

**VIRGINIA BOARD OF NURSING
BUSINESS MEETING MINUTES
March 22, 2022**

TIME AND PLACE: The meeting of the Board of Nursing was called to order at 9:00 A.M. on March 22, 2022, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: Brandon A. Jones, MSN, RN, CEN, NEA-BC; President

BOARD MEMBERS PRESENT:
Cynthia M. Swineford, RN, MSN, CNE; First Vice-President
Felisa A. Smith, PhD, MSA, RN, CNE; Second Vice-President
Teri Crawford Brown, RNC, MSN
Laurie Buchwald, MSN, WHNP, FNP
Yvette L. Dorsey, DNP, RN – **joined at 9:14 A.M.**
Margaret J. Friedenberg, Citizen Member
Ann Tucker Gleason, PhD, Citizen Member
James L. Hermansen-Parker, MSN, RN, PCCN-K
Dixie L. McElfresh, LPN
Mark D. Monson, Citizen Member
Jennifer Phelps, BS, LPN, QMHP-A, CSAC

MEMBERS ABSENT: Meenakshi Shah, BA, RN

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Lelia Claire Morris, RN, LNHA; Deputy Executive Director
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice
Jacquelyn Wilmoth; Deputy Executive Director for Education
Stephanie Willinger; Deputy Executive Director for Licensing
Christine Smith, RN, MSN; Nurse Aide/RMA Education Program Manager
Randall Mangrum, DNP, RN; Nursing Education Program Manager
Patricia Dewey, RN, BSN, Discipline Case Manager
Francesca Iyengar, MSN, RN, Discipline Case Manager
Huong Vu, Operations Manager

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel
David Brown, DO, DHP Director
Elaine Yeatts, DHP Policy Analyst
Erin Barrett, JD, DHP Policy Analyst

IN THE AUDIENCE: Kassie Schroth, McGuire Woods Consulting
Ben Traynham, Hancock, Daniel & Johnson, PC
Richard Grossman, Virginia Council of Nurse Practitioners (VCNP)
Kimberly Glazier; Nurse Aide Program Inspector, Board Staff
Adisa Vehab, Licensing Specialist Exam, Board Staff

ESTABLISHMENT OF A QUORUM: Mr. Jones asked Board Members and Staff to introduce themselves. With 11 members present, a quorum was established.

ANNOUNCEMENTS: Mr. Jones acknowledged the following:

Staff Update

- **Kalela Braxton** accepted the Customer Care Specialist (BON Call Center) position and started on January 25, 2022.
- **Jay Schmitz** accepted the P-14 Discipline position and started on January 31, 2022.
- **Sierra Cummings** accepted the CNA Discipline Specialist position and started on February 10, 2022.
- **Adisa Vehab** accepted the Licensing Specialist Exam position and started on February 28, 2022.
- **Kimberly Glazier** accepted the Nurse Aide Program Inspector position and started on March 14, 2022.

UPCOMING MEETINGS: The upcoming meetings listed on the agenda:

- The NCSBN Inaugural ICRS Advanced Leadership Institute on April 5-7, 2022 in Washington, DC. Ms. Douglas will attend as the President of NCSBN Board of Directors (BOD).
- The NCSBN APRN Roundtable-Hybrid is scheduled for April 12, 2022 in Rosemont, IL.
- The Committee of the Joint Boards of Nursing and Medicine meeting is scheduled for Wednesday, April 20, 2022 at 9:00 am in Board Room 2.
- The Education Informal Conference Committee is scheduled for Tuesday, May 3, 2022 at 9:00 am in Board Room 3.
- The NCSBN Board of Directors (BOD) is scheduled for May 10-12, 2022 in Chicago, IL. Ms. Douglas will attend as the President of NCSBN BOD

ORDERING OF AGENDA: Mr. Jones stated that the July board week has been added to the Agenda under Other Matters.

Mr. Jones asked staff if there are additional updates to the Agenda.

Ms. Morris noted the following:

- ❖ Two additional Consent Orders
 - Cynthia Hearman Nash, RN, Reinstatement Applicant
 - Adewumi Adesina, RN
- ❖ Ashley Vest, CNA will address the Board regarding her Agency Subordinate Recommendation #2

As there are no possible summary suspensions to consider, Ms. Douglas advised Board Counsel will provide impromptu training to Board Members at 3pm.

CONSENT AGENDA: The Board did not remove any items from the consent agenda.

