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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: 9:13 A.M.

Board Room B  
One Penn Center  
2601 North Third Street  
Harrisburg, Pennsylvania 17110

October 24, 2019

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State Board of Nursing  
October 24, 2019

BOARD MEMBERS:

Ann Michele Coughlin, MBA, MSN, RN, Chair  
K. Kalonji Johnson, Acting Commissioner of Professional and Occupational Affairs/Ted Stauffer, designee for the Acting Commissioner  
Kristin Malady, BSN, RN, Vice Chair - Absent  
Suzanne Hendricks, BSBH, RN, LPN  
Sue E. Hertzler, LPN  
Linda A. Kerns, Esquire, Public Member - Absent  
Kessey J. Kieselhorst, MPA, RD, LDN, CPHQ  
Linda L. Kmetz, PhD, RN, Acting Vice Chair  
Sherri Luchs, RN  
Jason R. Owen, Esquire, Public Member  
Bridget E. Vincent, MSN, CRNP, APN-BC, CCRN

COMMONWEALTH ATTORNEYS:

Judith Pachter Schulder, Esquire, Board Counsel  
Megan E. Castor, Esquire, Board Counsel  
Carole Clarke Smith, Esquire, Board Counsel  
T'rese Evancho, Board Prosecution Co-Liaison  
William Newport, Esquire, Board Prosecution Co-Liaison  
David J. Schertz, Esquire, Board Prosecutor  
Jason Anderson, Esquire, Board Prosecutor  
Bridget Guilfoyle, Esquire, Board Prosecutor  
J. Karl Geschwindt, Esquire, Board Prosecutor  
Janelle Hawthorne, Esquire, Board Prosecutor  
Matthew Sniscak, Esquire, Board Prosecutor  
Keith E. Bashore, Esquire, Board Prosecutor  
Lindsay Szymanski, Esquire, Board Prosecutor  
Codi M. Tucker, Esquire, Board Prosecutor

STAFF:

Cynthia K. Miller, Board Administrator  
Laurette Keiser, MSN, RN, Executive Secretary  
Leslie House, MSN, RN, Nursing Practice Advisor

State Board of Nursing  
October 24, 2019 (Continued)

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ALSO PRESENT:

- Mary Marshall, Director, Workforce and Professional Development, The Hospital and Healthsystem Association of Pennsylvania (HAP)
- Joan Campagna, JNESO Professional Healthcare Union
- Kelly Stephens, MSN, RN, Director of Professional Development, PSNA
- Jan Collier, MSN, RN, CNE, Nurse Administrator and Financial Aid Administrator, Franklin County Practical Nursing Program/PAPNA
- Melanie Duffy, CNS
- Meg Rowe, Pennsylvania Academy of Nutrition and Dietetics
- Maryalyce McCormick, CNS, UPMC Pinnacle
- Michael D.I. Siget, JD, MPA, PA MED Legislative & Regulatory Counsel
- Kerry Lange, Milliron & Goodman, LLC
- JoAnn Megon, Executive Director, Pennsylvania Nurse Peer Assistance Program
- Susan Link, RN

1 \*\*\*

2 State Board of Nursing

3 October 24, 2019

4 \*\*\*

5 The regularly scheduled meeting of the State  
6 Board of Nursing was held on Thursday, October 24,  
7 2019. Ann Michele Coughlin, MBA, MSN, RN, Chair,  
8 called the meeting to order at 9:13 a.m.

9 K. Kalonji Johnson, Acting Commissioner of  
10 Professional and Occupational Affairs was not present  
11 at the commencement of the meeting.

12 \*\*\*

13 [Members of the Board, staff and visitors in  
14 attendance introduced themselves.]

15 \*\*\*

16 [Chair Coughlin reviewed the emergency evacuation  
17 procedures for One Penn Center.]

18 \*\*\*

19 Adoption of the Agenda

20 CHAIR COUGHLIN:

21 We have in front of us the agenda for  
22 today's meeting. Do we have any  
23 changes?

24 I would entertain a motion to adopt  
25 the agenda.

1 MR. OWEN:

2                               So moved.

3 MS. HENDRICKS:

4                               Second.

5 CHAIR COUGHLIN:

6                               All those in favor?   Opposed?

7                               Abstentions?

8 [The motion carried unanimously.]

9   \*\*\*

10 Adoption of Minutes

11 CHAIR COUGHLIN:

12                               Moving to the minutes from the July 25,  
13                               2019 and September 12, 2019 meetings, do  
14                               I have a motion to adopt the minutes?

15 MS. HENDRICKS:

16                               I move to adopt the July 25, 2019  
17                               meeting minutes.

18 MS. KIESELHORST:

19                               Second.

20 CHAIR COUGHLIN:

21                               All those in favor?   Opposed?

22                               Abstentions?

23 [The motion carried unanimously.]

