

**WEST VIRGINIA BOARD OF EXAMINERS FOR
REGISTERED PROFESSIONAL NURSES
January 29, 2019**

A Special Board meeting was held at the office of the West Virginia Board of Examiners for Registered Professional Nurses at 90 MacCorkle Avenue, Suite 203, South Charleston, WV 25303, on January 29, 2019.

BOARD MEMBERS PRESENT:

TARA F. HULSEY, PhD, RN, CNE, FAAN, PRESIDENT
TERESA RITCHIE, DNP, APRN FNP-BC, SECRETARY via Telephone
NANCY V. ATKINS, MSN, APRN WHNP-BC
JOHN MARTIN, PUBLIC MEMBER

BOARD MEMBERS ABSENT:

L. ANN BOSTIC, DNP, APRN CRNA
DORIS F. BURKEY, DNP, MSN, APRN FNP-BC
THERESA L. DENNISON, PUBLIC MEMBER

BOARD STAFF PRESENT:

DR. SUE A. PAINTER, DNP, RN, EXECUTIVE DIRECTOR
ALICE R. FAUCETT, JD, GENERAL COUNSEL AND DIRECTOR OF DISCIPLINE
MARGARET "MARTY" ALSTON, EXECUTIVE ASST. DIRECTOR OF
OPERATIONS

CALL TO ORDER

The meeting was called to order by, Board President at 10:00 a.m.

QUORUM

A quorum was established.

**ANNOUNCEMENTS AND
INTROUDUCTION OF MEMBERS, STAFF
AND GUESTS**

There were no guest present for the meeting.

**1. REVIEW AND CONSIDERATION OF
AGENDA**

1. The Board reviewed the proposed agenda. A motion was made by Nancy Atkins to approve the agenda. John Martin offered the second. The motion carried.

**2. EXECUTIVE SESSION FOR REVIEW AND
CONSIDERATION OF HEARING
EXAMINER'S FINDING OF FACT,
CONCLUSIONS OF LAW AND
RECOMMENDED DECISION, HEARING
TRANSCRIPT AND DETERMINATION OF
FINAL ORDER**

2. Teresa Ritchie made a motion for the Board to enter into Executive Session. John Martin offered the second. The motion carried. The Board went into Executive Session.

Tara Hulsey, 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.

**3. PUBLIC SESSION FOR MOTIONS
RELATED TO REVIEW AND
CONSIDERATION OF HEARING
EXAMINER'S FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
RECOMMENDED DECISION, HEARING
TRANSCRIPT AND DETERMINATION OF
FINAL ORDER**

3. John Martin made a motion for the Board to enter into Public Session. Teresa Ritchie offered the second. The motion carried. The Board went into Public Session.

3.A. J. CARROLL #44970

- 3.A.** Nancy Atkins made a motion that the Board adopt the findings of fact, conclusions of law and recommendations of the Hearing Examiner with the following modifications regarding license number 44970, issued to J. Carroll:

To Order that J. Carroll's license to remain suspended until Carroll's criminal proceedings are resolved. If he receives a criminal conviction or pleads guilty to charges relative to the facts supporting the Summary Suspension, Carroll's license number 49970 shall be revoked for at least five (5) years. Following the five (5) year time period, he shall submit an application to sit for the licensure examination as if he never sat before.

If J. Carroll is acquitted or charges are dismissed relative to the facts supporting the Summary Suspension J. Carroll shall be required to submit a Reinstatement Application to the Board along with the appropriate fee.

Notwithstanding the criminal history results, J.Carroll shall meet the following terms and conditions.

1. He shall respond to the allegation(s) contained in the Summary Suspension dated October 22, 2018;
2. He shall cause all documents relative to his criminal history be sent directly to the Board's office from the Court(s) containing such documents;
3. He shall submit to a mental health evaluation by a Board Approved Board Certified Psychiatrist who specializes in evaluating individuals with inappropriate sexual behavior;
4. He shall submit the name of the selected Psychiatrist to the Board for approval before the evaluation;
5. He shall cause a complete copy of his Board file, which includes this Final Order, be sent to the Psychiatrist performing the evaluation prior to the evaluation; and,
6. Results from the evaluation shall be submitted to the Board directly from the Psychiatrist.

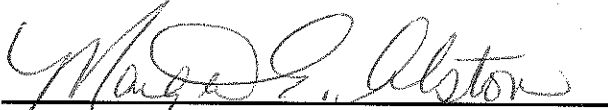
Upon receipt of all supporting documents, J. Carroll shall appear before the Board's Disciplinary Review Committee (DRC). Following his appearance before the DRC, the DRC shall render a decision regarding his reinstatement application and, any further disciplinary action. The Board also ORDERS J. Carroll pay a fine and administrative cost in the amount of five hundred dollars and 00/100 (\$500.00).

Violation of any of the above shall constitute grounds for denial of J.Carroll's license.

The second was offered by John Martin. The motion carried.

4. ADJOURN

4. With no further business before the Board, a motion to adjourn the meeting was made by Teresa Ritchie. The motion was seconded by John Martin. The motion carried. Meeting adjourned at 11:05 a.m.



Minutes taken and prepared by
Margaret "Marty" Alston
Executive Assistant Director of Operations



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