

VIRGINIA BOARD OF NURSING
VIRTUAL BUSINESS MEETING MINUTES
May 18, 2021

TIME AND PLACE: The virtual meeting via Webex of the Board of Nursing was called to order at 9:00 A.M. on May 18, 2021.

Due to COVID-19 declared state of emergency and consistent with Amendment 28 to HB29 (Budget Bill for 2018-2020) and the applicable provision of §2.2-3708.2 in the Freedom of Information Act, the Board convened a virtual meeting to consider such regulatory and business matters as was presented on the agenda for the Board to discharge its lawful purposes, duties, and responsibilities.

PRESIDING: Marie Gerardo, MS, RN, ANP-BC; President

MEMBERS PARTICIPATING

VIRTUALLY: Mark D. Monson, Citizen Member; First Vice President
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC; Second Vice President
Margaret J. Friedenberg, Citizen Member
Ann Tucker Gleason, PhD, Citizen Member
James L. Hermansen-Parker, MSN, RN, PCCN-K
Louise Hershkowitz, CRNA, MSHA
Brandon A. Jones, MSN, RN, CEN, NEA-BC
Dixie L. McElfresh, LPN
Mark D. Monson, Citizen Member
Jennifer Phelps, BS, LPN, QMHP-A, CSAC
Meenakshi Shah, BA, RN
Felisa A. Smith, RN, MSA, MSN/Ed, CNE
Cynthia M. Swineford, RN, MSN, CNE

MEMBER ABSENT: Yvette L. Dorsey, DNP, RN

STAFF PARTICIPATING

VIRTUALLY: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Robin Hills, RN, DNP, WHNP; Deputy Executive Director for Advanced Practice
Claire Morris, RN, LNHA; Deputy Executive Director
Stephanie Willinger; Deputy Executive Director for Licensing
Jacquelyn Wilmoth, RN, MSN; Deputy Executive Director for Education
Patricia Dewey, RN, BSN; Discipline Case Manager
Francesca Iyengar, MSN, RN; Discipline Case Manager
Christine Smith, RN, MSN; Nurse Aide/RMA Program Manager
Randall Mangrum, RN, DNP; Nursing Education Program Manager
Ann Tiller, Compliance Manager
Huong Vu, Executive Assistant
Sally Ragsdale, Discipline Specialist

OTHERS PARTICIPATING

VIRTUALLY: Charis Mitchell, Assistant Attorney General, Board Counsel
Elaine Yeatts, Senior Policy Analyst, Department of Health Professions
David Brown, DO, Department of Health Professions Director

Gary Justus, Board of Nursing (BON) Staff
Melissa Gregory, BON Staff
Marie Molnar, BON Staff
Joseph Corley, BON Staff
Alesia Baskin, BON staff
Cathy Hanchey, BON Staff
Tammie Jones, Adjudication Consultant, Administrative Proceedings
Division (APD)
Pamela Twombly, RN, MSHA, Deputy Director, Enforcement Division

**PUBLIC PARTICIPATING
VIRTUALLY:**

Richard Grossman, Virginia Council of Nurse Practitioners (VCNP)
Janet Wall, MS, CEO of the Virginia Nurses Association (VNA)/Virginia
Nurses Foundation (VNF)
Scott Johnson, Hancock, Daniel & Johnson, PC
Ben Traynham, Hancock, Daniel & Johnson, PC
Kassie Schroth, Virginia Association of Nurse Anesthetists
Jerry J. Gentile, Department of Planning Budget (DPB)
Diane Smith-Levine, Arizona College of Nursing
Sarah W. Taylor, MHR, MSN, AGCNS-BC, CEN, VaCNS Legislative Chair
Charlette Ridout
Ann Munana
Erin Osiol, MSW, LMT
Maria Mercedes Olivieri, LMT
Sarah Rogers
18046****63
18049****83
17172****01

ESTABLISHMENT OF A QUORUM:

Ms. Gerardo welcomed attendees and asked Ms. Vu to take a roll call of Board Members present. With 14 members present, a quorum was established.

Staff and others were identified.

ANNOUNCEMENTS:

Ms. Gerardo noted the announcements on the agenda.

Staff Update

- Sylvia Tamayo-Suijk accepted the Senior Discipline Specialist position (**replacing Darlene Graham**)

Ms. Gerardo noted that the next meeting is in July and new members might be appointed to the Board to replace Ms. Hershkowitz and Ms. Phelps after eight years of service. Ms. Gerardo said that the Board may resume in-person meeting in September and will celebrate at that time.