24   \*\*\*

25 CHAIR COUGHLIN:

1 I need a motion to adopt the September  
2 12, 2019 meeting minutes.

3 DR. KMETZ:

4 I make a motion to adopt the September  
5 12, 2019 meeting minutes.

6 MS. VINCENT:

7 Second.

8 CHAIR COUGHLIN:

9 All those in favor? Opposed?

10 Abstentions?

11 [The motion carried. Ms. Hendricks, Ms. Kieselhorst,  
12 Mr. Owen, and Ms. Hertzler abstained from voting on  
13 the motion.]

14 \*\*\*

15 [Ms. Pachter Schulder requested that all Board members  
16 review the Minutes from the December 7, 2017 meeting  
17 for approval at the next meeting.]

18 \*\*\*

19 [K. Kalonji Johnson, Acting Commissioner of  
20 Professional and Occupational Affairs entered the  
21 meeting at 9:18 a.m.]

22 \*\*\*

23 Report of Prosecutorial Division

24 VRP Consent Agreements

25 [Items 2 through 19 on the agenda were VRP Consent

1 Agreements.]

2

\*\*\*

3 [Keith E. Bashore, Esquire, Board Prosecutor,  
4 presented a Consent Agreement for Case No. 18-51-  
5 00277. Members Hendricks and Luchs recused from  
6 discussion on the matter.]

7

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8 [T'rese Evancho, Esquire, Board Prosecutor, presented  
9 Consent Agreements for Case No. 18-51-011999 and Case  
10 Nos. 19-51-011160 & 19-51-003566. Members Hendricks  
11 and Luchs recused from discussion on Case No. 18-51-  
12 011999.]

13

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14 [J. Karl Geschwindt, Esquire, Board Prosecutor,  
15 presented a Consent Agreement for Case No. 16-51-  
16 06905. Member Coughlin recused from discussion on the  
17 matter.]

18

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19 [Bridget Guilfoyle, Esquire, Board Prosecutor,  
20 presented Consent Agreements for Case No. 19-51-004112  
21 and Case No. 19-51-007280.]

22

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23 [William Newport, Esquire, Board Prosecutor, presented  
24 a Consent Agreement for Case No. 18-51-005547.  
25 Members Hendricks and Luchs recused from discussion on

1 the matter.

2 Mr. Newport introduced Janelle Hawthorne,  
3 Esquire, as the Board's newest Prosecutor.]

4 \*\*\*

5 [David J. Schertz, Esquire, Board Prosecutor,  
6 presented Consent Agreements for Case No. 18-51-006548  
7 and Case No. 19-51-010819.]

8 \*\*\*

9 [Matthew Sniscak, Esquire, Board Prosecutor, presented  
10 Consent Agreements for Case No. 19-51-009868 and Case  
11 No. 19-51-014003. Member Hendricks recused from  
12 discussion on Case No. 19-51-009868.]

13 \*\*\*

14 [Lindsay Szymanski, Esquire, Board Prosecutor,  
15 presented Consent Agreements for Case No. 18-51-02162  
16 and Case No. 18-51-008841. Members Hendricks and  
17 Luchs recused from discussion on Case No. 18-51-  
18 02162.]

19 \*\*\*

20 [Codi M. Tucker, Esquire, Board Prosecutor, presented  
21 a Consent Agreement for Case No. 17-51-07843.]

22 \*\*\*

23 [Jason Anderson, Esquire, Board Prosecutor, presented  
24 a Consent Agreement for Case No. 19-51-014751.  
25 Members Hendricks and Luchs recused from discussion on



1 the matter.]

2

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3 [William Newport, Esquire, Board Prosecutor, discussed  
4 the general timeframe involved in the prosecution  
5 process. In response to a question about PHMP costs,  
6 Mr. Newport explained that PSNA has previously advised  
7 that there are some funds available for members who  
8 need assistance in paying for the monitoring. Ms.  
9 Megon confirmed that understanding.]

10

\*\*\*

11 Report of Acting Commissioner

12 [K. Kalonji Johnson, Acting Commissioner of  
13 Professional and Occupational Affairs, informed the  
14 Board that a Nursing Guide and Timeline has been  
15 developed and posted on the Board's website to better  
16 explain the licensing process to licensees and the  
17 public.

18 Acting Commissioner Johnson informed the Board  
19 that commencing November 1, 2019, the Capitol Police  
20 will be providing security for the Penn Center Complex  
21 between 8:30 a.m. and 4:00 p.m. He noted that IDs  
22 will be checked at the door. Between 4:00 p.m. and  
23 about 5:30 p.m., the police will be patrolling the  
24 adjoining streets by vehicle.

25 Acting Commissioner Johnson stated the IT

1 Department has been undergoing updates. He encouraged  
2 any Board member having difficulty accessing their  
3 email to contact the IT department for further  
4 instructions.

5 Ms. Hendricks noted the Probable Cause Committee  
6 members have requested numerous times the ability to  
7 receive the eAgenda on their cellphones. Acting  
8 Commissioner Johnson suggested that committee members  
9 contact IT for instructions on how to download  
10 materials for particular devices. He indicated a  
11 cloud-based portal option was also being considered.]

