

**WEST VIRGINIA BOARD OF EXAMINERS FOR
REGISTERED PROFESSIONAL NURSES
June 10 & 11, 2015**

A Board meeting was held at the office of the West Virginia Board of Examiners for Registered Professional Nurses at 101 Dee Drive, Charleston, WV 25311-1620 on June 10 & 11, 2015.

BOARD MEMBERS PRESENT:

ROBIN WALTON, EdD, MSN, APRN FNP-BC, PRESIDENT

MARY FRIEL FANNING, DNP, RN, SECRETARY

JOYCE EGNOR, MSN, RN

JUDY NYSTROM, PUBLIC MEMBER

DR. MARY (LIBBY) FARMER, PhD, PUBLIC MEMBER

BOARD MEMBERS ABSENT:

TERESA RITCHIE, DNP, APRN FNP-BC

L. ANN BOSTIC, DNP, APRN CRNA

BOARD STAFF PRESENT:

LAURA S. RHODES, MSN, RN, EXECUTIVE DIRECTOR

ALICE R. FAUCETT, JD, GENERAL COUNSEL & DIRECTOR OF DISCIPLINE

ROBIN A. LEWIS, EdD, MSN, APRN FNP-BC, ASSOCIATE DIRECTOR

MARGARET "MARTY" ALSTON, EXECUTIVE ASSISTANT

JUNE 10, 2015

CALL TO ORDER

The meeting was called to order by Dr. Robin Walton, Board President at 9:10 a.m.

QUORUM

With the required number of members being present a quorum was established.

INTRODUCTION OF GUESTS

The Board recognized the visitors present for the meeting.

1. ACCEPTANCE OF AGENDA AND REVIEW AND CONSIDERATION OF THE CONSENT AGENDA

1. Joyce Egnor made a motion to accept the agenda as proposed. The second was offered by Judy Nystrom. The motion carried. Libby Farmer made a motion to accept the Consent Agenda as submitted. The second was offered by Joyce Egnor. The motion carried.

2. APPROVAL OF MEETING MINUTES FOR APRIL 22, 2015 AND MAY 27, 2015.

2. Mary Fanning made a motion to approve the meeting minutes as written. The second was offered by Judy Nystrom. The motion carried.

3. REVIEW AND CONSIDERATION OF MISSION/GOALS; CONFLICT OF INTEREST STATEMENT; AND, CODE OF CONDUCT

3. The Board reviewed the Mission, Goals and Objectives; Conflict of Interest Statement; and Code of Conduct. Mary Fanning made the motion to reaffirm the Board's Mission, Goals and Objectives; Conflict of Interest Statement; and, Code of Conduct. The second was offered by Joyce Egnor. The motion carried.

4. REVIEW AND CONSIDERATION OF EDUCATION COMMITTEE RECOMMENDATIONS TO THE BOARD

4. The following recommendations from the Education Committee were considered and approved as part of the Consent Agenda:

Alderson Broadbush University

To accept the program report, NCLEX-RN Test plan mapping, and NCLEX-RN action plan and to require a program report on chair leadership development, licensure passage rate, curriculum content review, test review, curriculum mapping, and NCLEX-RN action plan 30 days prior to each Education Committee meeting.

To accept the site visit report and to require a program report on faculty salaries, faculty teaching load, faculty development, skill/simulation lab purchases and upgrades, and

systematic evaluation plan.

To accept the curriculum change request and to require a program report on curriculum implementation 30 days prior to the Education Committee meeting.

Bluefield State College

To accept the program report and require a program report on licensure passage rate and curriculum implementation 30 days prior to each Education Committee meeting.

Blue Ridge Community & Technical College

To accept the program report and to require a program report on curriculum implementation 30 days prior to each Education Committee meeting.

Bridge Valley Community & Technical College

To accept the program report and require a program report on curriculum implementation 30 days prior to each Education Committee meeting.

