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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: 9:24 A.M.

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

January 24, 2020

State Board of Nursing
January 24, 2020

BOARD MEMBERS:

Ann Michele Coughlin, MBA, MSN, RN, Chair
K. Kalonji Johnson, Acting Commissioner, Bureau of
Professional and Occupational Affairs/Ted Stauffer,
Executive Assistant, Designee of Acting
Commissioner, Bureau of Professional and
Occupational Affairs
Kristin Malady, BSN, RN, Vice Chair
Suzanne Hendricks, BSBH, RN, LPN - Absent
Sue E. Hertzler, LPN
Linda A. Kerns, Esquire, Public Member
Kessey J. Kieselhorst, MPA, RD, LDN, CPHQ - Absent
Linda L. Kmetz, PhD, RN
Sherri Luchs, RN - Absent
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
Ariel O'Malley, Esquire, Board Counsel
T'rese Evancho, Esquire, Board Prosecution Co-Liaison
William Newport, Esquire, Board Prosecution Co-Liaison
David J. Schertz, Esquire, Board Prosecutor
Bridget Guilfoyle, Esquire, Board Prosecutor
Lindsay Szymanski, Esquire, Board Prosecutor
Codi M. Tucker, Esquire, Board Prosecutor
Janelle Hawthorne, Esquire, Board Prosecutor
William McClain, Prosecution Law Clerk

STAFF:

Laurette Keiser, MSN, RN, Executive Secretary
Cynthia K. Miller, Board Administrator
Leslie House, MSN, RN, Nursing Practice Advisor
Sue Petula, PhD, MSN, RN, NEA-BC, FRE, Nursing
Education Advisor
Todette Holt, EdD, RN, Nursing Education Advisor
Wendy Miller, MSN, RN, Nursing Practice Advisor

1 State Board of Nursing
2 January 24, 2020
3 (Continued)
4

5 DEPARTMENT PERSONNEL:
6

7 Marc Farrell, Deputy Policy Director, Department of
8 State
9 Kimberly S. Adams, Fiscal Chief, Bureau of Finance and
10 Operations, Department of State
11 Amanda Knill, Case Manager, Professional Health
12 Monitoring Program, Department of State
13

14 ALSO PRESENT:
15

16 Kerry E. Maloney, Esquire, Post & Schell
17 Beth Shallenberger, Case Manager, Pennsylvania Nurse
18 Peer Assistance Program
19 Lisa Bundridge, Pennsylvania Nurse Peer Assistance
20 Program
21 Wesley J. Rish, Esquire, Rish Law Office, LLC
22 Cynthia Rish, Operations Manager, Rish Law Office, LLC
23 Sara Dinger, Recruitment Assistant, St. Luke's School
24 of Nursing
25 Lisa Storck, Program Coordinator, St. Luke's School
26 of Nursing
27 Janyce Collier, Director, Franklin County Career
28 & Technology Center Practical Nursing Program/PAPNA
29 Alicia B. Lentz, MSN-Ed, RN, Practical Nursing
30 Coordinator, Mifflin County Academy of Science
31 & Technology Practical Nursing Program
32 Nancy K. Haughton, MSN, RN, Director, Chester County
33 Intermediate Unit Practical Nursing Program/PAPNA
34 Kelly Stephens, MSN, RN, Director of Professional
35 Development, Pennsylvania State Nurses Association
36 Jennifer Sporay, RDN-AP, CSO, LDN, CNSC, Pennsylvania
37 Academy of Nutrition and Dietetics
38 Andrew C. Harvan, Esquire, Pennsylvania Medical
39 Society
40 Maria C. Battista, JD, EdD, Director of Policy and
41 Government Affairs, Pennsylvania Coalition of Nurse
42 Practitioners
43 Deborah Little, EdD, RN, CNE, Corporate Assistant Dean
44 of Nursing, Lincoln Technical Institute
45 Michelle Davis, MSN, RN, Director of Nursing, Lincoln
46 Technical Institute
47 Denise Gieski, Practical Nursing Program
48 Coordinator/Director, Susquehanna County Career and
49 Technology Center
50 L. Sokolowski, Fortis Institute

State Board of Nursing
January 24, 2020
(Continued)

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ALSO PRESENT:

Marlon Keller, President, Lansdale School of Business
Marianne H. Johnson, Executive Director, Lansdale
School of Business
Jennifer Holzer, MSN, RN, Director of Nursing, Prism
Career Institute
Charles Hartwell, Esquire, Dethlefs-Pykosh Law
Group, LLC

1 ***

2 State Board of Nursing

3 January 24, 2020

4 ***

5 The regularly scheduled meeting of the State
6 Board of Nursing was held on Friday, January 24, 2020.
7 Ann Michele Coughlin, MBA, MSN, RN, Chair, called the
8 meeting to order at 9:24 a.m.

9 ***

10 [Members of the Board, staff and visitors in
11 attendance introduced themselves.

12 Chair Coughlin announced the resignation of Jason
13 Owen, Esquire, Public Member, from the Board.]

14 ***

15 [Chair Coughlin advised all in attendance of the
16 emergency evacuation procedures for One Penn Center.]

17 ***

18 Adoption of the Agenda

19 CHAIR COUGHLIN:

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

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

25 MS. MALADY:

1 So moved.

2 DR. KMETZ:

3 Second.

4 CHAIR COUGHLIN:

5 All those in favor? Opposed?

6 Abstentions?

7 [The motion carried unanimously.]

8 ***

9 Adoption of Minutes

10 CHAIR COUGHLIN:

11 Moving to the minutes from the meeting
12 on December 5, 2019. Do we have any
13 changes?

14 I would entertain a motion to adopt
15 the December 5 minutes.

16 MS. MALADY:

17 So moved.

18 MS. HERTZLER:

19 Second.

20 CHAIR COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

23 [The motion carried. The motion carried. Ms. Vincent
24 abstained from voting on the motion.]

25 ***

1 Report of Prosecutorial Division

2 [Chair Coughlin noted the VRP Consent Agreements, Item
3 No. 2 through Item No. 13.]

4 ***

5 [T'rese Evancho, Esquire, Board Prosecution Liaison,
6 presented the Consent Agreements for Case No. 15-51-
7 06293, Case No. 16-51-11332, File No. 17-51-00312,
8 Case No. 18-51-03967, Case No. 19-51-002737, and Case
9 No. 19-51-011870.]

10 ***

11 [Bridget K. Guilfoyle, Esquire, Board Prosecutor,
12 presented the Consent Agreement for Case No. 18-51-
13 004550. Wesley Rish, Esquire, Counsel for the
14 Respondent, was also present for the discussion.]

15 ***

16 [Bridget K. Guilfoyle, Esquire, Board Prosecutor,
17 presented the Consent Agreement for Case No. 19-51-
18 010115.]

19 ***

20 [Bridget K. Guilfoyle, Esquire, Board Prosecutor,
21 presented the Consent Agreement for Case No. 19-51-
22 017644 for which member Kerns was recused from the
23 discussion.]

24 ***

25 [William A. Newport, Esquire, Board Prosecution

1 Liaison, presented the Consent Agreement for Case No.
2 18-51-012116 for which member Kerns was recused from
3 the discussion.]

4 ***
5 [William A. Newport, Esquire, Board Prosecution
6 Liaison, presented the Consent Agreement for Case No.
7 19-51-007265.]

8 ***
9 [William A. Newport, Esquire, Board Prosecution
10 Liaison, on behalf of Matthew T. Sniscak, Esquire,
11 Board Prosecutor, presented the Consent Agreement for
12 Case No. 17-51-11115.]