12 \*\*\*

13 Regulation Update

14 Regulations Status Summary

15 [Judith Pachter Schulder, Board Counsel, stated PCNP  
16 requested that a discussion with regard to CRNP  
17 Statement of Policy for conscious sedation be held at  
18 the next meeting as they were unable to attend today's  
19 meeting.

20 With regard to the Nursing Education Program  
21 Regulation, Ms. Pachter Schulder explained that the  
22 Board will not be holding a committee meeting as the  
23 Board is awaiting information from Dr. Petula  
24 regarding pass rates for the past quarter and  
25 information regarding those states who calculate only

1 graduates who take the test within six months of  
2 graduation. The discussion regarding those matters  
3 will be held at the next meeting.

4 Ms. Pachter Schulder noted that the Act 41  
5 Regulation requires an internal policy memo before the  
6 Board may approve it for pre-draft input.]

7

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8 Pennsylvania Legislative Update

9 Legislation Affecting Nurses/Nursing

10 [Judith Pachter Schulder, Esquire, Board Counsel,  
11 updated members on legislation of interest to the  
12 Board. With regard to Senate Bill No. 857, a  
13 Telemedicine Bill, she pointed out the definition of  
14 supervision in the Bill is different from 21.7 and  
15 21.149 of the Board's regulations. Senate Bill No.  
16 870 addresses Physician Assistants and provides a seat  
17 on the Board for a physician assistant and would no  
18 longer require approval of written agreements. House  
19 Bill No. 1802 addresses LDN updates. House Bill No.  
20 1818 would eliminate the ten-year bar on applying for  
21 licensure where the applicant has been convicted of a  
22 felony in Section 6 (c) (2) of the Professional Nursing  
23 Law and Section 5(1) of the Practical Nurse Law.  
24 House Bill No. 1820 would require mandatory online  
25 education on the recognition of seizure and seizure

1 disorders by school nurses and professional employees.  
2 House Bill No. 1888 addresses the Nurse Licensure  
3 Compact. House Bills 1923 and 1924 would mandate the  
4 permanent licensure revocation for Drug Act  
5 violations.]

6

\*\*\*

7 [Acting Commissioner Johnson stated one matter he  
8 neglected to mention was that it is the Department of  
9 State that provides positions with regard to  
10 legislation and not the Board.]

11

\*\*\*

12 [Mary Marshall, Director, Workforce and Professional  
13 Development, The Hospital and Healthsystem Association  
14 of Pennsylvania (HAP), spoke in support of Senate Bill  
15 No. 842, which is legislation to omit the employee's  
16 last name on their hospital name badges; House Bill  
17 No. 1879, which would raise the penalty for an assault  
18 on a healthcare practitioner; and Senate Bill No. 25,  
19 which allows nurse practitioners to practice to their  
20 full training. She indicated that HAP opposes  
21 legislation that sets mandatory nurse to patient  
22 ratios. Ms. Marshall distributed copies of fact sheets  
23 containing HAP's positions on the Bills outlined above  
24 to Board members.

25

Ms. Marshall stated HAP will be hosting an

1 Advanced Practice Professionals Conference on December  
2 10, 2019. She noted there is a HAP member and non-HAP  
3 member registration fee. Ms. Marshall explained that  
4 employees who work for a hospital that is a HAP member  
5 are also HAP members and eligible for the \$299 HAP  
6 member registration fee. She further explained that  
7 three or more colleagues from the same facility would  
8 get a discounted registration fee. She provided Board  
9 members with brochures containing information  
10 regarding the conference.

11 Acting Commissioner Johnson discussed the  
12 definition of assault of a healthcare practitioner,  
13 which now applies to firefighters, EMTs, and emergency  
14 personnel. He stated the cosponsor has not fully  
15 flushed out the conditions in which that aggravated  
16 circumstance happens. Ms. Marshall requested that  
17 Acting Commissioner Johnson email HAP's legislative  
18 liaison, who is in communication with legislative  
19 staff, regarding the matter. She will forward the  
20 same to Stephanie Watkins, HAP's legislative advocate.

21 Ms. Marshall noted her email address is  
22 mmarshall@haponline.org.

23 Ms. Pachter Schulder stated a motion would be  
24 required if any members would like to attend the  
25 Advanced Practice Professionals Conference. Ms.

1 Marshall suggested that members attend as a HAP member  
2 in order to get the discount.]

3 \*\*\*

4 [K. Kalonji Johnson, Acting Commissioner of  
5 Professional and Occupational Affairs, exited the  
6 meeting at 10:14 a.m.]

7 \*\*\*

8 [Kelly Stephens, MSN, RN, Director of Professional  
9 Development, PSNA, provided an update with regard to  
10 some of the PSNA legislative priorities, including  
11 legislation increasing penalties for an assault on  
12 healthcare workers, the creation of a Chief Nursing  
13 Officer of the Commonwealth, the provision of full  
14 practice authority for CRNPs, CRNAs and CNSs, the  
15 establishment of nurse-driven staffing levels, nurse  
16 delegation, long-term care staffing, telehealth, elder  
17 abuse education, and changes and updates with regard  
18 to the Medical Marijuana Act.]