Davis & Elkins College

To accept the program report, NCLEX-RN curriculum mapping and NCLEX-RN action plan and require a program report on licensure passage rate 30 days prior to each Education Committee meeting.

Fairmont State University

To accept the program report and to require a program report on curriculum implementation 30 days prior to each Education Committee meeting.

Marshall University

To defer review to the Full Board.

New River Community and Technical College

To accept the program report and to require a program report on nurse administrator leadership development, faculty recruitment, and curriculum implementation 30 days prior to each Education Committee meeting.

Southern West Virginia Community & Technical College

To accept the program report and to require a program report on chair leadership development and curriculum implementation 30 days prior to each Education Committee meeting.

To approve the curriculum change request and to require a program report on curriculum implementation 30 days prior to each Education Committee meeting.

To approve Sheila Elkins, MSN, RN as the program director and require a director leadership development report 30 days prior to each Education Committee meeting.

University of Charleston

To accept the Beckley campus program report and to require a program report on curriculum implementation, curriculum content review, faculty development, test review, and national nursing accreditation progress 30 days prior to each Education Committee meeting.

To accept the Charleston campus program report on national nursing accreditation correspondence and to require a program report on national nursing accreditation correspondence 30 days prior to each Education Committee meeting.

To approve the Charleston campus curriculum change request and to require a curriculum implementation report 30 days prior to each Education Committee meeting.

West Liberty University

To accept the program report and to require a program report on licensure passage rate 30 days prior to each Education Committee meeting.

To accept the site visit report and to require a program report on skill/simulation lab upgrades and purchases, faculty development, main campus computer lab accessibility and availability, faculty computer upgrades and replacements, classroom Wi-Fi access, faculty salaries and faculty vacancies.

West Virginia Junior College

To accept the program report and require a program report on national nursing accreditation progress 30 days prior to the Education Committee meeting.

West Virginia Northern Community College

To accept the program report and to require a program report on national nursing accreditation correspondence, curriculum implementation, and licensure passage rate 30 days prior to each Education Committee meeting.

West Virginia University

To accept the program report and require a program report for the Baccalaureate of Science in Nursing program at the Montgomery campus on licensure passage rate 30 days prior to each Board meeting.

West Virginia University at Parkersburg

To accept the program report and require a program report on curriculum implementation 30 days prior to each Education Committee meeting.

To accept the site visit report and to require a program report on skills lab/simulation lab upgrades for space and noise reduction and technology plan(s).

West Virginia Wesleyan College

To accept the program report and require a program report on licensure passage rate, curriculum implementation, curriculum content review, test review and national nursing accreditation correspondence 30 days prior to each Education Committee meeting.

To approve Dr. Leight as the Interim program director during Dr. Withersty's 6-8 week leave of absence.

Wheeling Jesuit University

To accept the program report and to require a program report on secretarial support, chair leadership development, nurse administration transition, curriculum content review, test review, curriculum implementation, licensure passage rate, curriculum mapping and an NCLEX-RN action plan for the BSN program 30 days prior to each Education Committee meeting.

Review of Activity Related to Education Parameters

To accept the faculty approvals made by Board staff.

Change in Education Committee Meeting Date

To change the Education Committee meeting date of October 2, 2015 to September 28, 2015.

**5. REVIEW AND CONSIDERATION OF
PROGRAM REPORTS AND REQUESTS**

**A. BRECKENRIDGE SCHOOL OF
NURSING**

1. PROGRAM REPORT

5.A.1. Libby Farmer made a motion to accept the report and require reports regarding the program's progress 30 days prior to each Education Committee meeting. The second was offered by Joyce Egnor. The motion carried.

2. PROGRAM REQUEST

5.A.2. The program is requesting approval to begin admitting students in September 2015. No action taken.

**B. EASTERN WEST VIRGINIA
COMMUNITY & TECHNICAL
COLLEGE**

1. PROGRAM REPORT

5.B.1. Joyce Egnor made a motion to accept the report. Libby Farmer offered the second. The motion carried.

