

**WEST VIRGINIA BOARD OF EXAMINERS FOR
REGISTERED PROFESSIONAL NURSES
JULY 17, 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 July 17, 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

DORIS F. BURKEY, DNP, MSN, APRN FNP-BC

BOARD MEMBERS ABSENT:

THERESA L. DENNISON, PUBLIC MEMBER

JOHN MARTIN, PUBLIC MEMBER

L. ANN BOSTIC, DNP, APRN CRNA

BOARD STAFF PRESENT:

DR. SUE A. PAINTER, DNP, RN, EXECUTIVE DIRECTOR

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

MARGARET E. ALSTON, DIRECTOR OF FINANCE & OPERATIONS

ROBIN A. LEWIS, Ed.D., MSN, APRN FNP-BC, DIRECTOR OF PRACTICE &
EDUCATION

1. CALL TO ORDER

The meeting was called to order by, Board President at 3:00 p.m.

2. QUORUM

A quorum was established.

3. ACCEPTANCE OF AGENDA

The Board reviewed the proposed agenda. A motion was made by Nancy Atkins to approve the agenda. Teresa Ritchie offered the second. The motion carried.

4. EXECUTIVE SESSION FOR REVIEW AND CONSIDERATION OR HEARING TRANSCRIPT AND HEARING EXAMINER'S RECOMMENDATIONS

Doris Burkey made a motion for the Board to enter into Executive Session. Teresa Ritchie offered the second. The motion carried. The Board went into Executive Session.

Tara Hulse, 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.

5. PUBLIC SESSION FOR REVIEW AND CONSIDERATION OF HEARING TRANSCRIPT AND HEARING EXAMINER'S RECOMMENDATIONS FOR

- A. I. DESKINS #56229**
- B. B. BAKER # 86841**

Nancy Atkins made a motion for the Board to end the Executive Session and return to Public Session. Teresa Ritchie offered the second. The motion passed and the Board reentered Public Session.

6. PUBLIC SESSION FOR MOTIONS RELATED TO MATTERS DISCUSSED DURING EXECUTIVE SESSION FOR

- A. I. DESKINS #56229**

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 the license for number 56229, issued to I. Deskins:

The Board Orders that the license issued to Deskins, number 56229, be suspended for a period of one (1). Such suspension is hereby stayed and Deskins license is placed on probation for a period of one (1) year employment as a registered professional nurse. The computation of such period is to begin on the date which notice is received in the office of the Board that Deskins is employed as a registered professional nurse on at least a permanent part-time basis (forty hours every two weeks) or fulltime basis in the State of West Virginia The Board also Orders Deskins pay a fine and administrative costs in the amount of one thousand dollar(s) (\$1000).

To receive and maintain a probationary license, regardless of employment status, Deskins shall meet the following conditions:

1. Deskins shall not violate the provisions of West Virginia Code §30-7-1 et seq.
2. Deskins shall, immediately upon notification of the entry of this Order, submit her current registered professional nurse license to the Board.
3. Deskins shall not commit any act which would be a crime under West Virginia or federal law. If Deskins is charged by any law enforcement agency with committing any such criminal act, she shall notify the Board in writing of the formal charge(s) against her, and resolution of same.
4. Deskins Shall maintain a current and active license in the State of West Virginia. She shall not allow her license to lapse or be placed on an inactive status.
5. Deskins shall not, under any circumstances, misrepresent her licensure status.
6. Deskins shall not work in an autonomous 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 West Virginia license.
7. Deskins 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, in the state of West Virginia 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. Deskins shall inform the Board of any interruption in nursing practice or change in employment within ten (10) days of such interruption or change.
8. Deskins shall immediately inform her nursing employer, any 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 agreement to her employer(s). The Board may provide her employer(s) with a copy of this agreement and may communicate with her employer(s).
9. Deskins 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 or supervisor's receipt of a copy of this agreement. Deskins shall further cause her employer or supervisor to submit monthly reports to the Board describing Deskins' 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.
10. Deskins shall submit documentation of fifteen (15) contact hours of continuing education in documentation in the area of documentation and electronic medical records each year during the time her license is on probation, in addition to those required by law.
 11. Deskins shall report in person for appointment with the Board staff upon request.
 12. Deskins 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 duly licensed in the State of West Virginia. Deskins shall provide a copy of this agreement to any prescribing physician, dentist, or nurse practitioner. Deskins shall cause her physician, dentist, or nurse practitioner to notify the Board in writing of any medications/drugs prescribed and the condition for which said drug(s) has been prescribed. Deskins agrees that, if she accepts a prescription for narcotic or psychotropic drugs, the Board may impose additional probationary terms.
 13. Deskins shall coordinate any health care services she requires with one physicians or registered nurse practitioner, who shall be informed of any services or prescriptions sought or obtained by Deskins from any physician, dentist or nurse practitioner. Deskins shall provide this individual, who serves as her point of contact for health care needs, with a copy of this agreement.
 14. Deskins 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.
 15. Deskins shall annually submit to the Board a written personal statement. The statement shall be due at the end of the first year and in each subsequent year during the month in in which this agreement is accepted by the Board.

Teresa Ritchie offered the second. The motion carried.

B. B. BAKER #86841

Teresa Ritchie 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 the license for number 86841, issued to B. Baker:

The Board ORDERS that the license issued to Baker's, number 86841, be suspended for a period of one (1) year from the date of this Order. During the suspension period Baker shall have a mental health evaluation by a Board approved psychiatrist and an evaluation by a board approved certified addictions counselor. Baker shall submit the

names of the individuals performing the evaluations to the Board for approval prior to the evaluation. Baker shall cause the results of the evaluations to be sent directly to the Board 's office from the evaluators. Following the one year suspension period and after the Board has received the results of the evaluations, Baker shall submit a reinstatement application, along with the appropriate fee, to the Board and request a meeting before the Board's Disciplinary Review Committee (DRC) The DRC shall take appropriate action regarding Baker's reinstatement application.

Doris Burkey offered the second. The motion was carried.

7. REVIEW AND CONSIDERATION FOR WV RESTORE CONFERENCE CHANGE FROM CONTRACT

Teresa Ritchie made a motion to change the WV Restore Conference request. Nancy Atkins offered the second. The motion carried.

8. ADJOURN

With no further business before the Board, a motion to adjourn the meeting was made by Doris Burkey. The motion was seconded by Tara Hulse. The motion carried. Meeting adjourned at 3:55 p.m.

Minutes taken and prepared by
Margaret E. Alston
Director of Finance and Operations

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