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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF NURSING

TIME: 9:08 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

January 20, 2023

State Board of Nursing
January 20, 2023

BOARD MEMBERS:

Linda L. Kmetz, PhD, RN, Chair - Absent
Arion R. Claggett, Acting Commissioner, Bureau of
Professional and Occupational Affairs
Ann Michele Coughlin, DNP, MBA, RN, Vice Chair
Sue E. Hertzler, LPN
Linda A. Kerns, Esquire, Public Member
Kristin Malady, BSN, RN
Bridget E. Vincent, MSN, CRNP, APN-BC, CCRN - Absent
Colby P. Hunsberger, DNP, RN, CNEcl
Tina D. Siegel, LPN
Charlene W. Compher, PhD, RD, LDN, FASPEN
Donald H. Bucher, DNP, ACNP-BC, CCRN

COMMONWEALTH ATTORNEYS:

Carole Clarke Smith, Esquire, Senior Board Counsel
Judith Pachter Schulder, Esquire, Board Counsel
Ariel E. O'Malley, Esquire, Board Counsel
Todd P. Kriner, Esquire, Board Counsel
Megan E. Castor, Esquire, Board Counsel
Carolyn DeLaurentis, Deputy Chief Counsel,
Prosecution Division
William Newport, Esquire, Senior Prosecutor in
Charge, Board Prosecution Co-Liaison
T'rese Evancho, Esquire, Board Prosecutor, Board
Prosecution Co-Liaison
Matthew T. Sniscak, Esquire, Board Prosecutor
Lindsay Szymanski, Esquire, Board Prosecutor
Codi M. Tucker, Esquire, Board Prosecutor
Kathryn E. Bellfy, Esquire, Board Prosecutor
Trista Boyd, Esquire, Board Prosecutor
Madison Hales, Esquire, Board Prosecutor
Marc Farrell, Esquire, Regulatory Counsel
Deena Parmelee, Legal Office Administrator
Alex Capitello, Legal Analyst

DEPARTMENT OF STATE AND BOARD STAFF:

Wendy Miller, MSN, RN, Executive Secretary
Cynthia K. Miller, Board Administrator
Ann Marie Zvorsky, MSN, RN, CNE, Nursing Practice
Advisor

State Board of Nursing
January 20, 2023

ALSO PRESENT: (Cont.)

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7 Lori Spiezio, RN, Montgomery County Community College
8 Peggy Pearl, Executive Director, Pennsylvania
9 Coalition of Nurse Practitioners
10 P. Daniel Altland, Esquire, Pennsylvania Association
11 of Nurse Anesthetists
12 Jean Marie Truman, DNP, RN, CNE, Director of Nursing
13 Programs/Associate Professor of Nursing
14 Lisa Storck, DNP, RN, Program Director, St. Luke's
15 School of Nursing
16 Amy Donis, MSW, LCSW, Case Manager, Pennsylvania Nurse
17 Peer Assistance Program
18 Kaitlin Cobourne, MSN Ed, RN, Academic Chair for the
19 School of Nursing, Pittsburgh Technical College
20 Janyce L. Collier, MSN, RN, CNE
21 Kathleen Rundquist, MSN, RN, Nurse Administrator and
22 Financial Aid Administrator, Franklin County
23 Practical Nursing Program
24 Marianne Johnson, Executive Director, Lansdale School
25 of Business
26 Marlon Keller, President, Lansdale School of Business
27 Heather Haines, BSN, RN, Practical Nursing
28 Coordinator, Mifflin County Academy of Science &
29 Technology
30 Janet Yontas, Director of Practical Nursing Program,
31 Career Technology Center of Lackawanna County
32 Nicole Campbell, Division Chief, Division of Law
33 Enforcement Education and Trade Schools,
34 Pennsylvania Department of Education
35 Jenny Piper, Board Administrator, Private Licensed
36 Schools, Pennsylvania Department of Education
37 Bureau of Postsecondary and Adult Education
38 Deborah Little, EdD, RN, CNE, Corporate Assistant
39 Dean of Nursing, Lincoln Educational Services
40 Misha Patel, Esquire, Pennsylvania Medical Society
41 Pam Hughes, Practical Nursing Director, United Career
42 Institute - Irwin Campus
43 Marcia Landman, MSN-FNP, BSN, RN, Practical Nursing
44 Program Director, United Career Institute
45 Tina VanBuren, DNP, RN, CCNS, Director of Nursing,
46 Joseph F. McCloskey School of Nursing-LVHN
47 Cynthia Cappel, DNP, RN-BC, NE-BC, Vice President of
48 Education, LVHN
49 Adele Caruso, DNP, CRNP, FAANP, Pennsylvania
50 Coalition of Nurse Practitioners

State Board of Nursing
January 20, 2023

ALSO PRESENT: (Cont.)

Tracy Campbell, Children's Hospital of Pennsylvania
Jennifer Jones-Lapp, DNP, RN, NEA-BC, Director of
Strategic Development, Joseph F. McCloskey School
Of Nursing-LVHN

Larissa Hutchins, MSN, RN, CCRN, CCNS, NEA-BC,
Director of Nursing Professional Development, Life
Support Education and Outreach, Simulation Center,
Children's Hospital of Philadelphia

Marian Shenberger, Professional Development
Assistant, Pennsylvania State Nurses Association

Casey Fellingner, Associate, Milliron & Goodman, LLC

Tyler Burke, Associate, Milliron & Goodman, LLC

Susan C. Lewis, MSN, RN, Practical Nursing Program

Director, Fayette County Career and Technical
Institute

Elizabeth Shaw, BSN, RN, Senior Faculty Member,
Fayette County Career and Technical Institute

Maria Battista, JD, EdD, Vice President, Federal and
State Contracts, The Judge Group

Michael Press, Senior Vice President, Recruiting
Operations, The Judge Group

Chuck Billitto, Vice President, Business Development,
Judge Healthcare

Neil Heatherly, Vice President, Health Care
Strategies, South College

Bradley Adams, MAcc, Chief Operating Officer, South
College

Stacy Waddell, EdD, Vice President, Program
Development & Assessment, South College

Anne Petrella, Campus President - Pittsburgh Learning
Site/Online Operations, South College

Theodor Richardson, PhD, Chief Academic Officer,
South College

Kathryn Witherow, Sargent's Court Reporting Service
267-474-1086

865-251-1455

1 ***

2 State Board of Nursing

3 January 20, 2023

4 ***

5 The regularly scheduled meeting of the State
6 Board of Nursing was held on Friday, January 20,
7 2023. Ann Michele Coughlin, DNP, MBA, RN, Vice Chair,
8 called the meeting to order at 9:08 a.m.

9 ***

10 Introduction of Board Members

11 [Ann Michele Coughlin, DNP, MBA, RN, Vice Chair,
12 asked Board members to introduce themselves.]

13 ***

14 Introduction of Board Counsel

15 [Ann Michele Coughlin, DNP, MBA, RN, Vice Chair,
16 asked Board Counsel to introduce themselves.]

17 ***

18 Introduction of Board Staff

19 [Wendy Miller, MSN, RN, Executive Secretary, provided
20 an introduction of Board staff.]

21 ***

22 Introduction of Gallery Attendees

23 [Ann Michele Coughlin, DNP, MBA, RN, Vice Chair,
24 asked the attendees in the gallery to introduce
25 themselves.]

1 ***

2 Introduction of Attendees

3 [Cynthia K. Miller, Board Administrator, provided an
4 introduction of attendees.]

5 ***

6 [Judith Pachter Schulder, Esquire, Board Counsel,
7 reminded everyone that the meeting was being recorded
8 and voluntary participation constituted consent to be
9 recorded.]

