

**VIRGINIA BOARD OF NURSING
MINUTES
July 20, 2010**

TIME AND PLACE: The meeting of the Board of Nursing was called to order at 9:00 A.M. on July 20, 2010 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: Patricia M. Selig, R.N., F.N.P., Ph.D., President

BOARD MEMBERS PRESENT:

Florence Jones-Clarke, R.N., M.S., Vice President
Evelyn Lindsay, L.P.N., Secretary
Peregrin C. Francisco, R.N., M.S.A.
Joyce A. Hahn, Ph.D.; APRN; NEA-BC
Brenda L. Hale, R.N.
Jeanne E. Holmes, Citizen Member
John M. Horn, L.P.N.
Patricia C. Lane, R.N., B.S.N., M.B.A., H.C.A. (joined later)
Judith E. Piersall, R.N., B.S.N.
William Traynham, L.P.N.

BOARD MEMBER ABSENT:

Karen K. Schultz, Ph.D., M.B.A, Citizen Member

STAFF PRESENT:

Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Jodi P. Power, R.N., J.D., Deputy Executive Director
Brenda Krohn, R.N., M.S., Deputy Executive Director
Paula B. Saxby, R.N., Ph.D., Deputy Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Jessica Ressler, R.N.C., M.S.N., Nursing Education Consultant
Linda Kleiner, R.N., Discipline Case Manager
Ann Tiller, Compliance Manager
Jane Elliott, R.N., Ph.D., Discipline Staff
Amy Davis, Executive Assistant

OTHERS PRESENT:

Dianne Reynolds-Cane, M.D., Director, Department of Health Professions
Arne Owens, Chief Deputy Director, Department of Health Professions
Howard M. Casway, Senior Assistant Attorney General
Elaine Yeatts, Policy Analyst, Department of Health Professions
Lauren Goodloe, Virginia Nurses Association representative
April Fontaine, Board of Nursing Receptionist (observing)
Beth Yeatts, Board of Nursing Receptionist (observing)

**ESTABLISHMENT OF
A QUORUM:**

With eleven members of the Board present, a quorum was established.

ANNOUNCEMENTS:

- Ms. Douglas introduced Ms. Fontaine and Ms. Yeatts as new employees effective today. They have been hired to fill two vacant receptionist positions in the Board of Nursing.
- Next meeting of the Committee of the Joint Boards of Nursing and Medicine is scheduled for October 13, 2010.
- NCSBN Delegate Assembly, Portland Oregon, August 10 – 13, 2010. Dr. Selig, Ms. Lane and Ms. Douglas will attend. Ms. Jones-Clarke will not be attending as previously planned. Expenses are being funded by NCSBN.
- Virginia Nurses Association Education Day/Nursing Roundtable Continued Competence, Saturday September 18, 2010. Board members asked to advise who will be attending. Ms. Douglas will provide an update on the Boards work related to continued competence.
- Virginia Nurses Association Gala – evening of September 18, 2010.

ORDERING OF AGENDA: The agenda was reviewed and ordered.

CONSENT AGENDA: The Board removed four item from the proposed consent agenda. Ms. Piersall moved to accept the consent agenda which includes:

Minutes:

May 18, 2010 Board Meeting – Dr. Selig
June 16, 2010 Telephone Conference Call – Dr. Selig

Reports:

Health Practitioners Monitoring Program Report of Statistics
Agency Subordinate Tracking Log
Board of Nursing Monthly Tracking Log-Licensure & Disciplinary Statistics
Ms. Francisco moved to accept the minutes of May 17, 2010, May 19, 2010, and May 20, 2010 as corrected. The motion was seconded and carried unanimously.

DIALOGUE WITH AGENCY DIRECTOR:

Dr. Reynolds-Cane provided an overview of her background, working on an action list and becoming more familiar with the operations of each Board.

Mr. Owens stated it is a pleasure to be here and is looking forward to working together to achieve goals.

