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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: 9:00 A.M.

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

April 17, 2019



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State Board of Nursing  
April 17, 2019 (Continued)

Triet Tran, Fiscal Management Specialist, Bureau of  
Finance and Operations  
Marc Farrell, Deputy Policy Director, PA Department of  
State

ALSO PRESENT:

JoAnn Megon, Executive Director, PA Nurse Peer  
Assistance Program  
Kelly Stephens, PA State Nurses Association  
Jennifer Sporay, RDN-AP, CSO, LDN, CNSC, FAND, PA  
Academy of Nutrition and Dietetics  
Jennifer A. Specht, PhD., Cabrini University,  
Department of Nursing  
Richard J. Thompson, PhD., Dean of Natural Sciences  
and Allied Health, Cabrini University  
Jan Collier, PA Association of Practical Nurse  
Administrators, Franklin County CTC Practical  
Nursing Program  
Sharvette Law Philmon, MSN, RN, NEA-BC, CNE, Director  
and Chair/Associate Professor of Baccalaureate  
Nursing Program, Lincoln University  
Dr. Brenda A. Allen, President, Lincoln University  
Dr. Patricia Pierce Ramsey, Provost, Lincoln  
University  
Lisa Balint, BSN, MBA, Director of Practical Nursing  
Program, Western Area Career and Technology Center  
Danielle Giuliano, PhD, RN, Director of Practical  
Nursing Program, Pennsylvania Institute of  
Technology  
Geri Swindell, BSN, RN, Full-time Faculty Member,  
Pennsylvania Institute of Technology  
Dr. Kimberly Marucci, Dean of Academic Affairs,  
Pennsylvania Institute of Technology  
Jeffrey Mann, Campus Director, Prism Career Institute  
Jennifer Holzer, DNP, RN, Director of Practical  
Nursing Program, Prism Career Institute  
Arlin Schmidt, CEO, Prism Career Institute  
Karen Malt, MSN, RN, Coordinator, Practical Nursing  
Program, Hazleton Area Career Center  
Lori Herman, Director, Hazleton Area Career Center  
Roslyn Y. Heyward, MSN, RN, Program Director, Lansdale  
School of Business  
Marianne Johnson, Executive Director, Lansdale School  
of Business  
Marlon Keller, President, Lansdale School of Business

1 \*\*\*

2 State Board of Nursing

3 April 17, 2019

4 \*\*\*

5 The regularly scheduled meeting of the State  
6 Board of Nursing was held on Wednesday, April 17,  
7 2019. Ann Michele Coughlin, MBA, MSN, RN, Chair,  
8 called the meeting to order at 8:59 a.m.

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

12 \*\*\*

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

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 Seeing none, I would entertain a  
25 motion to adopt the agenda.

1 MS. HENDRICKS:

2 So moved.

3 MR. OWEN:

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 December  
13 6, 2018 meeting, do we have any changes  
14 to the minutes? Why don't we do the  
15 entire packet?

16 Do we have a motion to adopt?

17 MS. MALADY:

18 So moved.

19 MS. LUCHS:

20 Second.

21 CHAIR COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

24 [The motion carried. Mr. Owen abstained from voting  
25 on the motion.]



1 18-51-010314.]

2

\*\*\*

3 [T'rese Evancho, Esquire, Board Prosecutor, presented  
4 a Consent Agreement for Case No. 19-51-001604 for  
5 which Members Coughlin and Hendricks recused from  
6 deliberations.]

7

\*\*\*

8 [Ricky Lewis, Esquire, Board Prosecutor, presented a  
9 Consent Agreement for Case No. 17-51-13416.]

10

\*\*\*

11 [T'rese Evancho, Esquire, Board Prosecutor, on behalf  
12 of William Newport, Esquire, Board Prosecutor,  
13 presented Consent Agreements for Case No. 17-51-04718,  
14 Case No. 18-51-00433, Case No. 18-51-005939, Case No.  
15 18-51-007831, Case No. 18-51-008285, Case No. 18-51-  
16 009497, and Case No. 18-51-012266.

17

Members Hendricks and Kerns recused from  
18 deliberations on Case No. 18-51-005939 and Case No.  
19 18-51-007831. Members Hendricks, Kerns and Luchs  
20 recused from deliberations on Case No. 18-51-008285,  
21 Case No. 18-51-009497 and Case No. 18-51-012266.]

22

\*\*\*

23 [David J. Schertz, Esquire, Board Prosecutor,  
24 presented Consent Agreements for Case No. 18-51-03179,  
25 Case No. 18-51-005301, and Case No. 18-51-011769.

1 Members Kerns and Luchs recused from deliberations on  
2 Case No. 18-51-011769.]

3 \*\*\*

4 [Margaret Sheaffer, Esquire, Board Prosecutor,  
5 presented Consent Agreements for Case No. 18-51-011497  
6 and Case No. 19-51-000924.

7 Members Hendricks, Kerns and Luchs recused from  
8 deliberations on Case No. 18-51-011497.]

9 \*\*\*

10 {Matthew Sniscak, Esquire, Board Prosecutor, presented  
11 Consent Agreements for Case No. 17-51-05821, Case No.  
12 17-51-11769, Case No. 19-51-000032, Case No. 19-51-  
13 002266, and Case No. 19-51-003361.]

14 \*\*\*

15 [Lindsay Szymanski, Esquire, Board Prosecutor,  
16 presented Consent Agreements for Case No. 17-51-03682,  
17 Case No. 18-51-008383, and Case No. 18-51-011499.

18 Members Hendricks, Kerns and Luchs recused from  
19 deliberations on Case No. 17-51-03682 and Case No. 18-  
20 51-008383.]