10 ***

11 Adoption of the Agenda

12 VICE CHAIR COUGHLIN:

13 Moving forward with the agenda at item
14 2, Adoption of the Agenda.

15 Do I have a motion to adopt?

16 MS. MALADY:

17 So moved.

18 DR. HUNSBERGER:

19 Second.

20 VICE CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried unanimously.]

24 ***

25 Adoption of Minutes of October 28, 2022 and December

1 15, 2022

2 VICE CHAIR COUGHLIN:

3 Moving forward with item 3, Adoption of
4 the Minutes. We have two sets of
5 minutes on the agenda.

6 MS. PACHTER SCHULDER:

7 The minutes for October need to be
8 amended to reflect that Kate McHugh, CNM,
9 MSN, Co-Chair, Legislative Committee, PA-
10 ACNM, provided an update on behalf of the
11 midwives.

12 [The Board discussed corrections to the minutes.]

13 VICE CHAIR COUGHLIN:

14 Do I have a motion to adopt the October
15 28, 2022 minutes?

16 MS. MALADY:

17 So moved.

18 MS. HERTZLER:

19 Second.

20 VICE CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried unanimously. Members Compher and
24 Bucher abstained from voting on the October minutes.]

25

1 VICE CHAIR COUGHLIN:

2 Do I have a motion to adopt the
3 December 15, 2022 minutes?

4 MS. MALADY:

5 So moved.

6 MS. HERTZLER:

7 Second.

8 VICE CHAIR COUGHLIN:

9 All those in favor? Opposed?
10 Abstentions?

11 [The motion carried unanimously.]

12 ***

13 Report of Prosecutorial Division

14 [Vice Chair Coughlin noted VRP Consent Agreement
15 items 2 through 13.]

16 ***

17 [Vice Chair Coughlin noted Ms. Bellfy's items 14
18 through 17.]

19 ***

20 [Vice Chair Coughlin noted Ms. Boyd's items 18 and
21 19.]

22 ***

23 [Vice Chair Coughlin noted Ms. Evancho's item 20.

24 Ms. Evancho noted item 20 was previously tabled
25 by the Board and provided information as to why the

1 criminal records were not attached.]

2 ***

3 [Vice Chair Coughlin noted Mr. Sniscak's items 21
4 through 23 and 82.]

5 ***

6 [Vice Chair Coughlin noted Ms. Szymanski's item 24.]

7

8 [Vice Chair Coughlin noted Ms. Tucker's item 25.]

9 ***

10 Appointment - Prosecution Division Annual Report
11 Presentation

12 [Carolyn A. DeLaurentis, Esquire, Deputy Chief
13 Counsel, Prosecution Division, informed Board members
14 that she is now the outgoing Deputy Chief Counsel for
15 the Prosecution Division and has been appointed to
16 Executive Deputy Chief Counsel, which would be
17 starting in a few weeks.

18 Ms. DeLaurentis provided a summary of the
19 Prosecution Division's role and the annual numbers
20 for 2022. She explained that the Bureau of
21 Professional and Occupational Affairs provides
22 administrative and legal support to all 29 licensing
23 boards and commissions under the legal support of the
24 Prosecution Division, Counsel Division, and Hearing
25 Examiners. She noted the mission is to protect the

1 health and safety of the public and the integrity of
2 the profession.

3 Ms. DeLaurentis explained that the Office of
4 Chief Counsel is under the Governor's Office of
5 General Counsel, noting the Prosecution Division is
6 one division under the Office of Chief Counsel. She
7 noted the Prosecution Division works with the Bureau
8 of Enforcement and Investigation (BEI), along with
9 the Professional Compliance Office (PCO).

10 Ms. DeLaurentis stated BEI, PCO, and Prosecution
11 are all tasked with receiving complaints,
12 investigating allegations, ensuring public safety,
13 and enforcing compliance with the acts and
14 regulations that govern all 29 boards and
15 commissions.

16 Ms. DeLaurentis stated the Prosecution Division
17 has five Senior Prosecuting Attorneys, noting Mr.
18 Newport is the Senior Prosecutor for the nurse team,
19 along with Karl Geschwindt as an Acting Senior
20 Prosecutor, Paul Jarabeck, Heather McCarthy, and Ray
21 Michalowski. She mentioned there are currently 33
22 Prosecuting Attorneys, including liaisons.

23 Ms. DeLaurentis addressed the complaint process,
24 noting complaints are received from any source but
25 prefer complaints be submitted through the

1 Pennsylvania Licensing System (PALS) at pals.pa.gov.
2 She noted Prosecution accepts complaints from sister
3 agencies, federal agencies, the Pennsylvania Justice
4 Network (JNET), and through media reports.

5 Ms. DeLaurentis discussed levels of review,
6 including jurisdiction checks, noting Administrative
7 Assistants review every complaint to see if it falls
8 under one of the 29 boards and commissions. She
9 mentioned complaints are referred to the appropriate
10 agency if Prosecution does not have jurisdiction.

11 Ms. DeLaurentis addressed the various levels of
12 review and whether there was a violation. She
13 explained that matters could be closed if there is
14 not a violation of the act or regulation.

15 Ms. DeLaurentis discussed the post-investigation
16 process, where attorneys may need to make charging
17 decisions based on evidence by filing an Order to
18 Show Cause or a Citation. She noted there is a
19 hearing process, which is similar to a regular trial,
20 where both sides are able to present evidence and
21 present arguments.

22 Ms. DeLaurentis noted that if it goes to a
23 Hearing Examiner, the Hearing Examiner usually issues
24 a Proposed Adjudication and then it goes to the
25 boards and commissions for their final decision

1 because they have the ultimate authority for
2 discipline. She addressed Consent Agreements, where
3 both sides are conducting negotiations and trying to
4 reach a resolution and presenting that to the Board,
5 where the Board could accept or reject the agreement.

6 Ms. DeLaurentis addressed the Prosecution
7 Division's role at Board meetings, including
8 presenting Consent Agreements and listening to
9 concerns of the board. She pointed out that
10 Prosecution has a confidentiality statute that
11 applies to their files, where everything contained in
12 their files not presented publicly is confidential
13 and is why Prosecution cannot speak on some matters
14 except for the final action.

15 Ms. DeLaurentis stated an investigation can be
16 requested through the case management system and then
17 goes to BEI to conduct interviews and conduct
18 inspections when appropriate to collect evidence.
19 She noted the role of the investigators is fact
20 gathering and serving subpoenas, orders, and letters.
21 She mentioned that Prosecution has subpoena
22 authority, but BEI does not have search warrant
23 authority and is limited. She noted BEI also
24 testifies to the results of their investigations and
25 inspections. She mentioned they have inspection

1 authority for six of the boards.

2 Ms. DeLaurentis addressed documents upon request,
3 where some boards and commissions have regulations
4 that require cooperation but not everyone complies,
5 and charges may be filed. She stated all of the
6 evidence gathered is presented to the teams and
7 reviewed by Prosecuting Attorneys to determine
8 whether there was a violation of the act or
9 regulation to decide whether to close the case or
10 charge.

11 Ms. DeLaurentis stated that charging options
12 include Immediate Temporary Suspensions if someone is
13 an immediate danger to the health and safety of the
14 public. She noted Automatic Suspensions include 302
15 commitment orders and Drug Act violations.

16 Ms. DeLaurentis discussed Orders for Examination
17 and Petitions for Appropriate Relief when someone has
18 violated a board order, Orders to Show Cause, and
19 Consent Agreements. She noted levels of discipline
20 include Revocation, Suspension, Probation, Reprimand,
21 Fine, Remedial Education, and Costs of Investigation.
22 She mentioned that someone could have more than one
23 type of discipline and can be found in more than one
24 category in the report.

25 Ms. DeLaurentis referred to the Confidentiality

1 Statute under 63 Pa.C.S. § 3109, where Prosecution
2 investigative files are deemed privileged and
3 confidential under the law. She explained that the
4 Statute defines Department of State investigation as
5 non-criminal investigation and exempts from Right-to-
6 Know Law requests.

7 Ms. DeLaurentis stated that information could be
8 shared with other licensing boards, law enforcement,
9 and other agencies in furtherance of investigative
10 efforts. Only the final action could be shared
11 publicly.