Mr. Monson moved to accept the items on consent agenda listed below as presented. The motion was seconded by Dr. Smith and carried unanimously.

Consent Agenda

B1 January 24, 2022	Formal Hearings
B2 January 25, 2022	Business Meeting
B3 January 26, 2022	BON Officer Meeting
B4 January 26, 2022	Panel A – Formal Hearings
B5 January 26, 2022	Panel B – Formal Hearings
B6 January 27, 2022	Formal Hearing
B7 February 10, 2022	Telephone Conference Call
B8 February 22, 2022	Telephone Conference Call
B9 February 28, 2022	Formal Hearing
B10 March 10, 2022	Telephone Conference Call

C1 Board of Nursing Monthly Tracking Log as of February 28, 2022

C2 Agency Subordination Recommendation Tracking Log

C4 The Committee of the Joint Boards of Nursing and Medicine DRAFT February 16, 2022 Business Minutes – **Ms. Gerardo**

C5 The Committee of the Joint Boards of Nursing and Medicine DRAFT February 16, 2022 Informal Conferences – **Ms. Gerardo**

C12 – Report from NCLEX Item Review Subcommittee (NIRSC) meetings from February 1-3 and March 8-10, 2022 - **Mr. Jones**

DIALOGUE WITH DHP
DIRECTOR OFFICE:

Dr. Brown reported the following:

- Dr. Allison-Bryan has retired from DHP.
- COVID update – numbers are improving. The CDC came up with a new method which measures community infection rate to include hospitalization (Chesterfield and Henrico counties are now at low levels). The newest variant is Deltacron which is not aggressive.
- New normal at DHP – staff will return to the building starting April 4 with the option of working remotely up to three days a week. The new Administration has not provided any guidance yet.
- New Security – RMC Events is a new security team for the building and visitors will be screened soon
- Conference Center update – supply chain issues have slowed down obtaining audio equipment

- New Administration transition continues with many Deputy positions to be filled

Mr. Jones thanked Dr. Brown for the information.

DISPOSITION OF
MINUTES:

None

REPORTS:

C3 Executive Director Report

Dr. Dorsey joined the meeting at 9:14 A.M.

Ms. Douglas reported the following:

- There is widespread concern regarding fraudulent activity with some out of state nursing education programs and licensing applications which is under investigation by multiple jurisdictions.
- Vaccine mandates for license providers are in place in other jurisdictions resulting in public comment. Not an issue in Virginia.
- Virginia received last Fall a FOIA request from the National Public Radio (NPR) regarding licensure data including date the application submitted and the date the application was completed, which are not open to public disclosure. This request went to all US jurisdictions. The Virginia Board did provide records that included anonymized data that did not specify the application type (whether by exam or by endorsement). NPR followed up recently stating that the records provided last Fall indicated that Board processes 99% of initial applications within 30 days of being marked complete. However, several nurses described to NPR various levels of difficulty getting their application marked as complete. The Board was unable to provide specifics regarding when individual applications are complete. Application dates and license issued dates were provided. NPR made some erroneous assumptions based on this data. This subject is difficult to assess on a national level because each Board of Nursing has different data bases and levels of ability to retrieve and disclose certain data points.
- Opioid Regulatory Collaborative (ORC) – this was the first meeting established of the regulatory boards that license U.S. physicians, physician assistants, nurses and dentists in an effort to bring new resources and strategies to the nation’s opioid epidemic. Composed of leaders from the American Association of Dental Boards (AADB), the Federation of State Medical Boards (FSMB), the National Association of Boards of Pharmacy (NABP) and the National Council of State Boards of Nursing (NCSBN). The Collaborative aims to reduce opioid substance use disorder among the public

as well as health care practitioners. Discussion included trends, developments and strategies in the nation's effort to address this public health crisis. Recommendations from presenters included educating board members on the misuses, considering continuing education on prescribing and addiction requirements, and connecting non-fatal patients with services. The agenda also included a discussion regarding the use of Medication Assisted Treatment and the varying approaches by Alternative Programs such as HPMP.

