

**MEETING MINUTES**

**INDIANA STATE BOARD OF HEALTH FACILITY ADMINISTRATORS**

**Tuesday,  
September 18, 2018  
10:00 a.m. in Room W064 of the  
Indiana Government Center-South  
402 W. Washington Street  
Indianapolis, Indiana 46204**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM 10:04 a.m.**

**Board Members Present:**

Jennifer Gappa  
Kathy Frank  
Shelley Rauch - Electronically  
Adrienne Shields  
Mark Wolfschlag  
Mercedes Burgos  
Kelly Borrer  
Chris Kelley

**ALL VOTES ARE ROLL CALL VOTES**

**Board Members Absent**

Brenda Buroker

**Staff**

Amy Hall, Director  
Chris Shea-Russell, Assistant Director of HFA Board  
Gordon White, Counsel for the HFA Board  
Bobbi Meis, Court Reporter

**II. ADOPTION OF THE AGENDA**

Motion made and seconded to adopt agenda amended to move the hearings as first item of business.

Kelly Borrer/Kathy Frank

**ROLL CALL VOTE**

Motion passes 8 /0/0

Jennifer Gappa - Yay	
Kathy Frank Yay	
Shelley Rauch - Electronically	Yay
Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay

Chris Kelley            Yay

**III.    ADOPTION OF THE MINUTES FROM THE July 24, 2018 MEETING**

Motion made and seconded to adopt minutes.

Jennifer Gappa/Kathy Frank

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay	
Kathy Frank    Yay	
Shelley Rauch - Electronically	Yay
Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**REPORT FOR THE ATTORNEY GENERAL'S OFFICE**

**There are currently 43 open complaints as reported from attorney general's office as reported by Tim Weber, Deputy Attorney General. There have been eight cases opened this year. Litigation is on an upward trend for the HFA Board.**

**IV.    PERSONAL APPEARANCES**

**Wellstone Regional Hospital – CE Provider Application – Did Not Appear**

**Jerrell Harville – Positive Response Renewal**

Motion made and seconded to approve the renewal application.

Kelly Borrer/Adrienne Shields

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay	
Kathy Frank    Yay	
Shelley Rauch - Electronically	Yay
Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**Jillian Kutemeier – Positive Response Renewal**

Motion made and seconded to approve renewal.

Chris Kelley/Kathy Frank

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay  
Kathy Frank Yay  
Shelley Rauch - Electronically Yay  
Adrienne Shields Yay  
Mark Wolfschlag Yay  
Mercedes Burgos Yay  
Kelly Borrer Yay  
Chris Kelley Yay

**Greg Otter – Positive Response Renewal**

Motion made and seconded to approve renewal.

Jennifer Gappa/Mercedes Burgos

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay  
Kathy Frank Yay  
Shelley Rauch - Electronically Yay  
Adrienne Shields Yay  
Mark Wolfschlag Yay  
Mercedes Burgos Yay  
Kelly Borrer Yay  
Chris Kelley Yay

**Angela Short – Positive Response Renewal**

Motion to made and seconded to approve renewal.

Shelley Rauch/Chris Kelley

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay  
Kathy Frank Yay  
Shelley Rauch - Electronically Yay  
Adrienne Shields Yay  
Mark Wolfschlag Yay  
Mercedes Burgos Yay  
Kelly Borrer Yay  
Chris Kelley Yay

**Kevin Spaugh – Positive Response Renewal**

Motion made and seconded to approve on probation to run in tandem with criminal probation. Must request to come off of probation after criminal probation is over.

Kelly Borrer/Shelley Rauch

**ROLL CALL VOTE**

Motion passes 7/1/0

Jennifer Gappa - Nay  
Kathy Frank Yay

Shelley Rauch - Electronically		Yay
Adrienne Shields	Yay	
Mark Wolfschlag	Yay	
Mercedes Burgos	Yay	
Kelly Borrer	Yay	
Chris Kelley	Yay	

**Baron Nahomakalaelii – HFA application**

Motion to deny application. Can reapply and submit AIT waiver request.

Kelly Borrer/Kathy Frank

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay		
Kathy Frank	Yay	
Shelley Rauch - Electronically		Yay
Adrienne Shields	Yay	
Mark Wolfschlag	Yay	
Mercedes Burgos	Yay	
Kelly Borrer	Yay	
Chris Kelley	Yay	

**V. ADMINISTRATIVE HEARINGS**

**Lourdes Kristine Cantore – Cause No. 2018HFA0003**

**Administrative Complaint –**

**Violation One – 840 IAC 2-1-3(1)**

Motion made and seconded – Lourdes Kristine Cantore is not in violation of 840 IAC 2-1-3(1).

Adrienne Shields /Jennifer Gappa

Motion passes 7/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Left for this hearing – will call back after the hearing is over to discuss

HEA 1245

Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**Count Two – 840 IAC 2-1-3(2)**

Motion made and seconded to find that Lourdes Christine Cantore is not in violation of 840 IAC 2-1-3(2).

Chris Kelley /Kathy Franks

Motion passes 7/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Left for this hearing – will call back after the hearing is over to discuss  
HEA 1245

Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**Count Three – 840 IAC 2-1-3(4)**

Motion made and seconded to find that Lourdes Christine Cantore is not in violation of  
840 IAC 2-1-3(4).

Jennifer Gappa/Mercedes Burgos

Motion passes 7/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Left for this hearing – will call back after the hearing is over to discuss

HEA 1245

Adrienne Shields	Yay
Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**Christopher Douglas Lung – Cause No. 2017HFA004**

**Administrative Complaint**

**Held in Default**

Jennifer Gappa/Adrienne Shields

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Electronically Yay

Adrienne Shields Yay

Mark Wolfschlag Yay

Mercedes Burgos Yay

Kelly Borrer Yay

Chris Kelley Yay

Motion made to revoke Christopher Lung's license due to his criminal conviction which is a level 6 felony; child solicitation given the nature of the case there is a request by the attorney general's office to revoke his license.

Jennifer Gappa/Mercedes Burgos

**ROLL CALL VOTE**

Motion passes 8/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Electronically Yay

Adrienne Shields Yay

Mark Wolfschlag	Yay
Mercedes Burgos	Yay
Kelly Borrer	Yay
Chris Kelley	Yay

**VI. DISCUSSION ITEMS**

- 1. HEA 1245 Discussion and Selection  
Select Entire List Shelley Rauch/Jennifer Gappa**
- 2. NAB Mid Year Meeting in Tucson Arizona – November 7-9**
- 3. HEA Discussion and Emergency Rule  
Adrienne Shields/Mercedes Burgos**

**VII. ADJOURNMENT – Meeting adjourned at 2:46**

**Motion made and seconded to adjourn**

Kathy Frank/Mercedes Burgos

Motion passes 7/0/0

Jennifer Gappa - Yay

Kathy Frank Yay

Shelley Rauch - Electronically Yay

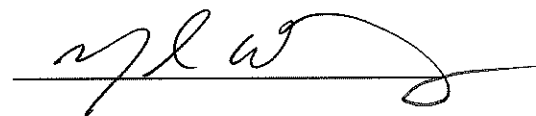
Adrienne Shields Yay

Mark Wolfschlag Yay

Mercedes Burgos Yay

Kelly Borrer Out of the Room

Chris Kelley Yay



**Mark Wolfschlag, Board Chair**