

Andy Beshear
Governor



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KENTUCKY BOARD OF NURSING
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Louisville, Kentucky 40222-5172
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BOARD MEETING MINUTES – DRAFT

August 20, 2020

MEMBERS PRESENT: None

**MEMBERS – VIDEO/AUDIO
PHONE CONFERENCE:**

Jessica Wilson, APRN, President
Michele Dickens, RN, Vice-President
Jana Bailey, APRN
Audria Denker, RN
David Dickerson, Citizen at Large
Jacob Higgins, RN
Kristi Hilbert, RN
Jimmy Isenberg, RN
Susan Lawson, LPN
Erica Lemberger, RN
Adam Ogle, RN
Christina Perkins, Citizen at Large
Dana Steffey, RN
Carl Vinson, LPN
Mandi Walker, RN
Robyn Wilcher, RN

MEMBERS ABSENT: None

STAFF PRESENT:

Jessica Estes, Executive Director
Eric Velazquez, Information Management Section
Kelsea Bennett, Executive Legal Secretary
Monica Shamell, Executive Administrative Secretary
Morgan Ransdell, General Counsel
Myra Goldman, Professional Support Branch Manager
Nathan Goldman, Hearing Officer

GUESTS PRESENT: None

**GUESTS AND STAFF –
VIDEO/AUDIO
PHONE CONFERENCE:**

Adrienne Harmon, Executive Secretary, KBN

Adrienne Conn Howell
Amanda Morgan, American National University
Amanda Padgett, Program Coordinator, KBN
Amy Wheeler, Staff Attorney, KBN
Anna Adams, Administrative Services Section Supervisor, KBN
Anna Marling, Case Manager/Investigator, KBN
Ann Tino, Investigation Branch Manager, KBN
Anne Veno, Norton Healthcare
Bernie Sutherland, Nursing Education Consultant, KBN
Betty Olinger
Bonnie Fenwick, Nursing Investigator, KBN
Brady Curry, American National University
Brandon McPeck, American National University
Brittany Adkins, American National University
Christina Slone, American National University
Chrissy Blazer, Nursing Investigator, KBN
Denise Vititoe, Nursing Investigator, KBN
Ellen Thomson, Nursing Investigator, KBN
Jeff Prather, Legal Services Section Supervisor, KBN
Jennifer Hart, HR Administrator, KBN
Jill Cambron, Program Coordinator, KBN
Kelli Chaney, American National University
Kim Pruitt, Nursing Practice Consultant, KBN
Laura Wagner, Information Management Section Supervisor, KBN
Lisa Dunsmore, Nursing Investigator, KBN
Lisa Sosnin, Case Manager/Investigator, KBN
Lydia Kendrick, Legal Services Section Paralegal Consultant, KBN
Michelle Gary, Program Coordinator, KBN
Michelle Rudovich, Deputy Executive Director, KBN
Melissa Haddaway, Case Manager/Investigator, KBN
Melissa Runyon, American National University
Peggy Williford, Division of Student Transition and Career Readiness
Rita Poynter, Office Coordinator, KBN
Ruby King, Credentials Branch Manager, KBN
Samantha Blair, American National University
Sandi Clark, Case Manager/Investigator, KBN
Savannah Begley, American National University
Susan Lawson, Nursing Investigator, KBN
Tina May, American National University
Tricia Smith, Compliance Branch Manager
Valerie Jones, Nursing Education Consultant, KBN
William Hamilton, American National University

CALL TO ORDER

Jessica Wilson, President, called the meeting of the Kentucky Board of Nursing to order at 10:02 a.m. on August 20, 2020, by videoconference via BlueJeans software application.

STAFF RECOGNITION

The following employees were recognized for service to the Kentucky Board of Nursing: Dr. Estes recognized Anna Adams for ten years of service. Ann Tino, Investigation Branch Manager, recognized Amanda Padgett for five years of service. Jeffrey Prather, Legal Services Section Supervisor, recognized Amy Wheeler for five years of service.

SWEARING IN OF NEW BOARD MEMBERS

Morgan Ransdell, General Counsel, swore in the following new board members by administering the oath of office: Jana Bailey, Dr. Jacob Higgins, Dr. Erica Lemberger, Dana Steffey.

ROLL CALL/DECLARATION OF QUORUM

Monica Shamell, Executive Administrative Secretary, called roll. All Board Members were present and Dr. Wilson declared a quorum.

ADOPTION OF AGENDA

A flexible agenda was adopted.

APPROVAL OF MINUTES

The minutes from the June 18, 2020 Board Meeting were approved as written.

