



# 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 Asa Hutchinson  
Jennifer A. Dillaha, MD, Director  
Renee Mallory, RN, Interim Secretary of Health  
Sue A. Tedford, MNSc, APRN, Director

## BOARD MEETING MINUTES

<b>TIME AND PLACE:</b>	June 8, 2022 Board Conference Room
<b>MEMBERS PRESENT:</b>	Lance Lindow, RN; Neldia Dycus, BS, MHSM, MHRD, RN; Janice Ivers, MSN, RN, CNE; Stacie Hipp, APRN, MSN; Jasper Fultz, LPN; Melanie Garner, LPN, CLC; Yolanda Green, LPN; Ramonda Housh, MNSc, APRN, CNP, C-PNP
<b>MEMBERS ABSENT:</b>	None
<b>STAFF ATTENDING AT VARIOUS TIMES:</b>	Sue A. Tedford, Director, MNSc, APRN David Dawson, General Counsel Ashley Fisher, 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, Program Coordinator, MSN, RNP, RNC-MNN 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 Lori Gephart, Licensing Coordinator
<b>GUESTS ATTENDING:</b>	Matt Gilmore, Public Health Programs Policy Coordinator Melissa Russenberger, RN, Pharmacy Services

President Lance Lindow called the meeting to order at 8:30 a.m. Guests were welcomed and a flexible agenda was approved.

### DISCIPLINARY HEARINGS

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

### LUCINE L. SAROYAN, ENDORSEMENT APPLICANT

Respondent was present for the proceedings before the Board and was not represented by counsel. Karen McCumpsey, MNSc, RN, CNE, and Dr. Bradley Diner provided testimony on behalf of the Board. Respondent has been denied endorsement and pleads guilty to the charges. Respondent submitted her Arkansas LPN Endorsement application on February 1, 2021, based upon her California license number VN 264073. Respondent reported that her previous nursing license in California had been revoked in 2004 after she had been charged with the attempted murder of her daughter and subsequently found not guilty by reason of insanity. Respondent spent one year in jail and five years in the State Hospital. She was released into the outpatient community program in 2005 and was declared to have her sanity

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restored in 2010. On July 22, 2011, Respondent's petition for reinstatement was granted by California and Respondent was issued license number VN 264073 on January 24, 2012. Respondent provided a detailed letter of explanation to ASBN staff on March 10, 2021. On April 16, 2021, ASBN staff requested that Respondent submit to an in-depth psychological evaluation by Bradley Diner, M.D. After evaluation, Dr. Diner recommended that Respondent obtain her Arkansas nursing license with these stipulations, based upon his noted concerns: Respondent should be monitored by the Board to insure mandatory psychiatric medication management and continued psychotherapy. Respondent should submit to random drug screens to ensure no relapse for substance abuse and to ensure compliance with her psychiatric medications. Monitoring should occur for at least two (2) years during the time Respondent makes a safe transition to Arkansas. After thorough review, ASBN Assistant Director, Karen McCumpsey, sent a letter to Respondent on July 9, 2021, informing Respondent that her Arkansas LPN Endorsement application was denied. On July 19, 2021, Respondent requested an appeal of the denial of her Arkansas LPN Endorsement Application.

**MOTION:** ASBN MOVE that ASBN uphold the denial of endorsement application of LPN license for **LUCINE L. SAROYAN, ENDORSEMENT APPLICANT:**

Brought by Janice Ivers and seconded by Stacie Hipp.