19 \*\*\*

20 [Jan Collier, MSN, RN, CNE, Nurse Administrator and  
21 Financial Aid Administrator, Franklin County Practical  
22 Nursing Program/PAPNA, noted that PAPNA does not have  
23 any active legislative action but is focused on the  
24 nursing education regulation and the unintended  
25 consequences of at least part of that education

1 regulation. She noted the grassroots efforts of PAPNA  
2 as it is meeting with advisory boards, local  
3 legislators, government officials, healthcare  
4 facilities to educate them regarding the regulation.

5 Ms. Collier noted educator shortages including  
6 keeping master's prepared educators in practical  
7 nursing education is a large problem. Ms. Collier  
8 explained how accreditation is another challenge in  
9 the practical nursing programs. She indicated that  
10 half of the practical nursing programs in the state  
11 are ACEN accredited, which is the only nursing  
12 accreditation that can be obtained in order to gain  
13 access to Title IV funding. Relating to concerns  
14 regarding admission requirement, Ms. Pachter Schulder  
15 noted the matter would be addressed at a future  
16 meeting.]

17 \*\*\*

18 [Michael D.I. Siget, JD, MPA, PA MED Legislative &  
19 Regulatory Counsel, noted PA Med's awareness of the  
20 physician assistant legislation but does not currently  
21 have a public position regarding that matter.

22 Mr. Siget discussed the Act 96 e-prescribing  
23 legislation which became effective October 24, 2019.]

24 \*\*\*

25 Report of Board Chairperson

1 [Ann Michele Coughlin, MBA, MSN, RN, Chair, reported  
2 on her and Dr. Kmetz's attendance at an NCSBN  
3 Leadership and Public Policy Conference October 2  
4 through October 4, 2019. She noted videos and links  
5 with regard to that conference.]

6 \*\*\*

7 Report of Committees

8 Probable Cause Committee

9 [Suzanne Hendricks, BSBH, RN, LPN, reported that the  
10 Committee met that morning for review of 18 Petitions  
11 for Appropriate Relief, 29 Petitions for Mental and  
12 Physical Examinations, and review of three Petitions  
13 for Immediate Temporary Suspension – one on 10/9, one  
14 on 10/18 and another this morning.]

15 \*\*\*

16 Application Review Committee

17 [Linda L. Kmetz, PhD, RN, reported the Committee met  
18 virtually to review and move on several applications.]

19 \*\*\*

20 Advanced Practice Committee

21 Education, Regulation and Application - No Report

22 \*\*\*

23 RN/PN Practice, Education and Regulation - No Report

24 \*\*\*

25 Dietitian-Nutritionist



1 [Kessey J. Kieselhorst, MPA, RD, LDN, CPHQ, noted that  
2 House Bill No. 1802, which was recently introduced,  
3 will make some fairly significant changes in what  
4 dietitians need to do to become licensed in  
5 Pennsylvania. She referred members to information  
6 included in the agenda regarding the matter.]

7 \*\*\*

8 IT & Communication Issues

9 [Suzanne Hendricks, BSBH, RN, LPN, noted email issues  
10 were addressed by the Acting Commissioner earlier.]

11 \*\*\*

12 Report of Board Members Who Attended a Meeting on  
13 Behalf of the Board

14 [Linda L. Kmetz, PhD, RN, reported on attending  
15 NCSBN's Model Act and Rules Committee meeting in  
16 Chicago on October 16, 17, 18, 2019. She stated a new  
17 Model Act and Rules will be presented to the Delegate  
18 Assembly at Midyear Meeting.]

19 \*\*\*

20 [Suzanne Hendricks, BSBH, RN, LPN, noted that she and  
21 another colleague were to conduct another presentation  
22 at a school on October 14, 2019, but unfortunately,  
23 approval was not received in time. She requested that  
24 approval for these types of matters be obtained in a  
25 timelier manner. Ms. Keiser will follow up.]

1 \*\*\*

2 Report of Executive Secretary  
3 [Laurette Keiser, MSN, RN, Executive Secretary,  
4 referred members to some dates NCSBN has already  
5 planned. She indicated NCSBN Midyear Meeting is  
6 scheduled for March 3-5, 2020, in Boston, MA. The  
7 NCSBN APRN Roundtable is scheduled for April 7, 2020,  
8 in Rosemont, IL, and the NCSBN Discipline Case  
9 Management Conference is scheduled for June 1-3, 2020,  
10 in Greenville, SC. She reiterated that the HAP  
11 Conference will be held December 10, 2019, and any  
12 Board member interested in attending should contact  
13 Ms. Miller as soon as possible.]

14 CHAIR COUGHLIN:

15 Can I have a motion to authorize two  
16 Board members to attend the HAP  
17 Conference on December 10, 2019?

18 MS. VINCENT:

19 So moved.

20 MR. OWEN:

21 Second.

22 CHAIR COUGHLIN:

23 All those in favor? Opposed?

24 Abstentions?

25 [The motion carried unanimously.]

