

MINUTES OF THE
INDIANA STATE BOARD OF NURSING

on Thursday August 17, 2023
at 8:30 a.m.

Indiana Government Center South
Conference Center, Room B
302 W. Washington St.
Indianapolis, IN 46204

Board Members Present:

Jennifer Miller, MSN, RN
Kim Cooper, MSN, RN
Angela Morris, RN
Jessica Harlan-York, JD
Julian Gallegos, PhD, RN, FNP-BC
Nancy Juengst, LPN
Jason King, DNP, RN
Emily Segó, DNP, RN

Advisory Counsel:

Claire Dyer
Donald Hannah

PLA Staff:

Evan Bartel
Kayla Perkins
Dinena Moore
Rebecca Tinsley
Rose Kremple

I. Call to Order and Establishment of Quorum **8:30 a.m.**

II. Adoption of the Agenda

A motion was made and seconded to adopt the agenda. Miller/Cooper 7-0-0.

III. Adoption of the Minutes

1. Minutes of the ALJ Meeting on August 3, 2023

A motion was made and seconded to adopt the minutes with edits of including mitigating factors, the ALJ's name, and definition of "typical terms." Cooper/Segó 7-0-0.

IV. Adoption of ALJ Recommendations

1. ALJ Recommendations from June 15, 2023

A motion was made and seconded to adopt the ALJ recommendations with the addition of the vote breakdown for PAs number 6 and 7 and correction of a typographical error in the second education matter. Morris/King 8-0-0.

2. ALJ Recommendations from July 6, 2023

A motion was made and seconded to adopt the ALJ recommendations. Morris/Cooper 8-0-0.

3. ALJ Recommendations from July 20, 2023

A motion was made and seconded to approve the minutes with correction of a typographical error on PA 21. Gallegos/Cooper 8-0-0.

4. ALJ Recommendations from August 3, 2023 (for only applicants that waived notice)

A motion was made and seconded to approve the minutes with addition of more explanation on the first reinstatement on the agenda. King/Gallegos 8-0-0.

V. Adoption of Recommended Orders

1. Jordan Gentry
2. Lauren Shilts
3. Melinda Stuard
4. Holly Wright
5. Carolanee Lock
6. Jasmine Chandler
7. Melissa Isle
8. Tyla Dewey

A motion was made and seconded to approve all recommended orders (1-8). Morris/King 8-0-0.

VI. Education

1. Ivy Tech Community College Lafayette construction site visit report – Sandra Fights PhD, MS, RN

A motion was made and seconded to approve the report. Morris/Sego 7-0-0 (Cooper recused).

2. Ivy Tech Community College Anderson construction site visit report – Jamie Ryan DNP, FNP-BC, RN

A motion was made and seconded to approve the report. King/Harlan-York 7-0-0 (Cooper recused).

3. Purdue University construction site visit report – Nancy Edwards PhD, MSN, FAANP

A motion was made and seconded to approve the report. Cooper/King 7-0-0 (Gallegos Recused).

4. Fortis College written monthly report

Board Vice President Cooper noted decreased contact hours for ACEN courses (Appx G). A motion was made and seconded to approve the report. Harlan-York/Gallegos 8-0-0.

5. Hondros College PN request to increase enrollment – Brenda Helvie MSN, RN

Brenda Helvie, Dr. Tawyna Lawson, and Adam Bulizak appeared on behalf of the program. Ms. Miller asked about their appearance today and Mr. Bulizak said that they had returned with the information that the Board requested at their previous appearance at the July 20, 2023 meeting. He stated that they understood the Board's request for more information regarding progression in the program and the factors found to be affecting program completion rates. The tables provided list out the numbers of students admitted and their status in the program. Per Board request at the previous meeting, the withdrawals were further defined in the categories listed in Table 1. Ms. Cooper asked if the total admissions were 446 students and that 239 remain in progression and was told that was correct. The practice of ranking applicants based on objective factors will be placed into practice for the fall admission. After discussion, it was noted that students predominantly leave the program for various reasons between the first and second terms. Several Board members asked about the communication with applicants prior to acceptance about the small number of students that complete the program. They were told that there are multiple attempts to reach students who do not return by various members of the Hondros staff, usually to no avail. Ms. Miller stated that more communication earlier in the process and building a better relationship with the students might retain more in the program. Based on the progression data presented, the Board was unwilling to approve the request to increase admissions to 100 per quarter, four times a year. Ms. Cooper made a motion to limit admissions to 40 per year, to be determined by the program with no cohort to exceed 20 students. She also moved that Hondros return in one year with data regarding admissions, outcomes and specific services provided to improve students' success and program completion. Dr. Gallegos seconded. Motion carried 8-0-0.

VII. Discussion Items

1. OAG Report

The report was delivered by Paul Schilling, Section Chief of the Medicaid Fraud Control Unit.

2. Director's Report

- i. Student Nurse Graduates
- ii. APRN Audit

1. The Board indicated that they wished to see the communication for the 2023 audit

3. ISNAP Report

The report was delivered by Tracy Traut, ISNAP/IPRP program director.