**PASSED**

### **KELLEY DENISE MOBBS SIDES, LICENSE NO. L034936 (EXPIRED)**

Respondent was present for the proceedings before the Board and was not represented by counsel. Lisa Wooten, MPH, BSN, RN, and Penny Summers, RN, Pharmacy Services, provided testimony on behalf of the Board. Respondent has been charged with Ark. Code Ann. § 17-87-309(a)(2), (a)(4) and (a)(6) and pleads guilty to the charges. Respondent holds Arkansas License No. L034936 (expired). An investigation was initiated after the Board received three (3) complaints regarding Respondent. The complaints focused on possible drug diversion, drug theft, and a positive employer drug screen result for morphine. On May 10, 2021, Respondent was found guilty of two (2) counts of *Controlled Substances-Fraudulent Practices*, in violation of A.C.A. 5-64-403, each a Class D Felony, in the Circuit Court of Faulkner County, Arkansas. A.C.A. 5-64-403 is part of the Uniformed Controlled Substances Act. A.C.A. 17-3-102 (a)(32), bars an individual from holding a nursing license if they have plead guilty to or been found guilty of a felony violation of the Uniform Controlled Substances Act. Respondent's nursing license will be revoked pursuant to Arkansas law, unless the Board grants a waiver of license revocation after a waiver request made by Respondent. A hearing will be scheduled, as outlined herein, to give Respondent an opportunity to request a waiver of revocation pursuant to A.C.A. 17-3-102 (b). If a waiver request is made, the Board may or may not grant a waiver, after consideration of the testimony and evidence presented. If a waiver request is not made, the Board will permanently revoke Respondent's nursing license pursuant to the requirements of Arkansas Law. If a revocation waiver request is granted, the Board will consider evidence and testimony presented with regard to the following, to determine whether the Respondent's license should be revoked, suspended, placed on probation, or otherwise disciplined. A complaint was submitted to the Board by the Executive Director of Stonebridge Senior Living in Conway, Arkansas. The complaint alleges on April 18, 2020, at shift change narcotic count, a discrepancy was noted. Respondent was on orientation at the facility and was being precepted. During the facility's investigation into the discrepancy, video surveillance was reviewed. Respondent was observed accessing the narcotic box, appears to be taking something out, moving her hand towards her pocket or clothing and then locking the narcotic box. A subsequent complaint alleged Respondent stole Fentanyl patches and morphine from Stonebridge Senior Living. An Office of Long-Term Care investigation noted the facility video where it depicts Respondent locks the medication room door, accesses the narcotic box, appears to be taking something out and moving her hand towards her pocket or clothing, and then locks the narcotic box. The investigator for the Board confirmed the video depiction. The Conway Police Department investigation reports Respondent admitted that she had taken the Fentanyl patches for her stepmother, who was suffering from cancer. Respondent said after she took them, she realized she probably should not give them to her stepmother and planned on putting them

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back. Respondent said when she realized they were discovered missing, she knew she could not bring them back and threw them away. An audit of Stonebridge Senior Living's controlled substance log indicates a discrepancy of two (2) fentanyl patches that are unaccounted for. Respondent's employment with Stonebridge Senior Living was terminated on April 24, 2020. On October 1, 2020, a complaint from Baptist Health was submitted to the Board. The complaint indicates Respondent was terminated due to a positive drug screen for morphine, suspected diversion, and administering a medication without a doctor's order. A review of ten (10) medical records involving Respondent from Baptist Health, between June 5, 2020, and August 30, 2020, reveal the following amounts of medication as unaccounted: 1,700mg of gabapentin; 50mg of tramadol; 12.5mg hydrocodone; 5mg methylphenidate; 5mg oxycodone; and 50mg pregabalin. The employer requested drug screen at Baptist Health indicates a positive result for Respondent for morphine with a urine quantitative result of 14,648ng/ml.

**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 **KELLEY DENISE MOBBS SIDES, LICENSE NO. L034936 (EXPIRED)**, pleaded guilty or nolo contendere to, or has been found guilty of a crime making them ineligible to hold a nursing license as cited in Arkansas Code Annotated § 17-3-102, and that the Board: grants a waiver of A.C.A. §17-3-102.

Brought by Melanie Garner and seconded by Ramonda Housh.

**PASSED**

**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 **KELLEY DENISE MOBBS SIDES, LICENSE NO. L034936 (EXPIRED)**, has been charged with a violation of Ark. Code Ann. § 17-87-309(a)(2), (a)(4) and (6) and that Respondent's license and privilege to practice as a nurse be suspended for three (3) year minimum with at least one (1) year post completion of court order with the following terms and conditions:

- Pursuant to A.C.A. §17-87-104(b)(1), Respondent shall pay a civil penalty of \$5,538.00, 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](mailto:ASBN.monitoring@arkansas.gov).
- Respondent shall provide evidence within six (6) months of successful completion of the Board approved course(s): *The Nurse and Professional Behaviors, Substance Abuse Bundle, and Documentation for Nurses*. Respondent shall submit the certificate(s) of completion via the Board approved monitoring program.
- Respondent shall provide evidence of a comprehensive assessment for substance use disorder within thirty (30) days of receipt of this Order. Acceptable evidence shall consist of an evaluation with appropriate testing by a Board approved evaluator. Respondent shall supply a copy of the Board's Order to the evaluator. The evaluation shall contain evidence that the evaluator knows the reason for the referral. The evaluator shall specifically advise the Board that the nurse is or is not presently able to engage in the safe practice of nursing or recommend the conditions, if any, under which safe practice could occur. Respondent shall ensure the evaluator sends the report directly to the Board at [ASBN.monitoring@arkansas.gov](mailto:ASBN.monitoring@arkansas.gov) within six (6) months of license being reactivated.
- Respondent shall attend AA/NA, or other Board approved support group meetings and shall submit quarterly reports to the Board through the Board approved monitoring program. Acceptable evidence shall consist of completion of the disciplinary form, *Aftercare Meetings Report*. Respondent shall log attendance of all support group meetings via the Board approved monitoring program.
- Respondent shall attend at least three (3) AA/NA or other Board approved support group meetings a week during the period of suspension and / or probation.

