

**BEFORE THE ARIZONA STATE BOARD OF NURSING**

IN THE MATTER OF APPLICATION FOR  
AN ADVANCED PRACTICE NURSING  
PROGRAM (1. ADULT-GERO CNS; 2. FNP;  
3. PEDIATRIC CNS; 4. PNP (PRIMARY); 5.  
FAMILY PSYCHIATRIC & MENTAL  
HEALTH NP TRACKS)

UNIVERSITY OF MISSOURI-COLUMBIA  
SINCLAIR SCHOOL OF NURSING  
810 EAST ROLLINS, COLUMBIA, MO 65211  
APPLICANT

**DECREE OF CENSURE WITH  
CIVIL PENALTY**

**CONSENT AGREEMENT  
AND  
ORDER NO. 210201APDL0052**

The Arizona State Board of Nursing (“Board”) received allegations that the University of Missouri-Columbia, Sinclair School of Nursing (“Applicant”) violated the Nurse Practice Act. In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements and the responsibilities of the Board, and pursuant to A.R.S. § 41-1092.07 (F)(5), the undersigned parties enter into this Consent Agreement as a final disposition of this matter.

Based on the evidence before it, the Board makes the following Findings of Fact and Conclusions of Law:

**FINDINGS OF FACT**

1. Applicant applied for Board approval of its Advanced Practice Nursing Program’s Adult-Gero CNS; Family Nurse Practitioner, Pediatric CNS; Pediatric Nurse Practitioner, Primary and Family Psychiatric Mental Health NP tracks on April 14, 2021.

2. Prior to Board approval, beginning in May 2018, Applicant, with a home state of Missouri, offered a Advanced Practice distance education program in Arizona for students without Arizona Board approval, or under any exemption, which is a violation of R4-19-503.
3. On May 28, 2021, the Board considered this matter and voted: Based upon the findings of fact and statute/rule violations identified in the Investigative Report, upon meeting all approval requirements and signing a Consent Agreement for a Decree of Censure and a \$2,000 Civil Penalty, and paying the civil penalty, grant full approval of the following programs for the University of Missouri, Columbia Sinclair School of Nursing: 1. Adult-Gero CNS; 2. FNP; 3. Pediatric CNS; 4. PNP (Primary); 5.) Family Psychiatric & Mental Health NP, pending the program director/lead faculty's successful acquisition of AZ APRN credentials. If not signed within 60 days, deny approval.

### **CONCLUSIONS OF LAW**

Pursuant to A.R.S. §§ 32-1606, 32-1644, 32-1663 and 32-1664, the Board has subject matter and personal jurisdiction in this matter.

The conduct and circumstances described in the Findings of Fact constitute violations of A.R.S. § 32-1663 (D) as defined in and currently cited as § 32-1601 (26) "Unprofessional conduct" includes the following whether occurring in this state or elsewhere: (d) Any conduct or practice that is or might be harmful or dangerous to the health of a patient or the public; (j) Violating a rule that is adopted by the Board pursuant to this chapter. (effective August 9, 2017); **A.R.S. § 32-1666. Unlawful acts** -

(B) It is unlawful for a person to operate a training or educational program to prepare students for licensure or certification under this chapter unless it has been approved under this chapter; Arizona Administrative Code rules R4-19-502 and 503, and

R4-19-504 Notice of Deficiency; Unprofessional Program Conduct

(D). A disciplinary action, denial of approval, or notice of deficiency may be issued against an RNP or CNS nursing program for any of the following acts of unprofessional conduct:

8. Failure to comply with Board requirements within designated time-frame.

The conduct and circumstances described in the Findings of Fact constitute sufficient cause pursuant to A.R.S. § 32-1663(A) to deny, or issue a conditional approval of Applicant's program approval to conduct an advanced practice nursing program in the State of Arizona.

However, in lieu of a hearing, Applicant agrees to issuance of the following Order and waives all rights to a hearing, rehearing, appeal or judicial review relating to this matter. Applicant further waives any and all claims or causes of action, whether known or unknown, that Applicant may have against the State of Arizona, the Board, its members, officers, employees and/or agents arising out of this matter.

Applicant admits to the Board's Findings of Fact and Conclusions of Law.

Applicant understands the right to consult legal counsel prior to entering into this Consent Agreement and such consultation has been either obtained or is waived.

Applicant understands that the Findings of Fact, Conclusions of Law and Order are conclusive evidence of a prior violation of the Nurse Practice Act and may be used for purposes of determining sanctions in any future disciplinary matter. Applicant further understands that disciplinary actions are generally available to the public pursuant to public records requests; are posted on or available through the Board's website; and are reported to and are posted by

national databases, which may be accessed online and whose retention and posting times are independently determined by the applicable national organization; and any of these policies or applicable laws may change over time.