- UPCOMING MEETINGS: The upcoming meetings listed on the agenda:
- The VIRTUAL VNA Board of Directors is scheduled for June 9, 2021 – Ms. Douglas will attend as the NCSBN President of the Board of Directors.
 - The Committee of the Joint Boards of Nursing and Medicine VIRTUAL business meeting is scheduled for Wednesday, June 16, 2021 at 9:00 a.m.
 - The NCSBN Board of Directors VIRTUAL meeting is scheduled for July 12-14, 2021 – Ms. Douglas will attend as the NCSBN President of the Board of Directors.

ORDERING OF AGENDA: Ms. Gerardo asked if Board Members wished to add any items to the Agenda. There were no items added.

Ms. Gerardo asked staff to provide updates to the Agenda. Ms. Douglas noted that staff has assigned the Possible Summary Suspension consideration at 3:30 pm however there is no cases for consideration today.

- CONSENT AGENDA: The following item was removed from the consent agenda:
- Mr. Monson removed **B4** VIRTUAL Possible Summary Suspension Consideration and Formal Hearings for discussion
 - Ms. Douglas removed **C6** Executive Director for discussion

Mr. Monson moved to accept the consent agenda as presented. The motion was properly seconded by Ms. Friedenberg. A roll call was taken and the motion was carried unanimously.

Consent Agenda

- B1** March 22, 2021 VIRTUAL Formal Hearings
- B2** March 23, 2021 VIRTUAL Business Meeting
- B3** March 24, 2021 Panel A – VIRTUAL Formal Hearings

- C1** Financial Report as of March 31, 2021
- C2** Board of Nursing Monthly Tracking Log
- C3** HPMP Report as of March 31, 2020
- C4** The Committee of the Joint Boards of Nursing and Medicine April 21, 2021 DRAFT Business meeting minutes
- C5** The Committee of the Joint Boards of Nursing and Medicine April 21, 2021 DRAFT Informal Conference minutes

Discussion of item removed from the Consent Agenda:

- B4** April 29, 2021 VIRTUAL Possible Summary Suspension Consideration and Formal Hearings

Mr. Monson stated that the minutes do not reflect his memory of a decision that was made regarding the formal hearing of Andres Chapparo Bosque, LPN Applicant.

Ms. Douglas suggested the Board defer this item to later and asked Ms. Morris to send the Order to Ms. Mitchell and her for review. All agreed.

C6 – Executive Director Report - Ms. Douglas stated that she has additional information to add to her report:

- The Declaration of 2020 as the year of the nurse has been extended to 2021 in light of the pandemic. May is also nurses month;
- May 13th was the initial meeting related to Federation of State Massage Therapy Board (FSMTB) and their kickoff to consider a massage therapy compact. Ms. Douglas is not sure if it will be similar to nursing compact. Ms. Douglas is hoping the Board will have a voice as we are the only nursing board that regulates massage therapists
- In August Credentia is taking over the nurse aide certification process from PearsonVue. NCSBN, who owns the Intellectual property for the nurse aide exam, will work closely with Credentia. This transition will occur during next year. Ms. Wilmoth and Ms. Willinger have been assisting with the transition. Changes to the delivery of both written and skills exam are expected.

Ms. Hershkowitz moved to accept the **C6** Executive Director Report as presented and amended. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

**DIALOGUE WITH
DHP DIRECTOR:**

Dr. Brown reported the following:

- A lot of nursing related bills passed during the 2021 General Assembly (GA)
- COVID numbers are improving, cases decreases, vaccination rate improved. 38% of Virginians are fully vaccinated. Number misleading as that considers entire population not just adults.
- Lessons learned from crisis - an example, enabled telework to a degree that staff did not think was possible. Staff are doing a good job at home. Staff may miss comradery and creativity that occurs in office, but telework will continue a couple days a week. Legislation will be needed in order for staff to work remotely
- Close look at requirements for licensure for various boards, particularly health boards, and ensure the requirements for licensure are the ones we need not to inhibit growth in the practice area.

Dr. Brown noted that Dr. Allison-Bryan is not able to participate today and said that he would be happy to answer any questions the Board has.