REPORTS:

Executive Director Report: (In addition to the written report submitted)

- Ms. Douglas provided information that Scotti Russell, Executive Director of the Board of Pharmacy is retiring at the end of July.
- Ms. Douglas stated that the kitchen in the conference center is out of service. There is no access to the water, ice, refrigerator or microwave at this time. Expressed thanks to Ms. Davis and Ms. Lee for the extra work involved to provide coffee, water and ice from another floor during this time.
- Ms. Douglas mentioned the articles by Charles Ornstein for ProPublica regarding boards of nursing operations and protection of the public. In an effort to ensure the Virginia Board is operating and performing at the highest level for public protection, key staff met to review licensure and discipline processes in place and how they may be improved. Items identified regarding licensure in other states or action from other states will be included in orders to increase public awareness and sharing with other boards of nursing. The Nurse Licensure Compact Administrators Group is communicating with Mr. Ornstein to provide information on how the Nurse Licensure Compact shares information with states.
- Ms. Douglas was asked to provide informal comment to the Board of Health Professions regarding the possible regulation of surgical assistants and surgical technologists. If regulated, these individuals will most likely be regulated by the Board of Medicine.
- Prelicensure criminal background check requirement for Nurse Licensure Compact participation was discussed at a NLCA meeting Ms. Douglas attended in June. Virginia is one of four NLC states that are not conducting prelicensure criminal background checks. She reported that other states are not willing to join the NLC until all states implement criminal background checks. Some states are also conducting criminal background checks for renewal. Ms. Douglas also stated the Virginia has the mandatory suspension option to remove nurses from practice if needed. A DHP meeting to include key Board of Nursing staff will be convened to discuss prelicensure criminal background checks.
- DHP is exploring the need to issue DHP email addresses to all Board members due to retention policies of public information. Additional information will be provided at a later date.
- The Board of Nursing may be able to utilize a RN fellow from the Portsmouth Naval Medical Center Fellowship Program. Ms. Douglas and Dr. Saxby are working with staff from the program to coordinate.
- Ms. Douglas stated Dr. Elizabeth Carter will provide information regarding the public hearing held May 26, 2010 regarding Grand Aides.
- Ms. Douglas provided an overview of a meeting held June 16, 2010 regarding proper completion of death certificates convened by the Board of Funeral Directors and Embalmers. A subsequent meeting is planned to discuss further the possibility of legislative action.

Finance Report: (In addition to the written report submitted)

Ms. Douglas reported that the regulations to increase fees is still pending and is in the Governor's office for signature. The goal to implement January 2011 will be difficult to meet if not put in effect soon. The cash balance of the Board of Nursing is lower that it has been in the past. The current cash balance is 510,000 compared to the cash balance of 3.5 million in July 2008 and 1.6 million in July 2009. Ms. Douglas stated that the Board of Nursing financial status impacts the entire Department of Health Professions since the Board of Nursing is the largest board. Dr. Reynolds-Cane stated that she was hopeful that regulations will be signed and released from the Governor's office soon.

National Council of State Boards of Nursing (NCSN) Executive Officer Leadership Seminar: (written report submitted)

Ms. Douglas attended the meeting held in June, funded by the NCSBN, along with Executive Officers from other boards of nursing. She reviewed written information provided by other states, most involving recurring budget issues and an increase in turnover in Executive Officers. Focus of the seminar was related to behaviors and strategies to influence positive, lasting change that will lead to desired results.

Joint Meeting of the National Council of State Boards of Nursing (NCSBN) Board of Directors and Nurse Licensure Compact Administrators (NLCA) Executive Committee:

Ms. Douglas attended the above meeting held following the NCSBN Executive Officer Leadership Seminar. Discussion included:

- Review of relationship between NCSBN and NLCA
- How funds are used
- Need of legal counsel
- Communication to NCSBN
- Compliance with NLC policies and procedures

Ms. Douglas indicated some states/jurisdictions may not ever join the NLC, such as the District of Columbia, where it is possible that 90% of the licensees live outside of the geographic borders. The loss of revenue from these licensees would be devastating to the operation of that board. In addition, the NLC requirement to implement criminal background checks and the stat sheet that some states do not is a deterrent to some jurisdictions.