21 \*\*\*

22 [K. Kalonji Johnson, Acting Commissioner, Professional  
23 and Occupational Affairs, introduced himself to the  
24 Board. He thanked Board Counsel and Board Prosecutors  
25 for their hard work.



1 He introduced Marc Farrell as the new Deputy  
2 Policy Director. Acting Commissioner Johnson stated  
3 Stephen Latanishen was the new Director of  
4 Intergovernmental Affairs.]

5 \*\*\*  
6 [Acting Commissioner Johnson exited the meeting at  
7 9:33 a.m.]

8 \*\*\*  
9 Appointment  
10 Nurse Board Budget Review  
11 [Kimberly S. Adams, Fiscal Chief, BFO, presented the  
12 State Board of Nursing's Budget. Shannon Boop, Amanda  
13 Richards, and Triet Tran, BFO Fiscal Management  
14 Specialists, were also present.

15 Ms. Adams discussed the licensee population from  
16 a revenue standpoint, revenue by source, cost category  
17 definitions, financial status.

18 Ms. Adams noted three ways expenses would affect  
19 the Board including stenographer costs, time sheets  
20 such as those used by prosecuting attorneys, and per  
21 license base, which is anything that would be equally  
22 distributed among all licensees and all Boards.

23 She referred to the Financial Status portion of  
24 the budget for further discussion of Board costs and  
25 expenses. Ms. Adams referred Board members to the

1 Expenditure Chart for a pictorial view of Board  
2 expenditures.]

3 \*\*\*

4 [Acting Commissioner Johnson re-entered the meeting at  
5 9:46 a.m.]

6 \*\*\*

7 Regulation Update - Regulations Status Summary  
8 [Judith Pachter Schulder, Esquire, Board Counsel, and  
9 the Board discussed the post-publication comments  
10 received on 16A-5142 from Alycia Seelig, BSN, RN;  
11 Michael J. Lawson, Esquire; Ashlee Homer, RN; and  
12 Amanda Baker, RN, and the Independent Regulatory  
13 Review Commission (IRRC). IRRC questioned the role  
14 the Professional Licensure Augmentation Account (PLAA)  
15 could have on reducing the Board's deficit. The Board  
16 discussed that it has been using money from the PLAA  
17 to continue operating throughout the period of its  
18 mounting deficit, but in light of the statutory  
19 mandate that the Board fix and increase fees by  
20 regulation to meet or exceed projected expenditures if  
21 the revenues raised by fees, fines, and civil  
22 penalties are not sufficient to meet expenditures over  
23 a 2-year period, the Board cannot use PLAA monies to  
24 pay off its debt. IRRC also sought clarity on the  
25 meaning of licensure by endorsement which the Board

1 discussed.

2       Alycia Seelig, BSN, RN, requested that the Board  
3 consider an alternate means to raise revenue other  
4 than increasing licensure fees. The Board discussed  
5 that fines and civil penalties are not intended to be  
6 utilized to balance a board's budget and are intended  
7 to be imposed as a deterrent to violating the law and  
8 regulations of the Board. The Board's only option to  
9 increase revenues is by increasing licensure fees. In  
10 the past, the Board has chosen to increase biennial  
11 renewal fees rather than application fees thereby  
12 requiring existing licensees to bear the increased  
13 costs for new licensees and programs; however,  
14 following a review of the costs of all services, the  
15 Board determined that licensees should not solely bear  
16 the increased costs and that applicants must also bear  
17 the applicable costs. The Board also discussed Ms.  
18 Sellig's comment that increased fees for nursing  
19 education programs will adversely impact the programs.  
20       Given the staff review time dedicated to program  
21 approval, the Board noted that the existing fee  
22 structure is inadequate to cover the costs associated  
23 with these activities and the entire regulated  
24 community of nurses and dietitian-nutritionists should  
25 not bear the costs for the programs.

1           Ashlee Homer, RN, and Amanda Baker, RN, submitted  
2 comments opposing the RN biennial renewal fee increase  
3 on the grounds that the RN biennial renewal fee is  
4 nearly double the current fee and noting the  
5 difficulties they experienced with their last renewal.  
6 The Board discussed that in determining the biennial  
7 renewal amount, the Board considered the size of the  
8 deficit, which has steadily increased, and the amount  
9 of disciplinary and administrative workload related to  
10 the licensure/certification classes. Because there  
11 are 170,277 more RNs than LPNs and LDNs combined,  
12 there are greater costs associated with the Board's  
13 disciplinary and administrative workload for  
14 registered nurses. Further, there are additional  
15 costs beyond licensure as an RN associated with  
16 issuing CRNP certifications, CRNP prescriptive  
17 authority authorizations (CRNP-PA), and CNS licenses.

18           The Board discussed that when it adopted the  
19 proposed fees it determined that the additional costs  
20 should be borne by the licensure classes who receive  
21 those services. In addition to paying the RN biennial  
22 renewal fee, CRNPs with prescriptive authority pay  
23 additional biennial fees to renew their CRNP  
24 certifications and their prescriptive authority  
25 authorizations for a combined biennial renewal fee of

1 \$244. CRNPs without prescriptive authority pay a  
2 biennial fee to renew their RN licenses plus an  
3 additional biennial fee to renew their CRNP  
4 certifications for a combined biennial renewal fee of  
5 \$203. CNSs pay a biennial fee to renew their RN  
6 licenses plus an additional biennial fee to renew  
7 their CNS licenses for combined biennial renewal fee  
8 of \$178. RNs who are neither CRNPs nor CNSs pay a  
9 biennial renewal fee of \$122. In terms of the renewal  
10 issues, the Board discussed that since that renewal  
11 there have been program enhancements coupled with a  
12 dedicated Help Desk for licensees, resulting in a  
13 stabilization of the licensure platform.