- The Nurse Licensure Compact (NLC) meeting – it was the first hybrid meeting. 39 states are currently members of the compact. Alaska, not part of any other compact, is working on legislation for nursing compact. In Minnesota, with the effective coalition, nursing compact bill was passed. NLC was included in the budget bill in New York. Utah passed the Advanced Practiced Registered Nurse (APRN) Compact. Maryland currently has active bill for APRN Compact.
- The NCSBN Executive Officer and President Leadership Forum focused on the relationship between board presidents and board executive officers engaging in exercises around the future of nursing regulation and NCSBN's future work. Future area of work proposal included licensure process reform (how NCSBN can support boards and how data can be stored), workforce modeling and data exchange (how can data be used to demonstrate value of nursing), governance review and modernization, and support worker regulatory model which focus on how those occupations being a pathway to licensure.

Ms. Buchwald asked why 11 states opposed to APRN Compact. Ms. Douglas replied that there are multiple reasons specific to each state however some reasons are related to unionization, professional association push back and concern about a clinical practice hour requirement.

Mr. Monson asked if there anything the board can do in regard to opioid crisis. Ms. Douglas replied that more knowledgeable about alternative programs and training such as Medication Administration Training (MAT). Ms. Douglas added that the board might consider collaboration with Virginia Nurses Association (VNA) regarding getting the word out about available courses for licensees.

Dr. Brown added that he anticipates that after the Federal provides guidelines, DHP will review regulations to see if updates are needed.

Dr. Brown left the meeting at 9:46 A.M.

C6 Board of Nursing Criminal Background Check (CBC) Report for CY2021

Ms. Willinger reviewed the report as provided in the agenda noting that all reports are received electronically.

Ms. Willinger stated that the CBC Unit conducts CBCs for Physical Therapy (PT) and Pharmacy Boards currently and will soon do so for Occupational Therapy.

The review of Guidance Document 90-10 has been delegated to staff trending toward less punitive actions.

C7 Board of Nursing Licensure and Discipline Statistics for CY2021

Ms. Douglas thanked Ms. Vu for the report which she inherited from Ms. Tiller who retired in February 2022. Ms. Douglas then reviewed the report as provided in the agenda noting that there were fewer informal conferences compared to previous years but the number of formal hearings remained consistent. Family NP and Psych Mental Health NP categories continue to have the highest number of NPs.

Mr. Monson asked for the number of applications denied and why. Ms. Douglas replied that the only true denials are post-proceeding denials, but ineligibility and applications being incomplete are contributing factors.

PUBLIC COMMENT:

There was no public comment received in person.

Ms. Douglas noted that the Board received written comment from Judy Hackler, Executive Director for the Virginia Assisted Living Association (VALA)

REPORTS (cont.):

C8 2021 NNAAP Pass Rates Memorandum

Ms. Wilmoth reviewed the report as provided in the agenda.

C9 2021 PSI Pass Rates (Medication Aide) Memorandum

Ms. Wilmoth reviewed the report as provided in the agenda and thanked Ms. Christine Smith for the report.

C10 2021 NCLEX Pass Rates Memorandum

Ms. Wilmoth reviewed the report as provided in the agenda and thanked Dr. Mangrum for the report. Practical nursing pass rates trend below and RN pass rates trend higher than the national averages.

C11 Initial Faculty Exceptions Approval in 2021

Dr. Mangrum contributed to the report as provided in the agenda.

RECESS: The Board recessed at 10:21 A.M.

RECONVENTION: The Board reconvened at 10:35 A.M.

LEGISLATION/
REGULATION: Ms. Yeatts reported the following:

F1 Chart of Regulatory Actions

Ms. Yeatts provided an overview of the regulatory actions found in the chart noting the new profession of Certified Midwife (CM) which was passed by the 2021 General Assembly.

Ms. Barrett commented that the CM Workgroup will meet on March 31, 2022 to draft regulations to include criteria for licensure and practice requirements as a certified midwife.

Ms. Barrett added that the draft regulations will be considered by the Committee of the Joint Boards of Nursing and Medicine on April 20, by the Board of Nursing on May 17, and by the Board of Medicine on June 16, 2022.

F2 Report of the 2022 General Assembly (GA)

Ms. Yeatts reviewed the reported as provided in the agenda. Of particular note:

- **HB1245 (Nurse practitioners; practice without a practice agreement, repeals sunset provision)** is on the agenda for continued consideration during the special session called by the Governor.
- **SB 169** LPNs will be permitted to pronounce death in certain circumstances (i.e. hospice)
- **SB 414** Ratio of MDs permitted to serve as a patient care team physician to Psych-Mental Health NPs was increased from 1:6 to 1:10

F3 Nurse Aide Education Programs Petition for Rulemaking and Proposal Governing Nurse Aide Education Programs by Fast-Track Action

Ms. Barrett reviewed the petition for rulemaking by Gary Bahena, comments received regarding the petition, and legislator letters involving the same issue.

