

**MINUTES FROM THE MEETING OF THE
INDIANA STATE BOARD OF NURSING
Thursday, April 15, 2021**

TO BE HELD THROUGH WEBEX
TO JOIN, CALL: (240) 454-0887
MEETING CODE: 610 915 440 or
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I. Call to Order and Establishment of Quorum

8:00 a.m.

Board Members Present:

Kim Cooper, MSN RN, Board President
Jennifer Miller, MSN RN, Vice President
Angela Morris, RN, Secretary
Mary Rock, MSN, RN, JD
Jason King, DNP, RN, CENP
Dianne Murphy, RN
Susie Newkirk, LPN

Advisory Staff:

Claire Dyer
Donald Hannah

PLA Staff:

Alyssa Servies
Toni Herron
Lisa Chapman
Rebecca Tinsley
Ashlee Gentry

II. Adoption of the Agenda

A motion was made and seconded to adopt the agenda. King/Newkirk 6-0-0

A motion was made and seconded to amend the agenda to add Ivy Tech Monthly Report as the 5th item under Education. King/Rock 7-0-0

III. Adoption of the Minutes from March 18, 2021 Board Meeting

A motion was made and seconded to approve the minutes. King/Morris 6-0-0

IV. Adoption of the Personal Appearance Recommendations from April 1, 2021

A motion was made and seconded to adopt the personal appearance recommendations. Morris/Newkirk 6-0-0

V. Adoption of Recommended Orders

A motion was made and seconded to adopt recommended orders numbered 2 through 5. Rock/Newkirk 7-0-0

A motion was made and seconded to adopt the recommended orders numbered 7 through 21. King/Rock 7-0-0

A motion was made and seconded to adopt the recommended order numbered 1. Miller/King 6-0-0. Cooper recused.

A motion was made and seconded to adopt the recommended order numbered 6. Rock/King 6-0-0. Newkirk recused.

1. Melissa Ausman
2. Christopher Kyle
3. Jessica Sadler
4. Chris Krumrei
5. Anestasha Seaton
6. Molly Winn
7. Lauren Swindell
8. Kadee Klafka
9. Stacie Osborne
10. Lori White
11. Melissa Palazzo
12. Amy Boulet
13. Collene Morris
14. Susan McCarthy
15. Emily Mejia
16. Jason Riley
17. John Patrick Hill
18. Tonya Jo Messer
19. Veronica Hedges
20. Marsha Selke
21. Carrie Kalk

VI. Indiana State Nurses Assistance Program

Program Director Tracy Traut presented the report and spoke with students about the benefits of monitoring.

VII. Education

1. Jersey College site visit petition to open ADN program – Melissa Chase MSN, RN

Melissa Chase, Greg Karzhevsky, Steven Litvack, Park Smith, Brenda Simpson, and Rachel Birri appeared on behalf of the program. Education Compliance Officer Toni Herron stated that Jersey College (JC) was headquartered in New Jersey and is seeking to open an Associate of Science in Nursing degree program in Fort Wayne, in cooperation with Lutheran Health. Ms. Herron stated that this proprietary program received authorization from the Indiana Board of Proprietary Education in December 2019. The program would be 6 semesters in length and 75 credits. The program is presented in a manner that is reminiscent of old diploma nursing programs, in that it combines much of clinical experience with didactic classroom instruction. Rather than be distinctly separate, they are more comingled than other programs the Board has seen. JC has high NCLEX results for their nursing programs currently in operation in Florida and New Jersey. Upon reviewing the student

handbook, Board President Ms. Kim Cooper had questions regarding the grading scale and student progression. Indiana statute requires a “C” for course passage and program completion in all nursing courses. Jersey College’s grading scale lists plus and minus grades. Ms. Cooper asked about how the “C” for passage would be determined and was told that a solid C of 75% would be the standard. The issue of failing a course and the process for repeating the class was discussed and JC was asked to bring back to the Board a clearer definition of the policy and how it would affect student progression. After discussion of the admission process, Ms. Cooper asked JC for further clarification of the “first come, first served” policy for admissions. In reviewing the breakdown of hours for each class, Ms. Cooper asked that JC send a more thorough breakdown of hours between lab, clinical and didactic per course. **Ms. Cooper made a motion to ask JC to provide these documents to the Board prior to a vote for final approval. If the documents can be received in a timely manner, JC will be placed on the May agenda of ISBN for final program approval. Board member Angela Morris seconded the motion. Motion carried 7-0-0.**