13 ***
14 [William A. Newport, Esquire, Board Prosecution
15 Liaison, on behalf of Matthew T. Sniscak, Esquire,
16 Board Prosecutor, presented the Consent Agreement for
17 File No. 19-51-009226 for which member Kerns was
18 recused from the discussion.]

19 ***
20 [David J. Schertz, Esquire, Board Prosecutor,
21 presented the Consent Agreements for Case No. 18-51-
22 03062 and Case No. 18-51-005682.]

23 ***
24 [David J. Schertz, Esquire, Board Prosecutor,
25 presented the Consent Agreement for Case No. 18-51-

1 011760 for which member Kerns was recused from the
2 discussion.]

3

4 [David J. Schertz, Esquire, Board Prosecutor,
5 presented the Consent Agreements for Case No. 19-51-
6 007266 and Case No. 19-51-013512.]

7

8 [David J. Schertz, Esquire, Board Prosecutor,
9 presented the Consent Agreement for Case No. 19-51-
10 016695 for which member Kerns was recused from the
11 discussion.]

12

13 [David J. Schertz, Esquire, Board Prosecutor,
14 presented the Consent Agreement for Case No. 19-51-
15 017755.]

16

17 [Lindsay Szymanski, Esquire, Board Prosecutor,
18 presented the Consent Agreements for Case No. 15-51-
19 05150 and Case No. 19-51-008759.]

20

21 [Codi M. Tucker, Esquire, Board Prosecutor, presented
22 the Consent Agreement for Case No. 18-51-005893.
23 Charles J. Hartwell, Esquire, Counsel for the
24 Respondent, was also present for the discussion.]

25

1 [Codi M. Tucker, Esquire, Board Prosecutor, presented
2 the Consent Agreement for Case No. 19-51-011501.]

3 ***

4 [Codi M. Tucker, Esquire, Board Prosecutor, presented
5 the Consent Agreement for Case Nos. 19-51-006182 & 18-
6 51-006302. Charles J. Hartwell, Esquire, Counsel for
7 the Respondent, was also present for the discussion.]

8 ***

9 Appointment - Nurse Board 2019-2020 Budget Review

10 [Kimberly S. Adams, Fiscal Chief, Bureau of
11 Finance and Operations, Department of State, addressed
12 the Board's financial position. She reviewed the
13 licensee population from a revenue standpoint. She
14 noted FY 2019-2020 at 314,704 licensees with a recent
15 increase of 800 to 315,504. She also noted FY 2015-
16 2016 at 302,799 with an increase in FY 2017-2018 to
17 305,292 to the current 315,504 licensee population.

18 Ms. Adams reviewed the biennial total revenue by
19 source. She noted the last fee increase was in 2019.
20 She stated 91.2 percent of the revenue was from
21 renewals and applications.

22 Ms. Adams provided a categorical breakdown of
23 expenses for FY 2017-2018 and FY 2018-2019 with the
24 current budget for FY 2019-2020 and expenses as of
25 January 9, 2020. She noted a recent increase in

1 expenses.

2 Ms. Adams reviewed revenues and expenses. She
3 stated revenue increased due to the licensee
4 population growth. She mentioned the fee increase
5 will bring the Board back to a positive balance in the
6 next few years.

7 Ms. Malady questioned why the budget had
8 decreased for legal costs rather than increasing. Ms.
9 Adams explained the decrease is based on current
10 expenses rather than overinflating the budget.

11 Ms. Kerns questioned whether the list of civil
12 penalties was actually what was collected and whether
13 there was anything that reflected civil penalties
14 issued versus civil penalties collected. Ms. Adams
15 stated it reflected actual revenue.

16 Ms. Pachter Schulder explained that unpaid civil
17 penalties are sent to the Attorney General's Office
18 for collection. She noted that civil penalties may
19 have been in arrears previously, but the arrears had
20 been resolved.

21 Ms. Adams reviewed Board member expenses, noting
22 the current budget for FY 2019-2020 as of January 9,
23 2020, along with the Board member expenses. She
24 mentioned a recent slight increase in the figure. She
25 noted the amount also used for the FY 2020-2021 budget

1 amount. She stated any money not spent will remain in
2 the Board's restricted account.]

3

4 Regulation Update - Regulations Status Summary
5 [Judith Pachter Schulder, Esquire, Board Counsel,
6 provided the Board with an update on its current
7 regulations/statement of policy. She
8 addressed the CRNP Statement of Policy approved by the
9 Board last month. She mentioned receiving supporting
10 documentation from the Nurse Practitioner Coalition.
11 A Preamble and Regulatory Analysis Form must be
12 prepared.

13 Ms. Pachter Schulder noted the pending
14 regulations for the opioid education and organ and
15 tissue donation, as well as the volunteer license
16 regulation. She mentioned the possibility of
17 combining some of the education regulations into one
18 package, although the easier approach may be to draft
19 the regulations separately.

20 Ms. Pachter Schulder mentioned the Board approved
21 the Child Abuse regulation (16A-5140) annex in March
22 but additional amendments have been made to the child
23 abuse legislation warranting additional revisions. In
24 light of the numerous amendments, consideration is
25 being made to only make references to the various

1 sections of the Child Abuse Protective Services Act
2 and expanding only on the initial licensure and
3 continuing education provisions. Ms. Pachter
4 Schulder stated the nursing education program
5 regulations would be discussed at 10:00 a.m.

6 Ms. Pachter Schulder noted that the licensure by
7 endorsement under Act 41 Annex would be sent to
8 stakeholders for pre-draft input.]

9

10 Pennsylvania Legislative Update - Legislation

11 Affecting Nurses/Nursing

12 [Judith Pachter Schulder, Esquire, Board Counsel,
13 noted that there was no legislative movement on Bills
14 regarding the Compact, CRNAs, CRNPs, or LDNs.

15 Ms. Pachter Schulder referred to House Bill 1477,
16 noting previous discussion regarding Senate Bill 637
17 that addresses the Board's preliminary determination
18 on applications for persons with criminal convictions.

19 She discussed the current expungement law and
20 mentioned that it applies to licensees who did not
21 complete their continuing education and for a lapsed
22 license less than six months. She commented that
23 expungement requests are being handled
24 administratively for the entire Bureau.

25 Ms. Pachter Schulder explained the two-step

1 analysis when reviewing a criminal conviction under
2 House Bill 1477, noting that it is similar to the
3 analysis currently applied by the Application
4 Committee when it reviews applications and when the
5 Board is considering discipline. She explained that
6 first the Board must decide if the conviction directly
7 relates to the profession. She mentioned that the
8 Board would be writing regulations, along with all the
9 Boards, likely based upon a recommendation provided to
10 all Boards. She noted a change from the previous
11 draft in the Senate Bill 637 where the Board
12 determines if there was a substantial risk of harm to
13 the health and safety to the person.

14 Ms. Pachter Schulder explained that in the Bill
15 if the conviction is not directly related, then an
16 individualized assessment of approximately 11 factors
17 would be performed. She noted other changes from the
18 Senate Bill discussed last month, including that no
19 license would be granted if the criminal conviction
20 was of a sexual offense; enhanced scrutiny would be
21 given to crimes of violence and drug trafficking
22 offenses.

23 Acting Commissioner Johnson noted that in this
24 Bill the rebuttable presumption, changing the scope of
25 the analysis, is that a candidate would not be

1 suitable for licensure.

2 Marc Farrell, Deputy Policy Director,
3 Pennsylvania Department of State, stated the
4 Legislative Office at the Department, as well as the
5 Office of Legislative Affairs at the Governor's
6 Office, prefers Senate Bill 637 over House Bill 1477.

7 Mr. Farrell mentioned being involved in the
8 drafting and negotiation of the terms of the Senate
9 bill, noting trying to adopt the good things the
10 Department prefers in House Bill 1477 and moving them
11 over to Senate Bill 637. He noted the changes to be
12 harsher and trend back toward the good moral
13 character/vagueness standard.

