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KENTUCKY BOARD OF NURSING

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Andy Beshear
Governor

BOARD MEETING MINUTES

December 19, 2024

MEMBERS PRESENT:

Audria Denker, RN, President
Anne Veno, RN
Miriam Haas, RN
Karen Sherfey, LPN
Jennifer Harpe-Bates, CRNA
Jana Bailey, APRN
Sara Ferguson, APRN
Alisha Clemons, APRN

MEMBERS – VIDEO/AUDIO PHONE CONFERENCE:

Ashley Adkins, Citizen-at-Large
Jacob Higgins, RN
Amber Powell, RN
Missy Bentley, RN
Ruth Martin, RN
Jane Smith, Citizen-at-Large

MEMBERS ABSENT:

Susan Ellis, RN
Darlena Jones, RN
Hope Jones, RN

STAFF PRESENT:

Jeff Prather, General Counsel, KBN
Kelly Jenkins, Executive Director, KBN
Anna Adams, Administrative Services Supervisor, KBN
Erica Klimchak, Administrative Assistant, KBN

JD Fleming, Legal Services Supervisor, KBN
Joe Lally, Deputy Executive Director, KBN
Morgan Ransdell, Hearing Officer, KBN
Andre Stuckey, Human Resources Administrator, KBN
Matt Griffin, Information Management Supervisor, KBN
Kelsea Williams, Executive Legal Secretary, KBN
Charlene Carroll, Big Sandy CTC
Myra Elliott, Big Sandy CTC
Todd Brand, Big Sandy CTC

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

Sherry Powers
Elaina Deren, Paralegal, KBN
Vins Sutlive
Ruby King, Credentials Branch Manager, KBN
Bridget Smith, Program Coordinator, KBN
Marina McWilliams, APRN Investigation Manager, KBN
John Michul, Staff Attorney, KBN
Kathy Khoshreza
Amy Wheeler, Staff Attorney, KBN
Ariel Weddle, LRC
Ruthellen Arwood, Education Consultant, KBN
Ann Tino, Investigation Branch Manager, KBN
Jennifer Simpson
Katie Borden, LRC
David Barr, Staff Attorney, KBN
Ann Shepherd, Education Consultant, KBN
Cailen Baker
Amanda Padgett, Resource Management Analyst, KBN
Joy Pennington, Executive Nurse Academic Officer, KBN
Valerie Jones, Education Consultant, KBN
Tina Hostuttler, Practice Branch Manager, KBN
John Hamm
Breanna Goble
James Glass
Kelli Selvage
Christian Hagy
James Davis
Lisa Sosnin, Nursing Investigator, KBN
Chris Edwards, APRN Investigator, KBN

CALL TO ORDER

Audria Denker, President, called the December 19, 2024 meeting of the Kentucky Board of Nursing to order at 10:00 am in person and by videoconference via Zoom software application.

STAFF RECOGNITION – SARA MARVIN

Andre Stuckey, Human Resources Administrator, recognized Sara Marvin, KBN Budget Support Specialist, for 20 years of service in Kentucky state government.

SWEARING IN OF NEW BOARD MEMBER

Alisha Clemons was sworn in by General Counsel, Jeff Prather, as an APRN Board member. Ms. Clemons fills the vacancy created by Dana Steffey's term expiration.

ROLL CALL/DECLARATION OF QUORUM

Erica Klimchak, Administrative Assistant, called roll. Dr. Denker declared a quorum.

ADOPTION OF AGENDA

A flexible agenda was adopted.

APPROVAL OF MINUTES

The minutes from the October 24, 2024 Regular Board meeting and the November 22, 2024 Special Called Board Meeting were presented. Upon a motion made by Miriam Haas, and seconded by Karen Sherfey, the October 24, 2024 and November 22, 2024 meeting minutes were approved as written. No one voted in opposition or abstained from voting.

ELECTION OF KBN VICE PRESIDENT

Erica Klimchak, Administrative Assistant, conducted the election of the FY2025-26 KBN Vice President via electronic ballot. Jacob Higgins was elected Vice President.