2. Fortis College 2020 NCLEX Results – Christopher Bell RN,DNP, EMT-P – Dean of Nursing

Dr. Christopher Bell and Dr. Sheila Burke appeared on behalf of the program. Dr. Bell has been in this position for approximately 6 weeks and has undertaken an evaluation of the program, faculty, and students. He has identified Health Assessment and Transitions/Capstone as courses important to student success, so he is teaching those courses himself. Ms. Cooper asked if he had the support needed to teach and manage the program and he said yes. Dr. Burke visits the program weekly and is available for support as needed. Ms. Cooper asked about admission times for cohorts and Dr. Bell stated that a new cohort had begun this week and the next was scheduled to begin in July. Ms. Cooper stated that there was continued concern regarding Fortis NCLEX results and that the Board would continue to monitor them. A discussion will be held at the next monthly ISBN meeting about strategies in place to improve NCLEX results. **Ms. Cooper made a motion to accept the monthly written report and Board member Dr. Mary Rock seconded. Motion carried 7-0-0.**

3. Ancilla College Monthly in Person Report – Lori Huffman RN

Ms. Huffman and Sister Michele Dvorak appeared on behalf of the program. Ms. Cooper complimented the program on their successful tracking of outliers who had graduated from the program but had yet to test. Ms. Huffman stated that there was some confusion by graduates currently working as an RN, because of the temporary permit granted by the Governor for the health care emergency. They felt that if they tested and failed, that they could not continue to work on the temporary permit. Nursing Board Director Alyssa Servies stated that the permit was just that, a temporary permit, and that the Governor could cancel the permit, and the students would have to cease working in the capacity of an RN immediately. Taking NCLEX and failing to pass would not affect the ability to continue to practice with the temporary permit. **Dr. Rock made a motion to accept the monthly report and Board member Donna Newkirk seconded. Motion carried. 7-0-0.**

4. FYI ONLY: Manchester University BSN programs earn Higher Learning Commission accreditation (see attached)

5. Ivy Tech Anderson Monthly in Person Report – Jennifer Gale MSN, RN Interim Nursing Dean

Ms. Jennifer Gale and Dr. Jewel Diller appeared on behalf of the program. Ms. Cooper recused herself as Ivy Tech is her employer and left the meeting. Ms. Gale outlined changes being made in the program after an initial assessment to identify areas of concern. Board member Jennifer Miller, Board Vice President, complimented Ms. Gale on the thorough assessment and the efforts that were in progress. Ms. Gale stated that they were trying to hire a tutor to assist students more effectively, and Dr. Diller agreed to fund the cost

of that tutor. Ms. Gale stated that there appeared to be increased faculty satisfaction and that they felt more valued because of some of the changes underway. **Dr. Rock made a motion to accept the report and Board member Angela Morris seconded. Motion carried 6-0-0.**

Since Anderson has appeared in person at the last two meetings, they will provide written reports only until the July meeting when they will return in person.

VIII. Discussion Items

1. AG Report
2. Board Director's Report
3. Dana Matthews – Recommended Order

A motion was made and seconded to amend the Recommended Order. Cooper/Rock 7-0-0

4. Rules
 - i. Education Rule Revisions
 - ii. Convictions of Concern

IX. Proposed Settlement Agreements

1. Ashley Allee
2. Shannon Foster (Goines)
3. Mary Holt
4. Eve Salyers
5. Kelly Shearer
6. Rebakah Hill

A motion was made and seconded to approve all 6 proposed settlement agreements. Miller/Rock 7-0-0.

