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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: 9:15 A.M.

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

October 25, 2018

State Board of Nursing
October 25, 2018

BOARD/COMMISSION MEMBERS:

Linda L. Kmetz, PhD, RN, Chairperson - Absent
Molly Smith, Designee, on behalf of Ian J. Harlow,
Commissioner,
Professional and Occupational Affairs
Ann Michele Coughlin, MBA, MSN, RN, Vice Chair
Suzanne Hendricks, BSBH, RN, LPN
Sue E. Hertzler, LPN
Linda A. Kerns, Esquire, Public Member
Kessey J. Kieselhorst, MPA, RD, LDN, CPHQ
Sherri Luchs, RN
Kristin Malady, BSN, RN
John M. O'Donnell, DrPH, RN, CRNA, MSN
Jason R. Owen, Esquire, Public Member - Absent
Bridget E. Vincent, MSN, CRNP, APN-BC, CCRN

BUREAU/DEPARTMENT PERSONNEL:

Judith Pachter Schulder, Esquire, Board Counsel
Megan E. Castor, Esquire, Board Counsel
Carole Clarke Smith, Esquire, Board Counsel
Ariel O'Malley, Esquire, Board Counsel
Margaret A. Sheaffer, Esquire, Board Prosecutor
Co-Liaison
T'rese Evancho, Esquire, Board Prosecutor
Co-Liaison
Jason Anderson, Esquire, Board Prosecutor
Keith Bashore, Esquire, Board Prosecutor
Anthony Cox, Jr., Esquire Board Prosecutor
Heather McCarthy, Esquire, Board Prosecutor
William Newport, Esquire, Board Prosecutor
Erin Fure, Esquire, Board Prosecutor,
David Schertz, Esquire, Board Prosecutor
Matthew Sniscak, Esquire, Board Prosecutor
Lindsay Szymanski, Esquire, Board Prosecutor
Adam Morris, Esquire, Board Prosecutor
Cynthia K. Miller, Board Administrator
Laurette Keiser, MSN, RN, Executive Secretary
Sue Petula, Ph.D., MSN, RN, NEA-BC, FRE, Nursing
Education Advisor
Wendy Miller, MSN, RN, Nursing Practice Advisor
Leslie House, MSN, RN, Nursing Practice Advisor

State Board of Nursing
October 25, 2018 (Continued)

ALSO PRESENT:

- Derek Reckard, Pennsylvania Association Nurse Anesthetists
- Maria Battista, Pennsylvania Coalition of Nurse Practitioners
- Joan Campagna, RN, CCRN, President, Jersey Nurses Economic Security Organization
- Meg Rowe, Pennsylvania Academy of Nutrition and Dietetics
- Pamela Getting Stauffer, RN
- Mary Marshall, Director, Workforce & Professional Services, The Hospital and Healthsystem Association of Pennsylvania
- Leslie Petrocelli, EME student, University of Pittsburgh
- Alex Bonner, Pennsylvania State Nurses Association

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1 ***

2 State Board of Nursing

3 October 25, 2018

4 ***

5 The regularly scheduled meeting of the State
6 Board of Nursing was held on Thursday, October 25,
7 2018. Ann Michele Coughlin, MBA, MSN, RN, Vice Chair,
8 called the meeting to order at 9:15 a.m.

9 Molly Smith, Designee of Ian J. Harlow,
10 Commissioner, Professional and Occupational Affairs,
11 was not present 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 [Ms. Coughlin reviewed the emergency evacuation
17 procedures for One Penn Center.]

18
19 Adoption of the Agenda

20 VICE CHAIRPERSON COUGHLIN:

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

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

1 DR. O'DONNELL:

2 So moved.

3 MS. HENDRICKS:

4 Second.

5 VICE CHAIRPERSON COUGHLIN:

6 All those in favor? Opposed?

7 Abstentions?

8 [The motion carried unanimously.]

9 ***

10 Adoption of Minutes

11 VICE CHAIRPERSON COUGHLIN:

12 I would entertain a motion to adopt the

13 Minutes from the July 25, 2018 meeting.

14 MS. HENDRICKS:

15 So moved.

16 MS. HERTZLER:

17 Second.

18 VICE CHAIRPERSON COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Members Vincent, Malady, Kerns
22 and O'Donnell abstained from voting on the motion.]

23 ***

24 VICE CHAIRPERSON COUGHLIN:

25 I would entertain a motion to adopt the

1 Minutes from the September 12, 2018
2 meeting.

3 MS. MALADY:

4 So moved.

5 DR. O'DONNELL:

6 Second.

7 VICE CHAIRPERSON COUGHLIN:

8 All those in favor? Opposed?

9 Abstentions?

10 [The motion carried. Member Luchs abstained from
11 voting on the motion.]

12 ***

13 Report of Prosecutorial Division

14 [Jason Anderson, Esquire, Board Prosecutor, presented
15 a Consent Agreement for File No. 15-51-08634.]

16 ***

17 [Keith E. Bashore, Esquire, Board Prosecutor,
18 presented Consent Agreements for File No. 16-51-13310
19 and File No. 17-51-14010.]

20 Members Hendricks, Kerns, and Luchs recused from
21 discussion on File No. 17-51-14010.]

22 ***

23 [Anthony D. Cox, Jr., Esquire, Board Prosecutor,
24 presented Consent Agreements for File No. 17-51-10697,
25 File No. 18-51-005946 and File No. 18-51-009078.]

