MINUTES FROM THE INDIANA STATE BOARD OF NURSING

Thursday, January 20, 2022

HELD THROUGH WEBEX (240) 454-0887 MEETING CODE: 610 915 440 or

https://indianaenhanced.webex.com/join/plawebex

I. Call to Order and Establishment of Quorum

8:30 a.m.

Board Members Present:

Kim Cooper, MSN RN, Board President Jennifer Miller, RN, Vice President Angela Morris, RN, Secretary Jason King, DNP, RN, CENP Dianne Murphy, RN

Judy Hamblen, LPN was absent.

Advisory Counsels:

Donald Hannah Claire Dyer

PLA Staff:

Alyssa Servies Toni Herron Rebecca Tinsley Lisa Chapman Ashlee Gentry

II. Adoption of the Agenda

A motion was made and seconded to adopt the agenda. Miller/King 5-0-0.

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

A motion was made and seconded to adopt the minutes from November 18, 2021. Morris/Murphy 5-0-0.

IV. Adoption of the Minutes from December 16, 2021, Board Meeting

A motion was made and seconded to adopt the minutes from December 16, 2021. King/Morris 5-0-0.

V. Adoption of the Personal Appearance Recommendations from the December 2, 2021, ALJ Meeting

A motion was made and seconded to adopt the personal appearance recommendations from December 2, 2021, with the amendment of adding the presiding ALJ to the recommendations. Murphy/Morris 5-0-0.

VI. Adoption of Recommended Orders

- 1. Justin Sirinek
- 2. Khristal Grant
- 3. Shawn Hendricks
- 4. Tiffany Turner
- 5. Traci Patterson

A motion was made and seconded to accept the recommended orders numbered 1 through 5. Miller/Morris 5-0-0

- 6. Vanessa Beauchaine
- 7. Carol Lyons
- 8. Priscilla Bex
- 9. Jeremy McDaniels
- 10. Stacy Schuck

A motion was made and seconded to accept the recommended orders numbered 6 through 10. Murphy/Morris 5-0-0

- 11. Crystal Kincaid
- 12. Nereida Herrera
- 13. Jennifer Broaddus
- 14. Elizabeth Phares
- 15. Bridgette Parks

A motion was made and seconded to accept the recommended orders numbered 11 through 15, 14 as amended on record. King/Morris 5-0-0

- 16. Rebecca Martin/Lingeman
- 17. Rachel Hartman
- 18. Jill Conn
- 19. Kalyn Gauler
- 20. Anthony Truong

A motion was made and seconded to accept the recommended orders numbered 16 through 20. Miller/Murphy 5-0-0

- 21. Terrie Inman
- 22. Patrice Harbor
- 23. Jessica Ben Lamine
- 24. Aimee Liter Buchanan
- 25. Sereana Carter
- 26. Kristi Carpenter
- 27. Christie Dittman
- 28. Cathy Baughman
- 29. Amanda Sullivan

A motion was made and seconded to accept the recommended orders numbered 21 through 29. King/Miller 5-0-0

VII. Indiana State Nurses Assistance Program

The report was presented by the IPRP Program Director, Tracy Traut.

VIII. Education

1. St. Mary's College site visit report request to open direct entry MSN track – Sue Anderson PhD, RN, FNP-BC

Dr. Sue Anderson and Dr. Pamela Keresztes appeared on behalf of the program. Education Compliance Officer Toni Herron introduced findings of the site visit conducted on December 8, 2021, in conjunction with St. Mary's College request to open an MSN direct entry pre-licensure nursing program. Ms. Herron stated that there were sufficient faculty and facilities to support the addition of the program. However, Dr. Anderson stated that the college has committed to the addition of two (2) tenure track faculty upon approval to open. This program would be open to those applicants with a previous earned baccalaureate degree and those having completed certain science pre-requisites with a 3.0 GPA.