X. Personal Appearances

1. Serah Kamau: Kamau graduated from a nursing program in 2003. She was licensed in the Caribbean until 2017. She has failed the NCLEX once in Indiana and twice in Florida. **A motion was initially made and seconded to deny the application with a vote of 7-0-0. The motion was then rescinded by a vote of 7-0-0 after it was determined that PLA had allowed Kamau to test in 2020, despite graduating in 2003. A final motion was made and seconded to allow Kamau to test one time after completing a review course and receiving a predictor score of passing within 6 months of her appearance. King/Cooper 7-0-0.**
2. Kimberly Boldt: Boldt's Indiana license expired in 2015, but she has been practicing in Michigan since 2000. **A motion was made and seconded to renew her license. Miller/King 7-0-0.**
3. Hope Muir: Muir failed to appear and will be reset for a second appearance.
4. Veronica Shaikh: Shaikh graduated in 2013. She has failed the NCLEX three times. **A motion was made and seconded to allow Shaikh to test one time after completing a review course and receiving a predictor score of passing within 6 months of her appearance. King/Cooper 7-0-0.**

5. Amandeep Kaur: Kaur failed the NCLEX three times. She appeared before the Board in 2020 and was told to complete a review course and receive a predictor score of passing. She did not finish a Kaplan review course, but still received an authorization to test. She tested for a fourth time and failed again. Kaur is currently enrolled in ATI. **A motion was made and seconded to deny Kaur's application as she failed to follow the Board's order previously. Cooper/Morris 7-0-0.**
6. Julia E. Gonzalez: Gonzalez let her nursing license expire in 2003. She returned to nursing in 2009 after completing a refresher course. Her license then expired again in 2011. **A motion was made and seconded for Gonzalez to enroll in a refresher course with a clinical component within 5 months of her appearance. Rock/Miller 6-0-0.**
7. Wanda Shorter: Shorter's license expired in 2016. She was convicted of healthcare fraud and three counts of aggravated identity theft. She is currently on the OIG exclusion list and therefore cannot provide services to Medicare and/or Medicaid patients. **A motion was made and seconded to deny her application. Rock/King 7-0-0.**
8. Jodi Gordon: Gordon completed nursing school and passed the NCLEX in 2004. Her license is permanently revoked in Ohio for behaviors related to drugs and alcohol. She also had a license denied in Kansas for fraud. **A motion was made and seconded to deny her application. The aggravating factors were her nursing license history in Kansas and Ohio and the length of time since she has been out of school. Cooper/Rock 7-0-0.**

XI. Appeals

1. In the Matter of the License of Christi Holford, 28162411A
Administrative Cause No. 2020 NB 0175
Respondent: Present without counsel. Comfortable proceeding without counsel.
Witness(es): Alyssa Servies, Board Director of the Indiana State Board of Nursing
Exhibit(s): None
A motion was made and seconded to renew free and clear. Cooper/Rock 7-0-0

XII. Probation Withdrawal

11:00 a.m.

1. In the Matter of the License of Christie Jo Witty, 28184340A
Administrative Cause No. 2018 NB 0340
DAG: Ryan Eldridge
Respondent: Present with counsel, Rafael McLaughlin.
Witness(es): None
Exhibit(s): Respondent's A, A-1, and A-2
A motion was made and seconded to withdraw the probation. Rock/King 6-0-0

XIII. Final Hearings

1. In the Matter of the License of Lanell Renee Hall, 28180979A
Administrative Cause No. 2018 NB 0154
DAG: Paul Schilling
Respondent: Present without counsel. Comfortable proceeding without counsel.
Witness(es): Vickie Endicott, Community Health Network (Retired), and Sherri Taylor, OAG Investigator
Exhibit(s): State's A through G

A motion was made and seconded to deny the request for a continuance. Cooper/Rock 7-0-0.

