



Department of Public Health & Social Services
GUAM BOARD OF NURSE EXAMINERS
Health Professional Licensing Office



Guam Board Nurse Examiners Regular Virtual Board Meeting
Thursday, December 9, 2021 at 3:00 PM

<https://zoom.us/j/99263039095>

Meeting ID: 992 6303 9095

Passcode: 257072

AGENDA

- I. **CALL TO ORDER** 3:09 PM
- II. **PROOF OF PUBLICATION**
 - a) PDN 12/1/21
 - b) PDN 12/6/21
- III. **ROLL CALL**
- IV. **ELECTION OF CHAIRPERSON**
- V. **ADOPTION OF AGENDA**
- VI. **APPROVAL OF MINUTES**
 - a) November 18, 2021 Regular Virtual Meeting
- VII. **CHAIRPERSON'S REPORT**
- VIII. **TREASURER'S REPORT**
- IX. **COMMITTEE REPORTS**
 - a) Disciplinary Matrix Guidance – G. Ramos
 - b) Rules and Regulations – A. Varghese and B. Manzana
 - (1) RNFA
 - c) Forms – E. Dames, B. Manzana and R. Carman
 - 1) Duty to Report Form
 - 2) GBNE Initial/Renewal Application
- X. **NURSING EDUCATION**
- XI. **ADMINISTRATOR'S REPORT**
 - a) GBNE Complaints
 - 1) GBNE-CO-19-005 (B. Manzana) Received 6/28/19
 - 2) GBNE-CO-19-018 (E. Dames) Received 10/1/19
 - 3) GBNE-CO-20-003 (B. Manzana) Received 6/1/20
 - 4) GBNE-CO-20-004 (E. Dames) Received 6/1/20
 - 5) GBNE-CO-20-007/1, 2, 3, 4, 6 & 7 (B. Santos/K. Hitosis, and G. Woodard/K. Fernandez assigned 9/9/21) Received 9/16/20
 - 6) GBNE-CO-20-008 (Reassign to B. Manzana 5/18/21) Received 10/19/20
 - 7) GBNE-CO-21-001 (E. Dames) Received 3/3/21
 - 8) GBNE-CO-21-003 (*Reassigned 8/26/21 to P. Manzon) Received 6/10/21
 - 9) GBNE-CO-21-004 (G. Woodard) Received 8/23/21

- 10) GBNE-CO-21-005 (G. Ramos) Received 8/23/21
- 11) GBNE-CO-21-006 (P. Manzon) Received 9/13/21

XII. OLD BUSINESS

- a) GMTCC CNA Graduate, Howard Redila

XIII. NEW BUSINESS

- a) GBNE Resolution #2020-02 Amendment

- b) TEMPORARY WORK PERMIT APPLICATIONS

- 1) Viray, Roi Ivan T. – ETWP #21L14 Eff 11/9/21
- 2) Brooks, Virginia T. – ETWP #21R162 Eff 11/8/21
- 3) Ramos, Paola – ETWP #21R163 Eff 11/9/21
- 4) Morales, Janice – ETWP #21R164 Eff 11/9/21
- 5) Josen, Christine R. – ETWP #21R165 Eff 11/9/21
- 6) Hammer, Tasha H. – ETWP #21R166 Eff 11/9/21
- 7) Lahr, Shayna A. – TWP #21R167 Eff 11/10/21-2/10/22
- 8) Maliaman, Alfred F. – ETWP #21R168 Eff 11/15/21
- 9) Snider, Kaylie S. – ETWP #21R169 Eff 11/16/21
- 10) Rincon, Megan M. – ETWP #21R170 Eff 11/18/21
- 11) Gelpi, Lisa L. – ETWP #21R171 Eff 11/19/21
- 12) Braganza, Matthew N. – ETWP #21R172 Eff 11/19/21
- 13) Postles, Laura – ETWP #21R173 Eff 11/22/21
- 14) Carter, Danialah J. – ETWP #21R174 Eff 11/22/21
- 15) Pardini, Nikita – ETWP #21R175 Eff 11/22/21
- 16) Caporuscio, Victoria T. – ETWP #21R176 Eff 11/24/21
- 17) Reyes, Arvil Ann – TWP #21R177 Eff 11/24/21-2/24/22
- 18) Hehir, Samantha K. – ETWP #21R178 Eff 11/24/21
- 19) Baquing, Mark Rayson M. – ETWP #21R179 Eff 11/29/21
- 20) Gough, David – ETWP #21NA29 Eff 11/12/21
- 21) Nicdao, Frances M. – ETWP #21NP09 Eff 11/17/21