Ms. Hershkowitz asked for updates on the requirements by legislation in terms of studies and workgroups etc. (midwives, advanced practice registered nursing). Dr. Brown replied that study on APRN's assigned to DHP has not begun and there are lots of interest regarding the midwifery workgroup, but the charge is narrow.

Dr. Gleason asked if virtual meetings will continue as alternatives for respondents who live at a distance or have transportation issues when state of emergency is lifted. Dr. Brown replied that it would require legislative changes and added that internal discussion among board executives have started in preparation for possible legislation.

Mr. Monson asked if there was broader movement within state government to stay virtual or it is agency dependent. Dr. Brown replied that DHP takes leadership in virtual meetings but it is not clear at this time where the movement will be.

DISPOSITION OF
MINUTES:

None

REPORTS:

Board of Health Professions May 13, 2021 Meeting:

Ms. Gerardo asked Ms. Hershkowitz to proceed. Ms. Hershkowitz reported the following:

- COVID lessons learned – Board of Health Professions (BHP) Members suggested hybrid meeting and the concept that some meetings should be in-person and others may be virtual.
- Waivers given to Long Term Care (LTC) facilities to train Temporary Nurse Aides (TNA) under the federal COVID-19 waiver and the EO 57, third iteration, called on Board of Nursing (BON) to develop process for the TNAs to be deemed eligible by the BON to be certified as certified nurse aides (CNAs).
- Germanna Community College (GCC) and Mary Washington Healthcare Center (MWHC) Academic Practice/Partnership Presentation was shared
- Dr. Yetty Shobo, PhD, HWDC Deputy Executive Director, provided presentation which included information regarding pathways for licensed practical nurses (LPNs) and licensed registered nurses (RNs). Two pathways are high school tech education exposure and choice of public or private college.
- Eight or Nine BHP Members are going off by June 30, 2021 due to not being reappointed for their respective Boards.

OTHER MATTERS:

Board Counsel Update:

Ms. Mitchell had nothing to report.

Informal Conferences (IFCs) for the second half of 2021:

Ms. Gerardo asked Ms. Morris to speak about IFCs for the second half of 2021. Ms. Morris said that Ms. Vu has emailed Board Members the schedule that has no staff assignments and case types. Ms. Morris said that she will work on that and email to the revised schedule soon.

EDUCATION:

Education Update:

Ms. Gerardo asked Ms. Wilmoth to provide Education update. Ms. Wilmoth reported the following:

- Regulations for Nurse Aide Education Programs became effective May 12, 2021 and Ms. Christine Smith is holding informational sessions for programs next week.
- Registered Medication Aide (RMA) Curriculum Committee will have its first meeting virtually, chaired by Ms. Felicia Smith, on June 9, 2021

REGULATIONS:

Ms. Gerardo noted that staff has provided **F1, F2, F3 and F4** electronically and asked Ms. Yeatts to proceed.

F1 Status of Regulatory Actions

Ms. Yeatts reviewed the chart noting that the Regulations for Nurse Aide Education Programs went into effective on May 12, 2021, but the requirement of 140 hours has a delayed effective date of May 12, 2023

F2 Chart of Post - General Assembly Actions/Studies

Ms. Yeatts stated that the table lists what BON is responsible for post legislation. Ms. Yeatts noted that after July 1, adoption of changes will be to conform regulations to 2021 legislative changes. Ms. Yeatts added that non-regulatory actions focus on studies that will need to be completed.

F3 Adoption of Final Regulations for Prohibition on Conversion Therapy (18VAC90-19 and 30)

Ms. Yeatts said that prohibition on conversion therapy started with adoption of guidance document and the final amendments for 18VAC90-19 (nursing regulations) and for 18VAC90-30 (nurse practitioner regulations) are presented for Board's action.

Mr. Monson moved to adopt the final regulations for prohibition on conversion therapy (18VAC90-19 and 30) as presented. The motion was properly seconded by Ms. Friedenberg. A roll call was taken and the motion carried unanimously.

F4 Adoption of Final Regulations for Simulation in Nursing Education Programs (18VAC90-27)

Ms. Yeatts stated that this final action does not become effective until approved by the Department of Planning & Budget, the Secretary, and the Governor, which will likely take several more month.

Ms. Yeatts added that there is a waiver in place for simulation requirements that remains in effect for 90 days after the expiration of EO 51.

Ms. Yeatts said that the Board has options to adopt final regulations as presented or to adopt final regulations as amended by the Board.