14 Acting Commissioner Johnson commented that the
15 problem historically has been a nebulous standard
16 concerning the Criminal History Record Information Act
17 regarding what an individual should do rather than may
18 do, which has created all kinds of incongruities in
19 terms of policy. He mentioned the hope that these
20 changes will not detrimentally impact the processes
21 the administration has put in place and has stabilized
22 with a lot of hard work. The Bureau continues to work
23 through the Office of Policy and with the Legislature.

24 ***

25 Report of Board Chairperson

1 [Ann Michele Coughlin, MBA, MSN, RN, Chair, wished
2 everyone a happy 2020 and good health. She thanked
3 Board members and staff for their dedication. She
4 acknowledged the commitment to serve, keep the
5 Commonwealth safe, and apprise the public of the
6 nursing practice.]

7

8 Report of Acting Commissioner

9 [K. Kalonji Johnson, Acting Commissioner, Bureau of
10 Professional and Occupational Affairs, thanked Board
11 Counsel and staff for their incredible work. He
12 mentioned being able to stay within a very successful
13 processing time point for in-state applications, even
14 with the advent of many customer service changes
15 employed over the recent months.

16 Acting Commissioner Johnson encouraged the
17 audience members representing educational programs to
18 inform their students that a Navigator has been added
19 to the website to walk individuals through the
20 application process. He offered his assistance and
21 the assistance of Stephen Latanishen, Director of
22 Intergovernmental Affairs, with any concerns or
23 questions regarding the Navigator. He also thanked
24 the stakeholders in the audience for their work.]

25

1 Report of Committees - Probable Cause Committee
2 [Sue E. Hertzler, LPN, reported that the Probable
3 Cause Committee recently met and moved on 14 Petitions
4 for Appropriate Relief and 45 Petitions for Mental and
5 Physical Examinations. She also noted that the
6 Committee acted on two Petitions for Immediate
7 Temporary Suspension.]

8 ***

9 Application Review Committee
10 [Linda L. Kmetz, PhD, RN, reported that the
11 Application Review Committee met virtually and acted
12 on several applications as well as an advanced
13 practice application.]

14 ***

15 Dietitian-Nutritionist Committee - No Report

16 ***

17 IT & Communication Issues - No Report

18 ***

19 Report of Acting Commissioner (Continued)

20 [K. Kalonji Johnson, Acting Commissioner, Bureau of
21 Professional and Occupational Affairs, thanked Board
22 members for their hard work. He updated the Board on
23 member vacancies, noting a package of appointments
24 will be moving shortly over to the Senate that will
25 address a number of the vacancies.]

1 ***

2 RN/PN Practice, Education, & Regulation/Advanced
3 Practice Committee

4 [Judith Pachter Schulder, Esquire, Board Counsel,
5 addressed the nursing education program regulation
6 (16A-5141) and presented a revised Annex that included
7 changes to the Annex from the last version along with
8 a conversion sheet comparing current regulations with
9 the proposal.

10 Ms. Pachter Schulder referred to a letter from
11 Linda Sampson, CRNP, requesting that the Board require
12 at least five years of internal medicine experience
13 before being admitted into a nurse practitioner
14 program. The Board chose not to add this requirement.

15 Ms. Pachter Schulder directed the Board to the
16 math and science requirement in proposed 21.917(a),
17 following up on a prior presentation from the
18 Department of Labor and Industry regarding remediation
19 resources as well as the Board's prior discussion
20 about medication administration and quality
21 improvement being greatly impacted by insufficient
22 math and science knowledge. The Board reviewed the
23 Draft Recommendations from the High-Quality
24 Mathematics Education for Nursing Task Force and the
25 QSEN Math Education for Nurses Initiative. The Board

1 determined that it wants to include the requirement
2 for two courses in math with one being in Algebra and
3 two courses of physical science with a related lab or
4 its equivalent prior to the commencement of an RN or
5 PN program.

6 Ms. Pachter Schulder also noted a request from
7 Anew Nursing to add a requirement that students
8 complete a minimum of 48 clinical hours in a certified
9 aide course before being able to enroll in any nursing
10 program. The Board noted that some PN programs give a
11 portion of credit for this coursework, but it declined
12 to include the requested admission requirement.

13 Ms. Pachter Schulder directed the Board to the
14 curriculum and faculty qualifications provisions in
15 §21.931-21.946.

16 Ms. Pachter Schulder noted the addition of
17 "advanced assessment" in CRNP definitions in §21.251
18 and the addition of "comprehensive nursing assessment"
19 in RN definitions in §21.1 as a way to distinguish
20 them from "focused assessment" for the LPN in PN
21 definitions in §21.141. Additional references to
22 comprehensive nursing assessment have been added to
23 §21.942(b)(4), and an additional reference to
24 comprehensive nursing and advanced assessments have
25 been added to §21.282a(b)(1). She noted that the term

1 "nursing" was not added to "advanced assessment"
2 because CRNPs have the ability to diagnose, making the
3 assessment broader than just a nursing assessment. As
4 a result, as drafted, §21.282(a) refers to
5 comprehensive nursing assessment by virtue of the RN
6 license, and the advanced assessment as part of the
7 CRNP certification.

8 Ms. Pachter Schulder reminded the Board that
9 where provisions cover RN, PN, and CRNP nursing
10 education programs, they have been consolidated into
11 new subchapter I. She noted that if provisions
12 specifically apply only to RNs, PNs, or CRNPs, then
13 the provisions remain within the current regulatory
14 breakdown.

15 Ms. Pachter Schulder referred to revisions to the
16 definition of "focused nursing assessment" in §21.141,
17 noting that language regarding "leading to a
18 comprehensive nursing assessment by an RN" has been
19 replaced with "recognizing patient characteristics by
20 an LPN that may affect the patient's health status,
21 gathering and recording assessment data, and
22 demonstrating attentiveness by observing and
23 monitoring and reporting signs, symptoms, and changes
24 in patient condition" to reflect current practice.

25 The Board discussed use of the term "patient" vs.

1 "client" in the regulations. Ms. Pachter Schulder
2 noted that in many instances CRNPs use the term
3 client, and RNs and PNs use patient. She stated the
4 National Organization of Nurse Practitioner Faculties
5 (NONPF) standards still included the term patient.
6 She also noted that the definition for "patient" in
7 the regulations includes "clients." The Board decided
8 to refer to "patient" consistently throughout.

9 Ms. Pachter Schulder noted that a reference to
10 CRNP coursework in §21.944(b)(2)(iii) has been added
11 to §21.283 regarding authority and qualifications for
12 prescribing, dispensing, and ordering drugs. She
13 noted the Advisors and Ms. Keiser have spent an
14 enormous amount of time reviewing and revising the
15 curriculum requirements for RNs and PNs in § 21.942
16 and CRNPs in §21.944. Additionally infusion therapy
17 topics were added to §21.943.

18 Ms. Pachter Schulder noted that the advanced
19 pharmacology coursework was clarified in
20 §21.944(b)(2)(iii) to specify that the advanced
21 pharmacology course must include pharmacotherapeutics,
22 pharmacokinetic, and pharmacodynamics of broad
23 categories of drugs, selection and monitoring of
24 pharmacologic drugs for the management of the patient
25 health problems, patient education, requirements for

1 CRNP prescriptive authority, and legal requirements
2 for prescriptive writing.

3 Ms. Pachter Schulder indicated that
4 §21.944(b)(2)(iii)(V) includes both the Drug
5 Enforcement Administration and Board requirements
6 regarding prescription writing as delineated in
7 §21.283-21.284(b). She noted that a reference has
8 been added for §21.944(b)(2)(iii) to §21.283. New
9 §21.944(d) clarifies that the advanced pharmacology
10 content can be integrated into the other content areas
11 or could be a separate program, which prompted the
12 discussion concerning the 45-hour advanced
13 pharmacology course work, either stand alone or
14 combined. The Board concurred with the revisions.