LEGISLATION/REGULATION:

Exempt Action for Prescriptive Authority: (written report submitted)

Ms. Yeatts reviewed information regarding unauthorized disclosure from the Prescription Monitoring Program pursuant to §54.1-2525 that states unauthorized use or disclosure of confidential information received from the Prescription Monitoring Program shall be grounds for disciplinary action. Ms. Yeatts added that this has been adopted by the Board of Medicine, Board of Pharmacy and Board of Dentistry. Ms. Hale moved that the Board of Nursing adopt the exempt action regarding disciplinary action for unauthorized disclosure from the Prescription Monitoring Program. The motion was seconded and carried unanimously.

Chart of Regulatory Actions:(written report submitted)

Ms. Yeatts reviewed the status of regulations for the Board of Nursing.

- The NOIRA for requirements for approval of nursing education programs and the NOIRA for continued competence requirements are at the Secretary's office. The anticipated publication date is August 2, 2010 with comment until September 1, 2010 for both.
- The proposed regulations regarding an increase in fees is in the Governor's office.

Ms. Yeatts provided information regarding a new Executive Order related to the NOIRA process. A NOIRA will be considered by the Governor's office within 14 days after Department of Planning and Budget approval.

Consideration of Approval of Guidelines for Seizure Management for Students in Public Schools: (written report submitted)

Ms. Yeatts provided background information regarding the development of the guidelines by the Department of Education and reviewed by a committee comprised of Board of Nursing members and others. §54.1-3005(22) requires the revised guidelines shall be finalized and made available to the Board of Education by August 1, 2010 and posted on the Department of Education website. The Board of Medicine has already approved the document. Ms. Francisco moved that the Board of Nursing adopt the guidelines to be provided to the Board of Education for posting. The motion was seconded and carried unanimously.

EDUCATION:

Education Issues:

Dr. Saxby reported on items of interest regarding nursing and nurse aide education that included:

- The new written nurse aide (NNAAP) exam will be implemented January 2011 based upon revised NNAAP content outline. The revised content outline is the result of both a national job analysis of nurse aides conducted by the NCSBN in 2009 as well as content outline review meetings held by NCSBN in 2010. The revisions reflect both Pearson VUE and NCSBN's ongoing commitment to ensure the NNAAP remains a valid instrument for assessing the competency of individuals seeking to become certified nurse aide.
- The NNAAP exam pass rate for 2009 reflects an increase from 2008. Training sessions are being conducted by Pearson Vue and may help to increase the pass rate for 2010.
- The NNAAP 2009 Technical Report indicates the pass rates for all states. While the Virginia pass rate is 73% as compared to the national average of 86%, Virginia is making progress.

Ms. Ressler reported on items of interest regarding nursing education programs that included:

- John Tyler Community College has admitted the last class to the LPN/Paramedic to RN program. The online class will be discontinued.
- REDD program is voluntarily closing. All 8 students were referred to other programs for testing, 3 were admitted.

- Three key individuals in Virginia nursing education programs; Charlene Morrow, Gloria Hildebrand and Mildred Owings; have announced their retirement.
- Survey visits for a majority of the education programs with a NCLEX pass rate of below 80% did not have clinical experiences in obstetrics and pediatrics, however all complied before graduating students.
- Lack of faculty continues to be problematic.
- Professionalism is being stressed to students.
- For-profit practical nursing education programs are having difficulty finding clinical sites, especially for obstetrics and pediatrics.
- Virginia community colleges have been unable to agree and develop a core curriculum. The Oregon model is the standard for ADN to BSN programs.

Ms. Ressler reported there are 78 practical nursing education programs. 11 have conditional approval; 19 have provisional approval; and 48 have full approval. She reported there are 75 registered nursing education programs. 1 has conditional approval; 22 have provisional approval; and 52 have full approval.

