

INDIANA STATE BOARD OF NURSING

Met on
Wednesday, March 21, 2012
at 1:30 p.m.
in the Quigley Room
Indiana Government Center-South
402 West Washington Street
Indianapolis, Indiana 46204

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Ms. McIntosh, R.N., President of the Indiana State Board of Nursing, called the meeting to order at 1:30 p.m. in the Quigley Conference Room of the Indiana Government Center South Building, 402 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

Board Members Present:

Constance McIntosh, R.N., President
Karen Dolk, R.N., Secretary
Jerry Burghduff, L.P.N., President
Natalie Hall, R.N., Member
Anne Ogle, Consumer Member

Board Member(s) Absent:

Marcia Laux, R.N., Vice-President
Scott Johns, C.R.N.A., Member
Lynda Narwold, R.N., Member
Holly Presley, L.P.N., Member

State Officials Present:

Elizabeth Kiefner Crawford, Board Director, Indiana Professional Licensing Agency
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Nursing Board Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda as amended. Burghduff/McIntosh, 5-0-0, motion carries

III. DISCUSSION

A. Presentation by the Philippine Nurse Association of Indiana 1:30 p.m.

The Philippine Nurse Association provided a presentation regarding removal of the Commission on Graduates of Foreign Nursing Schools "CGFNS" predictor examination requirement in the Indiana Administrative Code for RN licensure in the State of Indiana. Their concern is that the CGFNS predictor examination is duplicative to the NCLEX-RN examination. The Board had questions regarding the process of obtaining a visa. The Association indicated that foreign educated nurses cannot obtain visas until they pass either the NCLEX-RN or the CGFNS examination. The Board asked if the rule change was made does that take away the safety net for foreign educated nurses from other countries. The Association indicated that prior to the health related occupations in the slide (including nurses) coming to the United States Homeland Security requires the VisaScreen process. The CGFNS review includes both high school and nursing program evaluation.

Board Action: The Association will provide information from the states of Michigan and Virginia and then the Board will make a vote. They will also provide the NCSBN stance on this issue.

IV. DEFAULT HEARINGS

A. In the Matter of the License of: Mary Benkie, R.N., License No. 28109759A

Administrative Cause No. 2011 NB 336
Re: Notice of Proposed Default and Order
Response received 2/14/12

Deputy Attorney General Mark Mader represented the State of Indiana. Thomas Farlow appeared for Ms. Benkie. The parties requested that the notice of proposed default be set aside. A motion was made and seconded to honor this request. Burghduff/McIntosh, 5-0-0, motion carries

B. In the Matter of the License of: Laurie Ann Bauer, R.N., License No. 28102555A

Administrative Cause No. 2011 NB 335

Re: Notice of Proposed Default and Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. Burghduff/McIntosh, 5-0-0, motion carries

C. In the Matter of the License of: Kristina Brucker, L.P.N., License No. 27051328A

Administrative Cause No. 2011 NB 338

Re: Notice of Proposed Default and Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Hall 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$500 fine, 24 CEU's, and costs. McIntosh/Ogle, 5-0-0, motion carries

D. In the Matter of the License of: Selena Folkner, L.P.N., License No. 27044852A

Administrative Cause No. 2011 NB 339

Re: Notice of Proposed Default and Order

Response received 3/8/12

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. McIntosh/Hall, 5-0-0, motion carries

E. In the Matter of the License of: Yvonne Priest, R.N., License No. 28090455A

Administrative Cause No. 2010 NB 302

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Hall/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, and costs. McIntosh/Dolk, 5-0-0, motion carries

F. In the Matter of the License of: Krista King, R.N., License No. 28160326A

Administrative Cause No. 2011 NB 378

Re: Notice of Proposed Default

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$750 fine and costs. McIntosh/Dolk, 5-0-0, motion carries

G. In the Matter of the License of: Kris Ann Gerber, R.N., License No. 28140150A

Administrative Cause No. 2011 NB 380

Re: Notice of Proposed Default

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, and costs. McIntosh/Dolk, 5-0-0, motion carries

H. In the Matter of the License of: Darrel Welden, R.N., License No. 28118422A

Administrative Cause No. 2011 NB 372

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, must provide documentation of a free and clear license in South Carolina, \$250 fine, 24 CEU's, and costs. McIntosh/Dolk, 5-0-0, motion carries