12 Ms. DeLaurentis provided data as of January 3,
13 2023, where the number of open cases for the
14 Prosecution Division was 13,154 but less than last
15 year at 15,141. She stated 16,084 cases were opened
16 in 2022 and is down from 2021 at 18,363 cases. She
17 reported closing 17,826 files in 2022 and is up from
18 2021, where 15,994 cases were closed. She thanked
19 the Prosecution Division, Counsel Division, and Board
20 for their group effort.

21 Ms. DeLaurentis explained that an annual report
22 is issued to the General Assembly, which includes a
23 breakdown of case categories. She noted Board
24 Counsel would be notified of when the report would be
25 available for review.

1 Ms. DeLaurentis addressed specific information
2 for the State Board of Nursing, noting 2,953 cases
3 were opened in 2022, which was close to 2021 at
4 3,012. She reported 3,461 cases were closed in 2022
5 and 3,133 in 2021. She noted 1,986 cases were open
6 as of January 3, 2023, and down slightly from the
7 prior year at 2,381.

8 Ms. DeLaurentis referred to disposition of closed
9 cases, including discipline and non-discipline. She
10 reported 25 Automatic Suspensions, 115 Probation
11 cases, and 201 Suspensions in 2022. She mentioned
12 that non-disciplinary actions are called Z codes in
13 their system, such as Z02 - Prosecution Not
14 Warranted.

15 Ms. DeLaurentis addressed Warning Letters, noting
16 the Board issued 708 warning letters in 2022 and is
17 an increase from 2021 at 694. She noted Warning
18 Letters are not discipline but help maintain the
19 integrity of the profession by attempting to correct
20 any behavior that may become an issue and are issued
21 for de minimis violations.

22 Vice Chair Coughlin asked whether the entire body
23 of the legislature receives the information.

24 Ms. DeLaurentis explained that there are set
25 people in the legislature who receive the report and

1 it also includes Medical Care Availability and
2 Reduction of Error (MCARE) Act reporting and Abortion
3 Control Act cases. She mentioned there are statutory
4 requirements regarding reports to the appropriate
5 staff in the General Assembly.

6 Ms. Malady thanked Ms. DeLaurentis for the
7 presentation.

8 Vice Chair Coughlin also thanked Ms. DeLaurentis
9 for the hard work and dedication.]

10

11 [Carole Clarke Smith, Esquire, Senior Board Counsel,
12 also provided an overview of Board Counsel, noting
13 Board Counsel has two Senior Counsel Attorneys
14 divided into two teams with seven attorneys. She
15 reported the State Board of Nursing is the biggest
16 board for licensees. She noted a huge amount of
17 turnover in Counsel but being impressed with the
18 amount of work still being completed. She mentioned
19 that a lot of their work is not quantified, including
20 legislative inquiries and stakeholder inquiries, and
21 is limited by how things are coded in PALS.

22 Ms. Clarke Smith reported the Board issued nine
23 Provisional Denials from January 1 to December 31,
24 2022, where seven were qualification issues, one
25 because of reciprocal discipline, and one was a

1 Provisional Denial because of impairment. She also
2 reported 389 Final Orders, noting the Board does not
3 see it if the Respondent does not file an answer and
4 it does not go to a hearing and become final. She
5 noted issuing Final Orders in Automatic Suspensions
6 as well.

7 Ms. Clarke Smith stated the Board also has the
8 authority to automatically suspend for felony drug
9 convictions but limited by Act 53 and only applies to
10 drug trafficking cases. She reported 24 Notice of
11 Automatic Suspensions issued in 2022, 269
12 Adjudications and Orders (A&Os), and 46 Memorandum
13 Orders.

14 Ms. Clarke Smith noted Board Counsel handled four
15 Appeals last year, two of which are still ongoing and
16 two current cases that are from this Board and have
17 been delegated to the Attorney General. She also
18 mentioned Board Counsel moves regulations through the
19 process every year.

20 Ms. Clarke Smith addressed how work is divided,
21 where Ms. Pachter Schulder handles the policy-type
22 issues, including schools and regulations and a
23 caseload of her own, and Ms. Castor, Mr. Kriner, and
24 Ms. O'Malley have only cases.]

25

1 Appointment - Bureau of Finance and Operations

2 Annual Budget Presentation

3 [Amanda Richards, Chief of Fiscal Management, Bureau
4 of Finance and Operations, Department of State,
5 referred to licensee population over the past seven
6 years, noting the Board had 328,977 licensees last
7 year with an increase of 8,200 licensees to 337,177
8 licensees as of the time of the report.

9 Ms. Richards addressed license classes, including
10 Registered Nurse, Practical Nurse, Certified
11 Registered Nurse Practitioner, Licensed Dietitian-
12 Nutritionist, Prescriptive Authority, and Clinical
13 Nurse Specialist, noting the last four fiscal years
14 of license counts.

15 Ms. Richards also addressed revenue, noting it is
16 reviewed on a biennial basis. She reported on the
17 revenue for FY20-21 and FY21-22, noting the biennial
18 total. She noted 94 percent of revenue is from
19 renewals and applications. She stated revenue is
20 received from other categories but is not a
21 consistent source of revenue.

22 Ms. Richards noted the two main categories when
23 reviewing expenses are Administrative and Legal
24 Costs. She stated expenses are brought in through
25 direct charges, timesheet-based charges, and licensee

1 population. She referred to expenses in FY20-21 and
2 FY21-22, noting the expenses at the time of the
3 report on January 9, 2023. She noted the budgeted
4 figure was adequate for FY22-23.

5 Ms. Richards addressed revenue and expenses,
6 noting the projected remaining balance. She noted
7 the Board's projected balance by FY25-26, which is a
8 healthy balance.

9 Ms. Pachter Schulder commented that the Board may
10 or may not have the Certified Registered Nurse
11 Anesthetist (CRNA) process in place next year and
12 would be a new licensure fee. She also addressed the
13 Compact, noting the Board would also lose some
14 application and renewal fees because multistate
15 licensed nurses from other Compact States would not
16 need to obtain/renew a Pennsylvania license.]

17

18 Regulation Update

19 [Judith Pachter Schulder, Esquire, Board Counsel,
20 referred to 16A-5139 regarding the Volunteer License.
21 She noted that Ms. Castor is drafting the package.

22 Ms. Pachter Schulder informed Board members that
23 she is working on the Preamble for 16A-5141 regarding
24 Nursing Education Programs.

25 Ms. Pachter Schulder addressed 16A-5143 regarding

1 Continued Competency and Licensure by Endorsement,
2 noting the regulation was published before the
3 Legislature went out of session, so it would be
4 redelivered to the Committees due to sine die. She
5 mentioned that no public comments were received on
6 the regulation but may receive comments from the
7 House, Senate and IRRC. She noted the package could
8 be redelivered after February 2023.

9 Ms. Pachter Schulder addressed 16A-5144 regarding
10 the CRNP Statement of Policy, where the Board made
11 additional amendments last month regarding the scope
12 of the collaborating agreement under Section 8.2 and
13 8.3 of the Professional Nursing Law. She informed
14 Board members that the package had been sent for
15 review.

16 Ms. Pachter Schulder referred to 16A-5145
17 regarding CRNA Licensure. She mentioned the need for
18 discussion with the Budget Office regarding the
19 proposed fee and being able to move the package
20 through the regulatory process if there are no
21 changes.

22 Ms. Pachter Schulder addressed 16A-5146 regarding
23 Opioid Prescription and Education and Organ Donation
24 Education. She recommended adding new § 21.289 to the
25 package as a notification to CRNPs that they are

1 subject to discipline if they violate the Safe
2 Emergency Prescribing Act. She stated the Safe
3 Emergency Prescribing Act also incorporates Act 122
4 of 2016, which imposed restrictions on CRNPs
5 prescription of opioid drug products or people
6 treated in emergency departments, urgent care
7 centers, or observation in a hospital setting. She
8 informed Board members that she would be bringing the
9 language back at the next meeting so they could adopt
10 the recommended revisions.