NCLEX Exam Report: (written report submitted)

Ms. Ressler reviewed the NCLEX pass rate for practical nursing education programs and registered nursing education programs. In Virginia the practical nursing pass rate is 76.40% compared to the national average of 85.19%. In Virginia the registered nursing pass rate is 90.28% which is the same as the national average of 90.28%. 17 of the practical nursing education programs in Virginia have a NCLEX pass rate below 80%. 10 of the registered nursing education programs in Virginia have a NLCEX pass rate below 80%.

Approval of Minutes: (written report submitted)

Minutes from the Education Special Conference Committee held July 7, 2010 were reviewed. Dr. Hahn moved that the Board accept the minutes from the Education Special Conference Committee held July 7, 2010. The motion was seconded and carried unanimously.

RECESS: The Board recessed 10:25 A.M.

RECONVENTION: The Board reconvened at 10:40 A.M. Ms. Lane joined the meeting.

OPEN FORUM: There was no one present to address the Board at the open forum.

OTHER MATTERS: **Carnegie Study Report: (written report submitted)**

Dr. Saxby reported on the study by The Carnegie Foundation for the Advancement of Teaching's Preparation for the Professions. The purpose is to determine the signature pedagogies of professional education, compare and contrast educational methods and determine how to educate for both competence and integrity, how to educate for professional judgment, and how to teach complex skills. They study included 9 entry-level nursing programs in the United States, 1 RN to BSN program, their administrators, faculty, and students. The schools that were chosen had an excellent reputation for

teaching and learning, had a high state board pass rate, and were recommended by either an accrediting body or a state board education. They observed classrooms and clinical sites and interviewed participants.

Major findings indicated schools of nursing in the United States are very effective in forming professional identity and ethical comportment. Nursing students cite substandard nursing practice in their clinical experiences as a major ethical concern in nursing school. Clinical practice assignments provide powerful learning experiences, especially in those programs where educators integrate clinical and classroom teaching. The strength in U.S. nursing education is that student work directly with patients and the health care team. As the student progresses through the program they are given ever-increasing responsibilities in clinical situations. U.S. nursing programs are not generally effective in teaching nursing science, social sciences, technology and humanities.

POLICY FORUM:

Healthcare Workforce Data Center: (written report submitted)

Dr. Elizabeth Carter, Director of the Healthcare Workforce Data Center provided a progress report of the Department of Health Professions Healthcare Workforce Data Center to the Board. Achievements since January 2010 and the focus for 2011 – 2012 were reviewed.

Dr. Carter demonstrated a program that maps the location of nursing education programs that also provides key information for each program. The Board requested this system be made available as soon as possible. It is anticipated it will be available in August 2010.

The nurse aide workforce data survey is slated to be implemented in the next few days and will be part of the online renewal process for nurse aides, similar to the process for registered nurse renewal and practical nurse renewal.

An update on the status of the grand aide program was provided by Dr. Carter. She informed the Board the Board of Health Professions may not be able to recommend the need for registration at this time and if so, will take under advisement for continued study.

OTHER MATTERS:

National Council of State Boards of Nursing (NCSBN) Unlicensed Nursing Assistive Personnel Workshop: (written report submitted)

Ms. Krohn provided an overview of the workshop funded by NCSBN held in June which looked at the evolving role of the nurse aide and medication aide. A breakdown of jurisdictions that allow unlicensed assistive personnel to administer medications was provided.

Board of Nursing Taxonomy of Error and Root Cause Analysis (TERCAP) Committee:

Board of Nursing staff, in conjunction with Department of Health Professions investigators, have collected 11 TERCAP data collection tools since beginning the program in January of 2010. Of the 11 received, 7 have been completed and sent to National Council of State Boards of Nursing TERCAP staff. There are 4 remaining, awaiting case resolution. TERCAP Committee members include Gloria Mitchell, Deputy Executive Director, Chair; Linda Kleiner,

Discipline Case Manager; Pam Twombly, Regional Enforcement Manager; Pat Dewey, Intake Coordinator, Enforcement; Kim Lynch, Sr. Investigator; and Sherry Foster, Sr. Investigator. A TERCAP user call is scheduled for all Boards of Nursing participating in TERCAP on August 3, 2010.