PRESIDENT'S REPORT

Dr. Wilson thanked the board members for their willingness to serve on committees and recognized the following committee chairs: Credentials Review Panel – Robyn Wilcher, Governance – Audria Denker, Consumer Protection – David Dickerson, Education – Jimmy Isenberg, Practice – Adam Ogle, APRN Council – Mandi Walker, Dialysis Technician – Carl Vinson, CPM Council – Jimmy Isenberg.

A committee chair training and board retreat are being planned.

The NCSBN virtual meeting of delegates occurred on August 12. In addition to electing new officers 79% of delegates voted to support to approve changes to the APRN model compact language. Seven states will need to adopt the compact language in order for it to go into effect.

Dr. Estes and board staff are conducting webinars for nurses who have a primary state of residence in Indiana and who are impacted by delays in obtaining fingerprint background checks.

FINANCIAL OFFICER'S REPORT

Anna Adams, Administrative Services Supervisor presented the 2019-2020 Fiscal Year End Report and the June-July Report. The Board reviewed and accepted the reports as written.

EXECUTIVE DIRECTOR'S REPORT

The report of the Executive Director was presented and included information on the following: building; paperless process; hiring of temporary staff; technology (migrating land lines to cellular phones, fax to email system); CE broker; COIVD response; webinars being offered to improve communication with licensees; migrating from Blue Jeans to Zoom; staffing (remain at 50% in office staffing reduction, some employees have entered permanent telecommuting plans); virtual meetings; virtual training for investigators is being offered.

Indiana became a compact state effective July 1, 2020. Kentucky will allow licensees with an Indiana primary state of residence to renew this year if they have applied but have not obtained multistate licensure in Indiana. Webinars are being conducted every Tuesday through the end of September on this topic and a mass email was sent to approximately 4,000 licenses earlier this week.

Nurse Incentive Scholarship Fund (“NISF”) Scholarship Award Report and suggested changes to NISF processes were presented to the Board. Adam Ogle recused himself from the discussion. David Dickerson moved to adopt the changes to the NISF processes as presented in Attachment Five. Discussion occurred regarding when the changes will go into effect if adopted. This is not an emergency regulation; therefore, it will follow the regular process. Audria Denker seconded the motion. The motion carried with no one voting in opposition and no one abstaining from the vote.

GENERAL COUNSEL'S REPORT

The General Counsel recommended that a Memorandum and Cover Letter be presented to the Governor's Office to modify 201 KAR 20:225 (Reinstatement Applicants), 201 KAR 20:470 (Dialysis Technician Applicants) and 201 KAR 20:620 (Licensed Certified Professional Midwives Applicants) via SB150 §1(13). David Dickerson moved for approval to submit the Memorandum and Cover Letter to the Governor's Office to modify 201 KAR 20:225 (Reinstatement Applicants), 201 KAR 20:470 (Dialysis Technician Applicants) and 201 KAR 20:620 (Licensed Certified Professional Midwives Applicants) via SB150 §1(13). Carl Vinson seconded the motion. The motion carried. No one voted in opposition or abstained from voting.

The General Counsel presented the Administrative Regulation Status Report. The report was accepted as written. A comment was received regarding 201KAR20:320. A motion was made by Audria Denker to decline to modify the regulation as a result of the comment. Kristi Hilbert seconded the motion. The motion carried with no one voting in opposition and no one abstaining from the vote.

CREDENTIALS REVIEW PANEL

The reports of the Credentials Review Panel meetings held June 18, 2020 and July 16, 2020 were presented. The Board reviewed and accepted the reports as written.

EDUCATION COMMITTEE

The 2019-2020 annual report of the Education Committee meeting was presented and accepted as written.

PRACTICE COMMITTEE

The 2019-2020 annual report of the Practice Committee meeting was presented and accepted as written.

CERTIFIED PROFESSIONAL MIDWIVES ADVISORY COUNCIL

No report.

GOVERNANCE COMMITTEE

No report.

CONSUMER PROTECTION COMMITTEE

No report.

ADVANCED PRACTICE REGISTERED NURSE COUNCIL

No report.

DIALYSIS TECHNICIAN ADVISORY COUNCIL

No report.

CLOSED SESSION

The meeting was moved to closed session at 10:41 a.m. to discuss Recommended Orders and Personnel Actions. The meeting was reconvened in open session at 11:11 a.m.

PERSONNEL ACTIONS

A motion was made and properly seconded to accept the staff changes that were discussed in closed session. The motion carried with no one voting in opposition and no one abstaining from the vote.