PRESIDENT'S REPORT

Audria Denker, Board President, thanked the agency staff for all of their work throughout the year supporting nurses across the state. KBN has made some major accomplishments this year, and everyone's work is appreciated.

FINANCIAL OFFICER'S REPORT

Anna Adams, Administrative Services Supervisor, presented the Financial Officer's Report. Upon a motion made by Amber Powell, and seconded by Jana Bailey, the Financial Officer's Report was approved as written. No one voted in opposition or abstained from voting.

EXECUTIVE DIRECTOR'S REPORT

Kelly Jenkins, Executive Director, presented the Executive Director's report and included information on the following:

- Operations
 - i. Laserfiche
 - ii. Workforce Projection Model
- Professional Development
- Personnel
- Training for Board Members

Upon a motion made by Anne Veno, and seconded by Miriam Haas, the Executive Director's Report was accepted as written. No one voted in opposition or abstained from voting.

Dialysis Technician Advisory Council Nominations

Dr. Denker explained that there are three (3) open seats on the DT Advisory Council that require approval. Two fill DT member spots, and one fills the nurse member spot. After discussion and presentation of background materials, the following nominees were selected to serve on the DT Advisory Council:

- Brandy Bradley – DT member
- Jaycee Padilla – DT member
- Roseshay Simmons – nurse member

Upon a motion made by Jana Bailey, and seconded by Jennifer Harpe-Bates, the nominees outlined above were accepted as new DT Advisory Council members. No one voted in opposition or abstained from voting.

Updated 2024-25 Hearing Dates and Panel Member Selections

An updated list of the 2024-25 hearing dates and panel member selections was provided for information only.

GENERAL COUNSEL’S REPORT

Jeff Prather, General Counsel, presented the General Counsel’s Report. Upon a motion made by Karen Sherfey, and seconded by Miriam Haas, the report was approved as written. No one voted in opposition or abstained from voting.

201 KAR 20:057 Statement of Consideration

The 201 KAR 20:057 statement of consideration was provided for information only.

Letter from Controlled Substance Prescribing Council

Mr. Prather advised that on November 27, 2024, the Board had received a letter from the Controlled Substance Prescribing Council (“CSPC”) containing proposed recommendations for Kentucky licensure boards. Mr. Prather advised that in accordance with Kentucky Revised Statutes (“KRS”) 218A.025(2)(e), staff would prepare a response within 90 days.

CREDENTIALS REVIEW PANEL

The reports of the Credentials Review Panel meeting held October 24, 2024 and November 21, 2024 were presented. The Board reviewed and approved by acclamation the reports as written. No one voted in opposition or abstained from voting.

EDUCATION COMMITTEE

November 21, 2024

The November 21, 2024 Education Committee meeting report was presented. The Board reviewed and approved by acclamation the report as written. No one voted in opposition or abstained from voting. Following discussion and presentation of background materials, the following actions were taken:

Kentucky State University BSN program update

- It was the recommendation of the committee that:
Kentucky State University be moved from Initial to Approved status.

Upon a motion made by Jacob Higgins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Asbury BSN Wilmore, KY proposal

- It was the recommendation of the committee that:
The Asbury BSN, Wilmore, KY proposal be approved as written, and the program be moved to Developmental Status.

Upon a motion made by Jacob Higgins, and seconded by Amber Powell, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Big Sandy CTC LPN Pikeville, KY proposal

- It was the recommendation of the committee that:
The Big Sandy CTC LPN, Pikeville, KY proposal be approved as written, and the program be moved to Developmental Status.

Upon a motion made by Jacob Higgins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Elizabethtown CTC letter of intent, PN program, Leitchfield, KY

- It was the recommendation of the committee that:
The Elizabethtown CTC Letter of Intent, PN Program – Leitchfield, KY be approved as written.

Upon a motion made by Jacob Higgins, and seconded by Karen Sherfey, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

JCTC ASN site visit – Shelbyville, KY

- It was the recommendation of the committee that:
The requirements to be met as stated in the site visit report be approved with quarterly progress reports providing evidence to those requirements, beginning January 31, 2025, with a focused site visit October 2025, and the Jefferson Community and Technical College - Shelbyville Campus Associate Degree Nursing program, Shelbyville KY, remain on initial status.