Ms. Hershkowitz moved to adopt the final regulation for simulation in nursing education programs (18VAC90-27) as presented. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion carried unanimously.

Dr. McQueen-Gibson left the meeting at 10:00 A.M.

F5 Revision of Guidance Documents (GDs) Cover Sheet

- **GD 90-4** *Opinion on how licensure as a nurse relates to service on a volunteer rescue squad*
- **GD 90-63** *Registered Nurses and Procedural Sedation*

Ms. Yeatts stated that these two GDs are due for revision under periodic review.

Ms. Yeatts said that GD 90-4 was reviewed by the Office of Emergency Management Services (OEMS) and Board Counsel and amendments are recommended for the Board's adoption.

Ms. Douglas stated that initial development of GD 90-63 involved large group of stakeholders and reviewed by Board Counsel. Dr. Hills said that limitations as to what could be incorporated due to nature of GD.

Ms. Douglas noted that if the Board adopts these GDs today, they will have 30 days of public comment.

Dr. Gleason suggested replacing the word "*understand*" in GD 90-63, under Monitoring and documentation, with the word "*demonstrate*"

Ms. Yeatts stated that the nature of GD is to guide, not assess adherence and not enforceable. Ms. Mitchell agreed with Ms. Yeatts.

Mr. Monson moved to adopt the revisions of GD 90-4 and GD 90-63 as presented. The motion was properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

PUBLIC COMMENT:

Ms. Gerardo indicated that, per the meeting notice on the Regulatory Townhall and the agenda package, comments will be received during the public comment period from those persons who submitted an email to Huong Vu no later than 8 a.m. on May 18, 2021 indicating that they wish to offer comment.

Ms. Gerardo asked if anyone has signed up to comment. Ms. Vu reported that Sarah W. Taylor, VaCNS Legislative Chair submitted an email indicating that she wishes to offer comment.

Ms. Gerardo reminded everyone that comment should be limited to 3-5 minutes in order to allow ample time for the Board to conduct its business.

Ms. Sarah W. Taylor, VaCNS Legislative Chair, asked that clinical nurse specialists should be able to apply for licensure with or without prescriptive authority.

Ms. Janet Wall, CEO of the Virginia Nurses Association (VNA)/Virginia Nurses Foundation (VNF), provided the following:

- Fall virtual VNA Conference will be one day on Thursday, September 23, 2021 only focusing on “*Fostering Recovery by Creating Moral Community in the Wake of a Pandemic*”
- Nominations & Elections – May 28 deadline for self nominations. Most positions are 2-year terms, renewable for a 2nd 2-year term. The VNA board has 5 meetings per year and most if not all are held virtually
- After four years as VNF President, Dr. Terris Kennedy is handing over the reins of leadership to Dr. Phyllis Whitehead. Dr. Whitehead currently works as a clinical ethicist and palliative medicine clinical nurse specialist with the Carilion Roanoke Memorial Hospital Palliative Care Service. She is also an associate professor at the Virginia Tech Carilion School of Medicine in Roanoke and has been actively engaged with our foundation and association for a number of years
- VNF is thrilled to announce that we will be welcoming fellows to our first Nurse Leadership Academy in October. Registration for this year-long and predominantly virtual program, which includes both didactic learning and a leadership project, will open in the next couple weeks
- VNF traditionally welcomes 500 nurses and guests to a celebration of nursing each fall, however this year the Gala is being delayed. VNF hopes to schedule it in the spring in conjunction with VNA’s 2-day spring conference. There are plans for webinars related to Youth and Adolescence mental health soon
- VNF anticipates holding a convening of nurses for the release of the National Academy of Medicine’s 2020-2030 Future of Nursing

Report, which focuses on health equity. Two of VNF nurse leaders will be participating in an upcoming Campaign for Action planning session tied to the report and the convening would follow that planning event. More to come

RECESS: The Board recessed at 10:13 A.M.

RECONVENTION: The Board reconvened at 10:29 A.M.

Discussion of item removed from the Consent Agenda:

B4 April 29, 2021 VIRTUAL Possible Summary Suspension Consideration and Formal Hearings.

Ms. Mitchell stated that she listened to the recording of the April 29, 2021 formal hearing of Andres Chapparo Bosque, LPN Applicant, reviewed the Order issued and the minutes are all correct as presented.