1 Members Hendricks, Kerns, and Luchs recused from
2 discussion on File No. 17-51-10697.]

3 ***

4 [T'rese Evancho, Esquire, Board Prosecutor, presented
5 Consent Agreements for File No. 17-51-14294 and File
6 No. 18-51-006262.]

7 Members Hendricks, Kerns, and Luchs recused from
8 discussion on File No. 17-51-14294. Members Hendricks
9 and Kerns recused from discussion on File No. 18-51-
10 006262. File No. 18-51-005611 was withdrawn.]

11 ***

12 [Erin K. Fure, Esquire, Board Prosecutor, presented a
13 Consent Agreement for File No. 17-51-10603.]

14 ***

15 [Margaret Sheaffer, Esquire, Board Prosecutor, on
16 behalf of Ricky Lewis, Esquire, Board Prosecutor,
17 presented a Consent Agreement for File No. 18-51-
18 004559.]

19 Members Hendricks, Kerns, and Luchs recused from
20 discussion on the matter.]

21 ***

22 [Heather J. McCarthy, Esquire, Board Prosecutor,
23 presented a Consent Agreement for File No. 18-51-
24 01521.]

25 Members Hendricks, Kerns and Luchs recused from

1 discussion on the matter.]

2 ***

3 [Adam Morris, Esquire, Board Prosecutor, presented a
4 Consent Agreement for File No. 17-51-13377.]

5 ***

6 [William Newport, Esquire, Board Prosecutor, presented
7 Consent Agreements for File No. 15-51-03340, File No.
8 17-51-01612, File No. 17-51-11443, File No. 18-51-
9 02725, File No. 18-51-04172 and File No. 18-51-004976
10 and an Addendum to a Consent Agreement for File No.
11 17-51-06161.

12 Members Hendricks and Luchs recused from
13 discussion on File No. 18-51-02725 and File No. 18-51-
14 004976.

15 File No. 18-51-006822 was withdrawn.]

16 ***

17 [David J. Schertz, Esquire, Board Prosecutor,
18 presented Consent Agreements for File No. 17-51-07185,
19 File No. 18-51-00859 and File No. 18-51-03711.]

20 ***

21 [Margaret Sheaffer, Esquire, Board Prosecutor,
22 presented a Consent Agreement for File No. 18-51-
23 00622.]

24 ***

25 [Matthew Sniscak, Esquire, Board Prosecutor, presented

1 a Consent Agreement for File No. 17-51-02080.

2 Members Hendricks, Kerns, and Luchs recused from
3 discussion on the matter.]

4 ***

5 [Lindsay Szymanski, Esquire, Board Prosecutor,
6 presented a Consent Agreement for File No. 15-51-
7 05150.

8 File No. 18-51-006244 was withdrawn.]

9 ***

10 Regulation Update - Regulations Status Summary

11 [Judith Pachter Schulder, Esquire, Board Counsel,

12 noted that the RN/PN regulation meeting is being

13 rescheduled to December to allow Dr. Kmetz's

14 participation. She stated discussion regarding the

15 standards for nursing education programs will be

16 reviewed at next month's Committee meeting.

17 Discussion will continue with regard to student

18 retention in addition to the remaining standards in

19 that regulation package. Ms. Pachter Schulder

20 indicated the Fee regulation package was updated to

21 include additional states that were included in the

22 Executive Order, and that those regulations were being

23 reviewed by the Deputy Chief Counsel. She had no

24 further update with regard to other regulations.]

25 ***

1 Legislative Update - Pennsylvania Update
2 Legislation Affecting Nurses/Nursing
3 [Judith Pachter Schulder, Esquire, Board Counsel,
4 explained that this is a sine die year and that
5 legislation that was not passed will have to be
6 reintroduced in January.

7 She deferred to Ms. Kieselhorst for additional
8 information on the dietitian bill that was introduced.

9 Kessey J. Kieselhorst, MPA, RD, LDN, CPHQ,
10 explained that earlier in the month House Bill No.
11 2721 was introduced to make changes in the statute for
12 LDNs which had not been updated since 2002. The bill
13 will be introduced again next year.

14 Ms. Kieselhorst highlighted some of the changes
15 to the bill, including updated language with regard to
16 qualifications for dietitians requiring that starting
17 in 2024 dietitians must have obtained a master's
18 degree before sitting for the exam. Currently, the
19 requirement is for a bachelor's degree.

20 The scope of practice would be amended so that
21 medical nutrition therapy would fall within the
22 exclusive domain of the licensed dietitian
23 nutritionist. And also that LDNs will have the
24 exclusive ability to do nutrition-focused physical
25 exams and other complex nutrition assessments and

1 interventions.

2 The terms dietitian, nutritionist and dietitian
3 nutritionist can only be used by those who are LDNs
4 licensed in Pennsylvania.

5 Ms. Pachter Schulder also noted that the House
6 and Senate have approved resolutions to recognize
7 Nurse Practitioner Week and Nephrology Nurse Week.
8 H.B. 2600 has been introduced to legalize marijuana.
9 She indicated that the Senate introduced a resolution
10 at S.R. 417 studying school start times which would
11 impact school nurses.]

12 ***

13 Legislative Update - National Update

14 Legislative Updates from NCSBN - No Report

15 ***

16 Report of Board Chairperson - No Report

17 ***

18 Report of Commissioner - No Report

19 ***

20 Report of Committees

21 Probable Cause Committee

22 [Suzanne Hendricks, BSBH, RN, LPN, reported that the
23 Probable Cause Committee moved on the following items:
24 8 Petitions for Appropriate Relief and 65 Petitions
25 for Mental and Physical Examination. She stated the

1 Committee then met via telephone on September 28,
2 2018, and moved on a Petition for Immediate Temporary
3 Suspension and met again on October 12, 2018, and
4 moved on another Petition for Immediate Temporary
5 Suspension.]