11 Ms. Pachter Schulder had no new information to
12 report for 16A-5147 regarding the Nurse Licensure
13 Compact (NLC) but noted ongoing discussions with the
14 Federal Bureau of Investigation (FBI) concerning the
15 language for the criminal history record checks. She
16 commented that the new administration will be asked
17 for its position on these checks, including whether
18 it would support background checks for all licensees,
19 just health care licensees, or just applicants for
20 multistate licenses. She stated an amendment to the
21 statute would also be needed in order to share
22 confidential information with the Compact Commission.

23 Ms. Pachter Schulder addressed the Bureau of
24 Professional and Occupational Affairs (BPOA) Crimes
25 Directly Related to the Profession. She noted Acting

1 Commissioner Claggett published the proposed
2 regulations and all of the comments are being put
3 together by Mr. Farrell, who is now working in the
4 Counsel office as Regulatory Counsel. She informed
5 Board members that Mr. Farrell and Cynthia Montgomery
6 would be providing the Board with a presentation on
7 those comments.]

8 ***
9 Pennsylvania Legislative Update - Legislation
10 Affecting Nurses/Nursing
11 [Judith Pachter Schulder, Esquire, Board Counsel,
12 noted the legislature is not in session.]

13 ***
14 Report of Board Chairperson - No Report
15 ***
16 Report of Acting Commissioner - No Report

17 ***
18 Report of Committees - Probable Cause Screening
19 Committee
20 [Sue E. Hertzler, LPN, noted the Probable Cause
21 Screening Committee moved on 5 Petitions for
22 Appropriate Relief, 19 Petitions for Mental and
23 Physical Evaluations, and 0 Immediate Temporary
24 Suspensions.]

25 ***

1 Report of Committees - Application Review Committee
2 [Kristin Malady, BSN, RN, Chair, noted the
3 Application Review Committee met several times and
4 moved the applications forward through the process.]

5 ***

6 Report of Committees - Advanced Practice (Education,
7 Regulation, & Application) - No Report

8 ***

9 Report of Committees - RN/PN Practice, Education, &
10 Regulation - No Report

11 ***

12 Report of Committees - Dietitian-Nutritionist
13 Committee - No Report

14 ***

15 IT & Communication Issues Committee - No Report

16 ***

17 Report of Board Members Who Attended a Meeting on
18 Behalf of the Board - No Report

19 ***

20 Report of Executive Secretary

21 [Wendy Miller, MSN, RN, Executive Secretary, informed
22 Board members that the Annual Report for the nursing
23 education programs is ongoing. She stated most of
24 the CRNP program directors were able to submit their
25 reports by January 17, 2023.]

1 Ms. Miller noted the pre-licensure Annual Report
2 progressed after a difficult start and the deadline
3 was extended until January 31, 2023, for programs not
4 able to submit by January 17, 2023. She reported
5 messaging pre-licensure program directors that the
6 report was reopened for those who had not already
7 submitted until January 31, 2023.

8 Ms. Miller announced Linda Groce who was staff's
9 expert on the pre-licensure side of the Education
10 Program Portal and Information Communication Channel
11 (eppiccNURSE) retired, and all communications related
12 to pre-licensure nursing education programs should be
13 sent to her until they have clerical assistance to
14 replace Ms. Groce. She also is hoping to have a new
15 Nursing Education Advisor soon as well.

16 Ms. Miller addressed being notified of a merger
17 between the Pennsylvania College of Health Sciences
18 in Lancaster and St. Joseph's University in
19 Philadelphia, which would close Pennsylvania College
20 of Health Sciences under that name by January 2024.
21 She noted the associate and bachelor's degree pre-
22 licensure programs and CRNP master's degree programs
23 would remain housed in Lancaster with the intention
24 of having their bachelor's degree program at St.
25 Joseph's as a secondary site by the fall of 2024.

1 Ms. Miller commented that processing the Annual
2 Reports made it very clear that eppiccNURSE is an
3 aging system and are expediting efforts to get
4 eppiccNURSE functions into PALS by the end of the
5 month. She stated the Bureau is looking at the first
6 or second week in February 2023 to hold training
7 sessions for nursing education program directors.
8 She said that there would be separate sessions for
9 CRNP program directors and pre-licensure program
10 directors, and the Bureau is going to try to offer a
11 couple of options for each program director so they
12 could get some training as the Bureau makes this
13 transition.]

14 ***
15 Appointment - Joseph F. McCloskey School of Nursing
16 [Tina VanBuren, DNP, RN, CCNS, Director of Nursing,
17 JFMSON-LVHN, and Jennifer Jones-Lapp, DNP, RN, NEA-BC,
18 Director of Strategic Development, JFMSON-LVHN, and
19 Cynthia Cappel, DNP, RN-BC, NE-BC, Vice President of
20 Education, LVHN, presented on behalf of Joseph F.
21 McCloskey School of Nursing. Ms. Pachter Schulder
22 noted this is the third year this Program has been on
23 provisional status with a decline in its pass rates
24 for each of the last three years, from 78.13% in 2019-
25 2020, 65.52% in 2020-2021, and 60.87% in 2021-2022.

1 Dr. VanBuren addressed five substantial issues
2 playing a role in the decline of the pass rate. She
3 explained that when she and Dr. Jones-Lapp came into
4 their positions the summer of last year and found
5 students were still testing on paper and not online,
6 so they transitioned test-taking strategies, where
7 100 percent of testing is now online through the ATI
8 platform.

9 Dr. VanBuren also noted they identified a gap in
10 the program's preparation of students for the
11 upcoming Next Generation National Council Licensure
12 Examination® (NCLEX®) and began teaching students how
13 that would be implemented.

14 Dr. VanBuren stated their team reviewed the
15 syllabi, testing guidelines, and grading scales and
16 identified a huge gap with grade inflation. She
17 noted adjusting those scores with a more finalized
18 plan for the fall. She also noted the ATI grading
19 scale was also inflated and plan to change that in
20 the fall.

21 Dr. VanBuren stated they evaluated the knowledge
22 gaps of students ready to graduate by using the ATI
23 pharmacology and Med Surg fundamentals exam to
24 identify gaps. She noted an ATI Champion meets with
25 students every Thursday for 3 hours to help students

1 learn clinical judgment. She stated ATI Champion has
2 a plan over this semester into next semester to go
3 through fundamentals, pharmacology, and medical-
4 surgical.

5 Dr. VanBuren addressed their student tutoring
6 program, noting they developed a tutoring pool of
7 four to five people willing to meet with the students
8 to help with clinical judgment rather than just
9 memorizing.

10 Dr. VanBuren mentioned that their senior clinical
11 was outdated and was changed to a senior practicum,
12 where all students would be assigned 192 hours of
13 practicum in a specific unit with a specific
14 preceptor and be assigned a faculty member to help
15 students realize what a full day of nursing entails.
16 She provided a copy of their test taking policy that
17 had been revised.

18 Dr. VanBuren noted having a faculty turnover of
19 100 percent in the past year but now have a full
20 complement of faculty in all the specialties. She
21 and Dr. Jones-Lapp engage the faculty to provide
22 support for their success.

23 Cynthia Cappel, DNP, RN-BC, NE-BC, Vice President
24 of Education, Lehigh Valley Health Network (LVHN),
25 stated LVHN and the Department of Education

1 leadership recognized there was outdated leadership
2 administering the School of Nursing and were able to
3 transition the prior director into retirement and
4 bring in new leadership after the second year of
5 failing results.

6 Dr. Cappel noted they were planning for a full
7 year knowing what the recruitment cycle is for
8 master's prepared registered nurses and were able to
9 recruit Dr. VanBuren from another school to
10 transition the school with the correct leadership.
11 She stated LVHN has \$2 million committed and is
12 currently working with an architect to improve the
13 facilities to attract a higher caliber of students.

14 Dr. Cappel stated the Joseph F. McCloskey School
15 of Nursing and LVHN are fully integrated. She
16 explained that they are a cost center within the Lehigh
17 Valley Health Network's Department of Education. She noted
18 having corporate education, continuing education, the
19 nursing school, and the University of South Florida
20 Medical School program incorporated directly within
21 the Lehigh Valley Health Network.