- c) EXAMINATION APPLICATIONS

- 1) Bueno, Gerrylee B. – CNA
- 2) Dahilig, Rachel Ann G. – CNA
- 3) Delica, Joshua R. – CNA
- 4) Edward, Rosania – LPN
- 5) Fallejo, Alfie R. – CNA
- 6) Headley, April Chin Ju – RN
- 7) Karuppan, Solidad P. – RN
- 8) Ramos, Raquel A. – CNA

- d) ENDORSEMENT APPLICATIONS

- 1) Benites, Manuela L. – RN
- 2) Bloberger, Thomas A. – RN
- 3) Brewster-Yator, Deborah K. – RN
- 4) Brown, Patrick D. – RN
- 5) Chua, Jumico Anthony R. – RN
- 6) Detera, Marites M. – RN
- 7) Diller, Rachel A. – RN
- 8) Echaluse, Christopher H. – RN
- 9) Elliott, Melissa N. – RN
- 10) Ellis, Joel O. – RN
- 11) Erwert, Hannah – RN
- 12) Fenner, Sarah A. – RN
- 13) Fulgencio, Michael John V. – RN
- 14) Gilyard, Victoria A. – RN
- 15) Jumper, Abigail R. – RN

16) Wang, Debbie – RN

e) APRN APPLICATIONS

- 1) Brewster-Yator, Deborah K. – CRNA
- 2) Sapalo, Dahlia O. – NP

f) PRESCRIPTIVE AUTHORITY APPLICATION

- 1) Sapalo, Dahlia O. – NP

g) REINSTATEMENT APPLICATIONS

- 1) Martinez, Jeanelle M.F. – RN/APRN

h) RENEWAL APPLICATIONS (Attached)

XIV. ANNOUNCEMENTS

- a) Next Meeting is January 13, 2022 at 3PM

XV. ADJOURNMENT 5:15 pm



Department of Public Health & Social Services
GUAM BOARD OF NURSE EXAMINERS
Health Professional Licensing Office



RENEWAL APPLICATIONS
GBNE Regular Board Meeting 12/9/2021

1. Antolin, Agrenilda M. – RN
2. Blair, Bethany L. – RN
3. Bondoc, Adrian Bryan A. – RN
4. Carpenter, Catherine M. – RN
5. Carranza, Judi Mae R. – LPN
6. Dizon, Maryann – RN
7. Eustaquio, Josephine – RN
8. Gordon, Augusta A. – RN
9. Huesca, Merlyn Joy A. – RN
10. Jucutan, Jr., Joseph A. – RN
11. Legaspi, Jamica Mariz C. – RN
12. Legaspi, Veronica M. – RN
13. Leon Guerrero, Lourdes – RN
14. Lomibao, Jimmy D. – LPN
15. Palsis, Petrina P. – RN
16. Sana, Stephanie Lynn C. – RN
17. Aromin, Grace M. – RN
18. Balajadia, Januaria M. – RN
19. Duenas, Ceidree J. – LPN
20. Gonzales, Diana April B.
21. Harper, Sayoko I. – RN
22. Zorn, Mary Ann – RN



DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

GUAM BOARD OF NURSE EXAMINERS

RESOLUTION NUMBER: 2020-02



**RELATIVE TO THE DELEGATION OF AUTHORITY TO THE
EXECUTIVE OFFICER OF THE GUAM BOARD OF NURSE
EXAMINERS TO ISSUE *EMERGENCY* TEMPORARY WORK PERMITS
DURING THE PUBLIC HEALTH EMERGENCY PANDEMIC CAUSED
BY COVID-19**