**C. SALEM INTERNATIONAL
UNIVERSITY**

1. PROGRAM REPORT

5.C.1. The Board's Associate Director provided an overview of the program report. Libby Farmer made a motion to approve the report and requests a report on leadership transition 30 days prior to each Education Committee meeting. The second was offered by Joyce Egnor. The motion carried.

2. PROGRAM REQUEST

5.C.2. The program currently has approval to admit one cohort of 24 students, and is requesting the Board modify this decision to allow ongoing admission to enroll one cohort of 24 students each semester for three semesters per year. Mary Fanning made a motion to permit the program to admit two cohorts of 12 students per calendar year and to provide report on licensure passage rate, chair leadership development, curriculum implementation and national nursing accreditation progress 30 days prior to each Education Committee meeting. Joyce Egnor offered the second. The motion carried.

Joyce Egnor recused herself and left the room during the review and consideration of Item 5D.

**D. NEW RIVER COMMUNITY AND
TECHNICAL COLLEGE**

**1. CLINICAL FACILITY
AFFILIATION REQUESTS**

5.D.1. Libby Farmer made a motion to accept the Clinical Facility Affiliation requests for Greenbrier Valley Medical Center and Raleigh General Hospital. Judy Nystrom offered the second. The motion carried.

**2. PROGRAM DIRECTOR
APPROVAL REQUEST**

5.D.2. Mary Fanning made a motion to approve Carol Wigal as the Program Director requiring a report be submitted 30 days prior to the Education Committee meeting regarding nurse administrator leadership development. Libby Farmer offered the second. The motion carried.

**3. FACULTY APPROVAL
REQUESTS**

5.D.3. This item was deferred to later in the meeting to permit time for review of historical information related to requests for faculty approval.

**4. FACULTY HANDBOOK
APPROVAL REQUEST**

5.D.4. This item was deferred to later in the meeting.

Joyce Egnor returned to the room and rejoined the meeting.

**E. WEST VIRGINIA UNIVERSITY AT
PARKERSBURG PROGRAM
REPORT**

- 5.E.** Libby Farmer made a motion to accept the Program Report. Joyce Egnor offered the second. The motion carried.

**F. WEST VIRGINIA JUNIOR
COLLEGE
1. CURRICULUM CHANGE
REQUEST**

- 5.F.** Mary Fanning made a motion to approve the curriculum change request. Libby Farmer offered the second. The motion carried.

Robin Walton recused herself and left the meeting room during the review and consideration of Item 5.G. Mary Fanning was designated as the Chair during her absence.

**G. MARSHALL UNIVERSITY
1. PROGRAM REPORT**

- 5.G.** Joyce Egnor made a motion to accept the program report on skills lab upgrade implementation and requires a program report on skills lab upgrade implementation 30 days prior to each Education Committee meeting. The second was offered by Libby Farmer. The motion carried.

Board President Robin Walton returned to the room and rejoined the meeting as the Chair.

**H. UNIVERSITY OF CHARLESTON
BECKLEY CAMPUS
1. REVIEW AND
CONSIDERATION OF NEW
LOCATION AND CHANGES
IN FACULTY**

- 5.H.1.** Libby Farmer made a motion to accept the report regarding the curriculum implementation, curriculum content review, faculty development, test review, national nursing accreditation progress, location transition, and faculty recruitment. The Program is directed to contact Board staff to schedule a site visit of the new location and requires a successful site visit of the new location prior to program use. The second was offered by Joyce Egnor. The motion carried.

**6. REVIEW AND CONSIDERATION OF
REQUEST FROM WEST VIRGINIA
UNIVERSITY TO PURSUE REGULATION
OF GRADUATE EDUCATION PROGRAMS
WITH A FOCUS ON REGULATING
CLINICAL SITE AVAILABILITY FOR
STUDENTS ATTENDING IN STATE
PROGRAMS**

6. Discussion ensued regarding online graduate programs and students of those programs seeking clinical preceptors and clinical sites in West Virginia to the point that students in West Virginia programs are having difficulty obtaining preceptors and clinical sites. The Board directed staff to gather additional information about the regulation of graduate programs for further discussion.