Ms. Barrett noted that the Nurse Aide Education Special Conference Committee reviewed the petition and recommends initiating a fast-track regulatory action in response to Mr. Bahena's first and second requests for rulemaking and to take no action on Mr. Bahena's third request for rulemaking.

Mr. Hermansen-Parker moved to accept the recommendation of the Nurse Aide Education Special Conference Committee regarding Mr. Bahena's petition for rulemaking. The motion was seconded by Ms. McElfresh and carried unanimously.

The recommendation of the Nurse Aide Education Special Conference Committee to implement a Fast-Track regulatory action to do the following:

- 1) Amend 18VAC90-26-10, 90-26-20, and 90-26-50 to allow nurse aide training to occur outside of a nursing home facility focusing on geriatric care;
- 2) Amend 18VAC90-26-30 to update requirements of the program coordinator, primary instructor, and other instructional personnel to clarify roles and duties of each and to allow instructional personnel from other health professions to supplement the primary instructor;
- 3) Amend 18VAC90-26-50 to require program documentation be maintained for 2 years following each site visit; and
- 4) Amend 18VAC90-26-70 to update procedures for program closures.

Mr. Monson moved to accept the recommendation of the Nurse Aide Education Special Conference Committee to the Regulations Governing Nurse Aide Education Programs as presented and further amended as a fast-track. The motion was seconded by Ms. Gerardo and carried unanimously.

E1 March 9, 2022 Education Informal Conference Committee minutes

Mr. Monson moved to accept the minutes as presented. The motion was seconded by Mr. Hermansen-Parker and carried unanimously.

The Board acknowledged Ms. Yeatts for her service at DHP.

RECESS: The Board recessed at 11:58 A.M.

RECONVENTION: The Board reconvened at 12:45 A.M.

POLICY FORUM: Healthcare Workforce Data Center (HWDC) Report – Yetty Shobo, PhD, Deputy Director

- Virginia's Licensed Nurse Practitioner Workforce: 2021*
- Virginia's Licensed Nurse Practitioner Workforce: Comparison by Specialty*
- Virginia's Nursing Education Programs: 2020-2021 Academic Year (REVISED version)**

Dr. Shobo reviewed the reports' key findings as follows:

- The Nurse Practitioner (NP) Workforce
 - Trends in Age and Gender
 - Trends in Educational Attainment

➤ Work Locations

Dr. Dorsey inquired if the number of years of experience as a nurse an NP student has prior to entering an NP program. Ms. Douglas replied that the Board does not collect those data but each NP Education Program may collect it.

Ms. Crawford Brown left the meeting at 1:18 P.M.

- Nurse Practitioners (NP) by Specialty: 2020 & 2021 Data
 - Workforce regarding Certified Registered Nurse Anesthetists (CRNA), Certified Nurse Midwives (CNM), and Certified Nurse Practitioners (CNPs)
 - Age Distribution
 - Diversity Index
 - Current Metro Status
 - Education, Debt and Median Income
 - Unemployment and Underemployment
 - Top Establishments

- Virginia Nursing Education Programs
 - Program Types
 - Mean Program Length
 - Southern Association of Colleges and Schools (SACS) Accreditation
 - Percent Capacity Unfilled
 - Attrition Rate
 - Total Applicants and Total Enrolled
 - Percent of Admitted Enrolled
 - Student and Faculty Diversity
 - Total Graduates
 - Faculty Education
 - Full Time Faculty Appointment

Mr. Monson moved to accept all three reports as presented. The motion was seconded by Dr. Felisa Smith and carried unanimously.

REPORTS (cont.):

NCSBN Executive Officer and President Leadership Forum on March 15, 2022

Mr. Jones reported that NCSBN is reviewing the global strategic direction report and strategic nursing report to determine fit in current regulations.

NCSBN Midyear Meeting Report

Mr. Jones asked if any Board Members attended virtually. Ms. Swineford and Ms. Crawford Brown advised that they had attended.

Mr. Jones then reported the following:

- Remote proctoring – face recognition is on the forefront
- Strategic plan – few changes and Board Members are encouraged to review it
- Upcoming studies – (1) disciplinary process (monitoring case load, case complexity and operational efficiencies) and (2) evidence restricting NCLEX attempts

Ms. Wilmoth added that many NCSBN staff expressed their appreciation for the Virginia BON sharing Ms. Douglas with NCSBN.