I. In the Matter of the License of: Leah Etherington, L.P.N., License No. 27055100A

Administrative Cause No. 2011 NB 418

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, 24 CEU's, and costs. McIntosh/Ogle, 5-0-0, motion carries

J. In the Matter of the License of: Kathleen Kyle, L.P.N., License No. 27051888A

Administrative Cause No. 2011 NB 413

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. Burghduff/McIntosh, 5-0-0, motion carries

K. In the Matter of the License of: Maureen Merritt, R.N., License No. 28168632A

Administrative Cause No. 2011 NB 417

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. Burghduff/Ogle, 5-0-0, motion carries

L. In the Matter of the License of: Misti Sawyer, L.P.N., License No. 27062043A

Administrative Cause No. 2011 NB 419

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, 24 CEU's, and costs. McIntosh/Ogle, 5-0-0, motion carries

M. In the Matter of the License of: May Tezekjian, L.P.N., License No. 27061568A

Administrative Cause No. 2011 NB 411

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/McIntosh 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. Burghduff/McIntosh, 5-0-0, motion carries

N. In the Matter of the License of: Thomas Wilson, L.P.N., License No. 27055962A

Administrative Cause No. 2011 NB 483

Re: Notice of Proposed Default

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite probation may not lift for 6 months active nursing practice, 3 employer reports, and 24 hours of continuing education with 12 hours in elderly abuse and 12 hours in nursing ethics. McIntosh/Burghduff, 5-0-0, motion carries

O. In the Matter of the License of: Amy Yancey, L.P.N., License No. 27041289A

Administrative Cause No. 2011 NB 410

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, 24 CEU's, and costs. McIntosh/Ogle, 5-0-0, motion carries

P. In the Matter of the License of: Kristin Spuru, R.N., License No. 28160510A

Administrative Cause No. 2011 NB 403

Re: Notice of Proposed Default

Deputy Attorney General Jessica Joshua appeared on behalf of the State of Indiana and requested that the default order be sent to a subsequent address. The matter will be rescheduled once the notice is resent.

Q. In the Matter of the License of: Debra Stevens, R.N., License No. 28075680A

Administrative Cause No. 2011 NB 474

Re: Notice of Proposed Default

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Dolk/Hall 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, 24 CEU's, and costs. McIntosh/Hall, 5-0-0, motion carries

R. In the Matter of the License of: Stephanie White, L.P.N., License No. 27043453A

Administrative Cause No. 2011 NB 536

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Hall 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$250 fine, 24 CEU's, and costs. Burghduff/Ogle, 5-0-0, motion carries

S. In the Matter of the License of: Christi Capps, L.P.N., License No. 27049326A

Administrative Cause No. 2011 NB 522

Re: Notice of Proposed Default

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Ogle, 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 6 months ISNAP RMA compliance, 48 CEU's, and costs. McIntosh/Hall 5-0-0, motion carries

T. In the Matter of the License of: Karen Roth, L.P.N., License No. 27040785A

Administrative Cause No. 2011 NB 537

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$1000 fine, 24 CEU's, and costs. Burghduff/McIntosh, 5-0-0, motion carries

U. In the Matter of the License of: Theresa Ruby, R.N., License No. 28100640A

Administrative Cause No. 2011 NB 472

Re: Notice of Proposed Default & Order

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, must provide documentation of a free and clear Ohio license, \$500 fine, 24 CEU's, and costs. McIntosh/Dolk, 5-0-0, motion carries

V. In the Matter of the License of: Dianne Lorenzo, R.N., License No. 28109010A

Administrative Cause No. 2011 NB 530

Re: Notice of Proposed Default & Order

Response received 3/6/12

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension for an additional minimum of five years, must have three years of continuous compliance in an ISNAP RMA and a \$250 fine.

McIntosh/Ogle, 5-0-0, motion carries

W. In the Matter of the License of: Michael Stone, R.N., License No. 28175192A

Administrative Cause No. 2011 NB 541

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Dolk/Hall 5-0-0, motion carries

After a hearing, a motion was made and seconded to issue a letter of reprimand, \$250 fine and costs. McIntosh/Ogle, 5-0-0, motion carries

X. In the Matter of the License of: Michelle Van Raalte, L.P.N., License No. 27033918A

Administrative Cause No. 2011 NB 475

Re: Notice of Proposed Default & Order

This matter was continued at the Board's request.