**7. REVIEW AND CONSIDERATION OF THE
MEETING AGENDA OF THE JOINT
RN/LPN TO BE HELD AT 1:00 P.M.**

7. Discussion ensued. No action.

**8. REVIEW AND CONSIDERATION OF
FINANCES**

A. BUDGET EXPENDITURES

- 8.A. Libby Fanning made a motion to approve the Budget Expenditure Report. Joyce Egnor offered the second. The motion carried.

**B. REVIEW AND CONSIDERATION OF
P-CARD REPORTS FOR APRIL AND
MAY 2015**

- 8.B. Libby Farmer made a motion to approve the P-Card reports for April and May 2015. Joyce Egnor offered the second. The motion carried.

**9. REVIEW AND CONSIDERATION OF
LIMITED PRESCRIPTIVE AUTHORITY
PRACTICE QUESTION RELATED TO
WV19CSR8.5.3.**

9. Discussion ensued regarding the language related to prescribing of Schedule IV drugs for up to 90 days with one refill. The question is whether or not this permits writing prescriptions for smaller amounts and more refills provided the total amount doesn't exceed that for a 90 day supply. At the time this rule was written, it was to allow for a 90 day supply for insurance reimbursement purposes. The rule doesn't include specific language to permit smaller amounts with more refills, yet is specific about the 90 day supply and one refill and as such precludes the multiple prescriptions. The Board determined to review changes to the

Prescriptive Authority Rule and to modify language to be clearer that prescriptions for smaller amounts with more refills are permissible provided the total doesn't exceed that which would be prescribed for a 90 day supply. Board staff was directed to prepare proposed rule changes for review at the February 2016 Board meeting.

10. DIALYSIS TECHNICIANS

**A. REVIEW AND CONSIDERATION OF
RENAL VENTURES OF
MOOREFIELD DIALYSIS
TECHNICIAN TRAINING
PROGRAM INITIAL APPROVAL**

- 10.** Joyce Egnor made a motion to approve the Renal Ventures of Moorefield Dialysis Technician Training Program for Initial Approval and to require a report regarding the progress on implementing the program to include the number of students and their progression in the program. The second was offered by Libby Farmer. The motion carried.

**11. NATIONAL COUNCIL OF STATE BOARDS
OF NURSING (NCSBN)**

A. SPECIAL DELEGATE ASSEMBLY

- 11.A.** The Board's Executive Director attending this meeting and provided a report. The purpose of the meeting was to review and consider the Model Nurse Compact for Registered Nurses, Licensed Practical Nurses and Advanced Practice Registered Professional Nurses. There are two compacts, the Nurse License Compact and the APRN Compact. The model language for both documents was passed. The hope is that more states will join the Compact to facilitate telehealth practices across the country.

B. DELEGATE ASSEMBLY

1. SLATE OF CANDIDATES

- 11.B.1.** The Slate of Candidates was reviewed. No action taken.

**2. BOARD OF DIRECTOR
RECOMMENDATIONS TO
THE DELEGATE ASSEMBLY**

- 11.B.2.** The recommendations were reviewed. Direction was provided. No action taken.

**3. SELECTION OF
REPRESENTATIVES TO
DELEGATE ASSEMBLY,
CHICAGO, IL, AUGUST 19-21,
2015**

- 11.B.3.** Libby Farmer made a motion to support a total of 4 staff and Board members to attend the Delegate Assembly. NCSBN affords for 2 Delegates to attend the meeting. Delegates will be

the Board's Associate Director, Robin Lewis and Board Member, Joyce Egnor. Alternates will be Board President Robin Walton and the Board Secretary, Mary Fanning. The second was offered by Joyce Egnor. The motion carried.