Ms. Morris commented that the meeting was conducted professionally.

Ms. Douglas encouraged Board Members and staff to consider taking advanced of ICRS course offerings.

Ms. Crawford Brown re-joined the meeting at 1:36 P.M.

Mr. Monson moved to accept items C3 – C11 as presented. The motion was seconded by Ms. Buchwald and carried unanimously.

OTHER MATTERS:

Board Counsel Update:

Ms. Mitchell stated that there is no update, and added that the Office of the Attorney General is in the process of filling the position recently vacated by Ms. Barrett.

Special Conference Committee (SCC) Assignments and scheduling Informal Conferences (IFC) for the second half of 2022

Ms. Morris said that the composition of Special Conference Committees will not change and asked Board Members to provide their best availability dates.

The IFC schedule planning sheet was distributed to Board Members.

Changes to July Board Week

Mr. Jones stated that historically there was no business meeting during July Board Week and instead four days of formal hearings are conducted. In July 2022, the Board will conduct hearings on Tuesday (two panels), Wednesday (two panels), and Thursday (one panel). Mr. Jones asked Board Members to provide their availability to Ms. Vu.

Ms. Douglas noted the Board will consider urgent business matters, if any, on Tuesday before hearings.

EDUCATION:

Education Update:

Ms. Wilmoth reported the following:

Nursing Education Program Updates

- ❖ 74 programs completed the 2021 NSCBN Annual Survey (down from 114 programs last year). Data will be available soon and will be shared at the May meeting
- ❖ Aggregate data from the 2020 NCSBN Annual Survey are anticipated to be distributed in June
- ❖ 2021 NCLEX results have been provided as the part of the annual report
 - Site Inspectors, Dr. Mangrum, and Ms. Wilmoth are beginning to conduct the 17 NCLEX visits that are required pursuant to regulation.
- ❖ The periodic review for nursing education regulations will occur in 2022
- ❖ Mary Marshall scholarship funds were disbursed to 47 RN/PN students. \$94,000 (\$2,000 per student) in awards went to select nursing students across the state
- ❖ Active Applications: There are three BSN and 2 PN active program applications.
- ❖ New programs in 2022: There has been 1 new ADN program approved this year.
- ❖ Total Number of programs (144) - 56 PN Programs and 88 RN Programs (43 BSN, 43 ADN and 2 Masters)
- ❖ Faculty Exceptions continue to be requested; mostly for clinical faculty positions.
- ❖ Education Seminars: the next regulatory update session is scheduled for June 6 at the Board offices. The next education seminar that is required for those who wish to begin a new program is scheduled for October 20th.
- ❖ NGN will launch for RN and PN April 2023. Passing standards for both RN and PN are being evaluated as well as posted test plans. Polytomous scoring models will be instituted. Information related to NGN is posted on the NCSBN website.

Nurse Aide Education Programs Update

- ❖ Mary Marshall Scholarship—applications period ended February 28th. Each recipient will receive up to \$1000 based on program cost. We have not received an update from VDH regarding the number of students selected for the scholarship at this time.
- ❖ Nurse Aide testing transition to Credentia from Pearson is complete. The written portion of the exam is offered in an ONLINE format while the skills portion will remain in-person. Board staff continue to work with Credentia as issues/concerns are identified.
- ❖ Active Applications: 11
- ❖ New programs in 2022: 2
- ❖ Total Number of programs: 236 with 25 of those inactive

- ❖ Instructional Personnel Exceptions this year: 2
- ❖ Education Seminar to review nurse aide regulatory requirements scheduled for June 28th here at the Board office.
- ❖ Regulatory Review/consideration of Petition for Rule Making underway.

Medication Aide Program Updates

- ❖ Curriculum revisions into the updated template continue. The committee is scheduled to meet April 27th for *final* review of the revised curriculum.
- ❖ Regulations governing medication aide programs are due for periodic review this year.
- ❖ Program contact attempt:
 - All programs have been contacted by letter, email and phone to determine current status.
 - There have been 9 programs noticed for IFC to date, with ~30-35 more in process due to inability to contact.
- ❖ Active Applications: 4
- ❖ New programs in 2022: 4
- ❖ Total Number of programs: continues to fluctuate as we make contact and receive information from programs. ~290

Ms. Wilmoth stated that May 3rd Education Informal Conference still needs a committee member and to let Ms. Wilmoth know if interest.