22 Ms. Pachter Schulder asked whether they looked at
23 Mountain Measurement reports when they do their
24 curriculum review. She also asked whether any prior
25 graduates have not tested.

1 Dr. VanBuren explained that they are working
2 through that process and have a long-range plan that
3 includes Mountain Measurement. She stated 6 have not
4 passed and encouraged the 31 graduates not to test
5 until they are prepared. She noted their action plan
6 included Capstone, ATI Champion, Practicum, Live
7 Review, and Virtual-ATI Green Light and are working
8 with ATI so everything McCloskey is doing is based on
9 ATI's recommendations.

10 Ms. Pachter Schulder noted the importance of also
11 reminding students not to wait too long to take the
12 NCLEX® as their chances of passing decrease. She
13 mentioned that the Board regulation does require the
14 student take the test within a year but can write to
15 the Board and ask for additional time.

16 Dr. Cappel stated LVHN employs about 50 percent
17 of the graduates and has an agreement that they take
18 the NCLEX® within 90 days.

19 Ms. Pachter Schulder requested information
20 concerning simulation and clinical opportunities.

21 Dr. VanBuren explained that they have access to
22 the whole network being associated with LVHN and
23 includes 13 sites and Lehigh Hospital-Cedar Crest.
24 She noted having the best simulation lab in the
25 country because they have a whole hospital floor,

1 including high- and low-fidelity simulation. She
2 noted working with Allison Thompson, a Simulation
3 Coordinator at LVHN, and working on training for
4 simulation with Laerdal.

5 Dr. Cappel announced that they would be opening
6 the Center for Healthcare Education in Center Valley,
7 Pennsylvania, on February 3, 2023, equipped with
8 inpatient and outpatient and operating room
9 simulation for LVHN. She stated interconnectivity
10 has been installed there and throughout all of their
11 facilities to provide live feeds and two-way
12 communication.

13 Dr. VanBuren addressed cohorts, noting the senior
14 cohort is 31 students who are in the second trimester
15 of the year. She noted their last trimester include
16 leadership and community, Capstone Review, Virtual-
17 ATI and Live Review. She stated 28 students are in
18 the junior cohort, along with two students returning
19 this semester.

20 Dr. VanBuren noted seniors are doing a lot of
21 catchups and they would use fundamentals to see if
22 they improve by identifying what needs to be done.
23 She stated they want faculty to use the ATI Test Bank
24 for questions.

25 Dr. Hunsberger suggested investing in test

1 writing and creating a committee. He also noted that
2 having six master's prepared tutors is a unique
3 advantage for students. He commented that the school
4 is in a unique position within an integrated health
5 system, and there is a lot of research out on
6 creating a clinical education department within an
7 integrated health system, the services of which could
8 be shared across the health system and provide
9 opportunities for health system nurses who want to do
10 clinical education.

11 Dr. Cappel stated LVHN has explored that model
12 with one unit at Cedar Crest but have not had full
13 adoption throughout LVHN yet.

14 Dr. Hunsberger asked how they are choosing
15 preceptors.

16 Dr. VanBuren explained that their instructors are
17 live in clinical and are required to have the
18 preceptor program. She noted reaching out to see
19 where they had availability and where they had
20 preceptors, so the preceptors were recommended by the
21 directors. She noted the practicum would be set up
22 the same way.

23 Ms. Pachter Schulder requested more information
24 regarding the LVHN's 90-day requirement to test.

25 Dr. VanBuren explained that the 90 days is from

1 the point of employment and not from when they apply
2 or graduate.

3 Ms. Pachter Schulder stated the Board would
4 deliberate during Executive Session on whether to
5 provide an extension for provisional status and how
6 long of an extension. She mentioned the Board often
7 requires programs to return every quarter and may
8 require them to return because of their pass rates
9 even though they do not have any test takers to show
10 evidence of progress. She noted the results would be
11 available after Executive Session and they would also
12 receive a letter with the results from the Board.]

13

14 [The Board recessed from 11:01 a.m. until 11:10 a.m.]

15

16 Appointment - Fayette County Career and Technical
17 Institute

18 [Judith Pachter Schulder, Esquire, Board Counsel,
19 informed Fayette County Career and Technical
20 Institute (FCCTI) that the Board received their
21 documents and requested further information regarding
22 changes to the program. She noted that FCCTI's three-
23 year pass rate history of first time test takers was
24 71.43% in the 2019-2020 examination year, 67.31% in
25 the 2020-2021 examination year, and 76.60% in the

1 2021-2022 examination year.

2 Susan Lewis, MSN, RN, Director of the Practical
3 Nursing Program, and Elizabeth Shaw, BSN, RN, Senior
4 Faculty Member, presented to the Board on behalf of
5 Fayette County Career and Technical Institute. Ms.
6 Lewis explained that FCCTI has been in operation
7 since 1966 and has been successful in their community
8 but saw a deficit in program enrollment and the pass
9 rate over the last three years.

10 Ms. Lewis addressed data associated with the
11 deficit in the pass rates that showed students who
12 are not successfully passing on the first try are
13 waiting six months or longer, while students testing
14 within the first three months are passing. She noted
15 students are being encouraged to test earlier and
16 they are implementing the PA Child Abuse training in
17 the classroom to reduce delays in students receiving
18 their Authorization to Test (ATT). She also
19 discussed reimbursements for the Graduate Temporary
20 Practice Permit.

21 Ms. Lewis addressed deficits in the curriculum
22 and the implementation of a four 11-week quarter
23 program; adjusting course hours; and the addition of
24 content related to pharmacology (including IV
25 therapy), med-surg, and pediatric nursing. She noted

1 updating the syllabi to reflect the current
2 curriculum and textbook content. She stated they
3 increased engagement with ATI proctors to reinforce
4 course material. She discussed remediation,
5 classroom instruction, and test taking strategies to
6 help students better understand NCLEX®.

7 Ms. Lewis addressed utilizing F.A. Davis
8 textbooks starting with the March cohort for every
9 course. She noted the program purchased UWorld due
10 to a lack of consistent NCLEX® opportunities for
11 students, to which students would have access for six
12 months. She discussed ATI Comprehensive Review and
13 NCLEX®-PN Review and test prep. She addressed the
14 new curriculum plan with the addition of a skills
15 lab, along with clinical evaluation tools being
16 adapted to ensure progression, and self-directives.

17 Ms. Lewis reported 10 students out of 13 passed
18 from the September class, noting 1 was not successful
19 and 2 have not tested. She noted those students
20 would be invited back to go through the ATI
21 Comprehensive Review to prepare them to take their
22 test.

23 Ms. Lewis addressed faculty and administration
24 and implementing new content appropriate to the
25 course. She reported the outcomes of the new

1 strategy initially resulted in poor test scores but
2 went up during the midterm review, along with
3 receiving positive feedback. She also addressed
4 working on a strategy to increase nurse educator pay
5 and salaries.

6 Ms. Pachter Schulder asked how many students they
7 are expecting to graduate this spring.

8 Ms. Lewis noted there were 12 students who would
9 be graduating in the March cohort and 17 in the
10 September cohort. She mentioned losing many faculty
11 members due to COVID-19 and a lot of instructors are
12 not in the education field but in other fields of
13 nursing. She commented that it was difficult to
14 recruit faculty in their area but are trying to hire
15 more qualified faculty, noting Ms. Shaw and the other
16 instructor have been in education. She noted
17 utilizing Mountain Measurements.

18 Ms. Lewis addressed simulation, noting they have
19 a fairly large lab with three beds set up with a
20 high-fidelity manikin and recently have been
21 utilizing an Anatomage table that allows a clear
22 picture of the organs. She noted also having a Body
23 Interact™ table and plans on utilizing that as soon
24 as it is updated and they receive training.

25 Ms. Lewis discussed clinical experience at

1 hospitals, nursing homes, and doctors' offices. She
2 also addressed how many graduates tested.