**12. REVIEW, CONSIDERATION
AND SELECTION OF
REPRESENTATIVES FOR
MEETINGS**

**A. COUNCIL ON
LICENSURE
ENFORCEMENT AND
REGULATION (CLEAR)
ANNUAL MEETING,
BOSTON, MA,
SEPTEMBER 14-19, 2015**

12.A. Libby Farmer made a motion to support five (5) staff and members to attend this conference and two (2) staff members to attend the Investigator Trainer and Certification. Judy Nystrom offered the second. The motion carried.

**B. NCLEX-RN
INVITATIONAL,
PORTLAND, OR,
SEPTEMBER 27, 2015**

12.B. Libby Farmer made a motion to support one (1) staff or member to attend this conference. Judy Nystrom offered the second. The motion carried.

**C. LEADERSHIP AND
PUBLIC POLICY
CONFERENCE,
OCTOBER 27-29, 2015,
WEST LAKE VILLAGE,
CA**

12.C. Joyce Egnor made a motion for the Board to support one (1) staff or member to attend this conference. Judy Nystrom offered the second. The motion carried.

**D. THE ASSOCIATION
FOR ADDICTION
SPECIALISTS,
OCTOBER 9-13, 2015,
WASHINGTON, D.C.**

12.D. Libby Farmer made a motion for the Board to support two (2) staff or members to attend this

conference. Joyce Egnor offered the second. The motion carried.

Joyce Egnor recused herself and left the room during the review and consideration of Item 5D.

**5.D. NEW RIVER COMMUNITY
AND TECHNICAL COLLEGE
3. FACULTY APPROVAL
REQUESTS**

5.D.3. Upon determining that the faculty candidates do not meet the full legal requirements for faculty Libby Fanning made a motion to defer further review of faculty until a mentoring plan is provided for the Board's consideration and directed the program Director to seek qualified individuals. Libby Farmer offered the second. The motion carried.

**4. FACULTY HANDBOOK
APPROVAL REQUEST**

5.D.4. Libby Farmer made a motion to not approve the Faculty Handbook and require a more specific description of the nurse faculty mentors 30 days prior to the next Education Committee Meeting. The second was offered by Libby Fanning. The motion carried.

Joyce Egnor returned to the room and rejoined the meeting.

**14. WV RESTORE
A. REVIEW AND
CONSIDERATION OF
THE QUARTERLY
REPORTS**

14.A. Approval of this report was included in the Consent Agenda.

**B. REVIEW AND
CONSIDERATION OF
FALL CONFERENCE
UPDATE**

14.B. For information. Members interested in attending will want to contact Marty Alston as soon as possible.

**C. REVIEW AND
CONSIDERATION OF
CONTRACT**

14.C. The Executive Director provided an update on the progress of the contract including the recent communications with the Purchasing Division regarding the Board being required to follow these guidelines when other agencies have not been required to do so.

**20. REVIEW AND CONSIDERATION OF
DISCIPLINARY REVIEW COMMITTEE
REPORT**

- 20.** Leslie Morris, Discipline Assistant joined the meeting. Ms. Morris provided the Board with the Disciplinary Review Committee (DRC) report for March 22, 2015 through June 11, 2015. The DRC recommended the Board approve the report as written. A motion was made by Joyce Egnor to approve the report. The second was offered by Libby Farmer. The motion carried. A copy of the report is filed herewith.

**13. REVIEW AND CONSIDERATION OF THE
HEARING TRANSCRIPT RELATED TO
AMY KING**

EXECUTIVE SESSION

Robin Walton, Board President, announced that in accordance with Chapter 6, Section 4(2)(A), of the Code of West Virginia, Executive Sessions may be held by governmental agencies to consider matters. All motions arising from the discussion during the Executive Session shall be made and voted on in an open meeting immediately following an Executive Session.

A motion was made by Judy Nystrom that the Board recess and reconvene in an Executive Session to discuss matters related to discipline. The second was offered by Joyce Egnor. The motion carried.

