

MINUTES OF THE
INDIANA STATE BOARD OF NURSING

Thursday, May 18th, 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
Angela Morris, RN
Jason King, DNP, RN
Jessica Harlan-York, JD
Emily Segó, DNP, RN

Advisory Counsel:

Claire Dyer

PLA Staff:

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

Court Reporter:

Maggie Patterson

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. King/Segó 5-0-0.

III. Adoption of the Minutes

1. Minutes of the Meeting on April 20, 2023
2. Minutes of the ALJ Meeting on May 4, 2023

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

IV. Adoption of ALJ Recommendations

1. Adoptions of the ALJ Recommendations from April 6, 2023

A motion was made and seconded to adopt the ALJ recommendations. Miller/Harlan-York 5-0-0.

V. Adoption of Recommended Orders

1. Andrew Key
2. Genna Miller

A motion was made and seconded to adopt the recommended orders. Miller/Sego 5-0-0.

VI. Education

1. FYI ONLY:
 - i. Fortis College names Shauna Smithy DNP, MSN, RN as Dean of Nursing effective 5/15/2023 replacing Kristi Schoen MSN, RN. (CV attached) (Will attend June meeting)
 - ii. Purdue Northwest announces resignation of Dean Dr. Lisa Hopp and the appointment of Dr. Amy Fry as Interim dean effective 7/1/2023 through 6/30/2024. (CV attached)
 - iii. South College announces appointment of Dr. Lynn Patton as Campus Dean effective 5/1/2023 and will remain as Interim Nursing Dean until the position is filled. (see attached)
 - iv. Trine University announces resignation of Dr. Sharon Wiley and appoints Angel Jennings PhD, MSN, RN-BC, CDP, CNE as Interim Nursing Director effective 4/14/2023. (CV attached)
 - v. Manchester University announces the resignation of Nursing Chair Dr. Beth Schultz effective 5/19/23 and the appointment of Samantha Cussen EdS, DNP, RN as Interim Chair. (CV attached)

VII. Discussion Items

1. OAG Report

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

2. Director's Report

Nick Hart provided an update on the status of the APRN audit.

3. ISNAP Report

Brittany Sholtis, Clinical Case Manager with ISNAP, delivered the report.

VIII. Proposed Settlement Agreements

1. Amy Owen
2. Lisa Hampton
3. Paula Nelson
4. Sheila Fazio
5. Tammy Bradford
6. Yvonne Rocha
7. Christina Van Dyke
8. Stacey O'Hara
9. Teresa Gobel

A motion was made and seconded to approve proposed settlement agreements 1&3. King/Miller 5-0-0.

A motion was made and seconded to approve proposed settlement 2. The Board emphasized that deviating from precedent on the fine for renewal fraud was due to the age of the case and that negotiations began before the Board changed its precedent. Miller/Harlan-York 5-0-0.

A motion was made and seconded to deny proposed settlement agreement 4. Miller/Harlan-York 4-1-0. A second motion was made and seconded to deny proposed settlement agreement 4. Miller/Harlan-York 5-0-0.

A motion was made and seconded to approve proposed settlement agreement 5. King/Miller 5-0-0.

A motion was made and seconded to approve proposed settlement agreements 6, 8, &10. Miller/King 5-0-0.

A motion was made and seconded to approve proposed settlement agreement 7. Miller/Sego 5-0-0.

A motion was made and seconded to approve proposed settlement agreement 9. Miller/King 5-0-0.

IX. Motions to Dismiss

1. In the Matter of the License of Ashley Hill, 71012401A, 28196656A
Administrative Cause No. 2023 NB 0050
2. In the Matter of the License of Alexis Meahl, 28246997A
Administrative Cause No. 2021 NB 0110

A motion was made and seconded to grant motions to dismiss 1&2. Harlan-York/Miller 5-0-0.

X. Petitions for Summary Suspension

1. In the Matter of the License of Jennifer Wilson, 28094839A
Administrative Cause No. 2023 NB 0096
Re: Voluntary Suspension Agreement
DAG: Natalie Stidd
Respondent: Not Present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the voluntary suspension agreement. Morris/King 5-0-0.

2. In the Matter of the License of Whitney Bennett, 27071810A
Administrative Cause No. 2023 NB 0098
DAG: Hilary Brown
Respondent: Not present
Witness(es): Brittany Sholtis with ISNAP, OAG Case Analyst Brittany Smith
Exhibit(s): State's Exhibit A (Employment Records for Respondent), State's Exhibit B (Photographs of Respondent and patient), State's Exhibit C (Hancock County Criminal Records), State's Exhibit D (Hancock County Criminal Records), State's Exhibit E (Fayette County Criminal Records)

A motion was made and seconded to grant the petition for summary suspension for a period of 90 days. Morris/Harlan-York 5-0-0.