Change in Agency Subordinate Recommendation Consideration Process:

Given the new law effective July 1, 2010, Ms. Douglas shared that a panel of the Board is now able to consider and act on agency subordinate recommendations rather than the full Board. This will enable the Board to consider cases in a more time efficient manner. Board staff will consider options for Board review.

RECESS: The Board recessed at 12:25 P.M.

RECONVENTION: The Board reconvened at 1:17 P.M.

Board Counsel Update:

Mr. Casway reported the Roanoke Circuit Court upheld the decision of the Board to suspend the professional nursing license of Alfon Maristela. Mr. Casway provided information to the Board for future consideration of the possibility of an appeal due to the right of confrontation with witnesses not being made as a result of witnesses testifying by telephone.

Dr. Saxby and Ms. Ressler left the meeting.

CONSIDERATION OF CONSENT ORDERS AND RECOMMENDATIONS REGARDING APPLICANTS:

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:35 P.M. for the purpose of deliberation to reach a decision regarding consideration of consent orders and recommendations regarding applicants. Additionally, Ms. Lindsay moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Mitchell, Ms. Kleiner, Ms. Tiller, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:25 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Rachel M. Loya, L.P.N. 0002-071510

Ms. Hale moved to accept the consent order for indefinite suspension of the practical nursing license Rachel Loya until such time as she pays the \$300 monetary penalty. The motion was seconded and carried unanimously.

Crystal Foltz, R.N. 0001-165575

Ms. Hale moved to accept the consent order for the voluntary surrender for indefinite suspension of the professional nursing license of Crystal Foltz. The motion was seconded and carried unanimously.

Shirley Y. Parker, L.P.N. 0002-068444

Ms. Piersall moved to accept the consent order for the voluntary surrender for indefinite suspension of the practical nursing license of Shirley Parker. The motion was seconded and carried unanimously.

Esmon Thompson, R.N. 0001-062482

Ms. Holmes moved to accept the consent order for the voluntary surrender for indefinite suspension of the professional nursing license of Esmon Thompson. The motion was seconded and carried unanimously.

Ann Gallacher Petty, R.N. 0001-197233

Ms. Hale moved to accept the consent order for the voluntary surrender for indefinite suspension of the professional nursing license of Ann Gallacher Petty. The motion was seconded and carried unanimously.

Sharon Kendall, Tennessee RN license 119951

Ms. Lane moved to accept the consent order for the indefinite suspension of Sharon Kendall's multistate privilege to practice in Virginia, to be stayed contingent upon proof of entry into the Health Practitioners Monitoring Program or a comparable Tennessee program and remaining in compliance. The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Francisco, Ms. Hale, Ms. Holmes, Mr. Horn, Ms. Lane, Ms. Piersall, Dr. Schultz and Mr. Traynham were in favor of the motion. Ms. Cooper opposed the motion.

Connie Blevins, R.N. 0001-111808

Ms. Hale moved to accept the consent order for the indefinite suspension of the professional nursing license of Connie Blevins to be stayed contingent upon her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Tamara Simpson Graham Severeide, R.N. 0001-129075

Mr. Traynham moved to accept the consent order for the voluntary surrender for indefinite suspension of the professional nursing license of Tamara Simpson Graham Severeide. The motion was seconded and carried unanimously.

Michelle Love, R.N. 0001-209102

Ms. Holmes moved to accept the consent order for the indefinite suspension of the professional nursing license of Michelle Love, to be stayed contingent upon her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Shannon M. Jones, R.N. 0001-167178

Ms. Hale moved to accept the consent order to indefinitely suspend the professional nursing license of Shannon Jones. The motion was seconded and carried unanimously.

Kathryn Brandt, L.P.N. 0002-075963

Ms. Lindsay moved to accept the consent order for the voluntary surrender for indefinite suspension of the practical nursing license of Kathryn Brandt. The motion was seconded and carried unanimously.