PUBLIC SESSION

A motion was made by Libby Farmer to reconvene the regular meeting to make motions related to discussion during the Executive Session. The motion was seconded by Mary Fanning. The motion carried.

After consideration of the aforementioned Findings of Fact, Conclusions of Law and Recommendations, and after a thorough review of the record, Judy Nystrom made a motion to adopt as its FINAL ORDER the findings of fact and conclusions of law as set forth by the Hearing Examiner and after further review of the Recommendation of the Hearing Examiner, to adopt such Recommendation as its Final Order and include a Final Order Addendum putting forth additional requirements as follows:

On the basis of the foregoing, the Board hereby suspends license number 79160, issued to King for a period of one (1) year, with such suspension hereby stayed and contingent upon King

complying with the terms set forth below, license number 79160 is placed on PROBATION for a period of three (3) years of employment as a registered professional nurse. The computation of such period is to begin on the date on which notice is received in the office of the Board that King is employed as a registered professional nurse and shall run only during such time that she is employed as a registered professional nurse on at least a permanent part-time basis (forty hours every two weeks) or full time basis. The Board also ORDERS King to pay a fine and administrative cost of three thousand dollars (\$3000.00).

Violation of any of the following terms shall constitute grounds for denial of the leave granted to King to petition for reinstatement. To receive and maintain a probationary license, regardless of employment status, King shall meet the following conditions:

1. King shall submit to an evaluation by a Certified Addictions Counselor (CAC), approved by the Board, who has received a copy of King's Board file directly from the Board before King's evaluation. King shall sign a release with the CAC to cause all documents from the evaluation be sent directly to the Board for review. King shall comply with all recommendations of the CAC.
2. King shall not work at a Nursing Registry, Temporary Nursing Agency, Home Health Care Agency, Private Duty Nurse or an Extended Care Facility.
3. King shall not work in an autonomous or supervisory nursing position. She shall work only under the direct supervision of a registered professional nurse in a structured setting throughout the term of her probation. Such supervising registered professional nurse must, at the time of said supervision, hold an active, unencumbered license.
4. King shall inform the Board in writing within ten (10) days of the date she assumes the practice of registered professional nursing, or any employment in the health care field, and shall include the name, address, and telephone number of her employer. She shall provide in writing the name of her immediate registered professional nurse supervisor. She shall inform the Board of any interruption in nursing practice or change in employment within ten (10) days of such interruption or change.
5. King shall immediately inform her nursing employer, and prospective nursing employer, and the director of any nursing education program in which she enrolls or teaches, that the Board has placed her license on probation, and shall provide a complete copy of this Order to her employer(s). The Board may provide her employer(s) with a copy of this Order and may communicate with her employer(s).
6. King shall, within ten (10) days of employment or continuation of practice, cause her employer or immediate registered professional nurse supervisor to notify the Board, in

writing, of the employer's or supervisor's receipt of a copy of this Order. King shall further cause her employer or supervisor to submit monthly reports to the Board describing her job performance, attendance, attitude, and other work behaviors during the first year of probation and if her progress is satisfactory to the Board, quarterly thereafter.