—WHEREAS the Guam Board of Nurse Examiners (GBNE or Board) is charged by law with the licensure and discipline of nurses, specifically, Certified Nurse Assistant (CNA); Licensed Practical Nurse (LPN); Registered Nurse (RN); and Advanced Practice Registered Nurse (APRN); and

—WHEREAS on March 14, 2020, *I Maga'hagan Guåhan*, (Governor of Guam) Lourdes A. Leon Guerrero, acting pursuant to her authority under the Organic Act and the laws of Guam, in particular the *Islan Guåhan* Emergency Health Powers Act, codified at Chapter 19, Title 10, Guam Code Annotated, issued Executive Order 2020-03 declaring a public health emergency in the island of Guam due to the dangers posed by the 2019 novel coronavirus (“COVID-19”) and adopting a Pandemic Conditions of Readiness (PCOR) system to assist the community and the government in planning and coordinating response efforts; and

WHEREAS Executive Order 2020-03 provides that the Department of Public Health and Social Services (DPHSS), through its Director, shall be the primary public health authority authorized to exercise those powers enumerated in Chapter 19 of Title 10, Guam Code Annotated; and

WHEREAS on March 19, 2020, *I Maga'hagan Guåhan* issued Executive Order No. 2020-05, further articulating the government of Guam’s response to the COVID-19 pandemic by invoking those powers authorized by 10 GCA § 19608; and

WHEREAS Executive Order 2020-05 provides in pertinent part:

LICENSURE OF HEALTH CARE PROFESSIONALS. Pursuant to ___ the authority provided under Title 10 Guam Code Annotated Section 19608 and in an effort to provide for the health and public safety our community, health care personnel may be appointed to serve for the duration of this public health

• HEALTH PROFESSIONAL LICENSING OFFICE •

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emergency. All licensing requirements, permits or fees required by law, rule, regulation for health care providers are waived and such waiver will continue in effect until the public health emergency terminates.

WHEREAS the declaration of public health emergency by *I Muga'hâgan Guåhan* and the appointment of the Director of DPHSS as the primary health authority does not relieve the GBNE from its continuing responsibilities to protect the health, safety, and welfare of the inhabitants of Guam through the licensure and discipline of nurses, and in particular the establishment of formal criteria by which nurses and nurse assistants are authorized to practice the profession of nursing on an *emergency* basis, not otherwise established by statute or rule, and to establish the conditions under which they may practice;

— **NOW THEREFORE, BE IT RESOLVED**, that from this date forward, and until such time as *I Muga'hâgan Guåhan* and the Director of DPHSS determine there no longer exists a public health emergency due to the COVID-19 pandemic requiring the issuance of *emergency* temporary work permits to nurses outside of the ordinary statutory and regulatory procedures, the Executive Officer of the GBNE or if unavailable his or her designee, is authorized in consultation with the Chair of the GBNE to review, approve, and issue *emergency* temporary work permits for Certified Nurse Assistant (CNA); Licensed Practical Nurse (LPN); Registered Nurse (RN); and Advanced Practice Registered Nurse (APRN), subject to the following:

A. A-Definitions.

— ~~(1)~~ (1) *Accredited or approved school of professional nursing or nurse assistant program* means a school operated for the purpose of giving professional nursing education that complies with the standards prescribed by the Board's Rules and Regulations; included are schools of professional nursing in states, territories, and foreign countries that have been approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS), or by the boards of nurse examiners of such jurisdictions that have standards equivalent to those of Guam.

(2) *Lapsed, expired, or inactive status* means the status of former nurse or certified nurse assistant who voluntarily chooses not to engage in practice of nursing during the succeeding year or chooses not to renew his or her license at the time of renewal, provided that the lapse or expiration was due solely to the certificate holder's failure to renew his or her license within the time specified by renewals and not due to permitting the certificate to expire or lapse in lieu of discipline.

~~(2)~~

- ~~(3)~~ (3) *Supervise* means guidance by a registered nurse for the accomplishment of a nursing task, function, or activity. Guidance includes direct, indirect, or periodic observation and monitoring as well as establishing the initial direction, delegating responsibilities, setting expectations, directing activities and courses of action, critical watching, overseeing, evaluating and changing a course of action.

