

MINUTES OF THE
INDIANA STATE BOARD OF NURSING

Thursday, April 20th, 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
Jason King, DNP, RN
Julian Gallegos, PhD, RN, FNP-BC
Judy Hamblen, LPN

Advisory Counsel:

Donald Hannah
Claire Dyer

PLA Staff:

Nicholas Hart
Toni Herron
Kayla Perkins
Dinena Moore
Rebecca Tinsley
Rose Kremple

Court Reporter:

Lindsay Todd

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 with the addition of “Student Nurses” as a discussion item. Cooper/Morris 6-0-0.

III. Adoption of the Minutes

1. Minutes of the Meeting on March 16, 2023
2. Minutes of the Meeting on April 6, 2023

A motion was made and seconded to adopt the minutes from March 16, 2023. King/Cooper 6-0-0.
A motion was made and seconded to adopt the minutes from April 6, 2023. Hamblen/Morris 6-0-0.

IV. Adoption of ALJ Recommendations

1. Adoption of the ALJ Recommendations of March 2, 2023
2. Adoption of the ALJ Recommendations of March 16, 2023

A motion was made and seconded to adopt the ALJ Recommendations of March 2, 2023. King/Hamblin 6-0-0.

A motion was made and seconded to adopt the ALJ Recommendations of March 16, 2023. King/Gallegos 6-0-0.

V. Adoption of Recommended Orders

1. Abbass Aminou
2. Melissa Anthony
3. Julie Clark
4. James Goeglein
5. Alexia Harris
6. Renee King
7. Jannifer Riley
8. Amy Rivers
9. Bobbisue Ringham
10. Caitlin Tempel
11. Kelsea Densford
12. Mandi Derrick
13. Dana Barnes
14. Alexis Baughey
15. Morgan Combs
16. Aimee Bolde
17. Tracy Bowers
18. Mary Boyd
19. Amy Crow
20. Jennifer Cummins
21. Angela Funk
22. Christina Gullett
23. Stephanie Haley
24. Megan Hudson
25. Sarah Jones
26. Melissa Maddox
27. Deanna McAllister
28. Megan Parsanko
29. Cynthia Miller
30. Robert Pickett
31. Jasemine Patterson
32. Aaron Plowman
33. Sue Richey
34. Ashlynn Racine
35. Amanda Ronquillo
36. Amii Ross
37. Stephanie Secrest
38. Kelly Shearer
39. Bobi Sumwalt

40. Jordan Wagner
41. Kelly Watt
42. Ashley Woods
43. Monyae Young
44. Jennifer Zinn

A motion was made and seconded to approve Recommended Orders 1-30. Gallegos/Hamblen 6-0-0.

A motion was made and seconded to approve Recommended Orders 31 & 32. Hamblen/Cooper 6-0-0.

A motion was made and seconded to approve Recommended Order 33 with the correction of adding “active practice” scrivener’s error. King/Hamblen 6-0-0.

A motion was made and seconded to approve Recommended Orders 34 & 35. Hamblen/Gallegos 6-0-0.

A motion was made and seconded to approve Recommended Order 36 with the correction of the date in paragraph 5 of the order. Miller/Cooper 6-0-0.

A motion was made and seconded to deny Recommended Order 37. Miller/Cooper 6-0-0.

A motion was made and seconded to approve Recommended Orders 38-40. King/Cooper 6-0-0.

A motion was made and seconded to approve Recommended Order 41. King/Cooper 6-0-0.

A motion was made and seconded to approve Recommended Orders 42-44. Hamblen/King 6-0-0.

VI. Education

1. Fortis College monthly report – Kristi Schoen MSN, RN and Dr. Elaine Foster, VP, Nursing, Fortis College

Ms. Schoen announced to the Board that she was resigning her position effective May 19, 2023. She wanted to make sure an adequate transition plan was in place before she resigned. Dr. Melvin Bolden will serve as interim while a national search is underway. The Board expressed gratitude for the efforts that Ms. Schoen has made to improve the program in the year that she has been in the role and wished her well on her future. Board President Jennifer Miller asked Dr. Foster to explain the plan for Fortis moving forward. Dr. Foster stated that there has been difficulty in identifying why this campus in particular is struggling. She stated that Fortis has 18 campuses total that have ASN programs, and the pass rates at other campuses are as high as 90’s, in addition to a couple others that are in the 30’s and 50’s. She stated national (corporate) teams from compliance, NCLEX, retention and curriculum are all working on the problem. She stated that they have hired 3 NCLEX coaches to work virtually with students to try and improve NCLEX results, but they will not connect with students until the end of the program.