Board President Kim Cooper asked about the number of clinical hours between the direct entry MSN and the traditional BSN that is currently being taught. Dr. Anderson stated that the BSN has approximately 672 and the MSN track would have approximately 588. Several board members voiced concern about the fewer clinical hours in the MSN track. Ms. Cooper also noted the NCLEX scores for the last five (5) years, while acceptable, have ranged between 95% (2017) AND 75% (2021). Ms. Cooper noted this as a chief area of concern. Dr. Anderson stated that admission and GPA standards have been revised to address that issue.

After further discussion, Ms. Cooper made a motion to table the accreditation decision for this month and to request that St. Mary's return in February with a cross walk or side by side comparison of the BSN and MSN curricula, reflecting the didactic, clinical and lab hours for each. The Intent to Open previously submitted, with course descriptions, was sent to all Board members by Ms. Herron for their review. Board member Jennifer Miller seconded the motion. Motion passed 3-2-0.

2. Purdue University site visit report – Pamela Karagory DNP, MBA, RN, CNE, ANEF

Dr. Pamela Karagory appeared on behalf of the program. Ms. Herron stated that the site visit to Purdue had been conducted as a normal review of programs for renewal of accreditation. Ms. Herron stated that the facilities available for instruction were state of the art and all faculty were appropriately credentialed. Ms. Herron stated that she heard the concept of diversity, equity and inclusion from faculty and students alike. In discussions, students voiced how these values were included in their practice, which was appreciated. Ms. Herron stated that there was a miscommunication between the admissions department and the College of Nursing regarding admits to the college for Fall 2021. The usual number of admits for the program is 140 and admissions had sent offers to a higher than usual number, and 195 accepted. Dr. Karagory praised the faculty for the ability to accommodate these increased number of students but stated that the need for more space was the most difficult aspect. Based on the results of the site visit, Ms. Herron recommended renewing full accreditation. Board member Dianne Murphy moved to renew full accreditation and Board member Dr. Jason King seconded. Motion passed 5-0-0.

- 3. Monthly written reports
 - i. Ancilla College of Marian University
 - 1. Name change to Marian University's Ancilla College effective
 - 2. Rebecca Zellers DNP, RN appointed new Assistant Dean of Nursing effective December 27, 2021 (CV attached)

Dr. Dorothy Gomez and Dr. Rebecca Zellers appeared on behalf of the program. Dr. Gomez stated that currently 17 students remain in the Ancilla teach out program. Four (4) students filed appeals for progression. One (1) was successful and three (3) were denied. Dr. Gomez stated that additions such as ATI for NCLEX success have been added to assist the students. As requested by the Board, there is now an onsite faculty member teaching didactic for pediatrics. Ms. Cooper complimented Dr. Zellers on her broad range of experience and directed the Board to Dr. Zellers CV in the packet. Board member Jennifer Miller moved to approve the report and Board member Angela Morris seconded. Motion passed 5-0-0.

ii. Fortis College

Board members voted to accept the report as submitted. Miller/Morris 5-0-0.

IX. Discussion Items

- 1. OAG Report
- 2. Proposed Orders for 2016 NB 0182
 - i. A motion as made and seconded to adopt the State's proposed recommended order. King/Cooper 5-0-0
- 3. Board Elections
- 4. ALJ Dates for Renewal PAs and Hearings

X. Proposed Settlement Agreements

- 1. Ann Pfeiffer: A motion was made and seconded to accept the agreement. Cooper/King 5-0-0.
- 2. Kristin Borden: A motion was made and seconded to accept the agreement. Murphy/King 5-0-0.
- 3. Angela Muscutt: A motion was made and seconded to deny the agreement. Cooper/Miller 5-0-0.
- 4. Todd Squires: A motion was made and seconded to accept the agreement. Murphy/King 5-0-0.
- 5. Constance Glidewell Marks: A motion was made and seconded to accept the agreement. Cooper/King 5-0-0.
- 6. Melinda Blake: A motion was made and seconded to deny the agreement. Morris/Murphy 5-0-0.
- 7. Tracy Desnoyers: A motion was made and seconded to deny the agreement. King/Morris 5-0-0.