4. Scope of practice for nurse estheticians (Botox)

VIII. Proposed Settlement Agreements

1. Sherrelle Geeter
2. Carol Bell
3. Nancy Rogers
4. Krysten Reel
5. Heather Parks
6. Nicole Graber
7. Jamie Dirrim

A motion was made and seconded to approve all proposed settlement agreements (1-7). King/Sego 8-0-0.

IX. Motions to Dismiss

1. In the Matter of the License of Buffy Harness, 27035589A
Administrative Cause No. 2018 NB 0301

A motion was made and seconded to grant the motion to dismiss. Sego/Cooper 8-0-0.

2. In the Matter of the License of Erin Connor, 28220561A
Administrative Cause No. 2021 NB 0108

A motion was made and seconded to grant the motion to dismiss. Gallegos/Morris 8-0-0.

3. In the Matter of the License of Michelle Thomas, 28163427A
Administrative Cause No. 2023 NB 0125

A motion was made and seconded to grant the motion to dismiss. Harlan-York/Gallegos 8-0-0.

X. Petitions for Summary Suspension

1. In the Matter of the License of Clinton Cutler, 28271808A
Administrative Cause No. 2032 NB 0125
DAG: Rebekah Hammond
Respondent: Failed to appear
Witness(es): None
Exhibit(s): State's Exhibit 1-6

A motion was made and seconded to grant the motion for summary suspension (90). King/Morris 8-0-0.

XI. Summary Suspension Renewals

1. In the Matter of the License of Kendra Bye, 27071837A
Administrative Cause No. 2021 NB 0178
DAG: Gavin Hunter
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. King/Cooper 8-0-0.

2. In the Matter of the License of Miranda Kahn, 28212459A
Administrative Cause No. 2023 NB 0024
DAG: Natalie Stidd
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Cooper/Morris 8-0-0.

3. In the Matter of the License of Connie Sneed, 27035833A
Administrative Cause No. 2021 NB 0047
DAG: Natalie Stidd
Respondent: Failed to appear
Witness(es): None

Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Morris/Harlan-York 8-0-0.

4. In the Matter of the License of Lori Davis, 27040867A
Administrative Cause No. 2021 NB 0023
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Gallegos/Sego 8-0-0.

5. In the Matter of the License of Margaret Ajishegiri, 28260934A
Administrative Cause No. 2022 NB 0060
DAG: Natalie Stidd
Respondent: Present and comfortable proceeding without counsel
Witness(es): Margaret Ajishegiri, Abigail Rosa with ISNAP
Exhibit(s): N/A

A motion was made and seconded to renew the summary suspension for 90 days. Cooper/Sego 6-2-0.

6. In the Matter of the License of Lydia Gorbett, 28208482A
Administrative Cause No. 2023 NB 0041
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Morris/Gallegos 8-0-0. A request was made to refer to Pharmacy Board regarding Respondent's CSR.

7. In the Matter of the License of Deanne Rivera-Lach, 28162321A
Administrative Cause No. 2023 NB 0105
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 60 days. Morris/Sego 8-0-0.

8. In the Matter of the License of Erin Caine, 28212908A
Administrative Cause No. 2021 NB 0132
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. King/Morris 8-0-0.

9. In the Matter of the License of Jamie McCracken, 27034094A

Administrative Cause No. 2021 NB 0036
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Gallegos/Morris motion to renew 8-0-0.

10. In the Matter of the License of Kendra Nelson, 27074837A
Administrative Cause No. 2021 NB 0111
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s): State's Exhibit 1

A motion was made and seconded to renew the summary suspension for 90 days. King/Cooper 8-0-0.

11. In the Matter of the License of Jodi Jackson, 27074751A
Administrative Cause No. 2022 NB 0038
DAG: Natalie Stidd
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Morris/Sego 8-0-0.

12. In the Matter of the License of Jennifer Wilson, 28094839A
Administrative Cause No. 2023 NB 0096
DAG: Natalie Stidd
Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. King/Cooper 8-0-0.

13. In the Matter of the License of Cassandra Bass, 28090450A
Administrative Cause No. 2023 NB0071
DAG: Autumn Murphy
Respondent: Failed to appear
Witnesses: None
Exhibits: None

A motion was made and seconded to renew the summary suspension for 90 days. Sego/Harlan-York motion to renew 8-0-0.

XII. Final Hearings (11:00 a.m.)

1. In the Matter of the License of Suzi Frye, 28246417A
Administrative Cause No. 2021 NB 0118
DAG: Gavin Hunter

Respondent: Failed to appear
Witness(es): None
Exhibit(s): None

A motion was made and seconded to issue a notice of proposed default for Respondent's failure to appear. Gallegos/King 7-0-0 (At this point in the agenda, Board Vice President Cooper left the meeting).

2. In the Matter of the License of Paige Gilbert, 28125633A
Administrative Cause No. 2022 NB 0053
DAG: Paul Schilling
Respondent: No show
Witness(es): N/A
Exhibit(s): N/A

Schilling moved to continue the hearing. A motion was made and seconded to grant the motion to continue. Gallegos/King 7-0-0.