Ms. Miller stated that she was struggling with the fact that there was not an action plan in place to address the issues that have been repeatedly identified. Dr. Foster replied that she was not aware that an action plan was expected. Board member Kim Cooper asked if the campus had a Systematic Plan of Evaluation (SPE). Dr. Foster said each campus is responsible for developing the SPE and she answers questions, provides assistance when requested. She clarified that she is not the supervisor of the deans, they each report directly to the campus president. Ms. Cooper asked Mr. Hardin if he was familiar with the SPE, and he was not. Ms. Cooper explained the purpose of the SPE for Mr. Hardin and identified it as one of the areas of concern. Board member Dr. Jason King said that, in the practice arena, a root cause analysis would have been completed to identify the problem and that has not been done here. Ms. Cooper asked about preparation for the students for the NextGen NCLEX and Dr. Foster confirmed about only 15% of questions on the national standardized exam are tailored to meet NextGen. Ms. Cooper highly suggested Mountain Measure Reports which would identify areas of weakness with student testing. Ms. Cooper asked Mr. Hardin if he was networking in the community and he is not. Ms. Cooper stated that nursing is doing the work but is not getting the support that it needs to make things turnaround. Ms. Cooper stated that things are broken foundationally. For the next meeting, Ms. Cooper would like the

results of a deep dive into Mountain Measure reports, a Systematic Plan of Evaluation and an Action Plan. Motion to accept the report Gallegos/King 6-0-0.

2. Ancilla College – 2023 first quarter written report

The teach out continues. 2 ASN and 1 LPN-ASN student remain. There are 12 students remaining in the pre-BSN nursing courses at Ancilla. Motion to accept the report Cooper/Hamblen 6-0-0.

3. FYI ONLY – Ivy Tech Richmond temporary request for virtual education

Due to a hazardous material spill in Richmond several weeks ago, the campus had to close. Nursing asked proactively for permission to present classes virtually while the campus was closed. This only involved a Friday – Monday until they were allowed back on campus.

4. NCLEX Concerns

i. Bethel University ADN – Deborah Gillum PhD., MSN, RN

Dr. Gillum appeared on behalf of the program. Dr. Gillum identified that a novice faculty member and a university policy for enhanced retention of under-performing students during Covid affected pass rates. Faculty development has been strengthened and effort to prepare graduates for the NextGen NCLEX are underway. Ms. Herron stated that Q1 2023 NCLEX results have shown improvement. Motion to accept Cooper/Hamblen 6-0-0.

ii. University of Indianapolis BSN – Norma Hall DNP, RN

Dr. Norma Hall appeared on behalf of the program. She stated that, like other programs, the changes to virtual instruction and reduced clinical opportunities necessitated by Covid affected student performance. They developed an action plan, which is in the Board's packet for review. It included curriculum revision, academic success coach, and better integration of NCLEX prep resources. Motion to accept King/Gallegos 6-0-0.

iii. University of Saint Francis Fort Wayne ADN – Carol Yoder DNP, RNC

Dr. Carolyn Yoder appeared on behalf of the program. She identified several factor that played a role in the decline in test scores including virtual presentation of curriculum; changes in university administration and faculty benefits; and the retirement of the program directors at both Crown Point and Fort Wayne. There was also 100 % turnover of med surg faculty. Various measures were instituted to support faculty and have shown improvement in scores. Ms. Cooper stated that their use of ATI constituted high stakes testing, that the Board does not support. Dr. Yoder stated they would revise the policy to eliminate the high stakes testing aspect. Motion to accept Cooper/Morris 6-0-0.

iv. Ivy Tech Community College South Bend ASN – Sharvon Robinson MSN, RN

Sharvon Robinson appeared on behalf of the program. Board member Kim Cooper left the room due to a conflict through employment by Ivy Tech. Issues were identified with admission scores on standardized tests, grades of students in pre-requisite courses and performance of students required to repeat a class. Other factors were provided in the report in the Board's packet and an action plan has been developed to mitigate each. Faculty turnover and experience of new faculty was also identified. Motion to accept Morris/Gallegos 6-0-0.

v. Vincennes University ASN – Jill Alsman DNP, MSN Ed., RN

Jill Chrispell and Jill Alzman appeared on behalf of the program. A root cause analysis was done which revealed online course fatigue as a result of Covid restrictions- students “checked out”. As with other programs, academic dishonesty was also identified as evidenced by unusually high exam grades as compared to previous cohorts. They also identified that the students were working more hours than were recommended as a result of Covid opportunities. Action plans were developed for each factor identified and MS. Herron stated that Q1 2023 NCLEX results were improved. Motion to accept Hamblen/Cooper 6-0-0.