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- 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 appropriate documentation (i.e. short-term waiver, medical record documentation, etc.). Respondent shall notify Board staff 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 shall submit to observed, random drug screens. The observed 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. 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 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.
- 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 you fail to comply with the terms of suspension during the monitoring period, you may not restart the monitoring period until six (6) months after the date you were determined to be noncompliant.
- Respondent shall request verification of termination of the suspension period and a hearing to appear via the ASBN Nurse Portal or via the Board approved monitoring program once compliance with the Board's Suspension Order is met.

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- A probation period of three (3) years shall follow the suspension period. All conditions of the suspension period regarding treatment programs, random drug screens, and abstinence shall continue through the probation period.
- While on probation, if working as a nurse, 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 education level, to be working in the same setting as Respondent and be readily available to provide assistance and intervention. Respondent shall not be employed in critical care, in-home hospice, or home health settings.
- 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 Melanie Garner and seconded by Ramonda Housh.

**PASSED**

**Ashley Fisher**, 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:

**Perez, Emily Dawn L056831**

**(Conway, AR)**

Violation – *The Nurse Practice Act of Arkansas ACA §17-87-309 (a)(2), (a)(4), (a)(6)*

*Arkansas State Board of Nursing Rules, Chapter Seven, Section IV (A)(4)*

Probation – 3 years, reinstatement

Courses – *Substance Abuse Bundle*

Civil Penalty - \$750.00

**Watts, Corrina Nichole R081624**

**(Cabot, 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), (c) and (e)*

Probation – 1 year, practice

Courses – *Documentation For Nurses, The Nurse And Professional Behaviors, and Sharpening Critical Thinking Skills*

Civil Penalty - \$750.00

Brought by Stacie Hipp and seconded by Janice Ivers

**PASSED**

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The meeting recessed for lunch at 11:45 p.m. Following lunch, the Board resumed hearings.

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

### **ANGELA KAYE MORRISON, LICENSE NO. R077799 (EXPIRED)**

Respondent was not 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. On October 8, 2020, the Board issued a Letter of Reprimand with stipulations on Respondent's Registered Nurse License. Respondent was ordered to submit evidence of course completion within six (6) month, April 8, 2021, of the following courses: *The Nurse and Professional Behaviors, Documentation, and Ethics*. Respondent provided the course completion certificates for the *Documentation* and *Ethics* courses. Respondent requested and was granted a six (6) month extension to complete the *Nurse and Professional Behaviors* course. Respondent failed to provide the course completion certificate of the *Nurse and Professional Behaviors* course by October 23, 2021 and a notice was sent to Respondent notifying her to submit the course completion certificate by February 15, 2022, or a hearing would be scheduled. Respondent has not had any further contact with Board staff or submitted the course completion certificate. 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 fully comply with the terms and conditions of the Letter of Reprimand dated October 8, 2020.

**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 **ANGELA KAYE MORRISON, LICENSE NO. R077799 (EXPIRED)**, 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 until the terms of their Letter of Reprimand are met.

Brought by Ramonda Housh and seconded by Melanie Garner.

**PASSED**

**Sue Tedford** discussed the following business items with the Board:

- The strategic planning meeting on June 9, 2022, starts at 8:30am. Any motions will be brought back and presented at the July Board hearings.
- The Rules for the Full Independent Practice passed the Joint Public Health Committee and is scheduled to be presented to the Joint Rules Committee later this month. If the rules are approved, the applications for independent practice will go live in July.
- Melanie Garner spoke about the NOAP meeting.
- The benefit of virtual support group meetings vs in person support group meetings.

After discussion, the following Motions were presented to the Board.

**MOTION:** I MOVE that the Arkansas State Board of Nursing approve the Board Meeting Minutes from the May 11, 2022, Board Meetings.

Brought by Lance Lindow and seconded by Neldia Dycus.

**PASSED**

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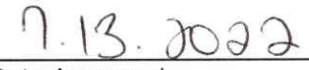
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There being no further business, the meeting adjourned at 2:11 pm.

  
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Lance Lindow, President

  
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Mindy Darner, Recording Secretary

  
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Date Approved