15 Janyce L. Collier, MSN, RN, CNE, Nurse
16 Administrator/Financial Aid Administrator, Franklin
17 County Career & Technology Center Practical Nursing
18 Program, addressed the comments that she had provided
19 to the Board on behalf of the Pennsylvania Association
20 of Practical Nurse Administrators (PAPNA) dated
21 January 23, 2020. Ms. Collier recommended that the
22 definition of controlling institution for practical
23 nursing programs in §21.901 be changed from "and" to
24 "or" so that PN programs need to be either accredited
25 by a national accrediting agency recognized by the

1 USDoE or authorized by the Pennsylvania Department of
2 Education to award at a minimum a diploma or
3 certificate in practical nursing.

4 Ms. Collier stated over 55 percent of PN programs
5 are situated in career-tech centers which are not
6 eligible at the controlling institution for
7 accreditation. She stated the controlling institution
8 would need at least three adult full-time education
9 programs in order to seek accreditation.

10 Ms. Collier stated people use PDE accreditation
11 and PDE approval interchangeably, but they are
12 different. She explained that PDE approval would be
13 their minimum requirement, and the PDE accreditation
14 or accreditation through another accrediting body
15 would be more difficult for many of the controlling
16 institutions of PN programs to attain.

17 Ms. Collier stated the Accreditation Commission
18 for Education in Nursing (ACEN) actually has
19 definitions for practical nursing programs for
20 controlling institutions accreditation. She
21 mentioned, for controlling institutions that are not
22 eligible for accreditation, there is an allowance for
23 state approval. The Board discussed Ms. Collier's
24 recommendation and decided to remove "nationally
25 accrediting agency recognized by the United States

1 Department of Education" from the definition of
2 controlling institution for PN programs and only
3 require authorization by PDE. The Board retained the
4 dual requirement for RN programs as the programs in
5 the Commonwealth meet both requirements.

6 Ms. Collier next referred to §21.916 regarding
7 accreditation, noting that the Board reduced the
8 planned timeframe for programs to obtain accreditation
9 from five to three years. She recommended extending
10 the timeframe for accreditation back to five years so
11 that programs would be able to build their budgets and
12 increase administrative capacity to seek nursing
13 accreditation. She noted that almost 50% of the PN
14 programs have obtained programmatic accreditation
15 since the Board's initial discussion about requiring
16 programmatic accreditation.

17 Ms. Pachter Schulder referred to §21.915(a)(10)
18 regarding minimum standards. She noted prior
19 discussion concerning monitoring pass rates on a
20 quarterly basis; however, Practice Advisors Ms. Miller
21 and Ms. House reported that CRNP program results are
22 exported less frequently than RN and PN program pass
23 rates. The Board can request aggregate reports with
24 regard to pass rates and CRNP programs. Dr. Petula
25 explained how programs obtain their reports for

1 quarterly review.

2 Based upon the reporting differences, the Board
3 concurred with changing the language in §21.915(a)(10)
4 from "monitors its pass rates on a quarterly basis" to
5 "monitors its pass rates. RN and PN programs shall
6 conduct their review on a quarterly basis."

7 Ms. Pachter Schulder referred to §21.917(a)(1)
8 regarding minimum student admission requirements. She
9 suggested changing the language from "minimum student
10 admission requirements" to possibly "commencement
11 requirements." She noted prior discussion to require
12 two courses in mathematics, one in Algebra, and two
13 courses in a physical science or equivalent before
14 commencing a program.

15 Ms. Pachter Schulder referred to §21.917(a)(2),
16 where only students with a minimum of a baccalaureate
17 degree or its equivalence may be granted admission
18 into the CRNP program. Dr. Petula suggested and the
19 Board concurred with replacing the title "minimum
20 student admission requirements" with "minimum program
21 qualifications." The Board also discussed replacing
22 "units" with "courses."

23 Ms. Pachter Schulder referred to §21.921(a)
24 regarding establishment, noting that "a program should
25 be developed by an individual who meets the

1 requirements in §21.933" rather than requiring that it
2 be developed by the administrator because the Board
3 understands that the actual administrator of the
4 program may not be hired at that point. The Board is
5 satisfied that either the administrator or a
6 consultant could put the program together.

7 Ms. Pachter Schulder referred to §21.921(b)(12)
8 regarding the requirement of having commitments from
9 clinical agencies. She noted in addition to agreeing
10 to entering into a contract with the program
11 permitting its students to obtain clinical experience
12 at the facilities, the provision requires the clinical
13 agencies to identify the number of clinical spaces,
14 census of the agency, and the anticipated teacher-
15 student ratio.

16 Ms. Pachter Schulder referred to §21.921(e)
17 regarding the advertisement and recruitment of
18 students after the Board votes to give approval. The
19 provisions clarify that during the time between the
20 vote and the facility review to assure compliance with
21 the proposal, programs may advertise and recruit for
22 students, but the programs may not admit students.

23 Ms. Pachter Schulder referred to §21.961(c)(2)
24 regarding policies and procedures concerning the
25 handbook. She noted the addition of (vi) which sets

1 out the steps that must be completed, including any
2 pre-NCLEX® testing that must be completed before a
3 program will transmit a graduate's nursing
4 verification to the Board. She explained that the
5 Board does not get the nursing verification upon
6 graduation but rather when the graduate completes the
7 program. Ms. Pachter Schulder noted that a copy of
8 the handbook and relevant student policies must be
9 provided to the Board for review with a program
10 proposal in §21.921(b)(6).

11 Ms. Pachter Schulder referred to §21.933
12 regarding administrator qualifications and the Board's
13 prior determination that the administrator must have
14 one degree level above the degree being conferred.
15 She noted for an RN program that confers a
16 baccalaureate degree in § 21.933(a)(1), the
17 administrator would need to hold one graduate degree
18 in nursing and an earned doctoral degree or a plan for
19 completing the course. She noted that when conferring
20 an associate degree or diploma, proposed
21 §21.933(a)(1)(b) requires a graduate degree in nursing
22 without the need for the additional earned
23 baccalaureate degree.

24 Ms. Pachter Schulder noted that for PN programs
25 in proposed §21.933(b)(1), the administrator must hold

1 an earned baccalaureate degree, preferably in nursing,
2 with experience in the areas of nursing practice,
3 education, and administration with a plan to obtain a
4 master's degree. She stated for a CRNP in proposed
5 §21.933(c)(1), the administrator must hold a graduate
6 degree in nursing and a doctoral degree or a plan for
7 obtaining one.

8 Ms. Pachter Schulder noted one amendment since
9 the last discussion – the insertion of a reference in
10 proposed §21.933(a)(1), (b)(1), (c)(1), and (e) to
11 §21.972(a) that the program advise the Board in its
12 Annual Report of the administrator process of
13 completing these degrees. A similar insertion was
14 made for faculty members in proposed §21.934(b)(1).

15 Ms. Pachter Schulder referred the Board to
16 proposed §21.941 regarding curriculum development
17 requirements. She noted that subsection (a) sets out
18 the 5 components of a curriculum: a mission, student-
19 centered outcomes, a curriculum plan, and course
20 syllabi that meet the requirements set forth in the
21 regulation. She mentioned that under subsection (b),
22 the curriculum should be developed, implemented, and
23 evaluated by the faculty. She noted utilization of a
24 template when programs are submitted to the Board in
25 order to reduce discrepancies and provide clarity to

1 programs.