VII. Discussion Items

1. OAG Report

Paul Schilling, Section Chief of the Medicaid Fraud Control Unit of the Office of the Indiana Attorney General, gave the report.

2. Director’s Report

i. Options for Nursing Refresher Course with Clinical Component

The Board discussed the possibility of an alternate program option for the didactic portion of the nursing refresher course with a clinical component. The Board discussed allowing PLA to collect information about courses to bring to the Board.

ii. APRN Audit Update

3. ISNAP Report

Tracy Traut, Program Director of IPRP/ISNAP, gave the report.

4. Student Nurses

The Board discussed whether “student nurses” could be employed outside of their educational programs.

VIII. Proposed Settlement Agreements

1. Robin Schiavone
2. Michele Peconge
3. Daniel Livingston
4. Kaci Zimmerman
5. Courtney Leisch
6. Jennifer Civitarese
7. Terry Vessels
8. Shannon Dalton
9. Twyla Milam
10. Brittany Hess
11. Cyerra Callon (Zink)
12. Carol Sanders
13. Jordan (Tillison) Crousore
14. Wendy Cox

A motion was made and seconded to approve proposed settlement agreements 1-5. Hamblen/Gallegos 6-0-0.

A motion was made and seconded to approve proposed settlement agreement 6 pending edit to the agreement by the parties. Cooper/King 6-0-0.

A motion was made and seconded to approve settlement agreement 7. 6-0-0.

A motion was made and seconded to deny proposed settlement agreement 8. King/Hamblen 6-0-0.
A motion was made and seconded to approve proposed settlement agreements 9-13. King/Gallegos 6-0-0.
A motion was made and seconded to approve proposed settlement agreement 14. King/Gallegos 6-0-0.

IX. Motions to Dismiss

1. In the Matter of the License of Kimberly Bandy, 28138493A
Administrative Cause No. 2021 NB 0109

A motion was made and seconded to grant the motion to dismiss. Gallegos/Miller 6-0-0.

2. In the Matter of the License of Dean Kelly, 28083939A
Administrative Cause No. 2022 NB 0082
3. In the Matter of the License of Mallori Vowels, 27077136A
Administrative Cause No. 2022 NB 0029
4. In the Matter of the License of Brenda Hidalgo, 28242902A
Administrative Cause No. 2021 NB 0163

A motion was made and seconded to grant motions to dismiss 2-4 (Kelly, Vowels, and Hidalgo).
Cooper/Hamblen 6-0-0.

X. Petitions for Summary Suspension

1. In the Matter of the License of Daniel Kane, RN52410
Administrative Cause No. 2023 NB 0087
DAG: Ryan Eldridge
Respondent: Not Present
Witness(es): None
Exhibit(s): None
Re: Voluntary Suspension Agreement

A motion was made and seconded to accept the agreement to summarily suspend Respondent's compact privilege. Cooper/Hamblen 6-0-0.

XI. Summary Suspension Renewals

1. In the Matter of the License of Holly Seale, 28156964A
Administrative Cause No. 2023 NB 0008
DAG: Alex James
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. Morris/Hamblen 6-0-0.

2. In the Matter of the License of Trina Halloran, 27066468A
Administrative Cause No. 2023 NB 0009
DAG: Rebekah Hammond
Respondent: Failed to appear

Witness(es): Abigail Rosa with ISNAP
Exhibit(s): State's Exhibit 4 (CCS for Respondent's criminal case in Monroe County)

A motion was made and seconded to renew the summary suspension for 90 days. Gallegos/Morris 6-0-0.

3. In the Matter of the License of Sarah Haag, 28179042A
Administrative Cause No. 2023 NB 0002
DAG: Alex James
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for 90 days. King/Hamblen 6-0-0.

4. In the Matter of the License of David Garcia, 28230861A
Administrative Cause No. 2022 NB 0086
Re: Motion to Vacate
DAG: Ryan Eldridge
Respondent: Present with Counsel Laura Iosue
Witness(es): Respondent
Exhibit(s): None

A motion was made and seconded to accept the motion to vacate the summary suspension. King/Gallegos 6-0-0.