1 \*\*\*

2 For the Board's Information

3 [Ms. Keiser referred Board members to information  
4 regarding the NCLEX Conference which will be held in  
5 September.]

6 \*\*\*

7 [Ms. Pachter Schulder reminded Board members that  
8 additional resource information was added to the Board  
9 Member Orientation eAgenda.]

10 \*\*\*

11 [The Board recessed from 10:40 a.m. until 10:57 a.m.]

12 \*\*\*

13 [With regard to nursing education program pass rates,  
14 Ms. Pachter Schulder noted that the Board receives  
15 examination scores quarterly and annually for the  
16 programs. There is a period of time that the programs  
17 are permitted to contest the data in the annual  
18 examination score report, after which time the results  
19 are posted on the Board's website. She indicated that  
20 information about the most recent annual period would  
21 be available at the next meeting.]

22 \*\*\*

23 Committee Meetings

24 Advanced Practice

25 [Melanie Duffy, CNS, noted that a scope of practice

1 bill for CNSs was introduced a few years ago but there  
2 has been no further action. She encourages others to  
3 step up to help move the matter forward. Ms. Duffy  
4 commented that the National Association of Clinical  
5 Nurse Specialists offers support but does not get  
6 involved in State issues.]

7

\*\*\*

8 [Maryalyce McCormick, CNS, UPMC Pinnacle, approached  
9 the Board about the recent affiliation between  
10 Pinnacle and UPMC and upcoming changes, including  
11 structural reorganization and the possibility of CNSs  
12 having the title "clinical nurse specialist" replaced  
13 with the title "programmatic nurse specialist" in  
14 2020. Ms. McCormick further noted that the new job  
15 description does not encompass experience,  
16 certification, and licensure as clinical nurse  
17 specialists.

18 Ms. Pachter Schulder explained that the Board  
19 does not have jurisdiction over employment situations,  
20 but in response to an email regarding the matter,  
21 would respond that the law recognizes clinical  
22 specialists and specify what the law permits.]

23

\*\*\*

24 [Meg Rowe, MS, RD, LDN, FAND, Pennsylvania Academy of  
25 Nutrition and Dietetics, Chair of Delegates and

1 Delegate for Central and Northeast, informed the Board  
2 about House Bill No. 1802, which was introduced on  
3 September 12, 2019, and is currently in committee.

4 She explained how the practice of nutrition, in  
5 particular medical nutrition therapy, has evolved over  
6 the past 20 years. Ms. Rowe noted one reason to get  
7 the Bill enacted is to prevent unqualified individuals  
8 from calling themselves nutritionists. She noted the  
9 difference between a dietitian and nutritionist is  
10 that the licensed dietitian nutritionist ensures  
11 quality of care.

12 Ms. Rowe was concerned that most people would be  
13 misled and would obtain treatment from those not  
14 qualified to give that treatment or even that  
15 treatment would be delayed. She explained that two  
16 professions currently fall under the licensed  
17 dietitian nutritionist title – registered dietitians  
18 and certified nutrition specialists. She noted that  
19 the words "treat" and "diagnose" would be added to the  
20 scope of practice for LDNs. Some older definitions  
21 were also updated.

22 She discussed the inclusion of the Diplomates of  
23 the American Clinical Board of Nutrition, who are  
24 primarily chiropractors with advanced level training  
25 in nutrition. Ms. Rowe noted additional updates

1 including a seat on the Board of Nursing. There was  
2 discussion regarding the new prohibition against  
3 holding oneself out as a CNS unless certified as a  
4 certified nutrition specialist and the current  
5 recognition in the statute for clinical nurse  
6 specialists to use the acronym "CNS."]

7 \*\*\*

8 Miscellaneous

9 [It was noted that Dr. John O'Donnell resigned as a  
10 Board member. Chair Coughlin thanked him for his  
11 service over the years and wished him well with his  
12 future endeavors.]

13 \*\*\*

14 [Pursuant to Section 708(a)(5) of the Sunshine Act,  
15 the Board entered into Executive Session with Judith  
16 Pachter Schulder, Esquire; Megan Castor, Esquire; and  
17 Carole Clarke Smith, Esquire, at 11:39 p.m. for the  
18 purpose of conducting quasi-judicial deliberations on  
19 matters that are pending before the Board. The Board  
20 returned to Open Session at 12:26 p.m.]

21 \*\*\*

22 MOTIONS:

23 MS. PACHTER SCHULDER:

24                               During Executive Session, the Board  
25                               engaged in quasi-judicial deliberations

1 on the matters on the Report of the  
2 Prosecutorial Division, as well as the  
3 Report of Board Counsel. And Board  
4 members who recuse themselves from  
5 participating in deliberations will be  
6 identified with the particular motions.

7 Is there a motion to adopt the VRP  
8 Consent Agreements at Items 2 through  
9 19?

10 MS. HENDRICKS:

11 So moved.

12 MS. LUCHS:

13 Second.

14 CHAIR COUGHLIN:

15 All those in favor? Opposed?

16 Abstentions?

17 [The motion carried unanimously.]