14 Michael Lawson, Esquire, requested that the Board  
15 not increase any of the licensed practical nurse fees  
16 because they are the lowest paid of the nurse licensee  
17 classes. The Board noted that in setting the LPN  
18 biennial renewal fee it considered the fewer number of  
19 licensed practical nurses when compared with  
20 registered nurses and the fewer number of disciplinary  
21 cases based upon those fewer numbers and determined  
22 that licensed practical nurses should pay a lower  
23 percentage of increase for biennial renewal than  
24 registered nurses, but because the application fees  
25 are based upon the actual cost of the service, no

1 reduction was made to the licensed practical nurse  
2 application fees. The Board discussed keeping the LPN  
3 fees the same as proposed.

4 Based upon its discussion of the comments, the  
5 Board decided not to amend the Annex for the fees.]

6 MS. PACHTER SCHULDER:

7 Is there anyone willing to make a motion  
8 to approve 16A-5142 in final form?

9 MS. MALADY:

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 indicated the nursing program  
19 regulations will be discussed further at the next  
20 meeting. She indicated changes to the child abuse  
21 regulations would be made.

22 With regard to the CRNP regulation, Ms. Pachter  
23 Schulder explained that it is not permissible to  
24 combine a statement of policy and a regulation in the  
25 same packet, so the statement of policy revisions will

1 proceed on their own.]

2

\*\*\*

3 Legislative Update - Legislation Affecting  
4 Nurses/Nursing

5 [Judith Pachter Schulder, Esquire, Board Counsel,  
6 noted many new bills were ones reintroduced from the  
7 last session, including HB15, the Telemedicine Bill;  
8 HB50 regarding cannabis; HB 409, Chief Nursing  
9 Officer; HB 573, removal of license requirement for  
10 those who want to acquire a license by endorsement by  
11 exam; HB600 prohibiting healthcare provider self-  
12 referral; HB 810 regarding lifesaving adrenal  
13 insufficiency medication in schools; SB25, regarding  
14 APRNs/CRNPs; SB142, licensing and treatment; SB181,  
15 Lyme disease continuing education; SB307, the right to  
16 try for terminally ill children; SB325, CRNA  
17 legislation; SB356, military spouse license  
18 portability; SB407, lactation consultant licensure;  
19 and SB507, limit on opioid prescription.]

20

\*\*\*

21 Report of the Board Chair

22 [Ann Michele Coughlin, MBA, MSN, RN, Chair, reported  
23 that she, two other Board members, and one Board staff  
24 member, Dr. Petula, attended the National Council of  
25 State Boards of Nursing Midyear Meeting. Chair

1 Coughlin encouraged all to review the information  
2 included on the agenda.

3 Ms. Pachter Schulder noted that permission to  
4 show a presentation regarding nurse education programs  
5 which was given at the NCSBN Midyear meeting had been  
6 requested but approval had not yet been received from  
7 NCSBN.]

8 \*\*\*

9 Report of Commissioner

10 [K. Kalonji Johnson, Acting Commissioner, Professional  
11 and Occupational Affairs, noted that the Policy Office  
12 was keeping an eye on recent events in Arizona with  
13 regard to a bill that would essentially streamline the  
14 endorsement process to require their licensing boards  
15 to accept active licensees pending discipline.]

16 \*\*\*

17 Report of Committees

18 Probable Cause

19 [Suzanne Hendricks, BSBH, RN, LPN, noted the Committee  
20 met that morning and moved on 13 Petitions for  
21 Appropriate Relief, 37 Petitions for Mental/Physical  
22 Exam and 2 Petitions for Immediate Temporary  
23 Suspension - one this morning and one on April 10th.]

24 \*\*\*

25 Application Review



1 [Linda L. Kmetz, PhD, RN, noted the Committee met  
2 virtually and reviewed two applications.]

3 \*\*\*

4 Advanced Practice - No Report

5 \*\*\*

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

7 \*\*\*

8 Dietitian-Nutritionist - No Report

9 \*\*\*

10 IT and Communication

11 [Suzanne Hendricks, BSBH, RN, LPN, stated that  
12 currently a few of the applicants/licenseses noted  
13 problems with PALS; but otherwise there are no  
14 issues.]

15 \*\*\*

16 [The Board recessed from 10:07 a.m. until 10:17 a.m.]

17 \*\*\*

18 [Acting Commissioner Johnson exited the meeting during  
19 the recess.]

20 \*\*\*

21 [Suzanne Hendricks, BSBH, RN, LPN, exited the meeting  
22 for recusal purposes at 10:17 a.m.]

23 \*\*\*

24 Appointment

25 Prism Career Institute Request for Extension of

1 Provisional Status - Year 5

2 [Jennifer Holzer, DNP, RN, Director of Practical  
3 Nursing Program, Arlin Schmidt, CEO, and Jeff Mann,  
4 Campus Director, addressed the Board with regard to a  
5 pass rate of 80.56% in the last quarter and 55.5%  
6 year-to-date. Dr. Holzer advised that four courses  
7 have been revised: the computer class was replaced  
8 with a Medical Terminology course, English Composition  
9 was replaced with Testing and Strategies, IV-Therapy  
10 was replaced with Mental Health Nursing, the Anatomy  
11 and Physiology course was increased to 90 hours, and  
12 the PPR class was decreased to 30 hours. A new  
13 faculty development plan was implemented to assure  
14 that the deficits based on the Mountain Measurement  
15 Report were addressed, and new faculty have been  
16 hired.]

17 \*\*\*

18 [Suzanne Hendricks, BSBH, RN, LPN, re-entered the  
19 meeting at 10:38 a.m.]