3 Ms. Pachter Schulder stated the Board would
4 review their proposal and have the results regarding
5 the extension of provisional status after Executive
6 Session, but they would also receive a letter from
7 the Board with the results.]

8 ***

9 Appointment - Great Lakes Institute of Technology
10 Extension of Provisional Status
11 [Judith Pachter Schulder, Esquire, Board Counsel,
12 noted that Great Lakes Institute of Technology's pass
13 rates improved at the end of 2021-2022, where it
14 improved to 72.41% from 66.67% in the 2020-2021
15 examination year but slipped to 57.14% in the first
16 quarter of this examination year. She asked Great
17 Lakes to explain the poor results, requested
18 information regarding the Chief Executive Officer of
19 the program, and sought information about what
20 classes Great Lakes was thinking about bringing back
21 to campus versus virtual.

22 Debbie Dell, MSN, RN, Practical Nursing Program
23 Director, and Krysta Rives, Director of Education,
24 presented on behalf of Great Lakes Institute of
25 Technology. Ms. Dell reported an increased pass rate

1 of almost 88.9% in the third quarter of the 2021-2022
2 NCLEX® Examination Year. She noted her proposal was
3 to add ATI into their program, noting Great Lakes had
4 a 3-day ATI Live Review and initiated ATI into their
5 quarters in July 2022 and needing until September
6 2023 to know whether the addition of ATI into their
7 quarters is reliable or not.

8 Ms. Dell noted F.A. Davis was also incorporated
9 into their program after finding Elsevier eBooks were
10 not working for them and switched back from e-books
11 to paper books. She also noted they now have tutoring
12 and are using the Test of Essential Academic Skills
13 (TEAS) Exam. She discussed their process regarding
14 students who score too low, including involvement
15 from the Chief Executive Officer, who has a 26-year
16 background in nursing and working for nursing
17 programs, and the conflict between Admissions and the
18 nursing program about scores.

19 Ms. Dell addressed the number of recent graduates
20 testing, where nine students graduated in December,
21 one has already taken her boards and passed, five had
22 taken their boards yesterday, and three are left.
23 She noted quarter 1 has 20 students, quarter 2 has 5,
24 quarter 3 has 8, quarter 4 has 8, and there were no
25 students in quarter 5.

1 Ms. Dell noted being more involved with
2 instructors concerning classroom management, where
3 Dr. Rives now sets up all of the onboarding and
4 training for new faculty and instructors.

5 Dr. Rives described the differences in her prior
6 and current position. She stated she was overseeing
7 all of the programs in her prior position as the
8 Director of Education but felt Nursing needed more
9 one-on-one attention and she is more project-based in
10 her new role focusing solely on Nursing, curriculum
11 implementation, and onboarding faculty and training.

12 Dr. Rives noted team building is now included in
13 the new curriculum, where faculty have support of
14 other faculty members and are providing more
15 mentorship.

16 Ms. Dell stated she is more involved and took on
17 another class to teach because she wanted to be
18 behind the scenes and develop more communication and
19 trust with students. She noted submitting an
20 improvement plan and journey from where Great Lakes
21 was in January 2022 and hoped it was helpful to show
22 where they are going in the future.

23 Ms. Pachter Schulder noted the Board would
24 consider the extension of provisional status and have
25 the results after Executive Session.]

1
2 Appointment - Lincoln University - Extension of
3 Provisional Status

4 [Judith Pachter Schulder, Esquire, Board Counsel,
5 requested Lincoln University address their progress
6 and their request to not present to the Board again
7 until after their graduates test. She noted an
8 increase in the pass rate last year from 54.17% in
9 2018-2019, 70% in 2019-2020, 61.90% in 2020-2021, and
10 71.43% in 2021-2022 and requested information
11 concerning outstanding test takers and graduates
12 waiting too long to take the NCLEX®-RN.

13 Vilma Davis, PNP, BC, PhD, Director and
14 Chair/Assistant Professor, Nursing Department, and
15 Joyce Taylor, MSN, RN, CCRN, Associate Professor,
16 presented on behalf of Lincoln University. Dr. Davis
17 stated there was a delay in implementing changes and
18 Lincoln University did not have anything beneficial
19 to demonstrate the changes because the cohort did not
20 benefit. She noted doing a lot of restructuring,
21 taking advice from the consultant, and speaking to
22 other universities in the same predicament. She
23 believed the graduates in May would benefit from the
24 changes.

25 Ms. Pachter Schulder stated the Board is

1 concerned about existing students and prior students
2 regarding their education because in prior
3 presentations Lincoln expected the changes would
4 grant them success.

5 Ms. Taylor explained that Lincoln University did
6 a total reset, including a total program reflecting
7 the current environment of the Next Generation
8 NCLEX®-RN and are encouraged with what they are
9 seeing with the current cohorts. She mentioned that
10 100% of the changes were not in effect until now.

11 Ms. Taylor noted the Board would receive the new
12 curriculum once it is approved by the University
13 Committee and the start date would not be until the
14 fall of 2023. She mentioned they are hoping to get
15 physiology approved for the second year, along with
16 having an introduction to nursing course.

17 On the issue of whether Lincoln should make
18 presentations to the Board about updates, Ms. Pachter
19 Schulder explained that they would have updates to
20 provide the Board on the improvements, including
21 simulation work, even though they had no test takers.

22 Dr. Davis addressed issues, including graduates
23 taking too long to test.

24 Ms. Taylor informed Board members that their goal
25 is to be a role model, especially being a

1 Historically Black College and University (HBCU) for
2 diversity of Bachelor of Science in Nursing (BSN).

3 Dr. Hunsberger referred to results showing only
4 four students are on track and asked what their plan
5 is to bring the other students up to being on track.

6 Dr. Davis explained that students are being
7 tutored by faculty, where each student has an
8 individual report reviewed by faculty to see where
9 they need improvement.

10 Ms. Pachter Schulder noted the Board appreciated
11 the steps Lincoln University has taken and would
12 remove the request not to come back until the summer
13 or fall and discuss the extension.]

14

15 Appointment - Joseph Silny & Associates - Request to
16 Approve Additional Foreign Credential Evaluators
17 [Judith Pachter Schulder, Esquire, Board Counsel,
18 stated the Board previously tabled the request to
19 approve an additional foreign credential evaluator
20 for Josef Silny & Associates.

21 Ms. Wendy Miller informed Board members that Mr.
22 Silny responded to the Board's questions and provided
23 a sample assessment from a program in Nepal, where
24 the nursing education begins when the student is
25 still in high school because they attend 10 years of

1 secondary education and go on to a nursing program.

2 Ms. Miller stated there were no deficiencies
3 noted in the content of the nursing program, only
4 that they did not complete 12 or 13 years of
5 secondary education. She noted Mr. Silny was also
6 asked for an example of an evaluation from a program
7 that requires completion of a specific number of
8 hours in specialty content as part of their basic
9 nursing education, including maternal-child nursing
10 and mental health nursing, but he did not provide
11 one. She noted that in Pennsylvania, the regulations
12 do not set a specific number of hours in these areas
13 and that graduates could complete specialty education
14 after completing their basic nursing education.

15 Ms. Miller noted Mr. Silny did provide the
16 information regarding the number of nursing-specific
17 evaluations his company does as well as a total
18 number beyond nursing.

19 Josef Silny, MA, President, Josef Silny &
20 Associates, stated his company is approved by 26
21 state boards of nursing and provided references from
22 2 of those states. He also noted that, in addition
23 to the Commission on Graduates of Foreign Nursing Schools,
24 Josef Silny & Associates are approved by the United States
25 Department of Homeland Security to do VisaScreen

1 certificates.

2 Mr. Silny stated his company is highly qualified
3 to do this work. He commented that CGFNS is
4 extremely busy and has about a four or five-month
5 time frame by the time the evaluations are released.
6 He mentioned there is a real shortage of nurses in
7 Pennsylvania and being pushed by a major health care
8 provider who is trying to hire qualified nurses. He
9 offered to help with the process if the Pennsylvania
10 State Board of Nursing would like to use their
11 resources.