The Board found, by three votes of 7-0-0, that the State met its burden and proved all three violations. A motion was made and seconded to place the license on indefinite probation for at least 24 months of active practice, or the length of an RMA, whichever is longer. Before petitioning for withdrawal of probation, Hall must complete an IPRP evaluation and complete a Board ordered RMA, of at least a year. Hall must complete an MMPI2 or the equivalent within 6 months of petitioning for withdrawal of probation. Hall will be fined \$500 for renewal fraud and a \$5 health records fee. Hall must complete CEUs (12 hours in medication administration, 12 in documentation, 12 hours in ethics/professionalism, and 12 in addition in nursing). While on probation, Hall must cause her employer to submit quarterly reports and a signed board order. Hall should be in a role that requires on-site supervision for the entire length of probation. She may not be in a supervisory role for the entire length of probation. The aggravating factors identified were significant practice concerns, a lack of accountability, and the practice concerns that are not consistent with acceptable nursing practice. Rock/Miller 7-0-0

2. In the Matter of the License of Tara A. Pousson, 28184461A
Administrative Cause No. 2017 NB 0106
DAG: Paul Schilling
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to deny the request for a continuance and to issue an NOPD. Cooper/Morris 6-0-0.

3. In the Matter of the License of Kimberly Denise Shelton, 27046443A
Administrative Cause No. 2018 NB 0256
DAG: Ryan Eldridge
Respondent: Present without counsel. Comfortable proceeding without counsel.
Witness(es): Brittany Snow, OAG Case Analyst
Exhibit(s): State's A, B, C, & D
The Board found, by three votes of 6-0-0, that the State met its burden and proved all three violations. A motion was made and seconded to place the license on indefinite suspension for at least 12 months. Before petitioning for reinstatement, Shelton must complete an IPRP evaluation and enter into RMA, if recommended. Shelton will be fined \$500 for renewal fraud. Shelton must complete CEUs (12 hours in professionalism, 12 hours in ethics/legal issues and 12 in documentation). 6 months before petitioning for reinstatement, Shelton must complete an MMPI2 or the equivalent. The aggravating factors identified were a lack of accountability, inconsistencies in Shelton's statements, Shelton working without a license, patient abandonment, and fraudulent records. Cooper/King 6-0-0

4. In the Matter of the License of Priscilla Jane Bex, 27053361A
Administrative Cause No. 2019 NB 0053
DAG: Hilary Brown
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to issue an NOPD. King/Rock 7-0-0.

XIV. Petitions for Summary Suspension

1. In the Matter of the License of Crystal Lawson, 28174743A
Administrative Cause No. 2021 NB 0009
DAG: Nicholas Hart
Respondent: Not present.
Witness(es): Cara Kelly, IPRP
Exhibit(s): State's Exhibits A, B, & C
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. Rock/Murphy 7-0-0

2. In the Matter of the License of Jeffrey Figert, 27063585A
Administrative Cause No. 2021 NB 0061
DAG: Whitney Cooper
Respondent: Present without counsel. Comfortable proceeding without counsel.
Witness(es): Alyssa Smith, Millers Merry Manor; Casey Morrison, DON Rolling Meadows; and Brooke Gibson, Administrator at Rolling Meadows
Exhibit(s): State's Exhibits 1, 2, 3, 4, & 5; Respondent's Exhibit A
A motion was made and seconded to not summarily suspend the nursing license for 90 days. Cooper/Morris 7-0-0

3. In the Matter of the License of Jennifer Austin, 28175066A
Administrative Cause No. 2021 NB 0065
Re: Agreed Suspension
DAG: Paul Schilling
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. King/Rock 7-0-0

4. In the Matter of the License of Tina A. England, 28167957A
Administrative Cause No. 2018 NB 0324
Re: Agreed Suspension
DAG: Paul Schilling
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. Rock/King 7-0-0

5. In the Matter of the License of Timothy Jackson, 28214580A
Administrative Cause No. 2021 NB 0055
DAG: Natalie Stidd
Respondent: Present without counsel. Comfortable proceeding without counsel.
Witness(es): Brittany Smith, OAG Case Analyst
Exhibit(s): State's Exhibits A-1, A-2, A-3, B, & C
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. King/Cooper 6-0-0