20 \*\*\*

21 Pennsylvania Institute of Technology Request for  
22 Extension of Provisional Status - Year 4

23 [Danielle Giuliano, PhD, RN, Director of Practical  
24 Nursing Program; Geri Swindell, BSN, RN, Faculty, and  
25 Dr. Kimberly Marucci, Dean, addressed the current

1 NCLEX® pass rate of 77.78% with a 91.67% last quarter.

2       Based upon a review of the Mountain Measurement,  
3 the Program created a gap analysis, developed a  
4 timeline to revise underperforming courses, and  
5 created a curriculum map. Beginning in July 2020,  
6 Anatomy and physiology I and II will be dropped from  
7 the Program since students did not do well, and these  
8 courses will become a prerequisite to enter the  
9 program and are reviewed with each specialty subject  
10 matter. The pharmacology course will be split over  
11 two terms due to its complexity. A comprehensive  
12 predictor has been added at the end of the program,  
13 and a Capstone component has also been added.

14       A dedicated faculty member has been assigned to  
15 the simulation lab, and she is obtaining her  
16 certification at the end of May. Six graduates,  
17 dating back to June 2016, still have not tested.

18       The Board welcomed Dr. Giuliano to send her  
19 suggestion for a regulation change in writing.]

20

\*\*\*

21 Western Area Career Center Request for Extension of  
22 Provisional Status - Year 3

23 [Lisa Balint, BSN, MBA, Director of Practical Nursing  
24 Program, addressed the Program's pass rate, currently  
25 at 74.07%, but 40% in the last quarter, and the steps

1 the Program is taking toward improvement. She  
2 reported that she reached out to former graduates and  
3 offered to have them take a Kaplan refresher course at  
4 Western's expense; however, no one availed themselves  
5 of the offer. She also explained that the Program has  
6 reformatted its examination questions to be more like  
7 NCLEX® by removing the fill-in-the-blanks and matching  
8 questions. Now students are required to take Kaplan  
9 examinations at the end of each course as part of the  
10 course grade. Additionally, a full-time instructor  
11 was hired for the part-time evening classes and to  
12 provide tutorials prior to classes. In addition to  
13 talking to the students about taking the examination  
14 soon after graduation, as an incentive to getting  
15 their graduates to take the NCLEX® quicker, beginning  
16 in the fall of 2019, graduates who take the  
17 examination within 45 days of graduation will have  
18 their examination costs reimbursed.

19 Ms. Balint also explained that after conducting a  
20 curriculum review, the Program is going to carve out a  
21 specific pharmacology class for the students and work  
22 on better developing their clinical program so that it  
23 correlates better with the theory courses. Three  
24 additional mannequins and an interactive simulation  
25 television been added. ]

1 \*\*\*

2 [Linda L. Kmetz, PhD, RN, exited the meeting at 11:21  
3 a.m.]

4 \*\*\*

5 Lincoln University Request for Extension of  
6 Provisional Status - Year 4

7 [Sharvette Law Philmon, MSN, RN, NEA-BC, CNE, Director  
8 and Chair/Associate Professor of Baccalaureate Nursing  
9 Program; Dr. Brenda A. Allen, President; and Dr.

10 Patricia Pierce Ramsey, Provost, updated the Board  
11 regarding the school's current pass rate of 50%, which  
12 was impacted by former graduates who waited well  
13 beyond one year from completion to take the NCLEX®.

14 Ms. Philmon noted that the faculty are receiving ATI  
15 training on item writing, and the curriculum is being  
16 revamped partially based upon information gleaned from  
17 the Mountain Measurement Report. Ms. Philmon  
18 explained that laptops were purchased for the  
19 students, allowing more student-centered activities,  
20 and students were receiving NCLEX® preparation as part  
21 of the Capstone course.

22 Dr. Allen expressed Lincoln University's  
23 commitment to improving Lincoln's nursing program,  
24 including enhancing the admission requirements,  
25 ensuring that the students have the proper

1 fundamentals, and investing in the curriculum and  
2 faculty. Dr. Ramsey indicated that Lincoln is  
3 looking at the admission and preadmission  
4 requirements.

5 Ms. Philmon outlined the proposals being written  
6 for the University to change the curriculum and to  
7 obtain CCNE accreditation.]

8 \*\*\*  
9 [Linda L. Kmetz, PhD., RN, re-entered the meeting at  
10 11:53 a.m.]

11 \*\*\*  
12 Hazleton Area Career Center Request for Extension of  
13 Provisional Status - Year 5  
14 [Karen Malt, MSN, RN, Coordinator, Practical Nursing  
15 Program; and Lori Herman, Director, Hazleton Area  
16 Career Center, addressed the Board with regard to the  
17 school's repeat test takers and ESL students. No new  
18 graduates took the NCLEX® during the last quarter  
19 because all the graduates in cohort 65 took the  
20 examination already. Ms. Malt indicated she and her  
21 colleague in the program rewrote all the test  
22 questions resembling the style used on the NCLEX to  
23 include critical thinking exercises and incorporate  
24 database preparation and the performance of a correct  
25 physical assessment. Pre- and post-conferences were

1 also incorporated to help the students. Ms. Malt  
2 explained that anxiety was likely the cause of  
3 graduates' failures. She noted that the Program will  
4 make curriculum changes following a review of the next  
5 Mountain Measurement report, as it will include the  
6 results from the revised examination questions.  
7 Additionally, an English Language Proficiency  
8 requirement is being added to the admission  
9 requirements. It is anticipated that the next set of  
10 NCLEX® testers will start in January 2020.]