6

7 Application Review Committee

8 [Ann Michele Coughlin, MBA, MSN, RN, Vice Chair,
9 stated the Application Review Committee did meet and
10 reviewed applications.]

11

12 Advanced Practice Committee

13 [John M. O'Donnell, DrPH, RN, CRNA, MSN, noted a
14 request by the Pennsylvania Association for Nurse
15 Anesthetists to bring forward the CE issue.

16

17 Derek Reckard, President, Pennsylvania
18 Association of Nurse Anesthetists (PANA), presented
19 before the Board for clarification of a CE question
20 affecting other states. He noted the national
21 certifying board in the last year had moved to a four-
22 year SABLE for continuing education credits, during
23 which time 60 Class A credits and 40 Class B credits
24 must be obtained. He summarized the requirements for
25 Class B credits as those earned for teaching college
students being deployed in the military or working on

1 a specialized hospital team.

2 Ms. Pachter Schulder noted that licensees who are
3 CRNAs would want to make sure that these Class B
4 activities would fall within Section 21.134 of the
5 regulations.

6 Dr. O'Donnell questioned whether education
7 provided by an individual in the role of a clinical
8 instructor to a student in a nurse anesthesia program
9 would count as a Class B credit and be approved under
10 this guideline. Ms. Pachter Schulder stressed that
11 the licensee should ensure that documentation
12 evidencing compliance with Section 21.134 of the
13 regulations be in order in the likelihood of an audit.

14 Mr. Reckard stated the national organization
15 deferred its position on the matter to the states as
16 every board is different.]

17 ***

18 RN/PN Practice, Education and Regulation - Tabled
19 until next month's meeting.

20 ***

21 Dietitian-Nutritionist - No further report

22 ***

23 IT & Communication Issues

24 [Suzanne Hendricks, BSBH, RN, LPN, informed Board
25 members to log out and log back in the system should

1 they encounter issues with opening the eAgenda or
2 attached documents. She stated other than that the
3 system was progressing very well.]

4 ***

5 PHMP Monitoring Terms

6 [Suzanne Hendricks, BSBH, RN, LPN, referred the
7 Board's attention to the Monitored Practice Comparison
8 Chart and Pharmacy, Medical, Osteo, LPN and RN
9 Agreements.

10 There was discussion regarding a more specific
11 definition of supervised monitoring as well as the
12 specific setting for the monitoring of nurses.

13 Ms. Pachter Schulder explained that monitoring in
14 this instance should mean monitored practice related
15 to supervision and settings. She also suggested that
16 in addition to the documents on the agenda, the
17 Committee consider the implementation measures
18 discussed by Ms. Simpson and Mr. Knipe in the
19 September 12, 2018 meeting.

20 Ms. Hendricks suggested that the Committee be
21 continued and that the Board move forward with
22 reviewing the agreements in general and aligning them
23 with NCSBN's guidelines.]

24 ***

25 Report of Board Members Who Attended a Meeting on

1 Behalf of the Board - No Report

2 ***

3 Report of Executive Secretary

4 [Laurette Keiser, MSN, RN, Executive Secretary,
5 reported that Dr. Petula and a representative from the
6 Commissioner's Office attended the recent Nursing
7 Education Program Directors' meeting.

8 Ms. Keiser indicated that Item Nos. 156 and 157
9 on the agenda related to the NCSBN's NCLEX Conference
10 that was attended by Dr. Petula. Videos were also
11 available for review.

12 It was noted that Jon Colbert, the Administrative
13 Officer who had been assisting Cindy Miller at
14 previous Board meetings, was promoted to another
15 position outside of the Bureau. The Administrative
16 Officer position was filled by staff member, Koren
17 Linn.

18 Sue Petula, Ph.D., MSN, RN, NEA-BC, FRE, Nursing
19 Education Advisor, summarized updates with regard to
20 NCLEX pass rates. She discussed the results of the
21 NCSBN end-of-year exam results that were distributed
22 to all programs. Dr. Petula noted that 14 or 20
23 percent of the practical nursing programs are on
24 provisional status for exam year 2017-2018, with an
25 average pass rate of 84.10% falling just below the

1 U.S. average of 85.38%. She noted that four programs,
2 who will be on provisional status for a 4th or 5th
3 year, will present at the Board's meeting in December
4 and three more in January to request an extension of
5 their provisional status. All 14 programs will be
6 required to either submit an initial performance plan
7 or update their current plans.

8 With regard to registered nursing programs, 6 RN
9 Programs were on provisional status for exam year
10 2016-2017, and this year there are 3 on provisional
11 status. Two of the programs are going on for the
12 first year and the other will be on for a 4th year.

13 Dr. Petula asked for feedback from the Board with
14 regard to items the Board desires to be included in
15 performance improvement plans. The Board discussed
16 requiring the programs to identify if an improvement
17 occurred and in what specific area, steps taken toward
18 improvement for the prior exam year and what method
19 was used to make the determination. Dr. Petula noted
20 that expectations for a one-year program as compared
21 to a four-year program would require different
22 considerations.

23 The Board agreed that later this year it will
24 write to the programs that have already been on
25 provisional status for two years and suggest looking

1 at areas for improvement in advance of any unfortunate
2 need to go on provisional status the following year.

