

**VIRTUAL/TELECONFERENCE
BOARD OF NURSING
MEETING MINUTES
NOVEMBER 12, 2020**

PRESENT: Rosemary Dolatowski, Janice Edelstein, Jennifer Eklof, Peter Kallio (*excused at 12:30 p.m.*), Lisa Pisney, Luann Skarlupka

EXCUSED: Christian Saldivar Frias, Robert Weinman, Emily Zentz

STAFF: Christine Poleski, Executive Director; Jameson Whitney, Legal Counsel; Dale Kleven, Administrative Rules Coordinator; Jon Derenne, Administrative Rules Coordinator; Kimberly Wood, Program Assistant Supervisor-Advanced; Daniel Betekhtin, Bureau Assistant; and other DSPS Staff

CALL TO ORDER

Peter Kallio, Chairperson, called the meeting to order at 8:01 a.m. A quorum was confirmed with six (6) members present.

ADOPTION OF THE AGENDA

Amendments to the Agenda

- Open Session: Under item “D. Administrative Matters; 2) Appointment of Liaisons and Alternates: Screening Panel Assignments” removing the words “Screening Panel Assignments”
- Open Session: Remove item E. 2018-2019 Wisconsin Center for Nursing: 2018-2019 Education and Faculty Survey Report
- Closed Session: Under item “Q. Credentialing Matters; 1) Application Reviews; c. Meshell L. Settles – Registered Nurse Applicant” amend name to MeShelle
- Closed Session: Remove item “R. Deliberation on Division of Legal Services and Compliance Matters; 2) Case Closings; s. 19 NUR 681 – C.A.N.

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

APPROVAL OF MINUTES OF OCTOBER 8, 2020

MOTION: Lisa Pisney moved, seconded by Luann Skarlupka, to approve the Minutes of October 8, 2020 as published. Motion carried unanimously.

INTRODUCTIONS, ANNOUNCEMENTS AND RECOGNITION

Recognition

Elizabeth Smith Houskamp, Registered Nurse Member

MOTION: Rosemary Dolatowski moved, seconded by Jennifer Eklof, to recognize and thank Elizabeth Smith Houskamp for her years of dedicated service to the Board of Nursing and State of Wisconsin. Motion carried unanimously.

MOTION: Luann Skarlupka moved, seconded by Peter Kallio, to recognize and thank Sharon Henes for her 25 years of service to the Department in roles as Paralegal in DLSC, Department Monitor, Paralegal to Board Legal Counsel, and Administrative Rules Coordinator. The Board would like to also recognize her efforts towards achieving and maintaining Wisconsin's membership in the Enhanced Nurse Licensure Compact. Motion carried unanimously.

Welcome

Janice A. Edelstein, Registered Nurse Member

MOTION: Luann Skarlupka moved, seconded by Rosemary Dolatowski, to welcome Janice Edelstein to the Board of Nursing. Motion carried unanimously.

ADMINISTRATIVE MATTERS

Appointment of Liaisons and Alternates

LIAISON APPOINTMENTS	
Credentialing	Rosemary Dolatowski <i>Alternate: Jennifer Eklof</i>
Monitoring	Jennifer Eklof <i>Alternate: Emily Zentz</i>
Professional Assistance Procedure (PAP)	Peter Kallio <i>Alternate: Emily Zentz</i>
Legislative Liaison	Luann Skarlupka
Newsletter	Rosemary Dolatowski
Board Practice	Peter Kallio
Board Education	Janice Edelstein

	<i>Alternate:</i> Peter Kallio
Controlled Substances Board as per Wis. Stats. §15.405(5g)	Peter Kallio <i>Alternate:</i> Lisa Pisney
Wisconsin Coalition for Prescription Drug Abuse Reduction	Peter Kallio
Travel Liaison	Peter Kallio (Chair) <i>Alternate:</i> Lisa Pisney (Vice Chair)
COMMITTEE MEMBER APPOINTMENTS	
Rules and Legislation Committee	Luann Skarlupka (Chair) Peter Kallio, Jennifer Eklof, Lisa Pisney
BOARD APPOINTMENT TO THE INTERSTATE NURSE LICENSURE COMPACT COMMISSION	
Administrator of the Nurse Licensure Compact	Peter Kallio <i>Alternate:</i> Luann Skarlupka

SCREENING PANEL APPOINTMENTS	
January–March 2021	Janice Edelstein

EDUCATION AND EXAMINATION MATTERS

George Williams College of Aurora University School of Nursing – School Approval

MOTION: Peter Kallio moved, seconded by Janice Edelstein, to acknowledge and thank Dr. Janice Strom, PhD, MPH, RN, George Williams College of Aurora University, for her remote appearance before the Board. Motion carried unanimously.