B. Application Process; Generally Applicable to All Levels of License or Certification:

- ~~(1)~~ (1) Applications for *emergency* temporary work permit shall be in writing, sworn to before a notary, or attested by unsworn declaration, dated and subscribed as true and correct under penalty of perjury under the laws of Guam;
- ~~(2)~~ (2) Applications from persons who are not currently licensed or certified in any jurisdiction of the United States or its territories shall be accompanied by a letter of sponsorship by the employing agency agreeing to supervise and be responsible for the performance of the applicant, and to report to the Board any deviation from the standard of care applicable to the level of licensure or certification granted by the Board, whether or not disciplinary action is involved.
- ~~(3)~~ (3) An individual seeking to move from a lower level nursing position to a higher level position within the same agency or healthcare provider, e.g., certified nurse assistant to licensed practical nurse, or licensed practical nurse to registered nurse, shall notify the Board and provide an updated letter of support from the agency's nursing administrator agreeing to be responsible for the performance of the individual no more than 72 hours after the change of assignment within the agency or healthcare provider.
- ~~(4)~~ (4) In the event of any change of status of the holder of an *emergency* temporary work permit from one healthcare agency or provider to a different healthcare agency or provider, the holder of an *emergency* temporary work permit shall notify the Board and provide a new letter of sponsorship from the new agency or healthcare provider's nursing administrator no more than 72 hours after the change of status.

Commented [1]: remove statement? do we want to leave attested by unsworn declaration?

C. Background Investigation.

No *emergency* temporary work permit shall be issued prior to review of the applicant's file in NURSUS and the National Practitioner Data Bank. Under no circumstances shall an applicant be issued an *emergency* temporary work permit who:

- ~~(1)~~(1) has a pending disciplinary action against them in any jurisdiction in the United States or its territories, or foreign country; or has, less than five years prior to consideration of the application, had a prior disciplinary proceeding that was concluded by the imposition of discipline, including voluntary suspension or surrender of a certificate or license, or restrictions or conditions placed thereon in lieu of discipline; or
- ~~(2)~~(2) has ever been convicted, including by a plea of guilty or nolo contendere, of a felony, or misdemeanor in any way related to the practice of nursing.

D. Certified Nurse Assistant; Additional Requirements. An applicant for an emergency

temporary work permit as a Certified Nurse Assistant shall provide:

- ~~(1)~~(1) Proof of current certification from a state or territory of the United States; or
- ~~(2)~~(2) Proof of a lapsed, expired, or inactive nurse assistant certification from a state or territory of United States that lapsed or expired not more than five (5) years from the application for emergency temporary work permit; or
- ~~(3)~~(3) Proof that the applicant graduated no more than three (3) years from the date of application from an accredited or approved school of professional nursing or nursing assistant program anywhere within the United States or its territories or in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS).

Commented [2]: or in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS)

E. Licensed Practical Nurse; Additional Requirements. An applicant for an emergency

temporary work permit as a Licensed Practical Nurse shall provide:

- ~~(1)~~(1) Proof of current licensure from a state or territory of United States; or
- ~~(2)~~(2) Proof of a lapsed, expired, or inactive license from a state or territory of the United States that lapsed or expired not more than five (5) years from the date of application; or
- ~~(3)~~(3) Proof that the applicant graduated no more than (3) years from the date of application from an accredited or approved school of professional nursing program that confers an associate or bachelor of science degree in nursing anywhere within the United States or its territories, or the equivalent of an associate or bachelor of science degree in nursing in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS); or

Commented [3]: or in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS)

Commented [4]: ADD verbiage, or Proof and declaration included in the ETWP Employer request of an applicant who has a lapsed, expired, or inactive license for more than 5 years, with the understanding of licensee's ability to perform assigned duties?

- (4) Proof that the applicant graduated no more than (3) years from the date of application from a practical or vocational nursing program at an accredited or approved institution anywhere

Commented [5]: ADD - or Proof and declaration included in the ETWP Employer request of an applicant who graduated more than 3 years from date of application, with the understanding of licensee's ability to perform assigned duties?

~~(1)~~ within the United States or its territories, or in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS).