18 \*\*\*

19 MS. PACHTER SCHULDER:

20 Is there a motion to adopt the following  
21 cases for which Members Hendricks and  
22 Luchs are recused, Case No. 18-51-00277,  
23 Case No. 19-51-014751, and Case No. 18-  
24 51-02162?

25 MR. OWEN:

1 So moved.

2 MS. KIESELHORST:

3 Second.

4 CHAIR COUGHLIN:

5 All those in favor? Opposed?

6 Abstentions?

7 [The motion carried. Members Hendricks and Luchs  
8 recused from deliberations and voting on the motion.  
9 The Respondent's name for Case No. 18-51-00277 is  
10 Deborah S. Walker, LPN. The Respondent's name in Case  
11 No. 19-51-014751 is Viktoriya Makarova, CRNP, RN. The  
12 Respondent's name for Case No. 18-51-02162 is Kimberly  
13 Marie Martin, RN.

14 \*\*\*

15 MS. PACHTER SCHULDER:

16 Is there a motion to adopt the following  
17 Consent Agreements for which Members  
18 Hendricks and Luchs are recused, Case  
19 No. 18-51-011999 and Case No. 18-51-  
20 005547?

21 MR. OWEN:

22 So moved.

23 MS. KIESELHORST:

24 Second.

25 CHAIR COUGHLIN:



1 All those in favor? Opposed?

2 Abstentions?

3 [The motion carried. Members Hendricks and Luchs  
4 recused from deliberations and voting on the motion.  
5 The Respondent's name for Case No. 18-51-011999 is  
6 Emily Juillet Pingue, RN. The Respondent's name for  
7 Case No. 18-51-005547 is Mandy Ann Vanderhoof, RN,  
8 LPN.

9 \*\*\*

10 MS. PACHTER SCHULDER:

11 Is there a motion to adopt the following  
12 Consent Agreements for Case No. 19-51-  
13 011160 & 19-51-003566, Case No. 19-51-  
14 004112, Case No. 19-51-007280, Case No.  
15 18-51-006548, Case No. 19-51-010819,  
16 Case No. 19-51-014003, Case No. 18-51-  
17 008841, and Case No. 17-51-07843?

18 MS. HENDRICKS:

19 So moved.

20 MS. LUCHS:

21 Second.

22 CHAIR COUGHLIN:

23 All those in favor? Opposed?

24 Abstentions?

25 [The motion carried. The Respondent's name for Case

1 Nos. 19-51-011160 & 19-51-003566 is Heather Ann Hiatt,  
2 RN. The Respondent's name for Case No. 19-51-004112  
3 is Thomas Domke, RN. The Respondent's name for Case  
4 No. 19-51-007280 is Lauren Severns, RN. The  
5 Respondent's name for Case No. 18-51-006548 is Stacy  
6 L. Young, RN, LPN. The Respondent's name for Case No.  
7 19-51-010819 is Joan Marie Grady, RN. The  
8 Respondent's name for Case No. 19-51-014003 is Stacey  
9 L. Briones, RN. The Respondent's name for Case No.  
10 18-51-008841 is David Stanley Kabata, RN. The  
11 Respondent's name for Case No. 17-51-07843 is Tawni  
12 Lynn Fuller, RN.]

13 \*\*\*

14 MS. PACHTER SCHULDER:

15 Is there a motion to adopt the Consent  
16 Agreement for Case No. 16-51-06905 for  
17 which Member Coughlin is recused?

18 \*\*\*

19 DR. KMETZ ASSUMES CHAIR

20 \*\*\*

21 MS. HENDRICKS:

22 So moved.

23 MS. HERTZLER:

24 Second.

25 CHAIR KMETZ:

1 All those in favor? Opposed?

2 Abstentions?

3 [The motion carried. Member Coughlin recused from  
4 deliberations and voting on the motion. The  
5 Respondent's name is Sally J. Romeo, RN.]

6 \*\*\*

7 MS. COUGHLIN RESUMES CHAIR

8 \*\*\*

9 MS. PACHTER SCHULDER:

10 Is there a motion to adopt the Consent  
11 Agreement for Case No. 19-51-009868 for  
12 which Members Hendricks and Kerns are  
13 recused?

14 MS. HERTZLER:

15 So moved.

16 MS. LUCHS:

17 Second.

18 CHAIR COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Member Hendricks recused from  
22 deliberations and voting on the motion. The  
23 Respondent's name is Daneen Marie DeMartino, RN.]

24 \*\*\*

25 MS. PACHTER SCHULDER:

1 Item No. 26, Case No. 19-51-010115, was  
2 withdrawn.

3 \*\*\*

4 MS. PACHTER SCHULDER:

5 Is there a motion to authorize Counsel  
6 to prepare an Adjudication and Order for  
7 Case No. 16-51-11309, Michelle Lea  
8 Kasmierski, LPN?