3 Dr. Petula added that the National Council of
4 State Boards of Nursing was conducting a research
5 study to identify the regulatory quality indicators
6 related to nursing education programs, including
7 graduation rates of students, employer satisfaction
8 regarding readiness for practice, NCLEX pass rates,
9 consistency of graduate employment rates, graduate
10 satisfaction with the program, the relationship of the
11 nursing program with its clinical partners, the
12 history of the Board of Nursing discipline with the
13 graduates of the program and graduate preparedness to
14 practice in an interprofessional environment.

15 Dr. Petula added further that at the conference
16 it was also noted that research will clearly change
17 the education of students, specifically the concepts
18 of decision-making and critical thinking resulting in
19 good clinical judgment and patient care outcomes.

20 Dr. Petula noted that at the conference there was
21 discussion about breaking up the examination into a
22 knowledge-based test and a clinical judgement test,
23 but the existing testing method will continue. There
24 was further discussion and comments regarding
25 implementation of changes to the exams and the

1 interdisciplinary professional education within
2 university settings.

3 Dr. Petula stated a meeting will be held with the
4 Associate Degree programs and the Pennsylvania Higher
5 Education Nursing Schools (PHENSA). She noted that
6 Mary Marshall coordinates the active 15 hospital-based
7 programs. She was informed by a representative from
8 Pearson VUE and NCSBN that there may be the ability
9 for National Council to send pass rates directly to
10 the programs. Further information will be provided in
11 the future.]

12 ***

13 New Business

14 Election of Board Officers - Tabled until next month's
15 meeting.

16 ***

17 2019 NCSBN APRN Roundtable

18 [A meeting of the APRN stakeholders is scheduled for
19 April 9, 2019, in Rosemont, Illinois.]

20 ***

21 [Ms. Kerns brought to the Board's attention a proposal
22 in Philadelphia called Safe House to create safe
23 injection sites where illegal drugs and illegally
24 obtained opioids and fentanyl could be used and that
25 medical personnel would be available to administer

1 Narcan in the event of an overdose. The Governor's
2 Office is reviewing this proposal and will share the
3 results of its review when applicable.]

4 ***

5 [The Board recessed from 10:24 a.m. to 10:29 a.m.]

6 ***

7 [Pursuant to Section 708(a)(5) of the Sunshine Act,
8 the Board entered into Executive Session with Judith
9 Pachter Schulder, Esquire; Megan Castor, Esquire;
10 Carole Clarke Smith, Esquire; and April O'Malley,
11 Esquire; at 10:29 a.m. for the purpose of conducting
12 quasi-judicial deliberations on matters that are
13 pending before the Board. The Board returned to Open
14 Session at 12:11 p.m.]

15 ***

16 [Molly Smith, Designee, Commissioner of Professional
17 and Occupational Affairs, entered the meeting at 12:11
18 p.m.]

19 ***

20 MS. PACHTER SCHULDER:

21 During Executive Session, the Board
22 engaged in quasi-judicial deliberations
23 on the matters on the agenda listed under
24 Report of Prosecutorial Division and
25 Report of Board Counsel. Members who

1 recused themselves will be identified
2 with the specific motions.

3 We note that Molly Smith, Designee
4 for the Commissioner, is joining us for
5 this portion of the meeting.

6 Is there a motion to adopt VRP
7 Consent Agreements, those are Items 3
8 through 15?

9 MS. MALADY:

10 So moved.

11 DR. O'DONNELL:

12 Second.

13 VICE CHAIRPERSON COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried. Member Luchs and Ms. Smith
17 abstained from voting on the motion.]

18 ***

19 MS. PACHTER SCHULDER:

20 Is there a motion to adopt the following
21 Consent Agreements: File No. 16-51-
22 13310; File No. 18-51-005946; File No.
23 18-51-009078; File No. 17-51-10603; File
24 No. 17-51-13377; File No. 17-51-01612;
25 File No. 17-51-11443; File No. 18-51-

1 04172; File No. 17-51-07185; File No. 18-
2 51-00859; File No. 18-51-03711; File No.
3 18-51-00622?

4 MS. MALADY:

5 So moved.

6 MS. KIESELHORST:

7 Second.

8 VICE CHAIRPERSON COUGHLIN:

9 All those in favor? Opposed?

10 Abstentions?

11 [The motion carried. Ms. Smith abstained from voting
12 on the motion. The Respondent's name for File No. 16-
13 51-13310 is Shannon Rae Boyle, R.N. The Respondent's
14 name for File No. 18-51-005946 is Susan Nester
15 Hoffmaster, R.N. The Respondent's name for File No.
16 18-51-009078 is Kelly Dianne Panetta, R.N. The
17 Respondent's name for File No. 17-51-10603 is Lisa
18 Marie Caccia, L.P.N. The Respondent's name for File
19 No. 17-51-13377 is Jeanine M. Martin, R.N. The
20 Respondent's name for File No. 17-51-01612 is Vicki
21 Lynn Lowther, L.P.N. The Respondent's name for File
22 No. 17-51-11443 is Kelley S. Bailey, a/k/a Kelley
23 Summer Haley, R.N. The Respondent's name for File No.
24 18-51-04172 is Patricia Ann Beaumont, R.N. The
25 Respondent's name for File No. 17-51-07185 is Jordan

1 P. Krepps, L.P.N. The Respondent's name for File No.
2 18-51-00859 is Mikle Demaskey, R.N. The Respondent's
3 name for File No. 18-51-03711 is Jama Jo Debrody,
4 L.P.N., R.N. The Respondent's name for File No. 18-
5 51-00622 is Jacqueline Coleman Gabbert, RN, a/k/a
6 Jacqueline Ann Coleman Wren, R.N.]