11 \*\*\*

12 Proposal from Lansdale School of Business: Practical  
13 Nursing Program  
14 [Roslyn Y. Heyward, MSN, RN, Program Director;  
15 Marianne Johnson, Executive Director; and Marlon  
16 Keller, President, Lansdale School of Business,  
17 addressed the Board regarding their proposal for a  
18 practical nursing program. Ms. Heyward indicated  
19 students would be accepted based on Wonderlic scores  
20 at the 9th grade level. Because the Program does not  
21 have clinical sites for adult care or medical/surgical  
22 care, simulation at EMS run by a certified simulation  
23 faculty member will be used for this experience. The  
24 scenarios are developed by Elsevier. Ten percent of  
25 the total curriculum and 15% combined is planned to be

1 done through simulation. Clinicals for Pediatrics and  
2 OB would occur at the same time so the students can be  
3 divided between the two sites and then switch with the  
4 overflow using simulation. Ms. Heyward explained that  
5 nursing accreditation will be sought after the first  
6 graduating class.

7 Mr. Keller explained that the Program is  
8 anticipating a surplus of about \$45,000-\$50,000 per  
9 cohort, of which there will be three cohorts beginning  
10 in year two. He requested an opportunity to change  
11 the year end date in the event that the Board desired  
12 a revised budget to reflect costs and expenses for  
13 each year rather than a particular month.]

14 \*\*\*

15 [The Board recessed from 1:00 p.m. until 1:30 p.m.]

16 \*\*\*

17 [Pursuant to Section 708(a)(5) of the Sunshine Act,  
18 the Board entered into Executive Session with Judith  
19 Pachter Schulder, Esquire, and Ariel O'Malley,  
20 Esquire, at 1:30 p.m. for the purpose of conducting  
21 quasi-judicial deliberations on matters that are  
22 pending before the Board. The Board returned to Open  
23 Session at 2:30 p.m. Ted Stauffer, designee of Acting  
24 Commissioner Johnson, entered the meeting during  
25 Executive Session.]



1 \*\*\*

2 MS. PACHTER SCHULDER:

3 During Executive Session the Board  
4 engaged in quasi-judicial deliberations  
5 on the matters on the agenda listed on  
6 the Report of Board Counsel and the  
7 Report of the Prosecutorial Division as  
8 well as the school requests for approval  
9 for extension of provisional status and  
10 the faculty extension request. Board  
11 members who recused themselves will be  
12 identified with the applicable motion.

13 Is there a motion to adopt the  
14 VRP Consent Agreements, Items 2 through  
15 18?

16 DR. KMETZ:

17 So moved.

18 MS. HENDRICKS:

19 Second.

20 CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried unanimously. Ted Stauffer,  
24 designee of the Acting Commissioner, abstained.]

25 \*\*\*

1 MS. PACHTER SCHULDER:

2           Is there a motion to approve the Draft  
3           Adjudication and Order in the matter of  
4           Ryan Matthew Evens, Case No. 18-51-01439,  
5           for which Members Hendricks, Hertzler,  
6           and Luchs are recused?

7 MR. OWEN:

8           So moved.

9 DR. KMETZ:

10           Second.

11 CHAIR COUGHLIN:

12           All those in favor?   Opposed?

13           Abstentions?

14 [The motion carried.   Ted Stauffer, designee of the  
15 Acting Commissioner, abstained.   Members Hendricks,  
16 Hertzler, and Luchs recused from deliberations and  
17 voting on the motion.]

18   \*\*\*

19 [Ted Stauffer, Executive Secretary, exited the meeting  
20 at 2:33 p.m.]

21   \*\*\*

22 MS. PACHTER SCHULDER:

23           Is there a motion to approve the Consent  
24           Agreement for Case No. 17-51-010143 for  
25           which Members Hendricks, Hertzler, and

1 Kerns are recused?

2 MR. OWEN:

3 So moved.

4 DR. KMETZ:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried. Members Hendricks, Hertzler, and  
10 Kerns recused from deliberations and voting on the  
11 motion. The Respondent's name is Harvey Alan Zucker,  
12 R.N.]

13 \*\*\*

14

15 MS. PACHTER SCHULDER:

16 Is there a motion to adopt the following  
17 Consent Agreements for which there are no  
18 recusals: Case No. 16-51-06879; Case No.  
19 17-51-10142; Case No. 17-51-011971; Case  
20 No. 18-51-005851; Case No. 19-51-001466;  
21 Case No. 17-51-13416; Case No. 17-51-  
22 04718; Case No. 18-51-00433; Case No. 18-  
23 51-03179; Case No. 18-51-005301; Case No.  
24 19-51-000924; Case No. 17-51-05821; Case  
25 No. 17-51-11769; Case No. 19-51-000032;

1 Case No. 19-51-002266; Case No. 19-51-  
2 003361; and Case No. 18-51-011499?

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. The Respondent's name  
11 for Case No. 16-51-06879 is Nannette L. Gray, R.N. The  
12 Respondent's name for Case No. 17-51-10142 is Jessica  
13 Lynne Fromm, L.P.N. The Respondent's name for Case No.  
14 17-51-011971 is Rashika Jacqueline Moon, R.N. The  
15 Respondent's name for Case No. 18-51-005851 is Jaleesa  
16 Michelle Williams, L.P.N. The Respondent's name for  
17 Case No. 19-51-001466 is Katherine Marie Norman, R.N.  
18 The Respondent's name for Case No. 17-51-13416 is  
19 Brandi Lynne Lydic, L.P.N. The Respondent's name for  
20 Case No. 17-51-04718 is Wanda Lee Cassavettes, R.N.  
21 The Respondent's name for Case No. 18-51-00433 is  
22 Kimberly Beam Schmidt, R.N. The Respondent's name for  
23 Case No. 18-51-03179 is Adam Jacob Listopad, R.N. The  
24 Respondent's name for Case No. 18-51-005301 is  
25 Kenyatte Zabre Canidate, R.N., C.R.N.P. The

1 Respondent's name for Case No. 19-51-000924 is Ashley  
2 Boehm, R.N. The Respondent's name for Case No. 17-51-  
3 05821 is Erin A. Parkyn, R.N. The Respondent's name  
4 for Case No. 17-51-11769 is Kentrina Renee Kimball,  
5 L.P.N. The Respondent's name for Case No. 19-51-000032  
6 is Margaret Ann Artac, R.N. The Respondent's name for  
7 Case No. 19-51-002266 is Rebekah L. Wakeman, R.N. The  
8 Respondent's name for Case No. 19-51-003361 is  
9 Christopher James Octave, R.N. The Respondent's name  
10 for Case No. 18-51-011499 is Ellen Walty Schaaf, R.N.]