9 MR. OWEN:

10 So moved.

11 MS. HENDRICKS:

12 Second.

13 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 the Motion to  
20 Enter Default and Deem Facts Admitted  
21 for Case No. 17-51-06789, Rubinoff  
22 Brunson, RN, for which Members  
23 Hendricks, Kerns and Luchs are recused?

24 MR. OWEN:

25 So moved.

1 MS. KIESELHORST:

2                               Second.

3 CHAIR COUGHLIN:

4                               All those in favor?   Opposed?

5                               Abstentions?

6 [The motion carried.   Members Hendricks and Luchs  
7 recused from deliberations and voting on the motion.]

8   \*\*\*

9 MS. PACHTER SCHULDER:

10                              Is there a motion to deny the Motion to  
11                              Deem Facts Admitted for Case No. 17-51-  
12                              12982, Adam M. Wagner, RN?

13 MR. OWEN:

14                              So moved.

15 MS. HENDRICKS:

16                              Second.

17 CHAIR COUGHLIN:

18                              All those in favor?   Opposed?

19                              Abstentions?

20 [The motion carried unanimously.]

21   \*\*\*

22 MS. PACHTER SCHULDER:

23                              Is there a motion to enter default, deem  
24                              facts admitted and to authorize Counsel  
25                              to prepare Adjudications and Orders in

1 the following matters for which Members  
2 Hendricks, Kerns and Luchs are recused:  
3 Andrea L. Harton, RN, Case No. 19-51-  
4 001788; and Suzette Morales, LPN, Case  
5 No. 18-51-002401?

6 MR. OWEN:

7 So moved.

8 MS. HERTZLER:

9 Second.

10 CHAIR COUGHLIN:

11 All those in favor? Opposed?

12 Abstentions?

13 [The motion carried. Members Hendricks and Luchs  
14 recused from deliberations and voting on the motion.]

15 \*\*\*

16 MS. PACHTER SCHULDER:

17 Is there a motion to enter default, deem  
18 facts admitted and authorize Counsel to  
19 prepare Adjudications and Orders in the  
20 matters of Kelly Ann Henry-Helffrich,  
21 LPN, Case No. 18-51-012471; Stephanie  
22 Hogan, Case No. 19-51-006211; Chastity  
23 Lynn Forney, LPN, Case No. 16-51-13083;  
24 Charmayne Patricia Maddy, LPN, Case No.  
25 17-51-11516; Ronald S. Russo, RN, Case

1                   No.14-51-04021; and Jessica Yackovich,  
2                   RN, Case No. 19-51-000263?

3 MS. HENDRICKS:

4                   So moved.

5 MS. HERTZLER:

6                   Second.

7 CHAIR COUGHLIN:

8                   All those in favor?   Opposed?

9                   Abstentions?

10 [The motion carried unanimously.]

11   \*\*\*

12 MS. PACHTER SCHULDER:

13                   Is there a motion to adopt the Proposed  
14                   Adjudications of the Hearing Examiners  
15                   and substitute Board Orders in the  
16                   matters of Rennie Rojo Cainglet, RN,  
17                   Case No. 19-51-000473; Michelle L.  
18                   Schneider, RN, Case No. 17-51-08936; and  
19                   Adam Lichvar, RN, Case No. 18-51-02233?

20 MS. HENDRICKS:

21                   So moved.

22 MR. OWEN:

23                   Second.

24 CHAIR COUGHLIN:

25                   All those in favor?   Opposed?

1 Abstentions?

2 [The motion carried unanimously.]

3 \*\*\*

4 MS. PACHTER SCHULDER:

5 Is there a motion to authorize Counsel  
6 to prepare an Adjudication and Order in  
7 the matter of Rhea M. Holloman, LPN,  
8 Case No. 19-51-002822, for which Members  
9 Hendricks and Luchs are recused?

10 MR. OWEN:

11 So moved.

12 MS. KIESELHORST:

13 Second.

14 CHAIR COUGHLIN:

15 All those in favor? Opposed?

16 Abstentions?

17 [The motion carried. Members Hendricks and Luchs  
18 recused from deliberations and voting on the motion.]

19 \*\*\*

20 MS. PACHTER SCHULDER:

21 Is there a motion to adopt the Proposed  
22 Adjudications and Orders of the Hearing  
23 Examiners in the matters of Amer Omar  
24 Ghayyada, RN, Case No. 17-51-09623; and  
25 Erin Nichole Kifer, LPN, Case No. 18-51-



1 00618?

2 MS. HENDRICKS:

3 So moved.

4 MR. OWEN:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried unanimously.]

10 \*\*\*

11 MS. PACHTER SCHULDER:

12 Is there a motion to adopt the Proposed  
13 Adjudication and Order of the Hearing  
14 Examiner in the matter of Sarah Amber  
15 Ryan, RN, Case No. 19-51-001574?