7

8 MS. PACHTER SCHULDER:

9 Is there a motion to adopt the following
10 Consent Agreements for which Members
11 Hendricks, Kerns and Luchs are recused:
12 File No. 17-51-14010; File No. 17-51-
13 10697; File No. 17-51-14294; File No. 18-
14 51-004559; File No. 18-51-01521; File No.
15 17-51-02080?

16 DR. O'DONNELL:

17 So moved.

18 MS. HERTZLER:

19 Second.

20 VICE CHAIRPERSON COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

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

1 motion. The Respondent's name for File No. 17-51-
2 14010 is Craig Miller, R.N. The Respondent's name for
3 File No. 17-51-10697 is Anthony Brunovsky, R.N. The
4 Respondent's name for File No. 17-51-14294 is Tamika
5 Harris, L.P.N. The Respondent's name for File No. 18-
6 51-004559 is Lisa Marie Festino, R.N., C.R.N.P. The
7 Respondent's name for File No. 18-51-01521 is Mary E.
8 Patterson, R.N. The Respondent's name for File No. 17-
9 51-02080 is Kristina Lee Shedlock, R.N.]

10

11 MS. PACHTER SCHULDER:

12 Is there a motion to approve the
13 following two Consent Agreements for
14 which Members Hendricks and Luchs are
15 recused: File No. 18-51-02725 and File
16 No. 18-51-004976?

17 DR. O'DONNELL:

18 So moved.

19 MS. MALADY:

20 Second.

21 VICE CHAIRPERSON COUGHLIN:

22 All those in favor? Opposed?

23 Abstentions?

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

1 Ms. Smith abstained from voting on the motion. The
2 Respondent's name for File No. 18-51-02725 is Kim M.
3 Leshner, L.P.N. The Respondent's name for File No. 18-
4 51-004976 is Herbert Ray Wilson, L.P.N.]

5 ***

6 MS. PACHTER SCHULDER:

7 Is there a motion to adopt the Consent
8 Agreement for File No. 18-51-006262 for
9 which Members Hendricks and Kerns are
10 recused?

11 DR. O'DONNELL:

12 So moved.

13 MS. HERTZLER:

14 Second.

15 VICE CHAIRPERSON COUGHLIN:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Members Hendricks and Kerns
19 recused from deliberations and voting on the motion.
20 Ms. Smith abstained from voting on the motion. The
21 Respondent's name is Keith E. Flesch, R.N., P.T.A.]

22 ***

23 MS. PACHTER SCHULDER:

24 Is there a motion to reject as too
25 lenient File No. 15-51-08634, File No.

1 15-51-03340 and File No. 15-51-05150?

2 DR. O'DONNELL:

3 So moved.

4 MS. LUCHS

5 Second.

6 VICE CHAIRPERSON COUGHLIN:

7 All those in favor? Opposed?

8 Abstentions?

9 [The motion carried. Ms. Smith abstained from voting
10 on the motion.]

11 ***

12 [Item Nos. 35 and 42 were withdrawn.]

13 ***

14 MS. PACHTER SCHULDER:

15 Ms. Hendricks made a motion at the
16 September 12, 2018 meeting to adopt a
17 variety of Adjudications and Orders.

18 Would you be willing to make a
19 motion to reconsider the September vote
20 to adopt the Adjudication and Order in
21 the matter of Bobbi Jo Dehner, L.P.N.,
22 File No. 17-51-06819?

23 MS. HENDRICKS:

24 So moved.

25 MS. MALADY:

1 Second.

2 VICE CHAIRPERSON COUGHLIN:

3 All those in favor? Opposed?

4 Abstentions?

5 [The motion carried. Ms. Smith abstained from voting
6 on the motion.]

7 ***

8 MS. PACHTER SCHULDER:

9 Is there a motion in the matter of Bobbi
10 Jo Dehner, L.P.N., File No. 17-51-06819
11 to authorize Counsel to issue an
12 Adjudication and Order based upon
13 instructions?

14 MS. LUCHS:

15 So moved.

16 DR. O'DONNELL:

17 Second.

18 VICE CHAIRPERSON COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Ms. Smith abstained from voting
22 on the motion.]

23 ***

24 [No action was needed for Item Nos. 56 and 57.]

25 ***

1 MS. PACHTER SCHULDER:

2 Is there a motion to enter a default,
3 Deem Facts Admitted and authorize Counsel
4 to prepare Adjudications and Orders and
5 to grant the Motion for Judgment on the
6 Pleadings and authorize Counsel to
7 prepare an Adjudication and Order,
8 depending upon the case, in the matters
9 of Brandon Lynn Bancroft, L.P.N., File
10 No. 16-51-09251; Candace Bassininsky,
11 L.P.N., File No. 16-51-04562; Erin Odessa
12 Boyd, R.N., File No. 18-51-00636; Anita
13 Bradley, R.N., File No. 18-51-00431; Joan
14 Pitingolo Cicchiello, R.N., C.R.N.P, File
15 No. 15-51-10373; Carrie Dart, R.N., File
16 No. 18-51-00856; Katlyn Theresa Fuller,
17 L.P.N., File No. 17-51-012502; Andrea
18 Gosiewski, R.N., File No. 16-51-10240;
19 Erin Michelle Grey, L.P.N., File No. 18-
20 51-00702; Sara Melissa Sanchez Juan,
21 R.N., File No. 17-51-08719; Lillie K.
22 Massingill, R.N., File No. 18-51-00656;
23 Jenny Rose Persson, R.N., File No. 18-51-
24 00571; Robin Toland Kaye, R.N., File No.
25 18-51-02235; Katelynn Suzanne Larson,