11

\*\*\*

12 MS. PACHTER SCHULDER:

13 Is there a motion to adopt the following  
14 Consent Agreement for Case No. 18-51-  
15 006605 for which Members Hendricks and  
16 Kerns are recused?

17 MR. OWEN:

18 So moved.

19 DR. KMETZ:

20 Second.

21 CHAIR COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

24 [The motion carried. Members Hendricks and Kerns  
25 recused from deliberations and voting on the motion.

1 The Respondent's name is Lisa Michelle Dyer, R.N.]

2 \*\*\*

3 MS. PACHTER SCHULDER:

4 Is there a motion to adopt the Consent  
5 Agreements in Items Nos. 32 and 33, Case  
6 No. 18-51-005939 and Case No. 18-51-  
7 007831, for which Members Hendricks and  
8 Kerns are recused?

9 MR. OWEN:

10 So moved.

11 MS. LUCHS:

12 Second.

13 CHAIR COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried. Members Hendricks and Kerns  
17 recused from deliberations and voting on the motion.

18 The Respondent's name for Case No. 18-51-005939 is  
19 Cathleen MacDaniel, R.N. The Respondent's name for  
20 Case No. 18-51-007831 is Joan Marie Maldonado, R.N.]

21 \*\*\*

22 MS. PACHTER SCHULDER:

23 Is there a motion to adopt the Consent  
24 Agreements for Case No. 17-51-07197, Case  
25 No. 18-51-010314, Case No. 18-51-008285,

1 Case No. 18-51-009497, Case No. 18-51-  
2 012266, Case No. 18-51-011497, Case No.  
3 17-51-03682, and Case No. 18-51-008383  
4 for which Members Hendricks, Kerns, and  
5 Luchs are recused?

6 DR. KMETZ:

7 So moved.

8 MR. OWEN:

9 Second.

10 CHAIR COUGHLIN:

11 All those in favor? Opposed?

12 Abstentions?

13 [The motion carried. Members Hendricks, Kerns, and  
14 Luchs recused from deliberations and voting on the  
15 motion. The Respondent's name for Case No. 17-51-  
16 07197 is Lestia Grill, L.P.N. The Respondent's name  
17 for Case No. 18-51-010314 is Jodie Viga Whelan, R.N.  
18 The Respondent's name for Case No. 18-51-008285 is  
19 Cherie E. Rader, R.N. The Respondent's name for Case  
20 No. 18-51-009497 is Julia Lynn Allan, R.N. The  
21 Respondent's name for Case No. 18-51-012266 is Jenna  
22 P. Pick, L.P.N. The Respondent's name for Case No.  
23 18-51-011497 is Chase James Falba, R.N. The  
24 Respondent's name for Case No. 17-51-03682 is Laraine  
25 Eschbach, L.P.N. The Respondent's name for Case No.

1 18-51-008383 is Lindsay Kelso Brown, R.N.]

2 \*\*\*

3 THE GAVEL WAS TURNED OVER TO MS. MALADY

4 \*\*\*

5 MS. PACHTER SCHULDER:

6 Is there a motion to adopt the Consent  
7 Agreement for Case No. 19-51-001604 for  
8 which Members Coughlin and Hendricks are  
9 recused?

10 DR. KMETZ:

11 So moved.

12 MR. OWEN:

13 Second.

14 ACTING CHAIR MALADY:

15

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Members Coughlin and Hendricks  
19 recused from deliberations and voting on the motion.

20 The Respondent's name is Sherry Ann Thiombiano,  
21 L.P.N.]

22 \*\*\*

23 THE GAVEL WAS RETURNED TO MS. COUGHLIN

24 \*\*\*

25 MS. PACHTER SCHULDER:





1                   So moved.

2 MS. HENDRICKS:

3                   Second.

4 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 Enter Defaults, Deem  
11                   Facts Admitted, and authorize counsel to  
12                   prepare Adjudications and Orders for  
13                   Sarah Spiller, L.P.N., Case No. 17-51-  
14                   03052, and Natasha Deemer, R.N., Case No.  
15                   17-51-04745 for which Members Hendricks,  
16                   Kerns, and Luchs are recused?

17 MR. OWEN:

18                   So moved.

19 MS. HERTZLER:

20                   Second.

21 CHAIR COUGHLIN:

22                   All those in favor?   Opposed?

23                   Abstentions?

24 [The motion carried.   Members Hendricks, Kerns, and  
25 Luchs recused from deliberations and voting on the

1 motion.]

2

\*\*\*

3 MS. PACHTER SCHULDER:

4

Is there a motion to adopt the Hearing

5

Examiner's Proposed Adjudication and

6

substitute a Board Order for Christina

7

Marie Zischkau, R.N., Case No. 17-51-

8

11460?

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 authorize counsel to

20

prepare an Adjudication and Order for Ann

21

Medley, L.P.N., Case No. 17-51-13552?