Y. In the Matter of the License of: Stephanie Wolfe, L.P.N., License No. 27058760A

Administrative Cause No. 2011 NB 476

Re: Notice of Proposed Default & Order

This matter was continued at the Board's request.

Z. In the Matter of the License of: Geoffrey West, R.N., License No. 28176317A

Administrative Cause No. 2011 NB 463

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Burghduff/Ogle 5-0-0, motion carries

After a hearing, a motion was made and seconded to revoke Respondent's license, \$500 fine and costs. Burghduff/Ogle, 5-0-0, motion carries

AA. In the Matter of the License of: Christine Schneider, R.N., License No. 28122288A

Administrative Cause No. 2011 NB 546

Re: Notice of Proposed Default

Response from Counsel for Respondent

A proposed settlement agreement was filed in this matter. A motion was made and seconded to accept the proposed settlement agreement. Burghduff/Ogle, 5-0-0 motion carries

BB. In the Matter of the License of: Joseph Cupp, R.N., License No. 28163530A

Administrative Cause No. 2011 NB 538

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk, 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, must provide documentation of a free and clear license in Arizona, \$250 fine, and costs. Ogle/McIntosh, 5-0-0, motion carries

CC. In the Matter of the License of: Ashley Irving, L.P.N., License No. 27059574A

Administrative Cause No. 2011 NB 516

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Dolk/McIntosh 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 1 year ISNAP RMA compliance, \$750 fine, 24 CEU's, and costs. Burghduff/Ogle 5-0-0, motion carries

DD. In the Matter of the License of: Misty Truitt, R.N., License No. 28145958A

Administrative Cause No. 2011 NB 409

Re: Notice of Proposed Default & Order

This matter was continued at the Board's request.

EE. In the Matter of the License of: Melinda Hokey, R.N., License No. 28125238A

Administrative Cause No. 2011 NB 553

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Hall/McIntosh 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension for a minimum of 2 years, must demonstrate one year of ISNAP RMA compliance, \$2250 fine, 36 CEU's, and costs.

McIntosh/Ogle 5-0-0, motion carries

FF. In the Matter of the License of: Joy Silakowski, R.N., License No. 28125467A

Administrative Cause No. 2011 NB 555

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. Dolk/Hall 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite probation may not lift for a minimum of 6 months, 36 hours CEU, quarterly employer reports or self reports, \$250 fine and costs. McIntosh/Ogle 5-0-0, motion carries

GG. In the Matter of the License Application of: Audrey Eich

Administrative Cause No. 2011 NB 007

Re: Notice of Proposed Dismissal

The matter was dismissed by the Board. McIntosh/Ogle, 5-0-0, motion carries

HH. In the Matter of the License of: Jose Lardizabal, L.P.N., License No. 27064567A

Administrative Cause No. 2010 NB 022

Re: Notice of Proposed Default

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. A motion was made and seconded to hold Respondent in default. McIntosh/Dolk, 5-0-0, motion carries

After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, 3 years ISNAP RMA compliance, and costs. Burghduff/McIntosh, 5-0-0, motion carries

II. In the Matter of the License of: Kelly Buckley, R.N., License No. 28129222A

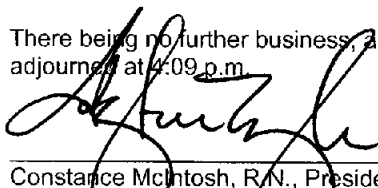
Administrative Cause No. 2011 NB 337

Re: Notice of Proposed Default and Summary Suspension Order

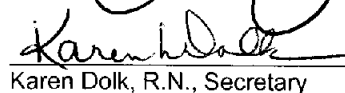
This matter was continued as a settlement has been reached between the parties.

III. ADJOURNMENT

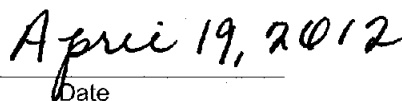
There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 4:09 p.m.



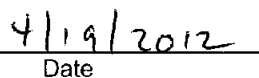
Constance McIntosh, R.N., President



Karen Dolk, R.N., Secretary



Date



Date