1 L.P.N., File No. 18-51-00615; Debra Ann
2 Masengale, R.N., File No. 18-51-00621;
3 Faith Welsh Patterson, L.P.N., File No.
4 17-51-07816; Kimberlee Kay Pyle, R.N.,
5 File No. 14-51-06652; Maria Washington,
6 R.N., File No. 16-51-14971; Yolanda
7 Vitulli, R.N., File No. 18-51-00613;
8 Rhonda Ullrich, R.N., File No. 17-51-
9 08196; Richard Sincavage, R.N., File No.
10 18-51-005217; Katie Hartman, R.N., File
11 No. 18-51-00671; Vickie Harris, L.P.N.,
12 File No. 15-51-07347; Dustin Yates, R.N.,
13 File No. 16-51-09421; Michele L. Rice,
14 L.P.N., File No. 17-51-02511; and Marissa
15 Dalton, L.P.N., File No. 18-51-00336?

16 MS. HENDRICKS:

17 So moved.

18 MS. HERTZLER:

19 Second.

20 VICE CHAIRPERSON COUGHLIN:

21 All those in favor? Opposed?

22 Abstentions?

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

25

1 MS. PACHTER SCHULDER:

2 Is there a motion to enter default, Deem
3 Facts Admitted and authorize Counsel to
4 prepare Adjudications and Orders, for
5 which Members Hendricks, Kerns and Luchs
6 are recused, in the matters of Joy
7 Norfleet Easley, L.P.N., File No. 17-51-
8 10383; Jessica Lynn Maring, L.P.N., File
9 No. 17-51-06269; and Amelia Susan Kupak,
10 R.N., File No. 17-51-13897?

11 DR. O'DONNELL:

12 So moved.

13 MS. MALADY:

14 Second.

15 VICE CHAIRPERSON COUGHLIN:

16 All those in favor? Opposed?

17 Abstentions?

18 [The motion carried. Members Hendricks, Kerns, and
19 Luchs recused from deliberations and voting on the
20 motion. Ms. Smith abstained from voting on the
21 motion.]

22 ***

23 MS. PACHTER SCHULDER:

24 Is there a motion to deny the Motion to
25 Deem Facts Admitted in the matter of Amy

1 J. Barrett, L.P.N., File No. 17-51-05902
2 for which Members Hendricks, Kerns and
3 Luchs are recused?

4 MS. MALADY:

5 So moved.

6 MS. HERTZLER:

7 Second.

8 VICE CHAIRPERSON COUGHLIN:

9 All those in favor? Opposed?

10 Abstentions?

11 [The motion carried. Members Hendricks, Kerns, and
12 Luchs recused from deliberations and voting on the
13 motion. Ms. Smith abstained from voting on the
14 motion.]

15 ***

16 MS. PACHTER SCHULDER:

17 Is there a motion to deny the Motion to
18 Deem Facts Admitted in the matter of
19 Kathleen Fimognari, R.N., File No. 17-51-
20 08047?

21 DR. O'DONNELL:

22 So moved.

23 MS. MALADY:

24 Second.

25 VICE CHAIRPERSON COUGHLIN:

1 All those in favor? Opposed?

2 Abstentions?

3 [The motion carried. Ms. Smith abstained from voting
4 on the motion.]

5 ***

6 MS. PACHTER SCHULDER:

7 Is there a motion to adopt the Hearing
8 Examiner's Proposals in the matters of
9 Evelyn J. Bates, R.N., File No. 18-51-
10 00652; Wendy Jo Beattie, R.N., File No.
11 17-51-08810; F. Darlene Harris Buckner,
12 L.P.N., File No. 18-51-03081; Alyse
13 O'Connor Champsi, R.N., File No. 18-51-
14 00670; Suzann Marie Craker, L.P.N., File
15 No. 17-51-08480; Leslie Ellen Dutcher,
16 R.N., P.T.A., File No. 17-51-05081; Katie
17 Harlee Farmer, R.N., File No. 17-51-
18 07038; Lynn A. Pesanka, R.N., File Nos.
19 16-51-04263 and 18-51-00791; Maryalice
20 Vehoski, R.N., File No. 18-51-04279; and
21 Crista Zarilla, R.N., File No. 17-51-
22 12878?

23 MS. MALADY:

24 Motion.

25 DR. O'DONNELL:

1 Second.

2 VICE CHAIRPERSON COUGHLIN:

3 All those in favor? Opposed?

4 Abstentions?

5 [The motion carried. Ms. Smith abstained from voting
6 on the motion.]

7 ***

8 MS. PACHTER SCHULDER:

9 Is there a motion to adopt the Hearing
10 Examiner's Proposal in the matter of
11 Rebecca Shay, R.N., File No. 17-51-03403
12 for which Members Hendricks, Kerns and
13 Luchs are recused?

14 MS. MALADY:

15 So moved.

16 MS. HERTZLER:

17 Second.

18 VICE CHAIRPERSON COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Members Hendricks, Kerns, and
22 Luchs recused from deliberations and voting on the
23 motion. Ms. Smith abstained from voting on the
24 motion.]