12 Ms. Pachter Schulder asked Mr. Silny how he
13 receives information from other countries, like Saudi
14 Arabia and the Philippines.

15 Mr. Silny explained that each nurse is required
16 to contact the nursing school they attended and Silny
17 receives credentials directly from the school. He
18 stated a Letter of Good Standing is sent from the
19 appropriate nursing body in that country and
20 verified. He noted having no difficulty receiving
21 Letters of Good Standing from all of the countries,
22 except Cuba and Venezuela where there is no
23 licensure. He noted that the only challenging part
24 is receiving Verifications because Silny will not
25 release any evaluations until it has been verified.

1 He mentioned that some international boards are slow
2 to respond, but they continue to try to get the
3 information until a response is received.

4 Mr. Silny was questioned as to being able to
5 obtain license verification that includes
6 disciplinary history if the license has expired in
7 the Philippines. He stated good standing is required.
8 He informed Board members that he was the Director of
9 International Admissions at New York University
10 Sydney and wrote a book on education in Southeast
11 Asia and was studying the Philippine educational
12 system. He noted being knowledgeable and still
13 having contacts there.

14 Ms. Pachter Schulder stated the Board would
15 deliberate further during Executive Session and have
16 the results at the end of the meeting.]

17

18 New Business - NCSBN Midyear Meeting

19 [Wendy J. Miller, Executive Secretary, announced that
20 the National Council of State Boards of Nursing
21 (NCSBN) Midyear Meeting would not be hybrid, but a
22 livestream would be available for members not
23 attending the meeting.]

24 VICE CHAIR COUGHLIN:

25 Can we have a motion for up to four

1 people to attend?

2 Do I have a motion for four?

3 DR. HUNSBERGER:

4 I'll make a motion for four.

5 MS. MALADY:

6 Second.

7 VICE CHAIR COUGHLIN:

8 All those in favor? Opposed?

9 Abstentions?

10 [The motion carried unanimously.]

11 ***

12 New Business - Selection of 2025 Meeting Dates

13 [Ann Michele Coughlin, DNP, MBA, RN, Vice Chair,

14 suggested pushing the selection of meeting dates

15 until the next Board meeting when Chair Kmetz is in

16 attendance.]

17 ***

18 New Business - 2023 NCSBN Advanced Practice

19 Registered Nurse (APRN) Roundtable

20 [Wendy J. Miller, Executive Secretary, noted the 2023

21 NCSBN APRN Roundtable is virtual and open to whoever

22 would like to attend free of cost.]

23 ***

24 [Pursuant to Section 708(a)(5) of the Sunshine Act,

25 at 12:25 p.m., the Board entered into Executive

1 Session with Judith Pachter Schulder, Esquire, Board
2 Counsel; Carole Clarke Smith, Esquire, Senior Board
3 Counsel; Ariel E. O'Malley, Esquire, Board Counsel;
4 Todd P. Kriner, Esquire, Board Counsel; and Megan E.
5 Castor, Esquire, Board Counsel, for the purpose of
6 conducting quasi-judicial deliberations on the
7 matters on the agenda under the Report of Board
8 Counsel, Report of Prosecutorial Division, and
9 Appointments. The Board returned to Open Session at
10 1:55 p.m.]

11 ***

12 MOTIONS

13 MS. PACHTER SCHULDER:

14 During Executive Session, the Board
15 engaged in quasi-judicial deliberations
16 on the matters on the Agenda under the
17 Report of Prosecutorial Division,
18 Report of Board Counsel, and the
19 matters with Appointments. Board
20 members who recused themselves from
21 discussion on the matter will be
22 identified in specific cases where
23 there are recusals.

24 Is there a motion to adopt the VRP
25 Consent Agreements at items 2 through

1 13 on the agenda?

2 DR. COMPHER:

3 So moved.

4 MS. MALADY:

5 Second.

6 VICE CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried unanimously.]

10 ***

11 VICE CHAIR COUGHLIN:

12 Is there a motion to adopt the
13 following Consent Agreements, for which
14 there are no recusals, at Case No. 20-
15 51-003393, Case No. 22-51-006928, Case
16 No. 19-51-014762, and Case No. 22-51-
17 006944?

18 DR. HUNSBERGER:

19 So moved.

20 DR. BUCHER:

21 Second.

22 VICE CHAIR COUGHLIN:

23 All those in favor? Opposed?

24 Abstentions?

25 [The motion carried unanimously. The Respondent's

1 name in Case No. 20-51-003393 is LaShonda Vernisha
2 Riddick, RN; Case No. 22-51-006928, Kristy Jo
3 Burkhart, RN; Case No. 19-51-014762, Patricia Lovre,
4 LPN; and Case No. 22-51-006944, Frank Bruce King,
5 RN.]

6 ***

7 MS. PACHTER SCHULDER:

8 Is there a motion to adopt the
9 following Consent Agreement at Case No.
10 22-51-010252, for which member Bucher
11 is recused?

12 MS. MALADY:

13 So moved.

14 DR. COMPHER:

15 Second.

16 VICE CHAIR COUGHLIN:

17 All those in favor? Opposed?

18 Abstentions?

19 [The motion carried. Member Bucher recused himself
20 from deliberations and voting on the motion. The
21 Respondent's name is Eugene J. Lewis, CRNP, RN]

22 ***

23 MS. PACHTER SCHULDER:

24 Is there a motion to adopt the Consent
25 Agreement at Case No. 22-51-014869, for

1 Abstentions?

2 [The motion carried. Members Hertzler and Kerns
3 recused themselves from deliberations and voting on
4 the motion. The Respondent's name is Ibrahim T.
5 Beidari, RN, CRNP.]

6 ***

7 MS. PACHTER SCHULDER:

8 Is there a motion to adopt the
9 following Consent Agreements, for which
10 members Hertzler, Kerns, and Hunsberger
11 are recused, at Case No. 22-51-012827,
12 Case No. 22-51-014131, and Case Nos.
13 20-51-011797 & 22-51-013324?

14 MS. MALADY:

15 So moved.

16 DR. BUCHER:

17 Second.

18 VICE CHAIR COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Members Hertzler, Kerns, and
22 Hunsberger recused themselves from deliberations and
23 voting on the motion. The Respondent's name at Case
24 No. 22-51-012827 is Anna Laura Stettler, RN, LPN;
25 Case No. 22-51-014131, Ann L. Makepeace, RN; and Case

1 Nos. 20-51-011797 & 22-51-013324, Kelly Kreiser
2 Miller, RN.]

3 ***

4 MS. PACHTER SCHULDER:

5 Is there a motion to grant the
6 Application of Carolyn Latham for
7 Psychiatric Mental Health CRNP?

8 DR. HUNSBERGER:

9 So moved.

10 DR. BUCHER:

11 Second.

12 VICE CHAIR COUGHLIN:

13 All those in favor? Opposed?
14 Abstentions?

15 [The motion carried unanimously.]

16 ***

17 MS. PACHTER SCHULDER:

18 Is there a motion to grant the Petition
19 for Release from VRP in the matter of
20 Case No. 20-51-33488?

21 MS. MALADY:

22 So moved.

23 DR. HUNSBERGER:

24 Second.

25 VICE CHAIR COUGHLIN:

1 All those in favor? Opposed?

2 Abstentions?

3 [The motion carried unanimously.]

4 ***

5 MS. PACHTER SCHULDER:

6 Is there a motion to direct Counsel for
7 both parties to brief the matter of the
8 Petition to Reopen the Record in the
9 matters of Nathan Ondieki Mokaya, RN,
10 Case No. 21-51-013407; Mbalu Soloku,
11 RN, Case No. 21-51-011128; Olasumbo
12 Akinmusire, RN, Case No. 21-51-009216;
13 Ayodeji Sunkanmi Ogundare, RN, Case No.
14 21-51-009617; and Fatmatu Bah, RN, Case
15 No. 21-51-009840?

