

**VIRTUAL/TELECONFERENCE
BOARD OF NURSING
MEETING MINUTES
MAY 13, 2021**

PRESENT: Rosemary Dolatowski, Janice Edelstein, Jennifer Eklof (*arrived at 8:04 a.m.*), Lisa Pisney, Luann Skarlupka, Robert Weinman, Emily Zentz

EXCUSED: Peter Kallio, Christian Saldivar Frias

STAFF: Christine Poleski, Executive Director; Jameson Whitney, Legal Counsel; Kassandra Walbrun, Administrative Rules Coordinator; Kimberly Wood, Program Assistant Supervisor-Advanced; and other Department Staff

CALL TO ORDER

Lisa Pisney, Vice Chairperson, called the meeting to order at 8:00 a.m. A quorum was confirmed with six (6) members present.

ADOPTION OF THE AGENDA

Amendments to the Agenda

- Open Session: Under “Education and Examination Matters” update “Herzing University” to read as “Herzing University-Madison”
- Closed Session: Under “Division of Legal Services and Compliance Matters; Deliberation on Stipulations and Interim Orders; 20 NUR 602 – Erin M. Kunz, R.N.” correct the case number to “20 NUR 604”
- Closed Session: Under “Division of Legal Services and Compliance Matters; Monitoring Matters; Sara Schmidt, R.N.” correct to “Sara Schmidt, L.P.N.”

MOTION: Luann Skarlupka moved, seconded by Emily Zentz, to adopt the Agenda as amended. Motion carried unanimously.

(*Jennifer Eklof arrived at 8:04 a.m.*)

APPROVAL OF MINUTES OF APRIL 8, 2021

MOTION: Rosemary Dolatowski moved, seconded by Janice Edelstein, to approve the Minutes of April 8, 2021 as published. Motion carried unanimously.

**APPEARANCE: JOHN SAUER, EXECUTIVE DIRECTOR, LEADING AGE
WISCONSIN: 2020 LONG-TERM CARE WORKFORCE CRISIS REPORT**

MOTION: Luann Skarlupka moved, seconded by Robert Weinman, to acknowledge and thank John Sauer, Executive Director, Leading Age Wisconsin, for his presentation and remote appearance before the Board. Motion carried unanimously.

EDUCATION AND EXAMINATION MATTERS

Herzing University-Madison – Request for Authorization to Plan a School of Nursing

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to acknowledge and thank Dr. Dina Hewett, PhD, RN, NEA-BC, and Tina Dorau, MSN, RN, CRRN, CNE, CHSE, Herzing University-Madison, for their remote appearance before the Board. Motion carried unanimously.

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, that the Board appreciates receiving information regarding Herzing University-Madison's addition of an LPN program. Because Herzing University-Madison has already been approved by the Board as a school, the Board deems that no further action is necessary for Herzing University-Madison to add a LPN program. Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Review of the Board of Nursing DLSC Annual Report – January 1, 2020-December 31, 2020

MOTION: Rosemary Dolatowski moved, seconded by Lisa Pisney, to request that the DLSC Annual Report be provided on an annual basis at the April meeting. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

EmR 2107 – N1-N8, Emergency Rule Extension Request

MOTION: Janice Edelstein moved, seconded by Robert Weinman, to request the submission of a letter requesting an extension for EmR 2107 (N1-N8) to the Joint Committee on Review of Administrative Rules and to authorize the Vice Chairperson to sign the request. Motion carried unanimously.

Pending and Possible Rulemaking Projects

Status Update of Ongoing Rule Projects

MOTION: Robert Weinman moved, seconded by Lisa Pisney, to authorize the Legislative Liaison(s) to draft a letter from the Board to the Governor's Office requesting an update on scope statements relating to N8 and renewing the request for approval. Motion carried unanimously.

LEGISLATIVE AND POLICY MATTERS

Senate Bill 169/Assembly Bill 166 – Temporary Practice by Registered Nurses at Summer Camps

MOTION: Emily Zentz moved, seconded by Robert Weinman, to authorize the Chairperson or Vice Chairperson to approve and sign a letter to the Governor informing him of the Board's concerns in relation to Senate Bill 169 and Assembly Bill 166. Motion carried unanimously.

MOTION: Lisa Pisney moved, seconded by Emily Zentz, to designate the Legislative Liaison(s) to draft the letter to the Governor relating to Senate Bill 169 and Assembly Bill 166. Motion carried unanimously.

CLOSED SESSION

MOTION: Janice Edelstein moved, seconded by Rosemary Dolatowski, to convene to Closed Session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigation with administrative warnings (ss. 19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Lisa Pisney, Vice Chairperson, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Rosemary Dolatowski-yes; Janice Edelstein-yes; Jennifer Eklof-yes; Lisa Pisney-yes; Luann Skarlupka-yes; Robert Weinman-yes; and Emily Zentz-yes. Motion carried unanimously.

The Board convened into Closed Session at 11:17 a.m.