MOTION: Peter Kallio moved, seconded by Janice Edelstein, to approve the request of George Williams College of Aurora University for final approval of its nursing school. Motion carried unanimously.

Herzing University Kenosha – School Approval

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to acknowledge and thank Drs. David P. Zapencki, DNP, CNE, CCRN CSC CMC, RN, and Dina Hewett, Ph.D., R.N., NEA-BC, Herzing University Kenosha, for their remote appearance before the Board. Motion carried unanimously.

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to approve the request of Herzing University Kenosha for final approval of its nursing schools. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Scope Statement for N 8 Relating to Prescribing Limitations

MOTION: Lisa Pisney moved, seconded by Rosemary Dolatowski, to approve the Scope Statement revising N 8, relating to prescribing limitations for APNPs, for submission to the Department of Administration and Governor’s Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

Scope Statement for N 2 Relating to Reciprocal Credentials for Service Members, Former Service Members, and Their Spouses

MOTION: Luann Skarlupka moved, seconded by Lisa Pisney, to approve the Scope Statement revising N 2, relating to reciprocal credentials for service members, former service members, and their spouses, for submission to the Department of Administration and Governor’s Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

COVID-19

MOTION: Janice Edelstein moved, seconded by Peter Kallio, to recognize the nurses in the State of Wisconsin for their hard work, for meeting safety requirements, for being professionals, and making sure standards are met. Motion carried unanimously.

CLOSED SESSION

MOTION: Peter Kallio moved, seconded by Lisa Pisney, 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.). Peter Kallio, Chairperson, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Janice Edelstein-yes; Rosemary Dolatowski-yes; Jennifer Eklof-yes; Peter Kallio-yes; Lisa Pisney-yes; and Luann Skarlupka-yes. Motion carried unanimously.

The Board convened into Closed Session at 10:23 a.m.

CREDENTIALING MATTERS

Application Reviews

Ashley O’Leary

MOTION: Jennifer Eklof moved, seconded by Lisa Pisney, to deny the Registered Nurse Licensure application of Ashley O’Leary. **Reasons for Denial:** Applicant violated Wis. Stat. § 441.07(1g)(c), by committing acts which show Applicant to be negligent, unfit, or incompetent by reason of abuse of alcohol or other drugs, and Wis. Admin. Code § N 7.03(8)(e), by obtaining, possessing, or attempting to obtain or possess a drug without lawful authority. Motion carried unanimously.

Alisa Moore

MOTION: Rosemary Dolatowski moved, seconded by Jennifer Eklof, to approve the Registered Nurse Renewal application of Alisa Moore once all requirements are met. Motion carried unanimously.

MeShelle L. Settles

MOTION: Peter Kallio moved, seconded by Luann Skarlupka, to deny the Registered Nurse Licensure application of MeShelle L. Settles. **Reason for Denial:** Wis. Admin. Code §§ 7.03(1)(g), 7.03(2), 7.03(5)(c), and 7.03(6)(f). Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE MATTERS

Administrative Warnings

MOTION: Jennifer Eklof moved, seconded by Peter Kallio, to issue an Administrative Warnings in the matter of the following cases:

1. 18 NUR 025 – S.S.Q.
2. 18 NUR 416 – A.L.Z.
3. 19 NUR 009 – H.E.Z.
4. 19 NUR 369 – D.K.S.
5. 20 NUR 173 – H.A.B.
6. 20 NUR 197 – A.L.W.
7. 20 NUR 209 – J.D.M.
8. 20 NUR 234 – F.C.H.
9. 20 NUR 285 – J.P.S.
10. 20 NUR 309 – K.A.O.
11. 20 NUR 311 – C.A.R.
12. 20 NUR 313 – M.M.N.
13. 20 NUR 347 – N.K.K.

Motion carried unanimously.

Case Closings

MOTION: Peter Kallio moved, seconded by Jennifer Eklof, to close the following DLSC Cases for the reasons outlined below:

1. 18 NUR 502 & 18 NUR 515 – B.S.C. – Prosecutorial Discretion (P5)
2. 18 NUR 516 – D.F.F. – Insufficient Evidence
3. 18 NUR 619 – D.T.K. – No Violation
4. 18 NUR 728 – K.D.D. – No Violation
5. 18 NUR 733 – B.A.C. & L.M.D. – Insufficient Evidence
6. 18 NUR 771 – B.L.G. & C.L.P. – Insufficient Evidence
7. 18 NUR 777 – A.G. – No Violation
8. 18 NUR 778 – M.C.M.B. – Insufficient Evidence
9. 19 NUR 047 – L.B.J. – No Violation
10. 19 NUR 062 – S.A.S. – No Violation
11. 19 NUR 097 – L.J.E. – Insufficient Evidence
12. 19 NUR 124 – M.J.R. – Insufficient Evidence
13. 19 NUR 271 – N.J.N. – Insufficient Evidence
14. 19 NUR 386 – M.L.T. – No Violation
15. 19 NUR 562 – T.T.C. – Lack of Jurisdiction (L2)
16. 19 NUR 640 – A.J.S. – Prosecutorial Discretion (P7)
17. 19 NUR 662 – R.J.C. – Prosecutorial Discretion (P5)
18. 19 NUR 677 – D.S.L. – No Violation
19. 19 NUR 681 – C.A.N. – Prosecutorial Discretion (P5)
20. 19 NUR 771 – R.P.H. – Prosecutorial Discretion (P7)
21. 20 NUR 050 – J.F.B. – Prosecutorial Discretion (P7)
22. 20 NUR 258 – D.P.S. – Prosecutorial Discretion (P5)