2 In developing the general content areas in
3 proposed §21.942 - §21.944, Dr. Petula noted an
4 extensive literature review with evidence-based
5 support for the curriculum topic revisions. She noted
6 that the goal was not to be so specific but include
7 the most critical elements. Included within the
8 literature review was the NCLEX® Test Plans, The
9 Essentials of Baccalaureate Education for Professional
10 Nursing, The Essentials for the Master's Education in
11 Nursing, The Essentials of Doctoral Education for
12 Advanced Nursing Practice, and the NONPF Nurse
13 Practitioner Core Competencies Content.

14 Ms. Pachter Schulder referred to §21.943 and
15 noted that the term "IV therapy" was being changed to
16 "infusion therapy" throughout the regulations to
17 conform to current nomenclature. In addition to new
18 §21.943, changes were made to §21.141, §21.145(f) and
19 (g), §21.147, and proposed §21.942.

20 Ms. Pachter Schulder explained that in proposed
21 §21.943(a), to conform with current practice, the IV
22 infusion education could be integrated as part of a
23 professional or practical nursing education program
24 curriculum or as a stand-alone course. Additional
25 requirements for stand-alone education is contained in

1 §21.943(c). Like with simulation standards, proposed
2 §21.943(d) requires that the infusion therapy courses
3 comply with the standards for infusion therapy from
4 Board-recognized professional association.

5 Ms. Pachter Schulder referred to §21.944
6 regarding general content requirements for CRNP
7 nursing education programs. She noted the addition of
8 subsection(b) (5) addressing pain management and the
9 identification of the practices of prescribing or
10 dispensing opioids.

11 Ms. Pachter Schulder referred to §21.945
12 regarding clinical experience requirements. She noted
13 the addition in subsection (a) that the clinical
14 experience be preceded by or concurrent with the
15 didactic instruction. She and Dr. Petula mentioned
16 prior discussions with programs concerning the
17 sequencing of their proposal being out of order when
18 the didactic education would occur after the clinical
19 experience. In addition, subsection (b) clarifies
20 that the clinical experience must be appropriate for
21 the applicable scope of practice.

22 Ms. Pachter Schulder referred to §21.945(e)
23 regarding simulation and pointed out the requirement
24 that the simulation standards must meet those of a
25 Board-recognized professional association. A list of

1 associations would be posted on the Board's website.

2 Ms. Pachter Schulder noted clarifications in
3 §21.30(a), §21.118(b), §21.917(a)(2), §21.933(a)(2),
4 §21.933(b)(2), §21.934(a)(1)(ii), §21.934(a)(2)(ii),
5 §21.9234(a)(3)(ii), and §21.934(f) concerning
6 temporary practice permits. Rather than referring to
7 temporary practice permits generally, the proposal
8 makes clear that the temporary permit must be issued
9 pursuant to §21.7(b) related to licensure by
10 endorsement.

11 Dr. Kmetz referred to §21.18(c) regarding
12 standards for administrators, faculty members, and
13 clinical supervisors/preceptors/mentors respecting and
14 considering students' right to freedom from
15 psychological and physical abuse. She questioned
16 whether licensees, pre-licensure, and/or CRNP
17 students, and new graduates were being considered. To
18 address that concern, the Board decided to modify the
19 named positions with "as part of a nursing education
20 program" to clarify that this provision applies to
21 conduct within a nursing education program.

22 Dr. Kmetz referred to changes in approval status
23 §21.911(b)(3) and questioned whether there was a need
24 to define the authorizing body. The Board discussed
25 that the authorizing body would likely be PDE and the

1 nursing accreditor. A definition for authorized body
2 would be added to §21.901.

3 Dr. Kmetz referred to §21.915(a)(9) and
4 questioned whether the reference to ensuring a variety
5 of clinical experiences in the care of "women, men and
6 children" should be replaced with "all genders across
7 the lifespan" in order to be more inclusive. Because
8 of the concern that "across the lifespan" would apply
9 to RNs and PNs but not CRNPs, the revision would be to
10 "all gender and age groups."

11 Dr. Kmetz referred to §21.921(c) requiring
12 nursing education programs to employ an administrator
13 at least six months prior to commencement of the
14 program. She recommended increasing the timeframe to
15 one year because she believes that six months is too
16 short of a timeframe between hiring an administrator
17 and the admission of students. The Board concurred
18 with the suggestion.

19 Dr. Kmetz referred to §21.925(a)(8) regarding
20 faculty turnover of more than 25 percent in an
21 academic year. She questioned why that was necessary.
22 The Board discussed that under this provision, the
23 administrator must notify the Board within 90 days of
24 those changes. The Board desired its inclusion based
25 upon its appointments with programs on provisional

1 status and evidence provided by NCSBN because it found
2 that if there is constant turnover with the
3 administrator within a year, the program is less
4 likely to succeed.

5 Dr. Kmetz referred to §21.932 regarding the
6 minimum administrator, faculty, and staff
7 requirements. She expressed her concern that
8 information technology (IT) or technological support
9 is not identified strongly enough in subsection (e).
10 She noted technological support mentioned in
11 §21.952(3); however, she thinks programs need to
12 demonstrate a sufficient IT support for students. To
13 address her concern, §21.932(e) will be amended to add
14 "technological" before "dedicated clerical support."

15 Dr. Kmetz referred to §21.933(b)(1) regarding the
16 qualifications for an administrator of a PN program.
17 She noted the language "earned a baccalaureate degree,
18 preferably in nursing" does not require a graduate
19 degree nor does it include language requiring the
20 administrator to have a specific plan for completing
21 work toward a graduate degree in nursing. Ms. Pachter
22 Schulder will change the language from "baccalaureate"
23 degree to "graduate" degree and require an update on
24 progress towards completion of the degree.

25 Dr. Kmetz questioned whether there should be any

1 restrictions on individuals supervising students who
2 might be on criminal probation or subject to
3 discipline. The Board discussed the impact of
4 precluding licensees who have a temporary practice
5 permit or a current license and decided not to change
6 the provision as drafted.

7 Dr. Kmetz referred to §21.971(c)(2) and (3) and
8 questioned the rationale for the 10-year record
9 maintenance and retention requirement for
10 organizational minutes and annual reports when the
11 current policy notes a 7-year retention. The Board
12 decided to reduce the 10 years to 8 years.

13 Jennifer Holzer, DNP, MSN, RN, Director of
14 Nursing, Prism Career Institute, and PAPNA President,
15 questioned the Board further regarding proposed
16 §21.916 relating to accreditation. She noted that
17 programs on provisional status are not eligible to
18 apply for accreditation until they are off provisional
19 status for one calendar year. Dr. Holzer requested
20 the Board extend the timeframe to obtain programmatic
21 accreditation because it takes at least two years to
22 come off provisional status and then another year
23 thereafter to apply for accreditation. She stated
24 programs could possibly close due to not meeting the
25 requirements for the State Board of Nursing and then

1 [The Board recessed from 11:20 a.m. until 11:26 a.m.]

2

3 Miscellaneous - Lansdale School of Business Proposal
4 for a Practical Nursing Program

5 [Judith Pachter Schulder, Esquire, Board Counsel,
6 noted that the Lansdale School of Business Proposal
7 for a Practical Nursing Program was tabled at the
8 December meeting until it provides the Board with an
9 agreement with Tower Health System, beyond one for
10 urgent care facilities, confirming statements by
11 Marianne Johnson, Executive Director, Lansdale School
12 of Business, that Tower Health was also willing to
13 provide Lansdale access to its acute care facilities
14 or alternatively documentation evidencing additional
15 clinical facilities for medical/surgical clinical
16 experiences.