XI. Motions to Dismiss

1. In the Matter of the License of Jacqueline Anderson, 28211379A Administrative Cause No. 2021 NB 0141

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

 In the Matter of the License of Melissa Caskey, 27038922A, 28177006A Administrative Cause No. 2019 NB 0048

A motion was made and seconded to dismiss the matter without prejudice. Cooper/Miller 5-0-0.

3. In the Matter of the License of Jennifer Daniel, 28221331A Administrative Cause No. 2020 NB 0250

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

4. In the Matter of the License of Lauren Drake, 28250288A Administrative Cause No. 2020 NB 0251

A motion was made and seconded to dismiss the matter without prejudice. Murphy/King 5-0-0.

5. In the Matter of the License of Kayla Easton, 28246136A Administrative Cause No. 2021 NB 0130

A motion was made and seconded to dismiss the matter without prejudice. King/Miller 5-0-0.

6. In the Matter of the License of Tina England, 28167957A Administrative Cause No. 2018 NB 0324

A motion was made and seconded to dismiss the matter without prejudice. Miller/Murphy 5-0-0.

7. In the Matter of the License of John Everhart, 28092467A Administrative Cause No. 2020 NB 0208

A motion was made and seconded to dismiss the matter without prejudice. Morris/King 5-0-0.

8. In the Matter of the License of Kevin Farley, 28218019A Administrative Cause No. 2020 NB 0139

A motion was made and seconded to dismiss the matter without prejudice. Murphy/Morris 5-0-0.

9. In the Matter of the License of Paige Gilbert, 28125633A Administrative Cause No. 2021 NB 0100

A motion was made and seconded to dismiss the matter without prejudice. Morris/Murphy 5-0-0.

10. In the Matter of the License of Nicole Graber, 28174787A Administrative Cause No. 2021 NB 0194

A motion was made and seconded to dismiss the matter without prejudice. Morris/King 5-0-0.

11. In the Matter of the License of Jeremy Kindle, 28231591A Administrative Cause No. 2020 NB 0206

A motion was made and seconded to dismiss the matter without prejudice. Morris/Murphy 5-0-0.

12. In the Matter of the License of Laura Knox, 28086928A Administrative Cause No. 2021 NB 0051

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

13. In the Matter of the License of Christy Lewis (f.k.a., Christy Raszkowski), 28140810A Administrative Cause No. 2021 NB 0128

A motion was made and seconded to dismiss the matter without prejudice. Morris/King 5-0-0.

14. In the Matter of the License of Angel McGavic, 28186108A Administrative Cause No. 2021 NB 0135

A motion was made and seconded to withdraw the State's motion to dismiss. Miller/Morris 5-0-0.

15. In the Matter of the License of Carol Reynolds, 28130777A Administrative Cause No. 2019 NB 0198

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

16. In the Matter of the License of Amy Rivers, 28208290A Administrative Cause No. 2020 NB 0214

A motion was made and seconded to dismiss the matter without prejudice. Morris/Murphy 5-0-0.

17. In the Matter of the License of Shannon Shidler, 28194115A Administrative Cause No. 2021 NB 0168

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

18. In the Matter of the License of Ali Winningham, 28230952A Administrative Cause No. 2021 NB 0144

A motion was made and seconded to dismiss the matter without prejudice. King/Morris 5-0-0.