RECESS: The Board recessed at 1:48 P.M.

RECONVENTION: The Board reconvened at 2:02 P.M.

Impromptu training by Board Counsel

Ms. Mitchell provided a brief training regarding types of suspensions that are authorized by the Codes of Virginia.

Ms. Mitchell noted that certified nurse aides can petition the Board to have a single Finding of Neglect removed per the Federal regulations.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

#2 – Ashley Vest, CNA

1401-146774

Ms. Vest appeared and addressed the Board.

Ms. Iyengar left the meeting at 2:42 P.M.

CLOSED MEETING:

Ms. Swineford moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:42 P.M. for the purpose of considering the agency subordinate recommendation regarding **Ashely Vest**. Additionally, Ms. Swineford moved that Ms. Douglas, Dr. Hills, Ms. Morris, Ms. Willinger, Ms. Wilmoth, Ms. Dewey, Ms. Christine Smith, Ms. Glazier, Dr. Randall, Ms. Vu, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was properly seconded by Mr. Monson and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:57 P.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was properly seconded by Ms. Gerardo and carried unanimously.

Ms. Iyengar re-joined the meeting at 2:57 P.M.

Mr. Monson moved that the Board of Nursing accept the recommendation of the agency subordinate regarding Ashley Vest with the following modifications:

Recommended Findings of Fact and Conclusion of Law

#2 – replace the word “habitation” with “rehabilitation”

#4ai – delete “certificate to practice as a nurse aide”

#4bii – delete “certificate to practice as a nurse aide”

#5 – delete

#6 – delete the word “Neglect”

Recommended Order

#3 – delete the word “Neglect”

#4 - delete

The motion was seconded by Dr. Gleason and carried unanimously.

#1 – Latrice Catina Valentine, CNA

1401-106237

Ms. Valentine did not appear but submitted a written response.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of **Latrice Catina Valentine** to practice as a nurse aide in the Commonwealth of Virginia and to

enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded by Dr. Smith and carried unanimously.

#3 – Erica N. Brasuel, CNA **1401-196954**

Ms. Brasuel did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the certificate of **Erica N. Brasuel** to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than 24 months from the date of entry of the Order. The motion was seconded by Dr. Smith and carried unanimously.

#4 – Crystal Lynn Bickley, CNA **1401-117254**

Ms. Bickley did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of **Crystal Lynn Bickley** to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded by Dr. Smith and carried unanimously.

#6 – Jan Marie Reinsheimer, RN **0001-199013**

Mr. Reinheimer did not appear but submitted a written response.

Mr. Hermansen-Parker disclosed that the location of the event indicated in this case is his place of employment but he has no knowledge of the case. Mr. Hermansen-Parker added that he feels he can evaluate objectively. There was no objection to his participation from the Board.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to place **Jan Marie Reinsheimer** on probation with terms and conditions. The motion was seconded by Dr. Smith and carried unanimously.

#7 – Angela Renae Lepak, LPN **0002-073087**

Ms. Lepak did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time against **Angela Renae Lepak** contingent upon Ms. Lepak's entry into the Contract of the Health Practitioners' Monitoring Program (HPMP) within 30 days of the date of the Order and stay in compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded by Dr. Smith and carried unanimously.

#8 – Raina Dione Peters, RN

0001-250276

Ms. Peters did not appear.

Mr. Jones disclosed a potential conflict with the location of the event indicated in this case but he does not know Raina Dione Peters or the case. Mr. Jones added that he feels he can evaluate objectively. There was no objection to his participation from the Board.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Raina Dione Peters** and within 90 days from the date of entry of the Order Ms. Peters shall provide written proof satisfactory to the Board of successful completion of Board-approved courses of at least four credit hours each in the subjects of professional accountability and legal liability for nurses, ethics and professionalism; and critical thinking skills. The motion was seconded by Dr. Smith and carried unanimously.

#9 – Donna L. Worrell Whitaker, LPN

0002-073635

Ms. Whitaker did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of **Donna L. Worrell Whitaker** to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Board Order. The motion was seconded by Dr. Smith and carried unanimously.

#11 – Dasia Ariel Johnson, RMA

0031-011134

Ms. Johnson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Dasia Ariel Johnson** and to indefinitely suspend her right to renew her registration to practice as a medication aide in the Commonwealth of Virginia. The motion was seconded by Dr. Smith and carried unanimously.