CREDENTIALING MATTERS

Application Reviews

Jennifer Korich, R.N. Renewal Applicant

MOTION: Rosemary Dolatowski moved, seconded by Lisa Pisney, to table the Registered Nurse renewal application of Jennifer Korich, R.N., and to request that the applicant submit the results of a new AODA assessment within 60 days of the date of the letter. The Board delegates this matter back to the Credentialing Liaison for final determination. Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE MATTERS

Administrative Warnings

- MOTION:** Luann Skarlupka moved, seconded by Janice Edelstein, to issue Administrative Warnings in the matter of the following cases:
- a. 18 NUR 648 – T.J.B.
 - b. 19 NUR 451 – C.T.C.
 - c. 20 NUR 072 – J.K.
 - d. 20 NUR 287 – B.J.S.
 - e. 20 NUR 321 – M.K.G.
 - f. 20 NUR 334 – B.L.W.D.
 - g. 20 NUR 334 – R.K.B.
 - h. 20 NUR 396 – P.L.B.
 - i. 21 NUR 060 – A.M.L.
 - j. 21 NUR 084 – A.D.N.
 - k. 21 NUR 099 – S.M.K.
 - l. 21 NUR 188 – E.A.M.
- Motion carried unanimously.

Case Closings

- MOTION:** Emily Zentz moved, seconded by Robert Weinman, to close the following DLSC Cases for the reasons outlined below:
- a. 18 NUR 752 – J.A.J. – Prosecutorial Discretion (P2)
 - b. 19 NUR 021 – T.L. – No Violation
 - c. 19 NUR 217 – B.P. – Prosecutorial Discretion (P5)
 - d. 19 NUR 273 – B.A.I. – No Violation
 - e. 19 NUR 376 – B.O.C., V.A.I. – No Violation
 - f. 19 NUR 440 – K.A.T. – No Violation
 - g. 19 NUR 459 – J.A.B. – Insufficient Evidence
 - h. 19 NUR 571 – C.Y. – Lack of Jurisdiction (L2)
 - i. 19 NUR 682 – C.M.B. – Prosecutorial Discretion (P7)
 - j. 20 NUR 039 – L.J.B. – Insufficient Evidence
 - k. 20 NUR 084 – D.E.D. – Insufficient Evidence
 - l. 20 NUR 201 – C.T.L. – Insufficient Evidence
 - m. 20 NUR 349 – K.T.K. – No Violation
 - n. 20 NUR 397 – S.E.E. – Insufficient Evidence
 - o. 20 NUR 547 – S.L.G. – Prosecutorial Discretion (P7)
 - p. 21 NUR 001 – V.L.F. – Insufficient Evidence
 - q. 21 NUR 049 – R.M.H. – Prosecutorial Discretion (P7)
 - r. 21 NUR 239 – T.R.V.S. – Prosecutorial Discretion (P2)
- Motion carried unanimously.

Proposed Stipulations and Final Decisions and Orders

MOTION: Janice Edelstein moved, seconded by Robert Weinman, to adopt the Findings of Fact, Conclusions of Law and Orders in the matter of disciplinary proceedings of the following cases:

- a. 17 NUR 484 – Karen M. Gray, R.N.
- b. 17 NUR 484 – Amanda L. Ocacio, L.P.N.
- c. 17 NUR 561, 18 NUR 665, 19 NUR 111 – Timothy J. Harrington, R.N.
- d. 19 NUR 005 – James E. Hansen, R.N.
- e. 19 NUR 679, 20 NUR 033, 20 NUR 283 – David W. Kososki, R.N.
- f. 19 NUR 723 – Jaclyn M. Hebein, L.P.N.
- g. 20 NUR 018 – Joseph E. Braun, R.N.
- h. 20 NUR 330 – Kadee M. Russell, R.N.
- i. 20 NUR 510 – Jamie L. Carver, R.N.
- j. 21 NUR 068 – Jayne K. McPhail, R.N.

Motion carried unanimously.

Stipulations and Interim Orders

20 NUR 604 – Erin M. Kunz, R.N.

MOTION: Robert Weinman moved, seconded by Janice Edelstein, to adopt the Findings of Fact, Conclusions of Law and Interim Order in the matter of disciplinary proceedings against Erin M. Kunz, R.N., DLSC Case Number 20 NUR 604. Motion carried unanimously.

(Lisa Pisney recused herself and disconnected for deliberation and voting in the matter concerning Erin M. Kunz, R.N., DLSC Case Number 20 NUR 604.)

21 NUR 081 – Melanie R. Randolph, R.N.

MOTION: Luann Skarlupka moved, seconded by Robert Weinman, to adopt the Findings of Fact, Conclusions of Law and Interim Order in the matter of disciplinary proceedings against Melanie R. Randolph, R.N., DLSC Case Number 21 NUR 081. Motion carried unanimously.

Deliberation of Petition for Summary Suspension

20 NUR 006 – Jaclyn A. Dionysius, R.N.

MOTION: Rosemary Dolatowski moved, seconded by Emily Zentz, to find that notice was given to Jaclyn A. Dionysius, R.N., DLSC Case Number 20 NUR 006, of the Summary Suspension proceedings pursuant to Wis. Admin. Code SPS § 6.05. Motion carried unanimously.