25 ***

1 MS. PACHTER SCHULDER:

2 Is there a motion to adopt the Hearing
3 Examiner's Proposals and substitute Board
4 Orders in the matters of Miranda Caroline
5 Crouse, L.P.N., File No. 17-51-06443;
6 Katie Harlee Farmer, R.N., File No. 17-
7 51-07035; and Kathleen Shorts, R.N., File
8 No. 16-51-10218?

9 MS. MALADY:

10 So moved.

11 MS. LUCHS:

12 Second.

13 VICE CHAIRPERSON COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried. Ms. Smith abstained from voting
17 on the motion.]

18 ***

19 MS. PACHTER SCHULDER:

20 Is there a motion to authorize Counsel to
21 prepare an Adjudication and Order in the
22 matter of Beth Weaver Ness, L.P.N., File
23 No. 16-51-09135 for which Members
24 Hendricks and Coughlin are recused?

25 ***

1 THE GAVEL WAS TURNED OVER TO MS. MALADY

2 ***

3 DR. O'DONNELL:

4 So moved.

5 MS. LUCHS:

6 Second.

7 MS. MALADY:

8 All those in favor? Opposed?

9 Abstentions?

10 [The motion carried. Members Hendricks and Coughlin
11 recused from deliberations and voting on the motion.
12 Ms. Smith abstained from voting on the motion.]

13 ***

14 THE GAVEL WAS RETURNED TO MS. COUGHLIN

15 ***

16 MS. PACHTER SCHULDER:

17 Is there a motion to authorize Counsel to
18 prepare Adjudications and Orders in the
19 matters of Kwame S. Dwumaah, R.N., File
20 No. 15-51-00337; Eugenia T. Franklin,
21 L.P.N., File No. 15-5110377; Vimary T.
22 Rios, L.P.N., File No. 17-51-06865; and
23 April Ann Zink, L.P.N., File No. 17-51-
24 08426?

25 MS. MALADY:

1 So moved.

2 DR. O'DONNELL:

3 Second.

4 VICE CHAIRPERSON COUGHLIN:

5 All those in favor? Opposed?

6 Abstentions?

7 [The motion carried. Ms. Smith abstained from voting
8 on the motion.]

9 ***

10 MS. PACHTER SCHULDER:

11 Is there a motion to adopt the following
12 Adjudications and Orders: Angela Marie
13 Cabassa, C.R.N.P., R.N., File No. 17-51-
14 02603; Rafael C. Cirino, R.N., File No.
15 17-51-01353; Bobbi Jo Dehner, L.P.N.,
16 File No. 17-51-13161; Deborah Carbin
17 Epstein, R.N., File No. 14-51-00210;
18 Tonia Shalleen Fennell, L.P.N., a/k/a
19 Tonia Shalleen Salih, File No. 16-51-
20 13952; Jennifer Marie Field, R.N., File
21 No. 16-51-06893; Donna M. Hammerstone,
22 R.N., a/k/a Donna Marie Czerniak, File
23 No. 18-51-00503; Jason Christopher
24 Rostowski, R.N., File No. 16-51-05862;
25 Willaisha Sherell Rankins, L.P.N., File

1 No. 17-51-02144; Tiffany Blair Pagan,
2 L.P.N., File No. 16-51-11301; Timothy R.
3 Lewis, R.N., File No. 16-51-15006; Justin
4 Taylor, L.P.N., File No. 17-51-02051;
5 Kristi Sheets, R.N., File No. 16-51-
6 07382; Jason Scheier, R.N., File No. 17-
7 51-07811; Jinny Taylor, R.N., File No.
8 17-51-06931; Gigi Spangler, R.N., File
9 No. 17-51-08183; Julie Wilking, R.N.,
10 File No. 17-51-07930; Melissa Swank,
11 L.P.N., File No. 16-51-13563; Kyesha
12 Shaffer, L.P.N., File No. 17-51-07370;
13 Jessica Vance, L.P.N., File No. 17-51-
14 013515; Dawn Smith, R.N., File No. 17-51-
15 06070; Pamela Smith, L.P.N., File No. 16-
16 51-14257; Paige Holwood, R.N., File No.
17 18-51-00646; Desiree J. Babiarz, L.P.N.,
18 File No. 17-51-13233 and File No. 18-51-
19 02479; Stephanie Marie Bartlett, L.P.N.,
20 File No. 16-51-11935; Kathy A. Black,
21 L.P.N., File No. 16-51-09960; William
22 Mark Collins, R.N., File No. 17-51-07796;
23 Deborah Jane Deshane, L.P.N., File No.
24 18-51-00566; Allen Paul Hoffman, R.N.,
25 File No. 16-51-07274; Jeremy Randall

1 Julick, R.N., File No. 17-51-01173; Carla
2 J. Lewis, R.N., File No. 16-51-15015;
3 Bonnie Martinez, R.N., File No. 16-51-
4 15018; Jade Adawn Young, L.P.N., File No.
5 16-51-09112; Stefanie Ann Aller, L.P.N.,
6 File No. 17-51-10980; and Tian Nikeisha
7 Henderson, L.P.N., a/k/a Tian Larode,
8 File No. 15-51-12153?

9 MS. HENDRICKS:

10 So moved.

11 MS. MALADY:

12 Second.

13 VICE CHAIRPERSON COUGHLIN:

14 All those in favor? Opposed?

15 Abstentions?

16 [The motion carried. Ms. Smith abstained from voting
17 on the motion.]