17 Marlon Keller, President, Lansdale School of
18 Business, and Ms. Johnson explained that Lansdale did
19 not have any additional agreements beyond what was
20 contained in the proposal but questioned why the
21 urgent care sites could not qualify for
22 medical/surgical clinical experience since the Tower
23 Agreement provides for observational and hands-on
24 experience.

25 Chair Coughlin, Ms. Malady, and Ms. Hertzler

1 explained that the types of patients who seek
2 treatment in an urgent care are different from those
3 patients hospitalized in an inpatient setting based
4 upon the nature of their medical conditions and
5 severity of illnesses/injuries. The medical/surgical
6 clinical experience requires the treatment of more
7 complex illnesses or surgical conditions not treated
8 in an outpatient setting.

9 The Board questioned Mr. Keller and Ms. Johnson
10 about whether the experiences at Golden Living
11 Center/Lansdale, Elm Terrace Gardens, Briarleaf
12 Nursing & Convalescent Center, Freedom
13 Village/Brandywine or Peter Becker Community, listed
14 in Template C, could qualify for medical/surgical
15 experience. The Board noted that Tower Health and
16 Inglis House were listed as clinical experiences
17 corresponding to Pharmacology, IV Therapy, Adult
18 Nursing I and II and Clinical Applications I and II.
19 Inglis House was also listed for Geriatrics.]

20

21 [Linda A. Kerns, Esquire, Public member, re-entered
22 the meeting at 11:45 a.m.]

23

24 [Ms. Johnson noted that she had not spoken to
25 Briarleaf about the level of patient acuity but had

1 spoken to Peter Becker Community who indicated that
2 they have sub-acute patients who may meet some of the
3 medical/surgical clinical experiences. The Board
4 discussed whether the number of spaces available at
5 Peter Becker would be sufficient to provide the
6 medical/surgical clinical experience to all of the
7 program's students.

8 Based upon the discussion, Mr. Keller agreed to
9 amend Template C and other corresponding parts of the
10 Proposal to accurately identify the types of
11 experiences that the students would receive and the
12 specific course name and number to which the clinical
13 experiences would correspond, making sure that the
14 students receive appropriate clinical experiences.
15 The Board's tabling of the Proposal will continue
16 until the amended documentation is received.]

17

18

19 Report of Board Members Who Attended a Meeting on
20 Behalf of the Board

21 [Linda L. Kmetz, PhD, RN, mentioned her attendance at
22 the National Council of State Boards of Nursing Model
23 Act & Rules Committee in Chicago, IL, December 10-12,
24 2019. She noted the finalization of the draft of the
25 Model Act and the draft of the Model Rules, which will

1 be presented at the Delegate Assembly at the Midyear
2 Meeting.]

3 ***

4 [K. Kalonji Johnson, Acting Commissioner, Bureau of
5 Professional and Occupational Affairs, exited the
6 meeting at 12:01 p.m.]

7 ***

8 [Ted Stauffer, Designee of the Acting Commissioner,
9 Professional and Occupational Affairs, entered the
10 meeting at 12:01 p.m.]

11 ***

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

14 [Bridget E. Vincent, MSN, CRNP, APN-BC, CCRN,
15 addressed her attendance at the Hospital and
16 Healthsystem Association of Pennsylvania's HAP
17 Conference in December and noted that there were no
18 handouts from the presentation to provide to the
19 Board. She reported that there was presentation
20 related to telehealth and the University of
21 Pittsburgh's telehealth course. She also reported
22 that there were discussions concerning Medicare and
23 billing.]

24 ***

25 Report of Executive Secretary

1 [Laurette Keiser, MSN, RN, Executive Secretary, noted
2 the 2020 National Council of State Boards of Nursing
3 Midyear Meeting March 3-5 in Boston, MA; 2020 National
4 Council of State Boards of Nursing Advanced Practice
5 Registered Nurses Roundtable with a focus on APRN
6 education on April 7 in Rosemont, IL; 2020 National
7 Council of State Boards of Nursing Basic Board
8 Investigator Training, April 21 in Rosemont, IL; and
9 the 2020 National Council of State Boards of Nursing
10 Discipline Case Management Conference June 1-3 in
11 Greenville, SC.]

12 MS. MALADY:

13 I make a motion to send a prosecutor and
14 also Board Counsel to the 2020 NCSBN
15 Discipline Case Management Conference.

16 DR. KMETZ:

17 Second.

18 CHAIR COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried unanimously.]

22 ***

23 MS. MALADY:

24 I also would like to make a motion to
25 send one person to the 2020 NCSBN Board

1 of Nursing Investigator Training. That
2 would be an investigator we are sending
3 to that.

4 MS. HERTZLER:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried unanimously.]

10 ***

11 MS. MALADY:

12 I would like to make a motion to send
13 one Board member who may be interested
14 or Practice Advisor who would also be
15 interested in attending the 2020 NCSBN
16 APRN Roundtable Meeting.

17 DR. KMETZ:

18 Second.

19 CHAIR COUGHLIN:

20 All those in favor? Opposed?

21 Abstentions?

22 [The motion carried unanimously.]

23 ***

24 MS. MALADY:

25 I would like to make a motion to send

1 two, either Board members or staff, to
2 the NCSBN 2020 Midyear Meeting. I made
3 a motion; who moves to second that?

4 CHAIR COUGHLIN:

5 I need a second.

6 MS. VINCENT:

7 Second.

8 CHAIR COUGHLIN:

9 All those in favor? Opposed?

10 Abstentions?

11 [The motion carried unanimously.]

12 ***

13 Report of Executive Secretary - Continued

14 [Ms. Keiser noted the Tri-Regulator Symposium
15 presentation and video for the Board's information.
16 She discussed that the April renewals are
17 approaching.]

18 ***

19 [Pursuant to Section 708(a)(5) of the Sunshine Act,
20 the Board entered into Executive Session with Judith
21 Pachter Schulder, Esquire; Megan E. Castor, Esquire;
22 Carole Clarke Smith, Esquire; and Ariel O'Malley,
23 Esquire, at 12:06 p.m. for the purpose of conducting
24 quasi-judicial deliberations on matters that are
25 pending before the Board. The Board returned to Open

1 Session at 12:33 p.m.]

2 ***

3 MOTIONS:

4 MS. PACHTER SCHULDER:

5 During Executive Session, the Board
6 engaged in quasi-judicial deliberations
7 on the Report of the Prosecutorial
8 Division as well as the Report of Board
9 Counsel. Board members who are recused
10 from participation will identify
11 themselves during the individual motion.

12 Is there a motion to adopt all of
13 the VRP Consent Agreements at items 2
14 through 13?

15 MS. MALADY:

16 So moved.

17 MS. HERTZLER:

18 Second.

19 CHAIR COUGHLIN:

20 All those in favor? Opposed?

21 Abstentions?

22 [The motion carried. Mr. Stauffer abstained from
23 deliberations and voting on the motion.]

24 ***

25 MS. PACHTER SCHULDER:

1 On the following Consent Agreements, is
2 there a motion to approve, for which
3 there are no recusals, Case No. 15-51-
4 06293, Case No. 16-51-11332, File No.
5 17-51-00312, Case No. 18-51-03967, Case
6 No. 19-51-002737, 18-51-004550, Case No.
7 19-51-010115, File No. 19-51-007265,
8 File No. 18-51-005682, Case No. 19-51-
9 007266, Case No. 19-51-017755, File No.
10 17-51-11115, Case No. 15-51-05150, Case
11 No. 19-51-008759, Case Nos. 19-51-006182
12 & 18-51-006302?