16 MR. OWEN:

17 So moved.

18 MS. KIESELHORST:

19 Second.

20 CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried unanimously.]

24 \*\*\*

25 MS. PACHTER SCHULDER:

1                   Is there a motion to rescind the motion  
2                   made earlier regarding Amer Omar  
3                   Ghayyada, RN, Case No. 17-51-09623, to  
4                   instead of adopting the Hearing  
5                   Examiner's Proposal, rather to authorize  
6                   Counsel to prepare an Adjudication and  
7                   Order?

8 MS. HENDRICKS:

9                   So moved.

10 MR. OWEN:

11                   Second.

12 CHAIR COUGHLIN:

13                   All those in favor?   Opposed?

14                   Abstentions?

15 [The motion carried unanimously.]

16   \*\*\*

17 MS. PACHTER SCHULDER:

18                   Item No. 62, Case No. 16-51-06174; and  
19                   Item No. 66, Case No. 17-51-12963, were  
20                   withdrawn.

21   \*\*\*

22 MS. PACHTER SCHULDER:

23                   Is there a motion to adopt the following  
24                   Draft Adjudications and Orders for which  
25                   there are no recusals: Christopher

1 Churylo, LPN, Case No. 18-51-003854;  
2 Douglas Lee Davies, LPN, Case No. 16-51-  
3 12493; Lorna Fretwell, LPN, Case No. 17-  
4 51-07905; Connie Lutz Hulslander, File  
5 No. 18-51-006236; Susan Fry Ickes, LPN,  
6 Case No. 18-51-008251; Terri Diane  
7 Murray, RN, Case No. 18-51-00808; James  
8 M. Rocanella, RN, Case No. 19-51-01733;  
9 Gary W. Rankin, LPN, Case No. 17-51-  
10 10734; Tammy Josephine Jones, LPN, Case  
11 No. 18-51-02466; Elona Marie Andrews,  
12 LPN, Case No. 16-51-10750; Gifty Teppeh,  
13 RN, Case No. 17-51-02348; Sheila Payne,  
14 RN, Case No. 16-51-08031; and John  
15 Fletcher Small, LPN, Case No. 13-51-  
16 07811?

17 MS. HENDRICKS:

18 So moved.

19 MS. LUCHS:

20 Second.

21 CHAIR COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

24 [The motion carried unanimously.]

25 \*\*\*



1 Kelly Vanyo, RN, Case No. 18-51-005920,  
2 for which Members Hendricks and Luchs  
3 are recused?

4 MS. HERTZLER:

5 So moved.

6 MR. OWEN:

7 Second.

8 CHAIR COUGHLIN:

9 All those in favor? Opposed?

10 Abstentions?

11 [The motion carried. Members Hendricks and Luchs  
12 recused from deliberations and voting on the motion.]

13 \*\*\*

14 MS. PACHTER SCHULDER:

15 Is there a motion to adopt the Draft  
16 Adjudication and Order in the matter of  
17 Tony A. Vonneida, RN, Case No. 16-51-  
18 12539, for which Member Hertzler is  
19 recused?

20 MS. HENDRICKS:

21 So moved.

22 MR. OWEN:

23 Second.

24 CHAIR COUGHLIN:

25 All those in favor? Opposed?

1 Abstentions?

2 [The motion carried. Member Hertzler recused from  
3 deliberations and voting on the motion.]

4 \*\*\*

5 [Ms. Hendricks indicated that a home care company  
6 contacted her regarding two cases where nurses were  
7 sleeping. Ms. Pachter Schulder recommended that she  
8 contact a Prosecuting Attorney regarding the matter  
9 and that she then recuse herself and not discuss the  
10 complaint with other Board members.]

11 \*\*\*

12 Adjournment

13 [There being no further business, the State Board of  
14 Nursing Meeting adjourned at 12:40 p.m.]

15 \*\*\*

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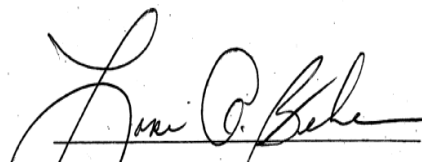
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CERTIFICATE

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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.



Lori A. Behe,  
Minute Clerk  
Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF NURSING  
REFERENCE INDEX  
October 24, 2019

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:13	Official Call to Order
8		
9	9:13	Adoption of Agenda
10		
11	9:15	Adoption of Minutes
12		
13	9:18	Report of Prosecutorial Division
14		
15	9:39	Report of Acting Commissioner
16		
17	9:58	Regulation Update
18		
19	10:00	Legislative Update
20		
21	10:25	Report of Board Chairperson
22		
23	10:26	Report of Committees
24		
25	10:30	Report of Board Members Who Attended a Meeting on Behalf of the Board
26		
27		
28	10:36	Report of Executive Secretary
29		
30	10:40	For the Board's Information
31		
32	10:40	Recess
33		
34	10:57	Return to Open Session
35		
36	10:59	Committee Meetings
37		
38	11:38	Miscellaneous
39		
40	11:39	Executive Session
41		
42	12:26	Return to Open Session
43		
44	12:26	Motions
45		
46	12:40	Adjournment
47		
48		
49		
50		