Mr. Monson moved to adopt **B4** as presented. The motion was properly seconded by Ms. Friedenberg. A roll call was taken and the motion carried unanimously.

PUBLIC HEARINGS: Ms. Gerardo said that there is a public hearing today to receive comments on proposed regulations for prescriptive authority for nurse practitioners – **Waiver of Electronic Prescribing (18VAC90-40-122)**

Ms. Gerardo added that as indicated in the meeting notice on Regulatory Townhall and in the agenda package, comments will be received from those persons who submitted an email to huong.vu@dhp.virginia.gov no later than 8 am on May 18, 2021 indicating that they wish to offer comment.

Ms. Gerardo asked if anyone has signed up to comment. Ms. Vu said no emails with request for comment were received as of 8 am today.

Ms. Gerardo reminded everyone that electronic comment can be posted on the Virginia Regulatory Townhall at www.townhall.virginia.gov or sent by email until July 9, 2021 and comments should be directed to Elaine Yeatts, DHP Policy Analyst.

Ms. Gerardo added that all comments will be considered before the Board of Nursing and the Board of Medicine jointly adopts final regulations.

CONSENT ORDER CONSIDERATION:

G1 – Xu Zhang, LMT

0019-015983

ACTION: Ms. Hershkowitz moved to accept the consent order for voluntary surrender for revocation of **Xu Zhang**'s license to practice massage therapy in the Commonwealth of Virginia. The motion was properly seconded by Ms. Smith. A roll call was taken and the motion was carried unanimously.

RECESS: The Board recessed at 10:36 A.M.

RECONVENTION: The Board reconvened at 11:00 A.M.

CHANGES TO CERTIFIED NURSE AIDE (CNA) AND NURSING SRP WORKSHEET PRESENTATION

Ms. Gerardo asked Neal Kauder and Kim Small of VisualResearch to proceed.

Dr. McQueen-Gibson re-joined the meeting at 11:10 A.M.

Mr. Kauder said that the worksheets have been revised as requested by the Board at its December 2, 2020 meeting and are presented for Board's consideration. Mr. Kauder proceeded with the worksheets' presentation:

Slide 3 – CNA Proposed Worksheet

Mr. Monson noted that the Board moved to remove **item "f" (*Failure to participate with DHP*)** from the Offense and Respondent Score at its last meeting and asked if the 20 points have been redistributed. Mr. Kauder replied that points were not a factor that have been found to have predictive power so the 20 points were not distributed.

Slide 4 – CNA Proposed Worksheet with Change

Ms. Dewey asked where fraud is included in the case type score. Mr. Kauder replied fraud is part of *Abandonment/Standard of Care (item f)*. Ms. Dewey suggested adding the term fraud for **item "f"**. All agreed.

Ms. Dewey asked if respondents having three or more employers is not a predictive indicator in the Offense and Respondent Score. Ms. Small replied it is not an influential factor.

Dr. Hills asked that Abuse/Inappropriate Relationship (**item "a"** in Case Type Score) are combined because of point value being congruent. Mr. Kauder replied yes.

Mr. Monson moved to adopt the CNA Proposed Worksheet with Change with addition of fraud for **item “f”** in the Case Type Score. The motion was properly seconded by Ms. Swineford. A roll call was taken and the motion carried unanimously.

Slide 5 – Current Inability to Safely Practice Worksheet for Nurses & LMTs

Mr. Kauder noted that the year of adoption was 2012, not 2002.

Slide 6 – Proposed Drug Related Worksheet for Nurses

Mr. Kauder noted that this worksheet is for Nurses only and the worksheet for LMTs will be created separately. Mr. Kauder added that the title of the proposed worksheet has been changed to Drug Related from Inability to Safety Practice with the 70% predictability.

Ms. Hershkowitz commented that the structure of the worksheet has to do with more than drug related cases and impaired practice is more general than drug related. Ms. Hershkowitz suggested the title of the worksheet to be Inability to Safely Practice. Ms. Small stated that Inability to Safely Practice is listed in **item “a”** in Case Type Score but can change the title as the Board wishes to do so. All agreed with Ms. Hershkowitz’ suggestion.

Dr. Gleason commented that (*TDO or voluntary*) in **item “a”** in Offense and Respondent Score appears that the Board punishes licensees for voluntary seeking help and suggested deleting (*TDO or voluntary*). Ms. Mitchell agreed.