Motion carried unanimously.

Proposed Stipulations and Final Decisions and Orders

MOTION: Lisa Pisney moved, seconded by Janice Edelstein, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings of the following cases:

1. 18 NUR 476 – Jessica D. Piencikowski, R.N.
 2. 18 NUR 585 & 19 NUR 015 – Jeremiah R. Hendricks, L.P.N.
 3. 18 NUR 679 – Lolita Allen, R.N.
 4. 18 NUR 786 – Amber R. Rusert, L.P.N.
 5. 19 NUR 034 & 19 NUR 678 – Mary E. Kuntz, R.N.
 6. 19 NUR 069 – Melissa Mehrtens, L.P.N.
 7. 19 NUR 263 – Pamela L. Worthington, R.N.
 8. 20 NUR 221 – Joan S. Heath, R.N.
 9. 20 NUR 284 – Megan M. Gordon, R.N.
 10. 20 NUR 342 – Deserae J. Furst, L.P.N.
 11. 20 NUR 471 & 20 NUR 472 – Todd W. Mehrhoff, R.N., A.P.N.P.
- Motion carried unanimously.

18 NUR 641 – Kendra M. Martin, R.N.

MOTION: Peter Kallio moved, seconded by Rosemary Dolatowski, to reject the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Kendra M. Martin, R.N., DLSC Case Number 18 NUR 641 and to return this matter to DLSC. Motion carried unanimously.

Monitoring Matters

**Cynthia Borchardt, R.N.
Requesting Full Licensure**

MOTION: Peter Kallio moved, seconded by Jennifer Eklof, to deny the request of Cynthia Borchardt, R.N., for full licensure. **Reason for Denial:** Failure to demonstrate continuous and successful compliance under the terms of the Board Order (8/3/2018). Motion carried unanimously.

**Heather Effertz, R.N.
Requesting Termination of Suspension and Review of Fit to Practice Evaluation**

MOTION: Luann Skarlupka moved, seconded by Peter Kallio, to deny the request of Heather Effertz, R.N., for a termination of suspension. **Reason for Denial:** Insufficient time under the Board Order (9/8/2016) to demonstrate adequate compliance. Motion carried unanimously.

MOTION: Luann Skarlupka moved, seconded by Peter Kallio, to impose the following limitations to the license of Heather Effertz, R.N., pursuant to the fitness-to-practice evaluation:

- Quarterly work reports and treatment reports for a duration of no less than one (1) year following termination of suspension.
- AA/NA meeting attendance at a frequency of no less than two (2) per week.
- Petitioner shall initially complete a minimum of three (3) sessions with a Board approved treater prior to consideration of termination of suspension.

Motion carried unanimously.

**Tanya Gonzalez, R.N.
Requesting Full Licensure**

MOTION: Peter Kallio moved, seconded by Jennifer Eklof, to grant the request of Tanya Gonzalez, R.N., for full licensure. Motion carried unanimously.

**Cheyenne Cochran (Cyr), R.N.
Requesting Idaho as Primary Monitoring State**

MOTION: Peter Kallio moved, seconded by Jennifer Eklof, to grant the request of Cheyenne Cochran, R.N., for Idaho as the primary monitoring state. Motion carried unanimously.

**Lorna Scholtens, R.N.
Requesting Reduction in Screens and Extension of Five-Hour Testing Window**

MOTION: Luann Skarlupka moved, seconded by Janice Edelstein, to grant the request of Lorna Scholtens, R.N., for a reduction in the frequency of drug/alcohol screens to thirty-six (36) per year, plus 1 annual hair test, and to deny the request for an extension of the five-hour testing window. **Reason for Denial:** Testing window cannot be modified at this time. Motion carried unanimously.

**Ann Zitke, R.N.
Requesting Full Licensure**

MOTION: Peter Kallio moved, seconded by Rosemary Dolatowski, to grant the request of Ann Zitke, R.N., for full licensure. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Rosemary Dolatowski moved, seconded by Jennifer Eklof, to reconvene into Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 12:23 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

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

The meeting adjourned at 12:29 p.m.