5. In the Matter of the License of Angelo Randazzo, RN9596507
Administrative Cause No. 2023 NB 0026
Re: Voluntary Suspension Agreement
DAG: Hilary Brown
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the motion to extend the summary suspension for 90 days. King/Cooper 6-0-0.

XII. Orders to Show Cause (10:00AM)

1. In the Matter of the License of Audrey Alcalá, 71003418A
Administrative Cause No. 2023 NB 0029
DAG: None
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent
Exhibit(s): Respondent's Exhibit 1 (Copy of collaborative practice agreement)

A motion was made and seconded to give her 5 business days provide and updated collaborative practice agreement and provide a signed sworn statement, to impose a \$1,000 fine and Letter of Reprimand. Cooper/Gallegos 6-0-0.

2. In the Matter of the License of Robin Anderson, 71004699A
Administrative Cause No. 2023 NB 0030
DAG: None

Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Toni Herron
Exhibit(s): Respondent's Exhibit 1 (Signed sworn statement between Respondent and Dr. Steven Corse), Respondent's Exhibit 2 (copy of collaborative practice agreement), Respondent's Exhibit 3 (CEUs)

A motion was made and seconded to impose a \$1,000 fine and Letter of Reprimand. Cooper/Miller 4-2-0. Fails.
A motion was made and seconded to impose \$500 fine and a Letter of Reprimand. King/Gallegos 4-2-0. Fails.
A motion was made and seconded to impose \$750 fine and Letter of Reprimand. Miller/King. 6-0-0.

3. In the Matter of the License of Doris May, 70000042A
Administrative Cause No. 2023 NB 0056
DAG: None
Respondent: Present and comfortable proceeding without counsel.
Witness(es): Respondent
Exhibit(s): None

A motion was made and seconded to give her 5 business days to submit the sworn affidavit, \$1,000 fine, Letter of Reprimand. Miller/Cooper. 6-0-0.

4. In the Matter of the License of Harold O'Brien, 71003264A
Administrative Cause No. 2023 NB 0057
DAG: None
Respondent: Present and comfortable proceeding without counsel.
Witness(es): Respondent
Exhibit(s): None

A motion was made and seconded to impose no sanctions. King/Gallegos 6-0-0.

5. In the Matter of the License of Kelly Prather, 71001368A
Administrative Cause No. 2023 NB 0058
DAG: None
Respondent: Present and comfortable proceeding without counsel.
Witness(es): Respondent.
Exhibit(s): None

A motion was made and seconded to impose no sanctions. Gallegos/King 5-0-0.

6. In the Matter of the License of Paula Stephens-Bibeau, 72000005A
Administrative Cause No. 2023 NB 0059
DAG: None
Respondent: Present and comfortable proceeding without counsel.
Witness(es): None
Exhibit(s): None

Board President Miller recused, Vice President Cooper presided as hearing officer. A motion was made and seconded to impose a Letter of Reprimand and \$1,000 fine. King/Cooper 5-0-0.

7. In the Matter of the License of Amy Weaver, 71001422A
Administrative Cause No. 2023 NB 0060
DAG: None

Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent
Exhibit(s): None

A motion was made and seconded to impose no sanctions. King/Morris 6-0-0.

8. In the Matter of the License of Lisa Ferrin, 71003812A
Administrative Cause No. 2023 NB 0033
DAG: None
Respondent: Present with counsel Todd Ess
Witness(es): Respondent
Exhibit(s): Respondent's Exhibit 1 (CEUs), Respondent's Exhibit 2 (Letter from Katrina Motley),
Respondent's Exhibit 3 (Letter from Michael Miller)

A motion was made and seconded to give her 5 business days to provide the missing CPA and sworn statement. \$1,000 fine and Letter of Reprimand. King/Cooper 6-0-0.

XIII. Default Hearings

1. In the Matter of the License of Leslie Nelson, 27058448A
Administrative Cause No. 2021 NB 0137
DAG: Ian Mathew
Respondent: Present with counsel Jennifer Lukemeyer
Witness(es): None
Exhibit(s): None

A motion was made and seconded to set aside the notice of proposed default. 6-0-0.

2. In the Matter of the License of Michael Dietz, 28241034A¹
Administrative Cause No. 2020 NB 0122
DAG: Rebekah Hammond
Respondent: Not present
Witness(es): Evan Wire with OAG
Exhibit(s): State's Exhibit A (Kentucky Board Order of Immediate Suspension for Respondent), State's Exhibit B (Respondent's 2019 Renewal Application), State's Exhibit C (Clark County Criminal Records for Respondent), State's Exhibit D (Kentucky Board Final Order for Respondent)

A motion was made and seconded to default Respondent. King/Hamblen 5-0-0.