22 MS. HENDRICKS:

23

So moved.

24 DR. KMETZ:

25

Second.

1 CHAIR COUGHLIN:

2 All those in favor? Opposed?

3 Abstentions?

4 [The motion carried unanimously.]

5 \*\*\*

6 MS. PACHTER SCHULDER:

7 Is there a motion to adopt the Hearing  
8 Examiner's Proposals for Na'Taasha Brown,  
9 Case No. 18-51-05770; Julia Rose Carey,  
10 L.P.N., Case No. 18-51-09105; Cheryl  
11 Simmons Ellis, L.P.N., Case No. 17-51-  
12 009231; Julia Patricia Guzzi, R.N., Case  
13 No. 17-51-08090; Theresa A. Nardell,  
14 R.N., Case No. 17-51-13069; Kristin  
15 Vidovich, R.N., Case Nos. 17-51-09204 and  
16 18-51-008456?

17 MS. HENDRICKS:

18 So moved.

19 DR. KMETZ:

20 Second.

21 CHAIR COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

24 [The motion carried unanimously.]

25 \*\*\*

1 MS. PACHTER SCHULDER:

2                   Is there a motion to adopt an  
3                   Adjudication and Order for Stacie Leber  
4                   Ammer, R.N., Case No. 18-51-004158, for  
5                   which Members Hendricks and Kerns are  
6                   recused?

7 DR. KMETZ:

8                   So moved.

9 MR. OWEN:

10                   Second.

11 CHAIR COUGHLIN:

12                   All those in favor? Opposed?

13                   Abstentions?

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

16   \*\*\*

17 MS. PACHTER SCHULDER:

18                   Is there a motion to adopt the Draft  
19                   Adjudications and Orders for Katelyne  
20                   Noelle Chaundy, L.P.N., Case No. 18-51-  
21                   006275; Patricia A. Drake, L.P.N., Case  
22                   No. 17-51-06134; Lynda Marie Frisbie,  
23                   L.P.N., Case No. 18-51-003118; Amanda L.  
24                   Fritz, L.P.N., Case No. 17-51-05752;  
25                   Linda Jamison Yohn, L.P.N., Case No. 18-

1 51-03961; Deborah Wilson, R.N., Case No.  
2 18-51-01038; Stephanie George, R.N.,  
3 L.P.N., Case No. 18-51-02032, for which  
4 Members Hendricks, Kerns and Luchs are  
5 recused?

6 DR. KMETZ:

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, Kerns, and  
14 Luchs recused from deliberations and voting on the  
15 motion.]

16 \*\*\*

17 MS. PACHTER SCHULDER:

18 Is there a motion to adopt the Draft  
19 Adjudication and Order for Kimberlee Kay  
20 Pyle, L.P.N., Case No. 14-51-06652, for  
21 which Members Hertzler, Hendricks, and  
22 Kerns are recused?

23 DR. KMETZ:

24 So moved.

25 MS. MALADY:

1 Second.

2 CHAIR COUGHLIN:

3 All those in favor? Opposed?

4 Abstentions?

5 [The motion carried. Members Hertzler, Hendricks, and  
6 Kerns recused from deliberations and voting on the  
7 motion.]

8 \*\*\*

9 MS. PACHTER SCHULDER:

10 Is there a motion to adopt the following  
11 Draft Adjudications and Orders for which  
12 there were no recusals: Angela Dianne  
13 Antinori, R.N., Case No. 16-51-07385;  
14 Rochelle Marisa Armendariz, R.N., Case  
15 No. 17-51-06594; Wendy Jo Beattie, R.N.,  
16 Case No. 17-51-08810; Jessica Leigh  
17 Gesford, L.P.N., Case No. 18-51-03405;  
18 Erin Michelle Grey, L.P.N., Case No. 18-  
19 51-00702; Jeanne Hammond, L.P.N., Case  
20 No. 18-51-006739; Holly Jo Thrush,  
21 L.P.N., Cases No. 16-51-11320 and 17-51-  
22 02842; Bille Jo Weaver, L.P.N., Case No.  
23 17-51-08798; Kathleen Bernecky, R.N.,  
24 Case No. 17-51-07343; Erin Odessa Boyd,  
25 R.N., Case No. 18-51-00636; Anita

1 Bradley, R.N., Case No. 18-51-00431;  
2 Andrea Suzanne Digiovanne, R.N., Case No.  
3 17-51-14104; Ronald Fields, L.P.N., Case  
4 No. 17-51-06346?

5 MS. HENDRICKS:

6 So moved.

7 DR. KMETZ:

8 Second.

9 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 deny the request of  
16 Tanya Tyler, R.N., B.S.N. for Faculty  
17 Extension?

18 MS. MALADY:

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 MS. PACHTER SCHULDER:

3 Is there a motion to grant an Extension  
4 of Provisional Status for Western Area  
5 Career Center and Lincoln University  
6 until July 26, 2019, and that the  
7 Programs will return to the Board on July  
8 25th to report on their last quarter  
9 statistics and any other improvements  
10 made, for which Member Kmetz is recused?

11 MS. HENDRICKS:

12 So moved.

13 MR. OWEN:

14 Second.

15 CHAIR COUGHLIN:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Member Kmetz recused from  
19 deliberations and voting on the motion.]

20 \*\*\*

21 MS. PACHTER SCHULDER:

22 Is there a motion in the matter of the  
23 extension request for Prism Career  
24 Institute to grant an Extension of  
25 Provisional Status until July 26, 2019,

1 and have the Program return on July 25,  
2 2019, to provide an update with regard to  
3 the Program and their passing scores, for  
4 which Member Hendricks is recused?