Allison Nicole Zirkle, C.N.A. 1401-120973

Ms. Lindsay moved to accept the consent order as modified to indefinitely suspend the nurse aide certificate of Allison Zirkle, with suspension stayed contingent upon her entry into the Health Practitioners Monitoring Program and remaining in compliance. The motion was seconded and carried unanimously.

Melinda Fanning, C.N.A. 1401-096620

Ms. Hale moved to accept the consent order for the voluntary surrender for indefinite suspension of the nurse aide certificate of Melinda Fanning. The motion was seconded and carried unanimously.

Janet Moore, C.N.A. 1401-121697

Ms. Lindsay moved to accept the consent order to indefinitely suspend the right to renew the nurse aide certificate of Janet Moore. The motion was seconded and carried unanimously.

Ramona J. Branch, C.N.A. 1401-062274

Ms. Hale moved to accept the consent order for the voluntary surrender for revocation of the nurse aide certificate of Ramona Branch, with a finding of abuse to be entered into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Cynthia A. Carter, R.M.A. Applicant

Ms. Cooper moved to accept the recommended decision of the informal conference committee to deny the application of Cynthia Carter for registration as a medication aide. The motion was seconded and carried unanimously.

Bobby E. Bailey, Jr., R.M.A. Applicant

Ms. Piersall moved to accept the recommended decision of the informal conference committee to deny the application of Bobby Bailey, Jr. for registration as a medication aide. The motion was seconded and carried unanimously.

Michelle Allen C.N.A. Applicant

Ms. Lindsay moved to accept the recommended decision of the agency subordinate to deny the application of Michelle Allen for certification as nurse aide. The motion was seconded and carried unanimously.

Myra Anthony, R.M.A. Applicant

Ms. Francisco moved to accept the recommended decision of the informal conference committee to deny the application of Myra Anthony for registration as a medication aide. The motion was seconded and carried unanimously.

Nicole N. Glover, R.M.A. Applicant

Ms. Lindsay moved to accept the recommended decision of the informal conference committee to deny the application of Nicole Glover for registration as a medication aide. The motion was seconded and carried unanimously.

Michelle Simmons, L.P.N. Applicant

Ms. Hale moved to reject the recommended decision of the informal conference committee and refer the matter of Michelle Simmons to be rescheduled for an informal conference. The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Francisco, Ms. Hale, Ms. Holmes, Mr. Horn, Ms. Lane, Dr. Schultz and Mr. Traynham were in favor of the motion. Ms. Cooper and Ms. Piersall opposed the motion.

Nellie Etienne, L.P.N. Applicant

Mr. Traynham moved to accept the recommended decision of the informal conference committee to deny the application of Nellie Etienne for licensure as a practical nurse. The motion was seconded and carried unanimously.

Michelle D. Mullins, C.N.A; L.P.N. Applicant

Ms. Francisco moved to accept the recommended decision of the informal conference committee to approve the application of Michelle Mullins for licensure as a practical nurse and that upon successful completion of the NCLEX-PN examination, proof that she has entered into a contract with the Health Practitioners Monitoring Program and verification that she has completed the National Council of State Boards of Nursing online course “Ethics in Nursing Practice”, Ms. Mullins be issued a license subject to her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Happie C. Harris, C.N.A. Applicant

Ms. Harris appeared, accompanied by attorney, Jim Nachman.

Ms. Cooper disclosed she knows Mr. Nachman, but she would be able to render a fair and impartial decision. There were no objections from Ms. Harris, Mr. Nachman or the Board.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:40 P.M. for the purpose of deliberation to reach a decision regarding consideration of the recommendations regarding Ms. Harris. Additionally, Ms. Lindsay moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Mitchell, Ms. Kleiner, Ms. Tiller, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:47 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Mr. Traynham moved to accept the recommended decision of the informal conference committee to deny the applications of Happie Harris for certification as nurse aide and registration as a medication aide. The motion was seconded and carried unanimously.

ADJOURNMENT: As there was no additional business, the meeting was adjourned at 3:00 P.M.

Evelyn Lindsay, L.P.N.
Secretary

Note - Copies of reports referenced can be obtained by contacting the Board of Nursing office.