A motion was made and seconded to revoke Respondent's license. King/Morris 5-0-0.

3. In the Matter of the License of Marjorie Hardcastle, 27065264A
Administrative Cause No. 2020 NB 0188
DAG: Rebekah Hammond
Respondent: Not present
Witness(es): Abigail Rosa with ISNAP
Exhibit(s):

A motion was made and seconded to default Respondent. King/Gallegos. 5-0-0.

¹ Board President Miller left beginning with this hearing. Board Vice President Cooper presided over this hearing forward according to the agenda.

A motion was made and seconded to suspend Respondent's license for a minimum of 2 years with a requirement that she engage in a 5 year RMA, \$5 fee, and may not lift until 2 years of complete RMA compliance. Gallegos/King. 5-0-0.

4. In the Matter of the License of Raewyn Balz, 28186284A
Administrative Cause No. 2018 NB 0297
DAG: None
Respondent: Not present
Witness(es): Tracy Traut with ISNAP, Brittany Sholtis with ISNAP, Nicholas Hart with ISBN
Exhibit(s): None

A motion was made and seconded to default Respondent. Cooper/Hamblen 5-0-0

Didn't get result

5. In the Matter of the License of Cristi Collins,
Administrative Cause No. 202 NB 0242
DAG: None
Respondent: Not present
Witness(es): Tracy Traut with ISNAP, Brittany Sholtis with ISNAP
Exhibit(s): None

A motion was made and seconded to default Respondent. Morris/Hamblen 5-0-0.

A motion was made and seconded to suspend Respondent's license for an indefinite suspension for a minimum of 6 months. She must maintain complete and full compliance in her RMA for those 6 months. \$5 health records fee. Aggravating factors: volume of missed checkins, 2 positive UDS, positive pEth, absence of transparency in communication, and Respondent's failure to appear. King/Morris 5-0-0.

6. In the Matter of the License of Jessica Kline, 28205049A
Administrative Cause No. 2021 NB 0115
DAG: Autumn Murphy
Respondent: Not present
Witness(es): Evan Wire with OAG
Exhibit(s): State's Exhibit A (Employment Records for Respondent from the Center for Hospice Care)

A motion was made and seconded to default Respondent. Hamblen/Gallegos 5-0-0.

A motion was made and seconded to revoke Respondent's license. Aggravating factors: Not present, prescribing outside practice, potential for patient harm, nefarious intent. King/Morris 6-0-0.

XIV. Final Hearings (11:30AM)

1. In the Matter of the License of Matthew Walker, 27068449A
Administrative Cause No. 2021 NB 0160
2. In the Matter of the License of Abigail Oakley, 28222573A
Administrative Cause No. 2021 NB 0064
3. In the Matter of the License of Jordan Crousore (Tillison), 28242069A – CONTINUED/PSA
Administrative Cause No. 2021 NB 0107
4. In the Matter of the License of Chauneesha Lester, 28222174A - CONTINUED
Administrative Cause No. 2021 NB 0193

5. In the Matter of the License of Courtney Leisch, 28243999A- CONTINUED/PSA
Administrative Cause No. 2021 NB 0106
6. In the Matter of the License of Jenifer Killian, 27060067A
Administrative Cause No. 2021 NB 0173
7. In the Matter of the License of Brenda Hidalgo, 28242902A – CONTINUED/Motion to Dismiss
Administrative Cause No. 2021 NB 0163
8. In the Matter of the License of Wendy Cox, 27053816A – CONTINUED/PSA
Administrative Cause No. 2021 NB 0159
9. 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 continue the matter and send to Caine as incarcerated. King/Hamblen 5-0-0.

10. In the Matter of the License of Kimberly Bandy, 28138493A – CONTINUED/Motion to Dismiss
Administrative Cause No. 2021 NB 0109

Respondents Walker, Oakley, Killian, and names were called out. None of them identified themselves. A motion was made and seconded to issue a notice of proposed default for Respondents Walker, Oakley, Killian. King/Gallegos 5-0-0.

XV. Adjournment

Upcoming Board Meetings:

<u>Date</u>	<u>ALJ/Full</u>	<u>Location</u>
May 4	ALJ	Virtual
May 18	Full	Conference Room B