F. Registered Nurse: Additional Requirements. An applicant for an *emergency* temporary work permit as a Registered Nurse shall provide:

- ~~(1)~~ (1) Proof of current licensure from a state or territory of the United States, or a foreign country *provided*, that the applicant graduated from an accredited or approved school of professional nursing program that confers an associate or bachelor of science degree in nursing anywhere within the United States or its territories, or the equivalent of an associate or bachelor of science degree in nursing in a foreign country approved by the Commission on Graduates of Foreign Nursing Schools (CGFNS), or
- ~~(2)~~ (2) Proof of a lapsed, expired, or inactive license from a state or territory of the United States that lapsed or expired not more than three (3) years from the date of application.

G. Advanced Practice Registered Nurse: Additional Requirements. An applicant for an *emergency* temporary work permit as an Advanced Practice Registered Nurse (APRN) shall provide:

- ~~(1)~~ (1) Proof of an unencumbered license or privilege to practice as an RN and APRN, or its equivalent, from a state or territory of the United States; or
- ~~(2)~~ (2) proof that the applicant completed an accredited graduate or postgraduate level APRN program in one (1) of the four (4) roles: nurse practitioner (NP); certified registered nurse anesthetist (CRNA); certified nurse-midwife (CNM); or clinical nurse specialist (CNS), and whose practice is focused in one or more of the following populations: family/individual across the lifespan; adult-gerontology; neonatal; pediatrics; women's health/gender-related; or psychiatric/mental health; *and*
- ~~(3)~~ (3) proof of current certification by a national certifying body recognized by the Board in the APRN role, and at least one (1) population focus appropriate to educational preparation.

H. Initial Issuance and Renewal. Initial *emergency* temporary work permits shall be valid for three (3) months from the date issued, and may be renewed ~~once for no more than six (6) months from the date~~ duration of renewal, during which time the applicant will be required to apply for a regular license by endorsement or examination as provided in the Board's rules. In the event an examination is required as a precondition to any level of licensure, and it is impossible for the applicant to take the examination in a timely manner for reasons beyond the applicant's control, e.g., the NCLEX is unavailable, the Public Health Emergency Declaration, The GBNE Executive Officer, in consultation shall communicate with the

Commented [6]: ADD - or Proof and declaration included in the ETWP Employer request of an applicant who graduated more than 3 years from the date of application or vocational nursing program.

Chair of Board, is authorized to extend the applicant's temporary work permit only until the applicant is able to sit for and pass the next available examination. Under no circumstances may any person practice under nursing administrators of agencies employing individuals holding emergency temporary work permit for more than a cumulative, maximum total of nine (9) months from the date of issue of the initial emergency temporary work permit without good cause as determined by the Board in its sole discretion.

H. 4 permits every three months to request for feedback pertaining to the performance of these individuals.



DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES



BOARD OF NURSE EXAMINERS

Automatic Expiration. An emergency temporary work permit issued under the authority of Executive Order 2020-05 and this Resolution shall automatically expire no more than thirty (30) days after such time as *Maga'hagan Guahan* and the Director of DPHSS determine there no longer exists a public health emergency due to the COVID-19 pandemic requiring the issuance of emergency temporary work permits to nurses outside of the ordinary statutory and regulatory procedures.

 DULY ADOPTED THIS 8th DAY OF ~~SEPTEMBER~~OCTOBER 2020.

Bernadette S. Santos, MPA, BSN, RN
GBNE Chairperson
Chairperson/APRN Member

Kevin Hitoris, DNP, APRN, FNP-BC
GBNE Vice-

Brenda Manzana, LPN
GBNE Secretary/LPN Board Member

Eliza Dames
GBNE Treasurer/Public Board Member

Annamma Varghese, DNP, RN
GBNE Education Board Member

Christine Tuquero, MSN, RN
GBNE Hospital Board Member

Relida S. Sumaylo, MSN, RN
GBNE Community Health Board Member

~~ATTESTED BY:~~ ATTESTED BY:

Zennia Pecina, MSN, RN, Executive Officer
GUAM BOARD OF NURSE EXAMINERS

GUAM

BOARD OF NURSE EXAMINERS

Health Professions Licensing Office

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