XII. Personal Appearances

1. Anthony Freeman: Freeman was represented by Todd Ess. Freeman answered positively to question #5 on his 2021 renewal application. He is currently working at West Bend. He had previously been working at a different nursing home. The order changed on an antibiotic from IM to IV. Freeman planned on giving antibiotic IV route, but pharmacy had not delivered it. Freeman did have the IM prescription available. He called to ask the DON and on-call doctor but did not receive a call back. The patient had been receiving it IM, so he knew the patient would not have an adverse reaction. Instead of waiting to give IV order (waiting for DON to call back), Freeman gave the antibiotic IM ("right patient, right dose, right time"). Doctor disagreed with actions; Freeman reported it to his DON. Freeman was suspended and then terminated because of it. Freeman completed CEUs in medication administration. Letters of recommendation and current evaluations show he has not had any new discipline at his current place of employment. Freeman reported that today that he would wait for the doctor or call the pharmacy in order for the medication to be administered. He now understands that he does not have authority to make those calls on medication administration; he must follow the doctor's order. A motion was made and seconded to renew his license free and clear. Murphy/Morris 5-0-0.

2. Christine McBride: McBride answered positively on her renewal application. Her license expired in 2018. While working for the VA in Illinois, she tested positive for methamphetamine (in 2017) after a concerned team member approached her. She had been going through a rough time with her husband and hung out with the "wrong crowd." She moved to Missouri and was licensed there. While in Missouri, she voluntarily surrendered her license in Illinois based on her actions; therefore, her Missouri license was disciplined (probation). She has recently relocated to Indiana. She last worked in March of 2020 and last had a substance use evaluation at the end in 2019. A motion was made and seconded to renew on probation for a minimum of three years of active practice. She may not work until she has an IPRP evaluation, MMPI-2 (or IPRP equivalent), those results must be forwarded to IPLA for review. RMA must be at least one year. No charge nurse or preceptor for 6 months, may not work shifts greater than 16 hours, may not accept travel nurse, or travel nurse related contracts, no hospice, no schools, must have on-site supervision from place of employment. CEUS (6 in self-care, 6 in drug abuse). IPRP – any missed drug screens, check ins, abnormal findings, do results in board notifications. Employer must submit QRs, SBO, notification of employment status changes, contact and employment. Agg: meth use w/ positive screen at work, reported meth use for weeks, surrendered license in IL, probationary license in MO; choppy work history. Cooper/Morris 5-0-0. Licensee agrees to terms.

XIII. Final Hearings

1. In the Matter of the License of Tamika Gentry, 27067286A

Administrative Cause No. 2020 NB 0135

DAG: Carah Rochester

Respondent: Present without counsel. Comfortable proceeding without.

Witness(es): Brittany Snow, OAG; Rebecca Tinsley, PLA

Exhibit(s): State's Exhibits A and B

The state met its burden and found positive findings on both violations.

A motion was made and seconded to place the license on indefinite probation for at least one year of active practice. While on probation, Gentry is to cause her employer to submit quarterly reports and a signed board order. She is to complete CEUs (12 in professionalism and 4 in boundaries), pay a \$500 fine for renewal fraud. While on probation, she is to have no supervisory roles or unsupervised roles. The aggravating factors included: the photographs, demeanor during hearings, and admission of other suspensions. Murphy/King 5-0-0

2. In the Matter of the License of Alice Zornes, 27072134A

Administrative Cause No. 2020 NB 0233

DAG: Sha'na Harris Terry Respondent: Not present

The state requested a notice of proposed default. King/Miller 5-0-0.

3. In the Matter of the License of Amy Rivers, 28208290A Administrative Cause No. 2020 NB 0214

A motion was made and seconded to dismiss the matter without prejudice. Morris/Murphy 5-0-0.

4. In the Matter of the License of Marianne Dickey, 28100114A, 71003302A

Administrative Cause No. 2020 NB 0129

DAG: Autumn Murphy

Respondent: Present without counsel. Comfortable proceeding without. Witness(es): Brittany Snow, OAG; Connie Brandes, Franciscan Health

Exhibit(s): State's Exhibits A through I

The state moved to dismiss Count 1, since the Respondent's APRN license was expired. A motion was made and seconded. Cooper/King 5-0-0.

The state met its burden and found positive findings on the rest of the violations.

