

502-429-3300
800-305-2042
Fax: 502-429-3311

KENTUCKY BOARD OF NURSING

312 Whittington Parkway, Suite 300
Louisville, Kentucky 40222-5172
kbn.ky.gov

Andy Beshear
Governor

BOARD MEETING MINUTES

April 18, 2024

MEMBERS PRESENT:

Audria Denker, RN, President
Erica Lemberger, RN, Vice-President
Missy Bentley, RN
Jennifer Harpe-Bates, APRN
Ruth Martin, RN
Anne Veno, RN
Amber Powell, APRN
Missy Bentley, RN
Miriam Haas, LPN
Jacob Higgins, RN
Karen Sherfey, LPN
Dana Steffey, LPN

MEMBERS – VIDEO/AUDIO PHONE CONFERENCE:

Jana Bailey, APRN
Susan Ellis, RN
Darlena Jones, RN
Miriam Haas, LPN
Amber Powell, APRN

MEMBERS ABSENT:

Ashley Adkins, Citizen-at-Large
Hope Jones, RN
Jane Smith, Citizen-at-Large

STAFF PRESENT:

Kelly Jenkins, Executive Director, KBN
Joe Lally, Deputy Executive Director, KBN
Jeff Prather, General Counsel, KBN
Anna Adams, Administrative Services Supervisor, KBN
Erica Klimchak, Administrative Assistant, KBN
Valerie Jones, Education Consultant, KBN
Ann Shepherd, Education Consultant, KBN
Nathan Goldman, Hearing Officer, KBN
Eric Velazquez, IM Branch Supervisor, KBN

Jason Oney, Resource Management Analyst, KBN
Ann Tino, Investigation Branch Manager, KBN
Myra Goldman, Professional Support Branch Manager,
KBN
JD Fleming, Legal Services Supervisor, KBN
Melissa Haddaway, Compliance Branch Manager, KBN
Ruby King, Credentials Branch Manager, KBN

GUESTS PRESENT:

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

Lisa Sosnin, Nursing Investigator, KBN
Marina McWilliams, APRN Investigation Manager, KBN
Andre Stuckey, Executive Assistant, KBN
John Michul, Staff Attorney, KBN
Joy Pennington, Executive Nurse Academic Officer, KBN
David Barr, Staff Attorney, KBN
Amy Wheeler, Staff Attorney, KBN
Amy Petit

CALL TO ORDER

Audria Denker, President, called the April 18, 2024 meeting of the Kentucky Board of Nursing to order at 10:00 am in person and by videoconference via Zoom software application.

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 February 15, 2024 Board meeting were presented. Upon a motion made by Erica Lemberger, and seconded by Susan Ellis, the February 15, 2024 meeting minutes were approved as written. No one voted in opposition or abstained from voting.

PRESIDENT’S REPORT

Audria Denker, Board President, provided a brief update from the NCSBN mid-year conference she attended in Atlanta. She also reported that one of the speakers from the conference will be providing a presentation to KBN staff called “Reimagine Discipline” in June.

FINANCIAL OFFICER’S REPORT

Anna Adams, Administrative Services Supervisor, presented the Financial Officer’s Report, which included the April financial summary. Upon a motion made by Susan Ellis, and seconded by Erica Lemberger, the Financial Officer’s Report was approved as written. No one voted in opposition or abstained from voting.

Ms. Adams also provided a brief update on the most recent audit. The audit report will be presented at the May Governance Committee meeting and at the June Board meeting.

EXECUTIVE DIRECTOR’S REPORT

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

- Building
- Operations
 - i. ORBS
 - ii. Laserfiche
- Professional Development
- Personnel
- Training for Board Members

Upon a motion made by Erica Lemberger, and seconded by Jacob Higgins, the Executive Director's Report was accepted as written. No one voted in opposition or abstained from voting.

GENERAL COUNSEL'S REPORT

Jeff Prather, General Counsel, presented the General Counsel's Report, which included an update from the most recent legislative session. Upon a motion made by Anne Veno, and seconded by Susan Ellis, the report was approved as written. No one voted in opposition or abstained from voting.

CREDENTIALS REVIEW PANEL

The reports of the Credentials Review Panel meetings held February 15, 2024 and March 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

The March 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. The following actions were taken after discussion and presentation of background materials:

Bellarmino University Psychiatric Mental Health Nurse Practitioner Program – Degree Proposal

- It was the recommendation of the committee that:
The Bellarmino University PMHNP Degree Program Proposal be approved as presented.

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

Bellarmino University Psychiatric Mental Health Nurse Practitioner Program – Post-Masters Certificate Proposal

- It was the recommendation of the committee that:
The Bellarmino University PMHNP Post-Masters Certificate Proposal be approved as presented.

Upon a motion made by Erica Lemberger, and seconded by Susan Ellis, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Galen College, PN – Pikeville, Site Visit Report

- It was the recommendation of the committee that:

The Galen College Practical Nursing Program Site Visit Report be approved as written, with no requirements to be met, and that Galen College of Nursing PN Program, Pikeville KY, move from initial status to approval.

Upon a motion made by Erica Lemberger, and seconded by Anne Venno, the Board approved the committee recommendations. No one voted in opposition.

Erica Lemberger and Audria Denker recused themselves from the discussion and vote due to employment.