Mr. Monson asked if there is timeline on mental health admission that does not have practice issues. Mr. Kauder replied no. Ms. Douglas added that old admission may demonstrate a pattern.

Ms. Shah inquired where Past difficulties (**item “e”** in Offense and Respondent Score) does fall. Ms. Small replied that someone with previous issue. Ms. Shah asked if vulnerability is a criteria. Ms. Small replied that all patients are vulnerable so not a factor. Ms. Shah asked if that was why number of employers were removed from the worksheet. Ms. Small said that the factor became less significant overtime so it was removed.

Ms. Douglas stated that each case has to stand on its own, but **items “a”** and **“d”** in Offense and Respondent Score are included in the current case which in fact consideration old information. Mr. Kauder said that prior record is important across all worksheets. Ms. Mitchell commented that even though it causes concern but it is relevant for the board’s consideration. Mr. Kauder added that the best predictor or sanction is the history.

Mr. Monson suggested adding “*in another state*” for item “a” and “*for Virginia only*” for item “d” in Offense and Respondent Score.

Ms. Gerardo noted that the Board has used this worksheet for the last nine years with and asked if the board has discomfort about using it. Ms. Douglas stated that staff are not aware of.

Ms. Hershkowitz suggested advising licensees to review the worksheets, that the Board uses for decision making and tracking, prior to the hearing of their case the system.

Mr. Kauder stated that the Board has to be comfortable with utilizing the worksheet, otherwise the Board will start seeing departure rates increase. Mr. Kauder added that the worksheet has been instituted since July 2005 and overall, there is a 81% agreement rate with the worksheet.

Mr. Monson asked the prediction rate for the current worksheet is. Mr. Kauder replied that between 70 – 75%, but not over 80%.

Ms. Hershkowitz moved to adopt the Proposed Drug Related Worksheet for Nurses as follows:

- Change the title of the worksheet to “**Inability to Safely Practice**”
- Delete (*TDO or voluntary*) for item “a” in Offense and Respondent Score
- Add “*for Virginia only*” for item “d” in Offense and Respondent Score

The motion was properly seconded by Mr. Monson. A roll call was taken with 12 votes in favor of the motion. Ms. Smith abstained the motion.

Slide 7 – Current standard of Care Worksheet for Nurses & LMT

Mr. Kauder noted that the year of adoption was 2012, not 2002.

Slide 8 – Proposed Patient Care Worksheet for Nurses

Mr. Kauder noted that the proposed worksheet correctly predicts 75% of cases and there are two new/different factors added to the proposed worksheet.

Mr. Monson asked how “**Past difficulties (substances, mental/physical)**” (item “c” in Offense and Respondent Score) is defined. Ms. Small replied that onsite testing were conducted by employers and respondents failed.

Ms. Shah asked if “**Abuse**” is included either in item “b” or in item “c” in Case Type Score. Ms. Small replied Abuse falls under Neglect (item “c”).

Mr. Monson suggested adding “**Abuse and Abandonment**” in item “**c**” in Case Type Score.

Ms. Hershkowitz suggested modifying item “**g**” in Offense and Respondent Score to “**Any prior Virginia Board violations**”

Ms. Hershkowitz inquired why “Respondent failed to initiate corrective action” is not included on this worksheet, but on the other worksheets. Mr. Kauder replied that it would be prescriptive addition rather than descriptive addition. Mr. Kauder suggested to have this worksheet revised with Board’s suggestions, accuracy rate recalculated and bring it back for consideration. All agreed.

Slide 9 – Current Fraud Worksheet for Nurse & LMTs

Mr. Kauder noted that the year of adoption was 2012, not 2002.

Slide 10 – Proposed Fraud Worksheet for Nurses

Ms. Small noted that item “**f**” in Offense and Respondent Score to will be modified to say “**Any prior Virginia Board violations**”

Mr. Monson moved to adopt the Proposed Fraud Worksheet for Nurses as presented and further amended. The motion was properly seconded by Ms. Shah. A roll call was taken and the motion carried unanimously.

Ms. Gerardo thanked Mr. Kauder and Ms. Small for their work on the worksheet.

RECESS: The Board recessed at 12: 33 P.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

PRESENTATION BY BONNIE PRICE, DNP, RN, SANE-A, SANE-P, AFN-BC, ADMINISTRATIVE DIRECTOR, BON SECOURS RICHMOND HEALTH SYSTEM, COMMUNITY HEALTH ADVOCACY

- Overview of the Human Trafficking Taskforce
- Massage Therapy Sexual Assault/Boundary Violation Cases – Understanding the Impact on Victims

Ms. Gerardo welcomed Dr. Price and invited her to proceed with the presentation.