Applicant understands that this Consent Agreement is effective upon its acceptance by the Board or its designee and by Applicant as evidenced by the respective signatures thereto. Applicant's signature obtained via facsimile shall have the same effect as an original signature. Once signed by Applicant, the Agreement cannot be withdrawn without the Board's approval or by stipulation between Applicant and the Board's designee. The effective date of this Order is the date the Consent Agreement is signed by Applicant and accepted by the Board or its designee.

Applicant acknowledges and agrees that the acceptance of this Consent Agreement is solely to settle this Board matter and does not preclude the Board from instituting other proceedings as may be appropriate now or in the future.

Furthermore, and notwithstanding any language in this Consent Agreement, this Consent Agreement does not preclude in any way any other state agency or officer or political subdivision of this state from instituting proceedings, investigating claims, or taking legal action as may be appropriate now or in the future relating to this matter or other matters concerning Applicant, including but not limited to, violations of Arizona's Consumer Fraud Act. Applicant acknowledges that, other than with respect to the Board, this Consent Agreement makes no representations, implied or otherwise, about the views or intended actions of any other state agency or officer or political subdivision of the state relating to this matter or other matters concerning Applicant.

Mun Y. Choi

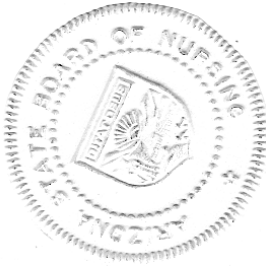
Mun Y. Choi (Aug 19, 2021 19:44 CDT)

08/19/21

Signature or Approved Applicant Representative  
Mun Y. Choi, University of Missouri-Columbia

Mun Y. Choi, President

Print the signer's name AND title



ARIZONA STATE BOARD OF NURSING

Jo Ridenour  
Jo Ridenour (Aug 26, 2021 15:45 PDT)

Joey Ridenour, R.N., M.N., F.A.A.N.  
Executive Director

Dated: 08/26/21

JR/DH:ll

### **ORDER**

In view of the above the Findings of Fact, Conclusions of Law, and the consent of Applicant, the Board hereby issues the following Order:

- A. Applicant's consent to the terms and conditions of this Order and waiver of hearing is accepted.
- B. It is ordered that, upon meeting all approval requirements, acceptance by the Board of this agreement, and full and complete payment for the Civil Penalty received by the Board (see section C, below), the approval shall be granted, and a DECREE OF CENSURE be entered against Applicant's program approval.
- C. Applicant shall be assessed a Civil Penalty in the amount of \$2000.00.
  - 1) Applicant shall pay the Civil Penalty, in full, no later than **September 15, 2021 via the Board's Online Payment System<sup>1</sup>.**

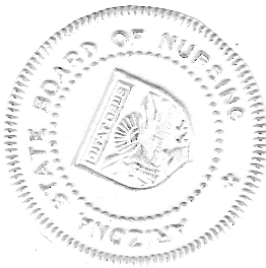
<sup>1</sup> The Board's online payment system is available at <https://azbngateway.az.gov/>

2) If Applicant fails to timely pay the Civil Penalty, in the manner stated in paragraph C. (1), above, Applicant's nursing program application shall be DENIED, and the Applicant may not reapply for approval for a period of two (2) years.

Applicant waives any and all rights to a hearing, rehearing or judicial review of any suspension or revocation imposed pursuant to this paragraph.

D. While this Order is in effect and/or Applicant's approval is subject to discipline, up to and including denial, Applicant is not eligible to renew any other expired approval previously held by Applicant without prior review and approval by the Board.

Board Date: May 28, 2021



ARIZONA STATE BOARD OF NURSING

  
Jo Ridenour (Aug 26, 2021 15:45 PDT)

Joey Ridenour, R.N., M.N., F.A.A.N.  
Executive Director

Dated: 08/26/21

Acceptance Date: 08/26/21

JR/DH:ll

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Transmitted this 15th day of July 2021, via Adobe Sign to:

Miriam Butler, University of Missouri-Columbia, Sinclairs School of Nursing:  
ButlerMD@missouri.edu

By: Lyn Ledbetter, Administrative Assistant

Resent on 8/19/2021 to Mun Y. Choi, choimun@umsystem.edu per request from school.

By: Lyn Ledbetter, Administrative Assistant

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Fully Executed copy sent this 13th day of September, 2021, via Adobe Sign to:

Mun Y. Choi, University of Missouri-Columbia, Sinclair School of Nursing:  
choimun@umsystem.edu

Signed in the Board Office on 9/13/2021, payment for Civil P.

By:   
Lyn Ledbetter (Sep 13, 2021 15:31 PDT)  
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Lyn Ledbetter, Administrative Assistant