Upon a motion made by Jacob Higgins, and seconded by Miriam Haas, the Board approved the

Midway University BSN site visit

- It was the recommendation of the committee that:
The requirements to be met as stated in the site visit report be approved with semi-annual progress reports providing evidence to those requirements, beginning January 31, 2025, and Midway University Bachelor of Science in Nursing, Midway KY be moved from initial to approval status.

Upon a motion made by Jacob Higgins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

University of the Cumberlands ASN site visit – Williamsburg, KY

- It was the recommendation of the committee that:
Approve the requirements to be met as stated in the site visit report with semi-annual progress reports providing evidence to those requirements, beginning June 30, 2025, and University of the Cumberlands Associate Nursing Program, Williamsburg KY, remain on initial status until benchmarks are met

Upon a motion made by Jacob Higgins, and seconded by Karen Sherfey, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

PRACTICE COMMITTEE

November 22, 2024

The November 22, 2024 Practice Committee meeting report was presented. The Board reviewed and approved by acclamation the report as written. No one voted in opposition or abstained from voting. Following discussion and presentation of background materials, the following actions were taken:

Dialysis Technician Council scope and functions

- It was the recommendation of the committee that:
The 2024-2025 Dialysis Technician Council Scope and Functions be approved, by the Board, as submitted

Upon a motion made by Jacob Higgins, and seconded by Jana Bailey, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Dialysis Technician Council objectives

- It was the recommendation of the committee that:
The 2024-2025 Practice Committee Objectives, as revised, be approved.

Upon a motion made by Jacob Higgins, and seconded by Amber Powell, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Advisory Opinion Statements

AOS #36 Resuscitation Orders, Pronouncement of Death, and Death Certificates

- It was the recommendation of the committee that:
Advisory Opinion Statement (AOS) #36 Resuscitation Orders, Pronouncement of Death, and Death Certificates be approved, by the Board, as submitted.

Upon a motion made by Jacob Higgins, and seconded by Jana Bailey, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

201 KAR 20:057 Scope and standards of practice of advanced practice registered nurses

- It was the recommendation of the committee that:
201 KAR 20:057 Scope and standards of practice of advanced practice registered nurses be amended, by the Board, as proposed at the special called Board meeting.

Upon a motion made by Jacob Higgins, and seconded by Karen Sherfey, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

201 KAR 20:215 Continuing competency requirements

- It was the recommendation of the committee that:

201 KAR 20:215 Continuing competency requirements, be amended, by the Board.

Jeff Prather, General Counsel, briefly explained the regulation changes. Upon a motion made by Jacob Higgins, and seconded by Miriam Haas, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

CONSUMER PROTECTION COMMITTEE

November 21, 2024

The November 21, 2024 Consumer Protection Committee meeting report was presented. The Board reviewed and approved by acclamation the report as written. No one voted in opposition or abstained from voting. Following discussion and presentation of background materials, the following actions were taken:

Consumer Protection Committee scope and functions

- It was the recommendation of the committee that:
The Consumer Protection Committee Scope and Functions be approved, by the Board, as submitted

Upon a motion made by Ashley Adkins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Proposed guideline changes

- It was the recommendation of the committee that:
The revisions and additions made to Guidelines for Consent Decrees and Guidelines for Disciplinary Actions, and Guidelines for APRN Disciplinary Actions be approved as written.

Upon a motion made by Ashley Adkins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Incorporate additional language to monitoring agreements

- It was the recommendation of the committee that:
The proposed revisions and additions to the guidelines and monitoring agreements, as written, be approved.

Upon a motion made by Ashley Adkins, and seconded by Jennifer Harpe-Bates, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Review updated term in KARE program agreements

- It was the recommendation of the committee that:
The updated term in the KARE program agreements, as written, be approved

Upon a motion made by Ashley Adkins, and seconded by Miriam Haas, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

GOVERNANCE COMMITTEE

The report of the Governance Committee meeting held November 21, 2024 was presented. The Board reviewed and approved by acclamation the report as written. No one voted in opposition or

abstained from voting.