Dr. Price thanked the Board for the opportunity to present the information. Dr. Price provided her background and presented the following information from the presentation:

- Understanding the Impact on Victims
- Neurobiology of the brain and sexual assault
- Youtube video Trauma and the Brain video (<https://youtube.com/watch?v=4-tcKYx24aA>)
- Examples of Tonic Immobility and Fawning Case Studies
- Human Trafficking definition
- Vulnerable Populations
- Warning Signs
- Indicators of Illicit Massage Parlors
- Possible Indicators of Illicit Massage Parlors
- Richmond Regional Human Trafficking Collaborative: Town of Ashland, Chesterfield County, Hanover County, Henrico County, Goochland County, Richmond, Virginia State Crime Commission, Attorney General, FBI, The U.S. Attorney's Office Eastern District of Virginia and Homeland Security

After the presentation, Dr. Price noted that following:

- Questions can cause triggers which can make victims feel like the incident just happened even if it happened years ago.
- It is hard to determine what questions to ask the victims. In the criminal case, a judge is the gatekeeper for the questions. Suggested to the Board asking the victims what they can remember and having one person asking the questions.
- There is no mandatory reporting of human trafficking in place. Data comes from those who call for help. Most of the time the traffickers are working up the east coast
- At Bon Secours, cases are often involved sexual exploitative victims between the age of 11 to mid 20s. New York is the common state that the LMTs obtained their initial licenses.
- There is a case manager for juvenile trafficking. Juvenile trafficking is difficult for law enforcement to get leads on

Ms. Gerardo thanks Dr. Price for the information.

RECESS: The Board recessed at 2: 21 P.M.

RECONVENTION: The Board reconvened at 2:30 P.M.

AGENCY SUBORDINATE RECOMMENDATION CONSIDERATION:

Ms. Gerardo asked if there are Respondents who would like to address the Board regarding their Agency Subordinate Recommendation.

Ms. Vu reported that there are no Respondents who would like to address the Board regarding their Agency Subordinate Recommendation.

#1 - Sandra Fontana, LPN

0002-046793

ACTION:

Ms. Smith moved to accept the recommended decision of the agency subordinate to suspend the right of **Sandra Fontana** to renew her license to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years from date of entry of the Order. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

#2 – Anne Coppedge Gill, RN

0001-188717

ACTION:

Ms. Smith moved to accept the recommended decision of the agency subordinate to indefinitely suspend the license of **Anne Coppedge Gill** to practice professional nursing in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Gill's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and comply with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

#3 – Melinda Faye Brown, RN

0001-243295

ACTION:

Ms. Smith moved to accept the recommended decision of the agency subordinate to indefinitely suspend the license of **Melinda Faye Brown** 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 properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

#4 – Adewumi Solomon Adesina, RN

0001-249841

ACTION:

Ms. Smith moved to accept the recommended decision of the agency subordinate to reprimand **Adewumi Solomon Adesina** and within 60 days from the date of entry of the Order, Ms. Adesina shall provide written proof satisfactory to the Board of successful completion of the following NCSBN courses: *Ethics of Nursing Practice* and *Professional Accountability & Legal Liability for Nurses*. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

#5 – Yasmine Aba Acquah, LPN

0002-083737

ACTION:

Ms. Smith moved to accept the recommended decision of the agency subordinate to require **Yasmine Aba Acquah**, within 90 days from the date

of entry of the Order, providing written proof satisfactory to the Board of successfully completion of the following NCSBN courses: *Documentation: A Critical Aspect of Client Care* and *Sharpening Critical Thinking Skills*. The motion was properly seconded by Mr. Monson. A roll call was taken and the motion was carried unanimously.

MEETING DEBRIEF:

Discussion regarding the business meeting process:

The following were well received by Board Members:

- Great presentation by Dr. Price
- Discussion about SRPs and review were helpful. Training will be well needed when the new worksheets are available
- Communication behind the scenes is effective for public facing platform

The following needs improvement per Board Members:

- None was noted

ADJOURNMENT:

The Board adjourned at 2:47 P.M.

Marie Gerardo, MS, RN, ANP-BC
President