5 MR. OWEN:

6 So moved.

7 MS. LUCHS:

8 Second.

9 CHAIR COUGHLIN:

10 All those in favor? Opposed?

11 Abstentions?

12 [The motion carried. Member Hendricks recused from  
13 deliberations and voting on the motion.]

14 \*\*\*

15 MS. PACHTER SCHULDER:

16 Is there a motion to grant the Extension  
17 of Provisional Status for Pennsylvania  
18 Institute of Technology and Hazleton Area  
19 Career Center until July 26, 2019, and  
20 have the Programs return on July 25th,  
21 2019 to present updates with regard to  
22 the Programs and the pass rates for which  
23 there are no recusals?

24 MS. HENDRICKS:

25 So moved.

1 DR. KMETZ:

2 Second.

3 CHAIR COUGHLIN:

4 All those in favor? Opposed?

5 Abstentions?

6 [The motion carried unanimously.]

7 \*\*\*

8 MS. PACHTER SCHULDER:

9 Is there a motion to table the request of  
10 Lansdale School of Business, Practical  
11 Nursing Program, until the Board receives  
12 documentation as well as communication  
13 with regard to (1) the budget  
14 insufficiency, which is currently not  
15 mathematically correct, that the budget  
16 be redone using an annual year of which  
17 they can select the beginning and the end  
18 date so that all their time frames are  
19 equal, (2) the lack of clinical  
20 experience under 21.203(4) and the  
21 clinical sites for the enrollment and the  
22 faculty under 21.172(b)(4)(ii), (3) the  
23 admissions requirements in 21.221 with  
24 regard to having ability to follow the  
25 simulation standards to simulation

1 scenarios provided, as well as (4)  
2 information evidencing compliance with  
3 the curriculum sequence requirements in  
4 21.203(b)(c) and (d), 21.202(e), (g), and  
5 (h).

6 MS. HENDRICKS:

7 So moved.

8 DR. KMETZ:

9 Second.

10 CHAIR COUGHLIN:

11 All those in favor? Opposed?

12 Abstentions?

13 [The motion carried unanimously.]

14 \*\*\*

15 MS. PACHTER SCHULDER:

16 Is there a motion based on a request from  
17 Prosecution to send two prosecutors to  
18 the 2019 NCSBN Discipline Case Management  
19 Conference?

20 MS. MALADY:

21 I would make that motion.

22 MS. HENDRICKS:

23 I second that motion.

24 CHAIR COUGHLIN:

25 All those in favor? Opposed?

1 Abstentions?

2 [The motion carried unanimously.]

3 \*\*\*

4 The Board also discussed the procedural correction  
5 in the Order involving Rolande D. Brant, Case No. 15-  
6 51-05112, from the March 1, 2019, meeting, requiring  
7 the standard reinstatement procedure of a petition for  
8 reinstatement rather than automatic reinstatement at  
9 the end of one year of probation and the payment of  
10 the civil penalty.

11 \*\*\*

12 Report of Executive Secretary

13 [Laurette Keiser, MSN, RN, Executive Secretary,  
14 referred Board members to the Agenda for information  
15 regarding the NCSBN videos from the 2019 Midyear  
16 meeting, the Future of Nursing 2020 to 2030 report,  
17 and NCSBN Strategic Initiatives for review. Ms.  
18 Keiser noted the deadline for renewals was the end of  
19 April 2019 and indicated 31,000 out of 41,000 had  
20 already renewed.

21 Cynthia Miller, Board Administrator, discussed  
22 some tips for reimbursement. She would compile a list  
23 and email Board members regarding the matter.]

24 \*\*\*

25 Adjournment

1 [There being no further business, the State Board of  
2 Nursing Meeting adjourned at 2:51 p.m.]

3 \*\*\*

4  
5 CERTIFICATE

6  
7 I hereby certify that the foregoing summary  
8 minutes of the State Board of Nursing meeting, was  
9 reduced to writing by me or under my supervision, and  
10 that the minutes accurately summarize the substance of  
11 the State Board of Nursing meeting.

12  
13  
14  
15  
16 

17 Seth Baier,

18 Minute Clerk

19 Sargent's Court Reporting

20 Service, Inc.

21  
22  
23  
24  
25

STATE BOARD OF NURSING  
REFERENCE INDEX  
April 17, 2019

	TIME	AGENDA
1		
2		
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4		
5		
6		
7		
8	9:00	Official Call to Order
9		
10	9:02	Introduction of Board, Staff and
11		Audience Members
12		
13	9:03	Adoption of the Agenda
14		
15	9:04	Adoption of Minutes
16		
17	9:04	Report of Prosecutorial Division
18		
19	9:29	Appointment - Nurse Board Budget Review
20		
21	9:43	Regulation Update
22		
23	9:56	Legislative Update
24		
25	10:01	Report of Board Chair
26		
27	10:03	Report of Commissioner
28		
29	10:05	Report of Committees
30		
31	10:07	Recess
32	10:17	Return to Open Session
33		
34	10:17	Appointment - Prism Career Institute
35		
36	10:38	Appointment - Pennsylvania Institute of
37		Technology
38		
39	11:10	Appointment - Western Area Career Center
40		
41	11:24	Appointment - Lincoln University
42		
43	11:56	Appointment - Hazleton Area Career
44		Center
45		
46	12:15	Appointment - Lansdale School of
47		Business
48		
49	1:00	Recess
50	1:30	Executive Session

STATE BOARD OF NURSING  
REFERENCE INDEX  
APRIL 17, 2019  
(CONTINUED)

1		
2		
3		
4		
5		
6	2:30	Return to Open Session
7		
8	2:30	Motions
9		
10	2:46	Report of Executive Secretary
11		
12	2:51	Adjournment
13		
14		
15		
16		
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