#13 – Belinda Jane Tolbert, RMA

0031-008083

Ms. Tolbert did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the registration of **Belinda Jane Tolbert** to practice as a medication aide in the Commonwealth of Virginia. The motion was seconded by Dr. Smith and carried unanimously.

#14 – Heather Leigh West, RN

0001-179804

Ms. West did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against **Heather Leigh West** at this time contingent upon Ms. West's continued compliance with all terms and conditions of her Contract with the Health Practitioners' Monitoring Program (HPMP) and any subsequent Contracts for the period specified by the HPMP. The motion was seconded by Dr. Smith and carried unanimously.

#17 – Gina L. Henry, CNA

1401-048744

Mr. Henry did not appear but submitted written response.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of **Gina L. Henry** to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded by Dr. Smith and carried unanimously.

#18 – Amy Austin Dickenson, RN

0001-224944

Ms. Dickenson did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Amy Austin Dickenson** and place Ms. Dickenson on probation with terms and conditions. The motion was seconded by Dr. Smith and carried unanimously.

#19 – Michaela M. Olsen, CNA

1401-169275

Ms. Olsen did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of **Michaela M. Olsen** to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded by Dr. Smith and carried unanimously.

#21 – Susan Cassidy Gerardo-Stewart, LPN

0002-037232

Ms. Gerardo-Stewart did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of **Susan Cassidy Gerardo-Stewart** to renew her license to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order. The motion was seconded by Dr. Smith and carried unanimously.

#23 – Elizabeth A. Bowman, LPN

0002-088211

Ms. Bowman did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of **Elizabeth A. Bowman** to practice practical nursing in the Commonwealth of Virginia. The motion was seconded by Dr. Smith and carried unanimously.

#23 – Amy Elizabeth Kubler, RN

0001-205222

Ms. Kubler did not appear.

Ms. Phelps moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Amy Elizabeth Kubler**. The motion was seconded by Dr. Smith and carried unanimously.

Dr. Hills, Ms. Dewey and Ms. Iyengar left the meeting at 3:42 P.M.

CLOSED MEETING:

Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:42 P.M. for the purpose of considering agency subordinate recommendations number 5, 10, 12, 15, and 16. Additionally, Mr. Hermansen-Parker moved that Ms. Douglas, Ms. Morris, Ms. Willinger, Ms. Wilmoth, Ms. Christine Smith, Ms. Vu, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was properly seconded by Ms. Swineford and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 3:51 P.M.

Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was properly seconded by Ms. Swineford and carried unanimously.

Dr. Hills, Ms. Dewey and Ms. Iyengar re-joined the meeting at 3:51 P.M.

#5 – Wanda Elizabeth Hawkins Patterson, RN

0001-191462

Ms. Morris notified the Board the passing of Ms. Patterson and Enforcement is working on the confirmation.

Ms. McElfresh moved that the Board of Nursing take no action on the recommendation regarding **Wanda Elizabeth Hawkins Patterson**. The motion was seconded by Ms. Crawford Brown and carried unanimously.

#10 – Whitley Oliver, CNA

1401-171894

Ms. Oliver did not appear.

Dr. Gleason moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Whitley Oliver** and to indefinitely suspend her right to renew her certificate to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded by Ms. Buchwald and carried unanimously.

#12 – Joyce Ann Harrop, RMA

0031-005583

Ms. Harrop did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand **Joyce Ann Harrop** and within 90 days from the date of entry of the Order Ms. Harrop shall provide written proof satisfactory to the Board of successful completion of Board-approved course of at least 6.5 credit hours in the subject of medication errors. The motion was seconded by Ms. Buchwald and carried unanimously.

#15 – Britni N. Reibold, CNA

1401-186128

Ms. Reibold did not appear.

Dr. Gleason moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of **Britni N. Reibold** to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order. The motion was seconded by Ms. Crawford Brown and carried unanimously.

#16 – Shana Karol Widener, CNA

1401-190690

Ms. Widener did not appear but submitted a written response.

Ms. McElfresh moved that the Board of Nursing reject the recommended decision of the agency subordinate regarding **Shana Karol Widener** and refer the matter to a formal hearing. The motion was seconded by Ms. Crawford Brown and carried with 12 votes in favor of the motion. Mr. Monson opposed the motion.