16 MS. MALADY:

17 So moved.

18 DR. COMPHER:

19 Second.

20 VICE CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried unanimously.]

24 ***

25 MS. PACHTER SCHULDER:

1 CRNP, Case No. 22-51-000752, for which
2 members Hertzler and Kerns are recused?

3 MS. MALADY:

4 So moved.

5 DR. HUNSBERGER:

6 Second.

7 VICE CHAIR COUGHLIN:

8 All those in favor? Opposed?

9 Abstentions?

10 [The motion carried. Members Hertzler and Kerns
11 recused themselves from deliberations and voting on
12 the motion.]

13 ***

14 MS. PACHTER SCHULDER:

15 Is there a motion to adopt and correct
16 the Hearing Examiner's Proposal in the
17 matter of Margaret Greenidge, RN, Case
18 No. 19-51-012715, for which members
19 Hertzler and Kerns are recused?

20 MS. MALADY:

21 So moved.

22 DR. BUCHER:

23 Second.

24 VICE CHAIR COUGHLIN:

25 All those in favor? Opposed?

1 Abstentions?

2 [The motion carried. Members Hertzler and Kerns
3 recused themselves from deliberations and voting on
4 the motion.]

5 ***

6 MS. PACHTER SCHULDER:

7 Is there a motion to adopt and correct
8 the Hearing Examiner's Proposal in the
9 matter of Julio S. Miranda, RN, Case
10 No. 22-51-006384?

11 MS. MALADY:

12 So moved.

13 DR. HUNSBERGER:

14 Second.

15 VICE CHAIR COUGHLIN:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried unanimously]

19 ***

20 MS. PACHTER SCHULDER:

21 Is there a motion to adopt the Hearing
22 Examiner's Proposal in the matter of
23 Hope Ann Mosher, RN, Case No. 21-51-
24 010461?

25 MS. MALADY:

1 So moved.

2 MS. HERTZLER:

3 Second.

4 VICE CHAIR COUGHLIN:

5 All those in favor? Opposed?

6 Abstentions?

7 [The motion carried unanimously]

8 ***

9 MS. PACHTER SCHULDER:

10 Is there a motion to adopt the
11 following Draft Adjudications and
12 Orders in the matter of Diane C.
13 Coulton, LPN, Case No. 19-51-015722;
14 Rachel Margaret Haberberger, LPN, Case
15 No. 19-51-010092; Sara Elizabeth Manso,
16 LPN, Case No. 21-51-003867; Domonique
17 Antoinette Palmer, LPN, Case No. 20-51-
18 003736; Daniel Winslow Scott, LPN, Case
19 No. 19-51-003152; Renae Wise, LPN, Case
20 No. 19-51-002368; and Pamela Wilson,
21 LPN, Case No. 19-51-002847?

22 MS. MALADY:

23 So moved.

24 DR. HUNSBERGER:

25 Second.

1 VICE CHAIR COUGHLIN:

2 All those in favor? Opposed?

3 Abstentions?

4 [The motion carried. Members Bucher and Compher
5 abstained from voting on the motion.]

6 ***

7 MS. PACHTER SCHULDER:

8 Is there a motion to adopt the Draft
9 Adjudications and Orders, for which
10 members Hertzler, Hunsberger, and Kerns
11 are recused, for Valerie A. Kiser, LPN,
12 Case No. 22-51-009318; and Beverly P.
13 Kramer, LPN, Case No. 22-51-008227?

14 MS. MALADY:

15 So moved.

16 ACTING COMMISSIONER CLAGGETT:

17 Second.

18 VICE CHAIR COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Members Hertzler, Hunsberger,
22 and Kerns recused themselves from deliberations and
23 voting on the motion. Members Compher and Bucher
24 abstained from voting on the motion.]

25 ***

1 program has for students who are
2 admitted into the program with low TEAS
3 and HESI scores and the curriculum
4 development plan for training faculty?

5 MS. MALADY:

6 So moved.

7 DR. BUCHER:

8 Second.

9 VICE CHAIR COUGHLIN:

10 All those in favor? Opposed?

11 Abstentions?

12 [The motion carried unanimously.]

13 ***

14 MS. PACHTER SCHULDER:

15 Is there a motion to grant the
16 extension of Provisional Status until
17 after the March meeting and require
18 Lincoln University to come back before
19 the Board with a specific plan for the
20 2023 graduates?

21 MS. MALADY:

22 So moved.

23 DR. HUNSBERGER:

24 Second.

25 VICE CHAIR COUGHLIN:

1 All those in favor? Opposed?

2 Abstentions?

3 [The motion carried unanimously.]

4 ***

5 MS. PACHTER SCHULDER:

6 Is there a motion to approve as an
7 additional Foreign Credential
8 Evaluator, Josef Silny & Associates?

9 MS. MALADY:

10 So moved.

11 DR. HUNSBERGER:

12 Second.

13 VICE CHAIR COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried unanimously.]

17 ***

18 MS. PACHTER SCHULDER:

19 Is there a motion to deny as too
20 lenient the following Consent
21 Agreements at Case No. 21-51-003187,
22 Case No. 19-51-010781, and Case No. 18-
23 51-008744?

24 DR. HUNSBERGER:

25 So moved.

1 MS. MALADY:

2 Second.

3 VICE CHAIR COUGHLIN:

4 All those in favor? Opposed?

5 Abstentions?

6 [The motion carried unanimously.]

7 ***

8 MS. PACHTER SCHULDER:

9 One last motion and that is to advise
10 PITC with regard to their request that
11 graduates who do not take the NCLEX®
12 within the year are not counted in the
13 pass rate is denied and to advise them
14 that where possible, the Board will
15 recommend that the graduates contact
16 their program with regard to whether
17 remediation or additional education is
18 available.

19 MS. MALADY:

20 So moved.

21 DR. HUNSBERGER:

22 Second.

23 VICE CHAIR COUGHLIN:

24 All those in favor? Opposed?

25 Abstentions?

1 [The motion carried unanimously.]

2 ***

3 Adjournment

4 VICE CHAIR COUGHLIN:

5 Motion to adjourn.

6 MS. MALADY:

7 So moved.

8 DR. HUNSBERGER:

9 Second.

10 VICE CHAIR COUGHLIN:

11 All those in favor? Opposed?

12 Abstentions?

13 [The motion carried unanimously.]

14 ***

15 [There being no further business, the State Board of
16 Nursing Meeting adjourned at 2:10 p.m.]

17 ***

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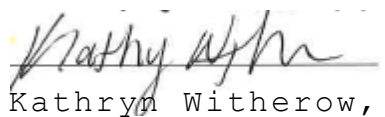
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CERTIFICATE

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I hereby certify that the foregoing summary minutes of the State Board of Nursing meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Nursing meeting.



Kathryn Witherow,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF NURSING
REFERENCE INDEX

January 20, 2023

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:08	Official Call to Order
10		
11	9:08	Introduction of Board Members
12		
13	9:08	Introduction of Attendees
14		
15	9:12	Adoption of Agenda
16		
17	9:13	Approval of Minutes
18		
19	9:15	Report of Prosecutorial Division
20		
21	9:25	Appointment - Prosecution
22		Data/Information for the FY 2022-
23		2023
24		
25	10:06	Appointment - Nurse Board FY 2022-2023
26		Budget Review
27		
28	10:14	Regulation Update
29		
30	10:22	Report of Committees
31		
32	10:24	Report of Executive Secretary
33		
34	10:30	Appointment - Joseph F. McCloskey
35		School of Nursing
36		
37	11:01	Recess
38		
39	11:10	Return to Open Session
40		
41	11:10	Appointment - Fayette County Career &
42		Technical Institute
43		
44	11:30	Appointment - Great Lakes Institute of
45		Technology
46		
47	11:49	Appointment - Lincoln University
48		
49		
50		

STATE BOARD OF NURSING
REFERENCE INDEX
(Cont.)

January 20, 2023

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TIME	AGENDA
12:10	Appointment - Request to Approve Additional Foreign Credential Evaluators: Josef Silny & Associates
12:23	New Business
12:25	Executive Session
1:55	Return to Open Session
1:55	Motions
2:10	Adjournment