7. King shall submit documentation of fifteen (15) contact hours of continuing education in substance abuse and ethics each year during the time her license is on probation in addition to those required by law.
8. King shall report in person for an appointment with the Board staff upon request.
9. King shall submit to unannounced, witnessed drug-screening tests. Said tests shall be on demand and to the specifications of the Board and at King's expense. **King shall call the Board's drug screening company DAILY between the hours of 5:00 a.m. through 2:30 p.m. to see if she is selected to test. Receipt of a positive drug screen and/or not calling the drug screening program daily within the specified time frame is deemed to be a violation of this Consent Order, and shall result in immediate suspension of King's license.** Eating products containing poppy seeds will not constitute as an accepted reason for having a positive screen for opioids. King shall not consume tonic water, quinine water, hemp tea or other products containing substances that trigger a positive drug screen.
10. King shall abstain from the use of alcohol and limit her use of drugs to those prescribed for a legitimate purpose by a physician, dentist or nurse practitioner. She shall provide a copy of this Order to any prescribing physician, dentist, nurse practitioner or any other health care provider having legal authority to prescribe. She shall cause the prescribing health care provider to notify the Board in writing of any medications/drugs prescribed and the condition for which said drug(s) has been prescribed. King agrees that, if she accepts a prescription for a narcotic or psychotropic drug, the Board may impose additional terms.
11. King shall coordinate any health care services she requires with one physician or registered nurse practitioner, who shall be informed of any services or prescriptions sought or obtained by any physician, dentist, nurse practitioner or other health care provider. King shall provide the individual, who serves as her point of contact for health care needs, with a copy of this Order.
12. King shall execute a release to permit the Board to obtain medical or other health care records, which may be requested at any time while her license is on Probation, regarding her physical or mental health and any treatment rendered.

13. King shall annually submit to the Board a written personal statement. The statement shall be due at the end of the year and in each subsequent year during the month in which this Order is accepted by the Board.
14. Contingent upon the recommendations in the evaluation by the CAC, King shall participate in a structured aftercare program. The treating CAC shall make a monthly report to the Board about her progress and her compliance with the aftercare program.
15. If King is not employed in West Virginia and violation of this Order is alleged, King shall cause all documents to be submitted according to the specifications of the Board.

Violation of Terms:

16. Any deviation from these requirements without prior written consent of the Board shall constitute a violation of this Order, and result in immediate suspension of King's probationary license.
17. The Board shall immediately notify King via certified mail of the specific nature of the charges, and the suspension of her license.
 - a. King may request reinstatement of her probationary license through renewal of this Order, or execution of a new Order, which may contain different or additional terms. The Board is not bound to comply with this request.
 - b. If the Board does not accept a renewed or new Order, King shall be notified in writing. King may request a hearing to seek reinstatement of her probationary license. If King requests a hearing following suspension for violation of this Order and does not prevail, the cost incurred in holding such hearing shall be borne by King. If King prevails, the cost of such hearing shall be borne by the Board. Cost shall refer only to the expense of employing a court reporter and hearing examiner for the purpose of the hearing, and shall not include any legal or other fees incurred by the Board or King in bringing the matter to hearing.
 - c. The Board may schedule a hearing on its own initiative for the purpose of allowing the Board opportunity for considering further suspension or revocation of King's license. Said hearing shall be scheduled in accordance with the provisions of West Virginia Code §30-1-8 and §30-1-7 et. seq. The Board shall bear the cost if it should seek a hearing following suspension of King's probationary license for violation of this Order. Cost shall refer only to the expense of employing a court reporter and hearing examiner for the purpose of the hearing, and shall not include any legal or other fees incurred by King in bringing the matter to hearing.

Petition for Reinstatement:

18. Following the three (3) year probationary period, King may petition to appear before the Board and submit satisfactory evidence that she is presently able to safely engage in the practice of registered professional nursing. Evidence in support of this request shall include:

- a. Letter of reference from the CAC involved in King's aftercare (if applicable);
- b. Letter from King's employer, if employed;
- c. Letter from King outlining her future plans; and
- d. Payment of all fines and administrative costs.

However, the terms of this Order shall remain in effect and subject to yearly review and appropriate revision by the Board until such time as King's license is fully reinstated by the Board.

This FINAL ORDER ADDITION is considered part of King's FINAL ORDER and will be filed as such. The second was offered by Libby Farmer. The motion carried.

ADJOURN

The motion to adjourn the meeting was made by Judy Nystrom. The second was offered by Libby Farmer. The motion carried.



Minutes taken and prepared by
Margaret "Marty" Alston
Secretary II/Accounting Assistant II



Respectfully submitted by
Teresa Ritchie, DNP, APRN-FNP BC
Board Secretary