6. In the Matter of the License of Connie Sneed, 27035833A
Administrative Cause No. 2021 NB 0047
Re: Agreement
DAG: Natalie Stidd
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. Rock/Newkirk 6-0-0

XV. Summary Suspension Extensions

1. In the Matter of the License of Deanna Books, 27068360A
Administrative Cause No. 2021 NB 0008
Re: Agreement
DAG: Nicholas Hart
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 60 days. Newkirk/Rock 6-0-0
2. In the Matter of the License of Patricia Sue Coffey, License No. 28117505A
Administrative Cause No. 2019 NB 0312
Re: Motion to Withdraw Petition
DAG: April Keaton
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to accept the motion to withdraw the petition for summary suspension. Morris/Cooper 6-0-0
3. In the Matter of the License of Heather Burdine, License No. 28170718A
Administrative Cause No. 2020 NB 0038
Re: Agreement
DAG: Abigail Smith
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to June. King/Newkirk 6-0-0
4. In the Matter of the License of Jennifer Albright, License No. 28202190A
Administrative Cause No. 2020 NB 0219
Re: Agreement
DAG: Abigail Smith
Respondent: Not present.
Witness(es): None
Exhibit(s): None
A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to June. King/Newkirk 6-0-0

5. In the Matter of the License of Ayanna Patterson, License No. 27072145A
Administrative Cause No. 2018 NB 0309
Re: Motion to Vacate
DAG: Hilary Brown
Respondent: Not present.
Witness(es): None
Exhibit(s): None
**A motion was made and seconded to accept the motion to vacate the summary suspension.
Cooper/Morris 6-0-0**

6. In the Matter of the License of Amanda Boyd, License No. 28193383A
Administrative Cause No. 2019 NB 0115
Re: Agreement
DAG: Whitney Cooper
Respondent: Not present.
Witness(es): None
Exhibit(s): None
**A motion was made and seconded to summarily suspend the nursing license for 63 days
and reset the hearing to June. Rock/King 6-0-0**

7. In the Matter of the License of Jennifer Adams, License No. 28162638A
Administrative Cause No. 2020 NB 0141
Re: Agreement
DAG: Abigail Smith
Respondent: Not present.
Witness(es): None
Exhibit(s): None
**A motion was made and seconded to summarily suspend the nursing license for 90 days
and reset the hearing to July. Rock/King 6-0-0**

8. In the Matter of the License of Kristin Borden, License No. 28185269A
Administrative Cause No. 2019 NB 0237
Re: Agreement
DAG: Abigail Smith
Respondent: Not present.
Witness(es): None
Exhibit(s): None
**A motion was made and seconded to summarily suspend the nursing license for 90 days
and reset the hearing to July. Rock/Murphy 6-0-0**

9. In the Matter of the License of Krystal Killey, License No. 27051773A
Administrative Cause No. 2018 NB 0254
Re: Agreement
DAG: Abigail Smith
Respondent: Not present.
Witness(es): None
Exhibit(s): None
**A motion was made and seconded to summarily suspend the nursing license for 90 days
and reset the hearing to July. Cooper/Rock 6-0-0**

10. In the Matter of the License of Tamara Crouch, License No. 28193364A
Administrative Cause No. 2019 NB 0020
Re: Agreement

DAG: Abigail Smith

Respondent: Not present.

Witness(es): None

Exhibit(s): None

A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. Rock/Murphy 6-0-0

11. In the Matter of the License of Amanda Waldrup, License No. 27074237A
Administrative Cause No. 2019 NB 0233

DAG: Hilary Brown

Respondent: Present without counsel. Comfortable proceeding without counsel.

Witness(es): Tye Dominguez, IPRP

Exhibit(s): State's Exhibits A, B, C, D, E, F, & G

A motion was made and seconded to summarily suspend the nursing license for 90 days and reset the hearing to July. Newkirk/Rock 6-0-0

XVI. Adjournment

Upcoming Board Meetings

May 6, 2021

May 20, 2021