18 ***

19 MS. PACHTER SCHULDER:

20 Is there a motion to adopt the Draft
21 Adjudication and Order in the matter of
22 Rebecca Ann Butler, L.P.N., File No. 17-
23 51-12791 for which Member Hertzler was
24 recused?

25 MS. HENDRICKS:

1 So moved.

2 DR. O'DONNELL:

3 Second.

4 VICE CHAIRPERSON COUGHLIN:

5 All those in favor? Opposed?

6 Abstentions?

7 [The motion carried. Member Hertzler recused from
8 deliberations and voting on the motion. Ms. Smith
9 abstained from voting on the motion.]

10 ***

11 MS. PACHTER SCHULDER:

12 Is there a motion to adopt the following
13 Draft Adjudications and Orders for which
14 Members Hendricks, Kerns, and Luchs are
15 recused: Joni Abruzzese, R.N., File No.
16 16-51-09472; Stefanie Ann Aller, L.P.N.,
17 File No. 17-51-12059; Jody D. Forker,
18 L.P.N., File No. 17-51-09044; Katie Lynn
19 Neistadt-Kissel, L.P.N., File No. 17-51-
20 08853; Ryan Sussin, R.N., File No. 17-51-
21 11896; Shaina Foust, L.P.N., File No. 17-
22 51-11247; Jessica Silva, L.P.N., File No.
23 16-51-12264?

24 DR. O'DONNELL:

25 So moved.

1 MS. MALADY:

2 Second.

3 VICE CHAIRPERSON COUGHLIN:

4 All those in favor? Opposed?

5 Abstentions?

6 [The motion carried. Members Hendricks, Kerns, and
7 Luchs recused from deliberations and voting on the
8 motion. Ms. Smith abstained from voting on the
9 motion.]

10 ***

11 MS. PACHTER SCHULDER:

12 Is there a motion to adopt the following
13 Draft Adjudications and Orders for which
14 Members Hendricks and Hertzler are
15 recused: Mary Elizabeth Fasso, L.P.N.,
16 File No. 17-51-05177; Brenda Lynne Keith,
17 L.P.N., File No. 17-51-09881; and Casey
18 Swisher, L.P.N., File No. 17-51-08805?

19 DR. O'DONNELL:

20 So moved.

21 MS. MALADY:

22 Second.

23 VICE CHAIRPERSON COUGHLIN:

24 All those in favor? Opposed?

25 Abstentions?

1 [The motion carried. Members Hendricks and Hertzler
2 recused from deliberations and voting on the motion.
3 Ms. Smith abstained from voting on the motion.]

4 ***

5 MS. PACHTER SCHULDER:

6 Is there a motion to adopt the following
7 Draft Adjudications and Orders for which
8 Members Hendricks, Hertzler and Kerns are
9 recused: David G. McDonagh, R.N., File
10 Nos. 17-51-05687 and 17-51-14386;
11 Mackenzie M. Keller, L.P.N., File No. 17-
12 51-08842; and Amy Watterson, R.N., File
13 No. 18-51-00740?

14 DR. O'DONNELL:

15 So moved.

16 MS. LUCHS:

17 Second.

18 VICE CHAIRPERSON COUGHLIN:

19 All those in favor? Opposed?

20 Abstentions?

21 [The motion carried. Members Hendricks, Hertzler, and
22 Kerns recused from deliberations and voting on the
23 motion. Ms. Smith abstained from voting on the
24 motion.]

25 ***

1 MS. PACHTER SCHULDER:

2 Is there a motion to table the request of
3 Mark J. Herkert, R.N., for an Amendment
4 to his Consent Agreement?

5 DR. O'DONNELL:

6 So moved.

7 MS. MALADY:

8 Second.

9 VICE CHAIRPERSON COUGHLIN:

10 All those in favor? Opposed?

11 Abstentions?

12 [The motion carried. Ms. Smith abstained from voting
13 on the motion.]

14 ***

15 [Vice Chairperson Coughlin recognized a letter of
16 condolence from Governor Wolf on the loss of colleague
17 Robert Ames.]

18 ***

19 [Board Members will be notified of possible dates for
20 a visit to the simulation lab at WISER.]

21 ***

22 [Ms. Miller was asked to submit the pharmacy and nurse
23 agreements to Members Hendricks, Coughlin, Hertzler,
24 and Vincent for review. Ms. Pachter Schulder
25 indicated copies of the NCSBN book were sent to

1 Committee members for review also.]

2 ***

3 Adjournment

4 VICE CHAIRPERSON COUGHLIN:

5 Anything else? Any other matters? I
6 need a motion to adjourn.

7 DR. O'DONNELL:

8 So moved.

9 MS. MALADY:

10 Second.

11 ***

12 [There being no further business, the State Board of
13 Nursing Meeting adjourned at 12:37 p.m.]

14 ***

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CERTIFICATE

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.



Adam Beck,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF NURSING
REFERENCE INDEX
October 25, 2018

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8	9:15	Official Call to Order
9		
10	9:15	Introduction of Board/Staff Members and
11		Visitors
12		
13	9:16	Adoption of Agenda
14		
15	9:17	Adoption of Minutes
16		
17	9:19	Report of Prosecutorial Division
18		
19	9:31	Regulation Update
20		
21	9:32	Legislative Update
22		
23	9:36	Report of Committees
24		
25	9:54	Report of Executive Secretary
26		
27	10:16	New Business
28		
29	10:24	Recess
30	10:29	Executive Session
31	12:11	Return to Open Session
32		
33	12:11	Motions
34		
35	12:37	Adjournment
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