13 DR. KMETZ:

14 So moved.

15 MS. MALADY:

16 Second.

17 CHAIR COUGHLIN:

18 All those in favor? Opposed?

19 Abstentions?

20 [The motion carried. Mr. Stauffer abstained from
21 deliberations and voting on the motion. The
22 Respondent's name for Case No. 15-51-06293 is Stephen
23 J. Szymanski, CRNP, RN; Case No. 16-51-11332, Lori
24 Jean Campbell, RN; File No. 17-51-00312, Amber N.
25 Heimer, LPN; Case No. 18-51-03967, Rebecca Knight

1 Berry, LPN; Case No. 19-51-002737, Robert M.
2 Fabiszewski, RN; Case No. 18-51-004550, Yembeh
3 Mansaray, LPN; Case No. 19-51-010115, William F.
4 Burrows, RN; File No. 19-51-007265, Delores Grayce
5 Green, LPN; File No. 18-51-005682, Jennifer N. Legg,
6 RN; Case No. 19-51-007266, Michelle E. West, LPN; Case
7 No. 19-51-017755, Desire Nicole Mills, LPN; File No.
8 17-51-11115, Colleen N. Bauer, LPN; Case No. 15-51-
9 05150, Juanita T. Graham, LPN; Case No. 19-51-008759,
10 Anna Lynn, LPN; and Case Nos. 19-51-006182 & 18-51-
11 006302, Shawn David Lines, RN.]

12 ***

13 MS. PACHTER SCHULDER:

14 Is there a motion to deny on the grounds
15 it was too lenient File No. 18-51-
16 005893?

17 MS. MALADY:

18 So moved.

19 DR. KMETZ:

20 Second.

21 CHAIR COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

24 [The motion carried. Mr. Stauffer abstained from
25 deliberations and voting on the motion.]

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MS. PACHTER SCHULDER:

Is there a motion to adopt the Consent Agreement in Case No. 19-51-011870 for which members Hertzler and Luchs are recused?

DR. KMETZ:

So moved.

MS. MALADY:

Second.

CHAIR COUGHLIN:

All those in favor? Opposed?

Abstentions?

[The motion carried. Mr. Stauffer abstained from deliberations and voting on the motion. Members Hertzler and Luchs recused themselves from deliberations and voting on the motion. The Respondent's name is Maria Terase Boyer, LPN.]

MS. PACHTER SCHULDER:

Is there a motion to adopt the following Consent Agreements for which members Hendricks, Kerns, and Luchs are recused: Case No. 19-51-017644, Case No. 18-51-012116, Case No. 18-51-011760, Case No.

1 19-51-016695?

2 DR. KMETZ:

3 So moved.

4 MS. HERTZLER:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried. Mr. Stauffer abstained from
10 deliberations and voting on the motion. Members
11 Hendricks, Kerns, and Luchs recused themselves from
12 deliberations and voting on the motion. The
13 Respondent's name in Case No. 19-51-017644 is Kelley
14 Hope Mugo, RN; Case No. 18-51-012116, Elizabeth
15 Carlisle Hollibaugh, LPN; Case No. 18-51-011760,
16 Michael T. Galluci, LPN; and Case No. 19-51-016695,
17 Lacey Renee Armstrong, RN.]

18 ***

19 MS. PACHTER SCHULDER:

20 Is there a motion to adopt the following
21 Consent Agreements for which members
22 Hendricks and Luchs are recused: Case
23 No. 18-51-03062 and Case No. 19-51-
24 013512?

25 DR. KMETZ:

1 Abstentions?

2 [The motion carried. Mr. Stauffer abstained from
3 deliberations and voting on the motion. Members
4 Hendricks and Luchs recused themselves from
5 deliberations and voting on the motion. The
6 Respondent's name in Eugene Allen McAlee, LPN.]

7 ***

8 MS. PACHTER SCHULDER:

9 Is there a motion to approve the Consent
10 Agreement in File No. 19-51-009226 for
11 which members Hendricks and Kerns are
12 recused?

13 DR. KMETZ:

14 So moved.

15 MS. MALADY:

16 Second.

17 CHAIR COUGHLIN:

18 All those in favor? Opposed?

19 Abstentions?

20 [The motion carried. Mr. Stauffer abstained from
21 deliberations and voting on the motion. Members
22 Hendricks and Kerns recused themselves from
23 deliberations and voting on the motion. The
24 Respondent's name in Heather A. Schult, RN.]

25 ***

1 MS. PACHTER SCHULDER:

2 Is there a Motion to Enter Default, to
3 Deem Facts Admitted and authorize
4 Counsel to prepare Adjudications and
5 Orders in the matters of Cynthia D.
6 Mompie, RN, Case No. 18-51-008322;
7 Nicholai Kutchmanich Vukovich, LPN, File
8 No. 17-51-03860; Kelley Counsel Weigand,
9 RN, Case No. 15-51-08078; Tammie L.
10 Wilson, RN, LPN, Case No. 19-51-006175;
11 and Sherri Lynne Burton, RN, Case No.
12 17-51-09440?

13 MS. MALADY:

14 So moved.

15 MS. HERTZLER:

16 Second.

17 CHAIR COUGHLIN:

18 All those in favor? Opposed?

19 Abstentions?

20 [The motion carried. Mr. Stauffer abstained from
21 deliberations and voting on the motion.]

22 ***

23 MS. PACHTER SCHULDER:

24 Is there a Motion to Enter Default, to
25 Deem Facts Admitted and authorize

1 Counsel to prepare Adjudications and
2 Orders in the matters, for which members
3 Hendricks and Luchs are recused, of Lori
4 A. Mccutcheon, RN, File No. 15-51-14798,
5 and Melissa Carr, RN, Case No. 18-51-
6 011460?

7 DR. KMETZ:

8 So moved.

9 MS. MALADY:

10 Second.

11 CHAIR COUGHLIN:

12 All those in favor? Opposed?

13 Abstentions?

14 [The motion carried. Mr. Stauffer abstained from
15 deliberations and voting on the motion. Members
16 Hendricks and Luchs recused themselves from
17 deliberations and voting on the motion.]

18 ***

19 MS. PACHTER SCHULDER:

20 Is there a Motion to Enter Default, to
21 Deem Facts Admitted and authorize
22 Counsel to prepare an Adjudication and
23 Order in the matter of Cynthia Ann
24 Griffith, RN, Case No. 18-51-008277,
25 for which members Hendricks, Kerns, and

1 Luchs are recused?

2 DR. KMETZ:

3 So moved.

4 MS. MALADY:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried. Mr. Stauffer abstained from
10 deliberations and voting on the motion. Members
11 Hendricks, Kerns, and Luchs recused themselves from
12 deliberations and voting on the motion.]

13 ***

14 MS. PACHTER SCHULDER:

15 Is there a motion to authorize Counsel
16 to prepare an Adjudication and Order in
17 the matter of Tracy M. Dolinsky, RN,
18 Case No. 18-51-00731, for which members
19 Hendricks, Kerns, and Luchs are recused?

20 DR. KMETZ:

21 So moved.

22 MS. MALADY:

23 Second.

24 CHAIR COUGHLIN:

25 All those in favor? Opposed?

1 Abstentions?

2 [The motion carried. Mr. Stauffer abstained from
3 deliberations and voting on the motion. Members
4 Hendricks, Kerns, and Luchs recused themselves from
5 deliberations and voting on the motion.]

6 ***

7 MS. PACHTER SCHULDER:

8 Is there a motion to adopt the Hearing
9 Examiner's Proposal in the matter of
10 Teresa Lynnel Halm, LPN, Case No. 18-51-
11 011946, for which members Hendricks,
12 Kerns, and Luchs are recused?