Kentucky State University, BSN – Frankfort, Site Visit Report

- It was the recommendation of the committee that:
Kentucky State University BSN Program of Nursing remain on Initial Status with quarterly progress reports providing supportive evidence concerning the program’s progress in fulfilling the Requirements to be Met, to be submitted beginning May 30, 2024.

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

Lincoln Memorial University, ASN – Corbin, Site Visit Report

- It was the recommendation of the committee that:
Lincoln Memorial University ASN Program, Corbin KY, be granted continued approval status with bi-annual progress reports.

Upon a motion made by Erica Lemberger, and seconded by Susan Ellis, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

Medical Career & Technical College, PN – Richmond, Site Visit Report

- 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.

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

2023 Benchmarks

- It was the recommendation of the committee that:
The 2023 Benchmarks be accepted as written

Upon a motion made by Erica Lemberger, and seconded by Ruth Martin, the Board approved the committee recommendations. No one voted in opposition or abstained from voting.

2023 Pass Rates

- It was the recommendation of the committee that:
The 2023 Pass Rates be accepted as written

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

PRACTICE COMMITTEE

The March 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:

ADVISORY OPINION STATEMENTS

AOS 23 The application and removal of a cast by nurses and closed reduction by APRNs

- It was the recommendation of the committee that:
Advisory Opinion Statement (AOS) #23 The Application and Removal of a Cast by Nurses and Closed Reduction by Advanced Practice Registered Nurses, be approved by the Board, as submitted.

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

AOS 24 Patient abandonment by nurses

- It was the recommendation of the committee that:
Advisory Opinion Statement (AOS) #24 Patient Abandonment by Nurses, be approved by the Board, as submitted

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.

AOS 25 Roles of nurses in blood-related procedures

- It was the recommendation of the committee that:
Advisory Opinion Statement (AOS) #25 Roles of Nurses in Blood-Related Procedures, be approved by the Board, as submitted

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

AOS 44 Roles of nurses in the performance of general procedures

- It was the recommendation of the committee that:
Advisory Opinion Statement (AOS) #44 Roles of Nurses in the Performance of General Procedures be approved, by the Board, with specified changes

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.

The Child Fatality & Near Fatality External Review Panel

- It was the recommendation of the committee that:
The Board encourage licensees who care for children to complete an IPV screening tool, securely record those findings, and refer those with a positive screening to resources, as recommended by the Child Fatality and External Near Fatality Review Panel 2023 Annual Report.

In response to the Panel, the Board will provide a written response that will include KBN staff recommendation that a list of screening instruments for IPV for licensees on its website and in a targeted email blast, specifically to APRNs and LCPM's that specialize in Women's Health.

Additionally, the Report recommended that:

The Kentucky Multidisciplinary Commission on Child Sexual Abuse and the Kentucky Attorney General's Office should examine the feasibility and make a proposal to the Judiciary Committee to amend KRS 431.600 to require multidisciplinary teams to review all fatal or near fatal child physical abuse investigations.

In response, Committee members recommend to the Board that:

The KBN requests that such a multidisciplinary team include KBN. In addition, the Kentucky Association of Nurse Practitioners and Nurse Midwives should also be included to participate in such a workgroup as this organization is most inclined and best positioned to advocate for legislative remedies such as mandated continuing education requirements.

Further, the Report recommended that:

The Cabinet for Health and Family Services, Equity and Determinants Health Branch should create an educational handout for those individuals who screen positive for Intimate Partner Violence on social determinants health screening. The information should include resources available throughout the Commonwealth and risk factors to children in the home.

In response, the Committee members recommend to the Board that:

KBN could provide such information to licensees on its website and in a targeted email blast, specifically to APRNs that specialize in Women's Health and to Licensed Certified Professional Midwives.

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

Further, upon a motion made by Erica Lemberger, and seconded by Jana Bailey, the Board approved the following revisions:

Amend the letter to state that the email blast will be sent to ALL licensees, instead of to only APRNs.

GOVERNANCE COMMITTEE

The report of the Governance Committee meeting held March 21, 2024 was presented. The Board reviewed and approved by acclamation the reports 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 11:17 am to discuss Recommended Orders and personnel actions. The meeting was reconvened in open session at 12:23 pm. Upon returning from closed session, Darlena Jones and Susan Ellis had left the meeting, however, a quorum was still maintained.

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
073-04-24	Bricker, Ashley	LPN License No. 2052846
074-04-24	Cook, Brenda	LPN License No. 2022598
075-04-24	Cox, Kacey	RN License No. 1166640
076-04-24	Graybill, Vicki	RN License No. 1072057
077-04-24	Johnson, Catherine	RN License No. 1071428
078-04-24	Lovins, Cindy	TN RN License No. 193783
079-04-24	Maypray, Ashley	TN LPN License No. 87765
080-04-24	McElroy, Leah	LPN License No. 2040228
081-04-24	Oller, Lisa	RN License No. 1100510
082-04-24	Paulson, Edwarda	MO RN License No. 123523
083-04-24	Riseden, Mary	TN LPN License No. 68332
084-04-24	Ruckle, Tandra	LPN License No. 2046256
085-04-24	Slone, Karenda	LPN License No. 2032598
086-04-24	Stephens, Kimberly	LPN License No. 2030238
087-04-24	Thompson, Melinda	AR LPN License No. L045919
088-04-24	Victor, Jane	LPN License No. 2054424