RECOMMENDATION OF GENERAL COUNSEL

A motion was made to support the recommendation of the General Counsel regarding a school of nursing request to exclude the Board of Nursing from a site visit in conjunction with their ACEN site visit. A motion was made by Audria Denker and properly seconded. The motion carried with no one voting in opposition and no one abstaining from the vote.

ACTION ON LICENSES

The President called for action on Recommended Orders.

AFTER HAVING CONSIDERED THE RECORD AND THE EXCEPTIONS FILED THE FOLLOWING RECOMMENDED ORDER WAS ADOPTED:

016-08-20	Wilder, Phillip Casey	LPN License No. 2046293
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A motion to accept the order regarding Phillip Casey Wilder was made by David Dickerson and seconded by Audria Denker. The motion carried with no one voting in opposition and no one abstaining from the vote.

AFTER HAVING CONSIDERED THE RECORD AND THE EXCEPTIONS FILED THE RECOMMENDED ORDER 008-08-20 REGARDING EMILY ELLEN FERGUSON FASSIOTTO (RN LICENSE NO. 1120098) WAS AMENDED AS FOLLOWS: IN FINDINGS OF FACTS PARAGRAPH FIVE SHALL READ MS. FASSIOTTO ENTERED AN AGREED ORDER ON JULY 9, 2013 WHEREIN SHE VOLUNTARILY SURRENDERED HER LICENSE FOR AT LEAST ONE YEAR. THE BASIS FOR THE AGREED ORDER WAS DRUG ABUSE. TRANSCRIPT OF HEARING, HEREAFTER TH, PG. 16. ON DECEMBER 11, 2015, THE BOARD ENTERED A DECISION REINSTATING HER LICENSE ON LIMITATION/PROBATION FOR AT LEAST FIVE YEARS. THE DECISION GAVE HER THE OPTION OF ENTERING THE KARE FOR NURSES PROGRAM. MS. FASSIOTTO WAS ADMITTED TO THE KARE FOR NURSES PROGRAM AND SIGNED THE INITIAL PROGRAM AGREEMENT ON JANUARY 27, 2016. AMENDED AGREEMENTS WERE SIGNED ON FEBRUARY 27, 2017, JULY 1, 2019, JULY 22, 2019, AND AUGUST 30, 2019.

008-08-20	Fassiotto, Emily Ellen Ferguson	LPN License No. 2035963
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A motion to accept the amended order regarding Emily Ellen Ferguson Fassiotto was made by Kristi Hilbert and seconded by Michele Dickens. The motion carried with no one voting in opposition and no one abstaining from the vote.

AFTER HAVING CONSIDERED THE RECORD AND THE EXCEPTIONS FILED, THE FOLLOWING RECOMMENDED ORDERS WAS ADOPTED:

009-08-20	Ferree, Lacy Lee Cunningham	RN License No. 1132118
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A motion to accept the order regarding Lacy Lee Cunningham Ferree was made by Mandy Walker and seconded by Michele Dickens. The motion carried with no one voting in opposition and no one abstaining from the vote.

AFTER HAVING CONSIDERED THE RECORD, THE FOLLOWING RECOMMENDED ORDERS WERE ADOPTED:

Decision Number	Name	License Number
001-08-20	Adams, Caressia	RN License No. 1144654
002-08-20	Baldauf, Lacy Andry	LPN License No. 2046293
003-08-20	Ballard, Jason	RN License No. 1130758
004-08-20	Beatty, Rebecca Darlene Shock	LPN License No. 2029229
005-08-20	Byrum, Brittany Nichole Anderson	LPN License No. 2053057
006-08-20	Dietz, Michael Eric	RN License No. 1115688 LPN License No. 2040328
007-08-20	Ennis, Ashley	LPN License No. 2045129
010-08-20	Franklin, Patricia Darlene Lewis	RN License No. 1090270
011-08-20	Jarman, Susanna Louise	RN License No. 1108363
012-08-20	Murphy, Karen Marie Kessinger	RN License No. 1152921
013-08-20	Ridener, Symmi Karl Thompson	RN License No. 1155858
014-08-20	Smith, Brandon Abel	RN License No. 1133368

015-08-20	Wesley, Dustin Jacob	RN License No. 1144654
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A motion to accept the orders regarding the above list of licensees was made by Michele Dickens and seconded by Kristi Hilbert. The motion carried with no one voting in opposition and no one abstaining from the vote.

ADJOURNMENT

Upon proper motion and second, the meeting was adjourned at 11:27 a.m.

ATTEST

APPROVED: _____  _____ 10/15/2020
President Date

/mgr 8-2020