XI. Summary Suspension Renewals

1. In the Matter of the License of Tammy Bradford, 28137674A, 70000195A
Administrative Cause No. 2023 NB 0019
DAG: Rebekah Hammond
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for an additional 90 days. Morris/Harlan-York 5-0-0.

2. In the Matter of the License of Kendra Bye, 27071837A
Administrative Cause No. 2021 NB 0178
DAG: Jeremy Weddle
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for an additional 90 days. King/Morris 5-0-0.

3. In the Matter of the License of Miranda Kahn, 28212459A
Administrative Cause No. 2023 NB 0024
Re: Voluntary Suspension Agreement
DAG: Natalie Stidd
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the agreement to suspend Respondent's license for an additional 90 days. 5-0-0.

4. In the Matter of the License of Connie Sneed, 27035833A
Administrative Cause No. 2021 NB 0047
Re: Voluntary Suspension Agreement
DAG: Natalie Stidd
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the agreement to suspend Respondent's license for an additional 90 days. Segó/Morris 5-0-0.

5. In the Matter of the License of Lori Davis, 27040867A
Administrative Cause No. 2021 NB 0023
DAG: Whitney Cooper
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the agreement to suspend Respondent's license for an additional 90 days. Morris/Sego 5-0-0.

6. In the Matter of the License of Maaike Coats, 27072324A
Administrative Cause No. 2021 NB 0145
DAG: AJ Holbrook
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for an additional 90 days. Morris/Harlan-York. 5-0-0.

7. In the Matter of the License of Anthony Amundson, 28260576A
Administrative Cause No. 2022 NB 0118
Re: Motion to Vacate
DAG: Natalie Stidd
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to grant the motion to vacate. King/Morris 5-0-0.

8. In the Matter of the License of Veronica Housley, 27067884A
Administrative Cause No. 2022 NB 0081
Re: Voluntary Suspension Agreement
DAG: Paul Schilling
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to accept the agreement to suspend Respondent's license for an additional 61 days. King/Morris 5-0-0.

9. In the Matter of the License of Margaret Ajishegiri, 28260934A
Administrative Cause No. 2022 NB 0060
DAG: Natalie Stidd
Respondent: Not present
Witness(es): None
Exhibit(s): None

A motion was made and seconded to renew the summary suspension for an additional 90 days. Segó/Harlan-York 5-0-0.

XII. Final Hearings (10:30am)

1. In the Matter of the License of Jennifer Hahn, 27064384A - CONTINUED
Administrative Cause No. 2019 NB 0254
2. In the Matter of the License of Ashlee Todosijevec, 28219959A - CONTINUED

Administrative Cause No. 2022 NB 0056

3. In the Matter of the License of Brittany Elliott, 27073182A
Administrative Cause No. 2022 NB 0077
DAG: Natalie Stidd
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Board Director Nicholas Hart
Exhibit(s): State's Exhibits A, B, C, E, Respondent's Exhibits 1 & 2

A motion was made and seconded to find that the State proved all three counts. Discipline indefinite probation for not less than 24 months with a minimum of 12 months of active practice or 12 months RMA compliance, whichever longest. Supervised and no supervision for minimum of 6 months. 48 CEUS (12 self care, 12 professionalism, 12...) narcotics restriction and supervision for 12 months. No home health, hospice, school nursing. RMA intake required, compliance with RMA if one is recommended. Refresher w/ clinical component. Signed board orders, quarterly reports, \$5 health fee. Mitigating factors : transparency, accountability, compliance with IOP, compliance with criminal probation. Morris/King 5-0-0.

4. In the Matter of the License of Darlene Martin, 27070960A
Administrative Cause No. 2019 NB 0168
DAG: Natalie Stidd
Respondent: Not present
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. Morris/Harlan-York 5-0-0.

5. In the Matter of the License of Diana Juarez, 28222407A – CONTINUED/PSA
Administrative Cause No. 2019 NB 0059
6. In the Matter of the License of Jennifer Leasure, 27069712A
Administrative Cause No. 2022 NB 0054
DAG: Whitney Cooper
Respondent: Failed to appear
Witness(es): None
Exhibit(s):

King/Harlan-York 5-0-0 to issue NOPD.

7. In the Matter of the License of Nancy Rogers, 27048555A - CONTINUED
Administrative Cause No. 2019 NB 0192
8. In the Matter of the License of Rachel Scott, 27068043A
Administrative Cause No. 2022 NB 0084
DAG: Natalie Stidd
Respondent: Not present
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. King/Morris 5-0-0.