**CONSIDERATION OF MARCH 9, 2022 EDUCATION INFORMAL
CONFERENCE COMMITTEE RECOMMENDATIONS:**

Ms. Friedenbergl and Dr. Dorsey left the meeting at 3:54 P.M.

Dr. Smith moved that the Board of Nursing accept the recommendation of the Education Informal Conference Committee to withdraw the approval to operate a medication training program of the following programs:

- ❖ **Abingdon Manor Medication Aide Training Program** (Program Code - 0030000032)
- ❖ **America Medical Careers Academy Medication Aide Training Program** (Program Code – 0030000224)
- ❖ **Apple Manor Christian Assisted Living Facility Medication Aide Training Program** (Program Code - 0030000164)
- ❖ **Blue Ridge Pharmacy Medication Aide Training Program** (Program Code – 0030000122)
- ❖ **Colonial Home Assisted Living Medication Aide Program** (Program Code – 0030000175)
- ❖ **Continuing Care Rx CCRx Medication Aide Training Program** (Program Code – 0030000075)
- ❖ **Dalgrow Healthcare Staffing & Training Center Medication Aide Training Program** (Program Code – 0030000142)
- ❖ **Dominion Careers Development & Training Institute Medication Aide Training Program** (Program Code – 0030000174)

The motion was seconded by Ms. McElfresh and carried unanimously.

Ms. Friedenbergl and Dr. Dorsey re-joined the meeting at 3:56 P.M.

CONSIDERATION OF CONSENT ORDERS:

G1 Myra Jo Easter, RN Reinstatement Applicant 0001-159451

Dr. Smith moved that the Board of Nursing accept the consent order to approve the application of **Myra Jo Easter** for reinstatement of her license to practice professional nursing in the Commonwealth of Virginia, indefinitely suspend her license with suspension stayed upon proof of Ms. Easter's entry into a Contract with the Health Practitioners' Monitoring Program (HPMP) and passage of a Board-approved nursing refresher course. The motion was seconded by Mr. Hermansen-Parker and carried unanimously.

G2 Musa Abdur-Bahman Vass, CNA 1401-171597

Dr. Smith moved that the Board of Nursing accept the consent order for voluntary surrender of **Musa Abdur-Bahman Vass'** certificate to practice as a nurse aide in the Commonwealth of Virginia in lieu of disciplinary action. The motion was seconded by Mr. Hermansen-Parker and carried unanimously.

G3 Cynthia Jearman Nash, RN Reinstatement Applicant 0001-164503

Dr. Smith moved that the Board of Nursing accept the consent order to approve the application of **Cynthia Jearman Nash** for reinstatement of her license to practice professional nursing in the Commonwealth of Virginia, suspend her license with suspension stayed upon proof of Ms. Nash's continued compliance with all terms and condition of the Health Practitioners' Monitoring Program (HPMP) for the period specified by the HPMP. The motion was seconded by Mr. Hermansen-Parker and carried unanimously.

G4 Adewumi Solomon Adesina, RN 0001-249841

Dr. Smith moved that the Board of Nursing accept the consent order to reprimand **Adewumi Solomon Adesina**. The motion was seconded by Mr. Hermansen-Parker and carried unanimously.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

#20 – Sara Lynn Laney, RN 0001-240335
Ms. Laney did not appear.

Dr. Hills left the meeting at 3:59 P.M.

CLOSED MEETING: Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:42 P.M. for the purpose of considering the agency subordinate recommendation regarding **Sara Lynn Laney**. Additionally, Mr. Hermansen-Parker moved that Ms. Douglas, Ms. Morris, Ms. Willinger, Ms. Wilmoth, Ms. Christine Smith, Ms. Vu, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was properly seconded by Ms. Swineford and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:05 P.M.
Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was properly seconded by Mr. Monson and carried unanimously.

Dr. Hills re-joined the meeting at 4:06 P.M.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of **Sara Lynn Laney** to renew her license to practice professional nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order. The motion was seconded by Dr. Dorsey and carried unanimously.

MEETING DEBRIEF:

Board Members listed the following positive aspects of the meeting:

- Grateful for training by Board Counsel
- Great presentation by Dr. Shobo
- Tabbed exhibits are helpful
- Smooth and productive meeting
- Appreciated all that Board staff do

Board Members made the following suggestions for improvement:

- Enhanced technology
- Mindful to conversation in the presence of the public

ADJOURNMENT:

The Board adjourned at 4:16 P.M.

Brandon A. Jones, MSN, RN, CEN, NEA-BC
President