CLOSED SESSION

Kelly Jenkins read the following language before the meeting was moved to closed session:

No matters may be discussed during a closed session other than those within the scope of the topic announced prior to convening the closed session.

No final action may be taken while in closed session. After the public meeting reconvenes, final action may be taken, but final action is not required.

Upon returning to public session, any final action regarding matters discussed in closed session should be moved and voted upon.

Pursuant to KRS 61.810(1)(j), the purpose of the closed session is for “QUASI-JUDICIAL DELIBERATIONS”

Definition: Deliberations of judicial or quasi-judicial bodies regarding individual adjudications or appointments, at which neither the person involved, his representatives, nor any other individual not a member of the agency's governing body or staff is present, but not including any meetings of planning commissions, zoning commissions, or boards of adjustment.

Pursuant to KRS 61.810(1)(f), the purpose of the closed session is to discuss “PERSONNEL ACTIONS”

Definition: Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee, member, or student without restricting that employee's, member's, or student's right to a public hearing if requested. This exception shall not be interpreted to permit discussion of general personnel matters in secret.

The meeting was moved to closed session at 11:02 am to discuss Recommended Orders and personnel actions. The meeting was reconvened in open session at 11:13 am.

ACTION ON LICENSES

The President called for action on Recommended Orders.

AFTER HAVING CONSIDERED THE RECORD, THE FOLLOWING RECOMMENDED ORDERS WITH NO EXCEPTIONS FILED WERE ADOPTED:

Decision Number	Name	License Number
079-12-24	Amy Edward	RN License No. 1145376
080-12-24	Michael Greenwell	RN License No. 1180514
081-12-24	Craig Hamilton	RN License No. 1094772
082-12-24	Trina Harris	RN License No. 1094898
083-12-24	John Hope	RN License No. 1128865/ 28263915A
084-12-24	Amanda Kendall	RN License No. 1105254
085-12-24	Ashly Kern	LPN License No. 2052763/ 28289287A/ 27067181A
086-12-24	Timothy May	RN License No. 1085618

087-12-24	Connie Mehlbauer	LPN License No. 2019680
088-12-24	Sarah Oakley	RN License No. 1155618
090-12-24	Melvyn Santos	RN License No. 1153450
091-12-24	Ashleigh Shoemaker	RN License No. 1111902
092-12-24	Jill Smith	RN License No. 1110598
093-12-24	Devante Urbina	LPN License No. 2055828

Miriam Haas and Anne Veno recused themselves from the discussion and vote on the following orders due to a conflict of interest:

- Amanda Kendall
- Ashleigh Shoemaker

A motion to accept the orders regarding the above list of licensees, with the exception of Amanda Kendall and Ashleigh Shoemaker, was made by Jana Bailey, and seconded by Amber Powell. The motion carried with no one voting in opposition.

A motion to accept the orders regarding Amanda Kendall and Ashleigh Shoemaker, was made by Jana Bailey, and seconded by Karen Sherfey. The motion carried with no one voting in opposition.

AFTER HAVING CONSIDERED THE RECORD AND THE EXCEPTIONS FILED BY THE PETITIONER, THE FOLLOWING RECOMMENDED ORDERS WERE ADOPTED:

Decision Number	Name	License Number
078-12-24	Sharon Brown	RN APPLICANT
089-12-24	Rocio Plascenia	RN APPLICANT

A motion to accept the orders regarding the above list of licensees was made by Ruth Martin, and seconded by Ashley Adkins. The motion carried with no one voting in opposition or abstaining from the vote.

Hearing Transcripts

The following hearing transcripts were provided for information only in closed session, and the exhibits in both cases were made available, upon request, to the Board members:

- KBN v. Rocio Plascenia
- KBN v. Sharon Brown

HUMAN RESOURCES

The following items was provided for information only in closed session:

- Personnel affirmations

OTHER

The following items were provided for information only:

- KBN organizational chart, updated November 7, 2024

Audria announced she will be making new committee assignments soon.

ADJOURNMENT

Upon a motion made by Anne Veno, and seconded by Miriam Haas, the meeting was adjourned at 11:21 am.

ATTEST

APPROVED:

Audra Denker, DNP, RN, FAADN
President

2/20/25
Date

/emk/ 1224