,250.00 payable to North Arkansas College on behalf of Jennifer Cline;
- 3) Rescind the scholarship in the amount of \$2,500.00 payable to Baptist Health College on behalf of Cheryl Tilmon;

Brought by Jamie Sims and seconded by Phillip Petty.

PASSED

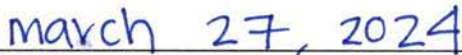
There being no further business, the meeting was adjourned at 3:08 pm.



Allie Barker, President



Mindy Darner, Recording Secretary



Date Approved