A motion was made and seconded to suspend the license for at least a year. Dickey must obtain an MMPI-2 and submit the results to PLA. Within 30 days of petitioning to reinstate from suspension, she must submit a second MMPI-2. While on suspension, she is to complete CEUS (12 in professionalism, 12 in boundaries, 12 in addiction), pay a \$500 fine for renewal fraud and a \$500 fine for the other violations and \$5 health record fee.

The aggravating factors included: a severe absence of boundaries, lack of understanding of role of registered nurse, continued minimization of action, absence of awareness of long-term narcotics use for chronic pain, and the absence of interest in public safety.

Murphy/Cooper 5-0-0.

XIV. Reinstatement

1. In the Matter of the License of Carianne Holly, 27059540A

Administrative Cause No. 2017 NB 0174

DAG: Patricia Gibson

Petitioner: Present without counsel. Comfortable proceeding without.

Witness(es): Alyssa Servies, PLA; Tracy Traut, IPRP

Exhibit(s): Petitioner's Exhibit 1

A motion was made and seconded to reinstate the license on indefinite probation for 2 years of active practice. SBO, QR, active practice; no supervisory role or preceptors for first year; no unsupervised (home health, hospice, schools) roles; follow up MMPI-2 w/in 45 days of petitioning to withdraw probation; cause her mental health provider (or similarly licensed provider) to submit quarterly mental health reports; must initiate mental health treatment within 60 days of the issuance of the final order; CEUs – 12 in professionalism/ethics; 12 in self-care/coping. Absence of QRs or mental health reports will result in OTSC; keep the board apprised of her contact information, changes in employment, changes in supervisors, or any new arrests, or changes in treatment providers.

Agg: history of failing to comply with board orders; areas of concern noted in PAI. King/Murphy 5-0-0.

XV. Petitions for Summary Suspension

1. In the Matter of the License of Dana Hoskinson, 28246275A

Administrative Cause No. 2022 NB 0007

DAG: Autumn Murphy Respondent: Not present

Witness(es): Carolyn Rowe, OAG; Rick Potter, Children and Family Services; Tye Dominguez, IPRP;

Laci Thornton, Children and Family Services

Exhibit(s): State's Exhibit A through D

A motion was made and seconded to summarily suspend the license for 90 days. King/Morris 5-0-0.

2. In the Matter of the License of Carol Bell, 28212981A

Administrative Cause No. 2022 NB 0008

DAG: Autumn Murphy

Respondent: Present with counsel, Adriana Zeljkovic

Witness(es): Mikayla Moore, OAG; Marissa Tybor, Behavioral Analyst at Neuro Psychiatric Hospital;

Mary Hawkins, Former Employee at Neuro Psychiatric Hospital Exhibit(s): State's Exhibit A (Admitted over Respondent's objection)

A motion was made and seconded to deny the summary suspension. Morris/Murphy 4-1-0.

XVI. **Summary Suspension Extensions**

1. In the Matter of the License of Pamela Huckelby, 28210269A

Administrative Cause No. 2021 NB 0136

Re: Motion to Vacate DAG: Whitney Cooper Respondent: Not present

A motion was made and seconded to vacate the hearing and the summary suspension.

King/Morris 5-0-0.

2. In the Matter of the License of Lorelei Harsha, 28127288A

Administrative Cause No. 2020 NB 0165

Re: Agreement

DAG: Carah Rochester Respondent: Not present

A motion was made and seconded to accept the agreement and summarily suspend the license for 30

days. Cooper/Morris 5-0-0.

3. In the Matter of the License of Kimberly Lakin, 27052314A

Administrative Cause No. 2019 NB 0096

Re: Motion to Vacate DAG: Patricia Gibson Respondent: Not present

A motion was made and seconded to vacate the hearing and the summary suspension.

King/Cooper 5-0-0.

XVII. Adjournment

2022 Board Meeting Dates:

February 3, 2022 February 4, 2022 February 17, 2022 March 17, 2022 **April 21, 2022** May 19, 2022 June 16, 2022 July 21, 2022 August 18, 2022

September 22, 2022

October 20, 2022

November 17, 2022

December 15, 2022