13 DR. KMETZ:

14 So moved.

15 MS. MALADY:

16 Second.

17 CHAIR COUGHLIN:

18 All those in favor? Opposed?

19 Abstentions?

20 [The motion carried. Mr. Stauffer abstained from
21 deliberations and voting on the motion. Members
22 Hendricks, Kerns, and Luchs recused themselves from
23 deliberations and voting on the motion.]

24 ***

25 MS. PACHTER SCHULDER:

1 Is there a motion to adopt the following
2 Hearing Examiner's Proposals, for which
3 there are no recusals, Maria Immogene
4 Francis, LPN, Case No. 18-51-004638;
5 Kenneth L. Ricker, RN, File No. 19-51-
6 009002; Frank E. Mitchell, RN, File No.
7 18-51-007712; Anton V. Onosov, RN, File
8 No. 15-51-14322; Rashell Lea Heibel, RN,
9 File No. 16-51-09258; and Kyesha Nicole
10 Shaffer, LPN, File No. 17-51-07370?

11 MS. HERTZLER:

12 So moved.

13 DR. KMETZ:

14 Second.

15 CHAIR COUGHLIN:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Mr. Stauffer abstained from
19 deliberations and voting on the motion.]

20 ***

21 MS. PACHTER SCHULDER:

22 Is there a motion to adopt the Hearing
23 Examiner's Proposal and substitute the
24 order in the matter of Tiffany T. Green,
25 RN, File No. 19-51-002860?

1 MS. MALADY:

2 So moved.

3 DR. KMETZ:

4 Second.

5 CHAIR COUGHLIN:

6 All those in favor? Opposed?

7 Abstentions?

8 [The motion carried. Mr. Stauffer abstained from
9 deliberations and voting on the motion.]

10 ***

11 MS. PACHTER SCHULDER:

12 Is there a motion to prepare a
13 Memorandum Opinion and Order correcting
14 the Hearing Examiner's Proposal to
15 include a conclusion of law in the
16 matter of Kristen Probst, LPN, File No.
17 18-51-03863?

18 DR. KMETZ:

19 So moved.

20 MS. MALADY:

21 Second.

22 CHAIR COUGHLIN:

23 All those in favor? Opposed?

24 Abstentions?

25 [The motion carried. Mr. Stauffer abstained from

1 deliberations and voting on the motion.]

2 ***

3 VICE CHAIR MALADY ASSUMED THE CHAIR

4 ***

5 MS. PACHTER SCHULDER:

6 In the matter of Alexandra Amico, RN,
7 Case No. 15-51-11021, for which members
8 Coughlin and Hendricks are recused, is
9 there a motion to adopt the Draft
10 Adjudication and Order?

11 DR. KMETZ:

12 So moved.

13 MS. HERTZLER:

14 Second.

15 VICE CHAIR MALADY:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Mr. Stauffer abstained from
19 deliberations and voting on the motion. Members
20 Coughlin and Hendricks recused themselves from
21 deliberations and voting on the motion.]

22 ***

23 CHAIR COUGHLIN RESUMED THE CHAIR

24 ***

25 MS. PACHTER SCHULDER:

1 Item No. 71 has been withdrawn.

2 ***

3 MS. PACHTER SCHULDER:

4 Is there a motion to adopt the Draft
5 Adjudication and Order in the matter of
6 Tomassa L. Davis, LPN, Case No. 18-51-
7 009445, for which members Hendricks and
8 Luchs are recused?

9 DR. KMETZ:

10 So moved.

11 MS. MALADY:

12 Second.

13 CHAIR COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried. Mr. Stauffer abstained from
17 deliberations and voting on the motion. Members
18 Hendricks and Luchs recused themselves from
19 deliberations and voting on the motion.]

20 ***

21 MS. PACHTER SCHULDER:

22 Is there a motion to adopt the Draft
23 Adjudication and Order in the matter of
24 Amanda Ann Ferdinand, LPN, Case No. 17-
25 51-06368, for which members Hendricks,

1 Hertzler, and Kerns are recused?

2 DR. KMETZ:

3 So moved.

4 MS. MALADY:

5 Second.

6 CHAIR COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried. Mr. Stauffer abstained from
10 deliberations and voting on the motion. Members
11 Hendricks, Hertzler, and Kerns recused themselves from
12 deliberations and voting on the motion.]

13 ***

14 MS. PACHTER SCHULDER:

15 Is there a motion to adopt the Draft
16 Adjudications and Orders in the
17 following cases in which members
18 Hendricks, Kerns, and Luchs recused, for
19 Jaclyn Anne Smitheman, RN, Case No. 18-
20 51-008839, and Suzette Morales, LPN,
21 Case No. 18-51-002401?

22 DR. KMETZ:

23 So moved.

24 MS. MALADY:

25 Second.

1 CHAIR COUGHLIN:

2 All those in favor? Opposed?

3 Abstentions?

4 [The motion carried. Mr. Stauffer abstained from
5 deliberations and voting on the motion. Members
6 Hendricks, Kerns, and Luchs recused themselves from
7 deliberations and voting on the motion.]

8 ***

9 MS. PACHTER SCHULDER:

10 Is there a motion to adopt the following
11 Draft Adjudications and Orders, for
12 which there are no recusals, for
13 Stephanie George, RN, LPN, Case No. 18-
14 51-005497; Amy Medley, LPN, Case No. 17-
15 51-13552; Leo C. Silver, LPN, Case No.
16 19-51-006013; Richard K. Sincavage, RN,
17 Case No. 18-51-005217; Inga Slipchenko,
18 LPN, Case No. 18-51-01319; Chasity Lynn
19 Forney, LPN, Case No. 16-51-13083;
20 Cynthia M. Jordan, RN, Case No. 18-51-
21 005674; Tammie Lynn Morgan, RN, Case No.
22 19-51-001157; Tracey Rebecca Roland, RN,
23 Case No. 18-51-00437; and Jessica
24 Yackovich, RN, Case No. 19-51-000263?

25 DR. KMETZ:

1 MS. MALADY:

2 So moved.

3 DR. KMETZ:

4 Second.

5 CHAIR COUGHLIN:

6 All those in favor?

7 [The motion carried unanimously.]

8 ***

9 [There being no further business, the State Board of
10 Nursing Meeting adjourned at 12:47 p.m.]

11 ***

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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.



Evan Bingaman,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF NURSING
REFERENCE INDEX

January 24, 2020

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:24	Official Call to Order
10		
11	9:28	Adoption of Agenda
12		
13	9:28	Adoption of Minutes
14		
15	9:29	Report of Prosecutorial Division
16		
17	9:37	Appointment - Kimberly Adams, Fiscal
18		Chief, Bureau of Finance and Operations,
19		Nurse Board 2019-2020 Budget Review
20		
21	9:45	Regulation Update
22		
23	9:45	Pennsylvania Legislative Update
24		
25	9:55	Report of Board Chairperson
26		
27	9:56	Report of Acting Commissioner
28		
29	9:59	Report of Committees
30		
31	9:59	Report of Acting Commissioner (Cont.)
32		
33	10:01	RN/PN Practice, Education,
34		& Regulation/Advanced Practice
35		Committee Meeting
36		
37	11:20	Recess
38	11:35	Return to Open Session
39		
40	11:35	Miscellaneous - Lansdale School of
41		Business Proposal for a Practical
42		Nursing Program
43		
44	11:59	Report of Board Members Who Attended a
45		Meeting on Behalf of the Board
46		
47	12:01	Old Business
48		
49	12:04	New Business
50		

STATE BOARD OF NURSING
REFERENCE INDEX

January 24, 2020

(Continued)

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TIME

AGENDA

12:05	For the Board's Information
12:06	Executive Session
12:33	Return to Open Session
12:33	Motions
12:47	Adjournment