9. In the Matter of the License of Rachel West, 28171346A
Administrative Cause No. 2022 NB 0065
DAG: Alex James
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, OAG Case Analyst Kristen Ushman
Exhibit(s): State's Exhibit 1 and Attachment (Referral and Consumer Complaint), State's Exhibit 2 (Chronological Case Summary for Respondent from Clark County), State's Exhibit 3 (IPLA Records for Respondent), State's Exhibit 4 (Criminal Records for Respondent from Clark County), Respondent's Exhibit A (2 Letters from Respondent's physician Joseph Beaven)

A motion was made and seconded to find positive on all 3 counts. LoR and a \$3,000 fine. King/Morris 5-0-0.

10. In the Matter of the License of Stacey O'Hara, 28194358A – CONTINUED/PSA
Administrative Cause No. 2020 NB 0225
11. In the Matter of the License of Teresa Gobel, 28200810A – CONTINUED/PSA
Administrative Cause No. 2019 NB 0304

XIII. Default Hearings

1. In the Matter of the License of Abigail Oakley, 28222573A
Administrative Cause No. 2021 NB 0064
DAG: Paul Schilling
Respondent: Not present
Witness(es):
Exhibit(s): State's Exhibit A (Respondent's Employment records from Beacon), State's Exhibit B (Respondent's license renewal application from 2019), State's Exhibit C (Respondent's Employment records from St. Joseph), State's Exhibit D (Respondent's criminal records from St. Joseph County)

A motion was made and seconded to hold Respondent in default. Morris/Sego 5-0-0.

A motion was made and seconded to revoke Respondent's license, \$5 health records fee, and \$4,500 fine (\$1,000 for renewal fraud and \$500 apiece for each other violation). Miller/Morris 5-0-0.

2. In the Matter of the License of Jennifer Killian, 27060067A
Administrative Cause No. 2021 NB 0173
DAG: Ryan Eldridge with Certified Legal Intern Christian Montenegro
Respondent: Not present
Witness(es): OAG Investigator Evan Wire
Exhibit(s): State's Exhibit A (Consumer Complaint filed against Respondent), State's Exhibit B (Parkview Employment Records for Respondent)

A motion was made and seconded to hold Respondent in default. King/Morris 5-0-0.

A motion was made and impose a \$1,000 fine, \$5 health records fee, cost of proceedings. Indefinite probation for a minimum of 1 year including 1 year of active practice, quarterly reports, signed board

orders, all typical terms, including reporting her info to Board. 12 CEUS in professionalism/ethics, 12 HIPAA, 12 scope of practice, 12 professional boundaries (48 total). King/Morris 5-0-0.
Aggravating factors: failure to participate in the proceedings.

3. In the Matter of the License of Kylie Anderson, 28205306A
Administrative Cause No, 2020 NB 0073
DAG: AJ Holbrook
Respondent: Not present
Witness(es): Brittany Sholtis with ISNAP
Exhibit(s): State's Exhibit A (IU Health employment records), State's Exhibit B (Marion County Criminal Records), State's Exhibit C (2021 IPLA Records).

A motion was made and seconded to hold Respondent in default. Miller/Sego 5-0-0.
A motion was made and seconded to indefinitely suspend Respondent's license for a minimum of 1 year. Respondent needs to reengage with ISNAP and demonstrate a year of compliance in RMA prior to petitioning. \$1000 fine, cost of proceedings, \$5 health records fee. 12 CEUS impaired nursing, 12 self-care and coping. King/Harlan-York 5-0-0.

4. In the Matter of the License of Maaike Coats, 27072324A
Administrative Cause No. 2021 NB 0145
DAG: AJ Holbrook
Respondent: Not present
Witness(es): Brittany Sholtis with ISNAP
Exhibit(s): State's Exhibit A (Madison County Court Records for Respondent)

A motion was made and seconded to hold Respondent in default. Harlan-York/Miller 5-0-0.
A motion was made and seconded to revoke. \$5 health records fee, cost of proceedings. Miller/King 5-0-0.

5. In the Matter of the License of Matthew Walker, 27068449A
Administrative Cause No. 2021 NB 0160
DAG: Paul Schilling
Respondent: Not present
Witness(es): None
Exhibit(s): State's Exhibit A (Criminal Records for Respondent), State's Exhibit B (Employment Records for Respondent from St. Augustine)

A motion was made and seconded to hold Respondent in default. King/Morris 5-0-0.
A motion was made and seconded to indefinitely suspend Respondent's license for a minimum of 3 months. Must get an ISNAP eval and enroll if an RMA is recommended. Before petitioning for reinstatement must have 3 months ISNAP compliance, \$5 health records fee, costs of proceedings, 12 documentation CEU, 12 med admin, 12 professionalism and ethics. \$1000 fine (\$500 per count) King/Morris 5-0-0.

File consumer complaint if he answered NO to question 5 on renewal in 2022.

XIV. Adjournment

Upcoming Board Meetings:

<u>Date</u>	<u>ALJ/Full</u>	<u>Location</u>
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June 1
June 15

ALJ
Full

Virtual
Conference Room B