MOTION: Rosemary Dolatowski moved, seconded by Emily Zentz, to confirm a finding of probable cause to believe that Jaclyn A. Dionysius, R.N., Respondent, has engaged in or is likely to engage in conduct such that the public health, safety or welfare imperatively requires emergency suspension of the Respondent's license and to issue the Order for Summary Suspension in the matter of disciplinary proceedings against Respondent, DLSC Case Number 20 NUR 006, pursuant to Wis. Admin. Code § SPS 6.06. Motion carried unanimously.

MOTION: Rosemary Dolatowski moved, seconded by Emily Zentz, to designate a Hearing Official for any hearing to show cause in the matter of the Summary Suspension of Jaclyn A. Dionysius, R.N., Respondent, DLSC Case Number 20 NUR 006, pursuant to Wis. Admin. Code §§ SPS 6.09 and 6.11. Motion carried unanimously.

MOTION: Rosemary Dolatowski moved, seconded by Emily Zentz, to authorize the Board Chairperson (or in absence of the Chairperson, the highest-ranking eligible officer or longest serving board member in that succession) as having the authority to act on behalf of the Board to review, approve, and sign the Summary Suspension Order and Order Designating Hearing Official in the matter of the Summary Suspension of Jaclyn A. Dionysius, R.N., Respondent, DLSC Case Number 20 NUR 006. Motion carried unanimously.

(Lisa Pisney recused herself and disconnected for deliberation and voting in the matter concerning Jaclyn A. Dionysius, R.N., DLSC Case Number 20 NUR 006.)

Monitoring Matters

Patricia Adler, R.N. Review of AODA Assessment

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to request additional information in the matter of Patricia Adler, R.N. and to obtain more details on the evaluator's recommendation and any counseling or treatment since the assessment. Motion carried unanimously.

Cynthia Borchardt, R.N. Requesting Full Licensure

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to grant the request of Cynthia Borchardt, R.N., for full licensure. Motion carried unanimously.

**Peter Meekma, L.P.N.
Requesting Full Licensure**

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to grant the request of Peter Meekma, L.P.N., for full licensure. Motion carried unanimously.

**Jennifer Rosenbaum, R.N.
Requesting Full Licensure or Reduction in Screens**

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to deny the requests of Jennifer Rosenbaum, R.N., for full licensure and a reduction in the frequency of drug and alcohol screens. Respondent may petition the Board for other modifications prior to her annual petition. **Reason for Denial:** Insufficient time under the Board Order (10/19/2016) to demonstrate adequate compliance. Motion carried unanimously.

**Kathleen Sayles, R.N.
Requesting Full Licensure**

MOTION: Luann Skarlupka moved, seconded by Robert Weinman, to table the request of Kathleen Sayles, R.N., to request additional information Motion carried unanimously.

**Sara Schmidt, L.P.N.
Requesting Reduction in the Number of Check-ins and/or Drug and Alcohol Screens**

MOTION: Emily Zentz moved, seconded by Rosemary Dolatowski, to grant the request of Sara Schmidt, L.P.N., for a reduction in the frequency of drug and alcohol screens to twenty-eight (28) per year, plus one (1) annual hair test. Motion carried unanimously.

**Sara Wise, R.N.
Review of AODA Assessment and Fitness to Practice Evaluation**

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to impose an additional limitation on the license of Sara Wise, R.N., to require submission of quarterly work reports for a period of one year beginning with the 2nd quarter of 2021. Motion carried unanimously.

**Charles Bower, R.N.
Requesting Reduction in Drug Screens and AA/NA Attendance**

MOTION: Rosemary Dolatowski moved, seconded by Janice Edelstein, to table the request of Charles Bower, R.N. Motion carried unanimously.

**Jennifer Klug, R.N.
Requesting Full Licensure**

MOTION: Luann Skarlupka moved, seconded by Jennifer Eklof, to deny the request of Jennifer Klug, R.N., for full licensure. Respondent may petition the Board after one year of full compliance with the Board Order. **Reason for Denial:** Failure to demonstrate continuous and successful compliance under the terms of the Board Order (5/6/2019). Motion carried unanimously.

**Joan Swope, R.N.
Requesting Full Licensure**

MOTION: Luann Skarlupka moved, seconded by Jennifer Eklof, to deny the request of Joan Swope, R.N., for full licensure. **Reason for Denial:** Failure to demonstrate continuous and successful compliance under the terms of the Board Order (6/13/2013). Motion carried unanimously.

DELIBERATION ON PROPOSED FINAL DECISIONS AND ORDERS

Shantell L. Grenier, L.P.N. (DHA Case Number SPS-20-0025/DLSC Case Number 18 NUR 653)

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of disciplinary proceedings against Shantell L. Grenier, L.P.N. (DHA Case Number SPS-20-0025/DLSC Case Number 18 NUR 653). Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to reconvene into Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 2:52 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Rosemary Dolatowski moved, seconded by Janice Edelstein, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the Closed Session motions stand for the purposes of the affirmation vote.)

ADJOURNMENT

MOTION: Lisa Pisney moved, seconded by Jennifer Eklof, to adjourn the meeting.
Motion carried unanimously.

The meeting adjourned at 2:56 p.m.