3. In the Matter of the License of Michelle Thomas, 28163427A - CONTINUED
Administrative Cause No. 2021 NB 0066
4. In the Matter of the License of Connie Sneed, 27035833A - CONTINUED
Administrative Cause No. 2021 NB 0047
5. In the Matter of the License of Victoria Halsey, 28254528A
Administrative Cause No. 2021 NB 0105
DAG: Hilary Brown
Respondent: Victoria Halsey, present and comfortable proceeding without counsel
Witness(es): Victoria Halsey, Brittany Ulrey, Abigail Rosa with ISNAP, Rebecca Tinsley with IPLA
Exhibit(s): P's Exhibit A admitted (no objection); Ex B admitted (no objection); R's Ex. 1 admitted (no objection)

Finding in favor of state on count I, in favor of Respondent on count II. A motion was made and seconded to place Respondent's license on probation for a minimum of 1 year of active nursing practice, compliance with ISNAP, quarterly reports, MMPI2, supervision with narcotics, \$5 fee + cost of proceedings, sign RMA, no home health, no supervisory roles. King/Sego 7-0-0.

6. In the Matter of the License of Casey Taylor, 27064912A
Administrative Cause No. 2022 NB 0051
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): N/A
Exhibit(s): N/A

A motion was made and seconded to issue a notice of proposed default for Respondent's failure to appear. Segó/Morris motion 7-0-0.

7. In the Matter of the License of Angella Farris, 28158138A
Administrative Cause No. 2022 NB 0004
DAG: Whitney Cooper
Respondent: Angella Farris, present and comfortable proceeding without counsel
Witness(es): Angella Farris

Exhibit(s): Respondent's Exhibits A, B, and C (each exhibit is a letter of support)

Filed stipulations of fact & law. A motion was made and seconded to impose discipline of a Letter of Reprimand and \$250 per violation (\$500 total). Mitigating factors: truthful & forthcoming, took responsibility, strong letters of recommendation, lack of other issues. King/Sego 7-0-0.

XIII. Default Hearings

1. In the Matter of the License of Christina Reis, 27054749A
Administrative Cause No. 2021 NB 0218
DAG: Autumn Murphy
Respondent: Failed to appear
Witness(es): Brittany Snow with OAG, Rebecca Tinsley with IPLA, Cara Kelly with ISNAP
Exhibit(s): State's Exhibit 1

A motion was made and seconded to hold Respondent in default. King/Sego 7-0-0. The State dropped count IV from its Administrative Complaint. The Board found that the State met burden for all four counts. A motion was made and seconded to place Respondent's license on 1 year suspension or completion of criminal (whichever is longer), engage with ISNAP w/ 6 months of compliance, \$2,000 total fine, \$5 fee and cost of proceedings. King/Gallegos 7-0-0.

2. In the Matter of the License of Debra Garner, 71003612A - CONTINUED
Administrative Cause No. 2023 NB 0034
3. In the Matter of the License of Jacqueline DuPont, 28189269A
Administrative Cause No. 2021 NB 0053
DAG: Paul Schilling
Respondent: Failed to appear
Witness(es): Elizabeth Shoultes
Exhibit(s): State's Exhibits 1-5

A motion was made and seconded to hold Respondent in default. King/Morris 6-0-0.
A motion was made and seconded to revoke Respondent's license, impose the \$5 health records fee and the cost of proceedings. Gallegos/Miller 6-0-0 (At this point in the agenda, Board Member Segoe left the meeting).

4. In the Matter of the License of John White, 28139100A
Administrative Cause No. 2021 NB 0022
DAG: CLI Katie Cramer supervised by Autumn Murphy
Respondent: Failed to appear
Witness(es): Brittany Ulrey, Kara Kelley
Exhibit(s): State's Exhibits 1-5

A motion was made and seconded to hold Respondent in default. King/Morris 6-0-0.
A motion was made and seconded to impose 1 year suspension w/ engagement w/ ISNAP, \$5 health records fee plus cost of proceedings. King/Gallegos 6-0-0.

5. In the Matter of the License of Michael Miggins, 27039202A
Administrative Cause No. 2020 NB 0008
DAG: Paul Schilling
Respondent: N/A
Witness(es):

Exhibit(s):

A motion was made and seconded to hold Respondent in default. King/Morris 6-0-0.
The Board found that the State proved case on all 5 counts. A motion was made and seconded to impose indefinite suspension for 1 year, engagement with ISNAP w/ 6 months of compliance, \$5000 total fine, \$5 fee and cost of proceedings; 15 CEs in impaired nursing; 15 CEs in teamwork; 15 CEs in ethics; 15 CEs in self-care. Gallegos/Juengst 6-0-0.

XIV. Adjournment

Upcoming Board Meetings:

<u>Date</u>	<u>ALJ/Full</u>	<u>Location</u>
September 7	ALJ	Virtual
September 21	Full	Conference Room B