



# Board of Nursing

Wes Moore, Governor · Aruna Miller, Lt. Governor · Laura Herrera Scott, M.D., M.P.H., Secretary

## OPEN SESSION MINUTES JANUARY 26, 2022 BOARD MEETING

Held at the Maryland Board of Nursing,  
4140 Patterson Avenue, Baltimore, MD 21215,  
and VIA Conference Call

### Attendance

NAME	TITLE	PRESENT	ABSENT
<b>Board Members</b>			
Gary Hicks, RN	RN Member (Clinician), Board President	X	
Gregory Raymond	RN Member, Board Secretary	X	
Nicole Beeson	RN Member (Nurse Administrator)		X
M Dawne Hayward, RN	RN Member (Delegating Nurse—Supervised Group Living)	X	
Emalie Gibbons Baker, CNM	APRN Member	X	
Susan K. Lyons, NP	APRN Member	X	
Jacqueline J. Hill, Ph.D., RN, CNE	RN Member (Baccalaureate Nursing Educator)	X	
Robin L. Hill., DNP, RN	RN Member (Practical Nursing Educator)	X	
Heather Westerfield	RN Member (Educator)	X	
Ann Turner, RN	RN Member	X	
Damare Vickers	LPN Member		X
Susan Steinberg	Consumer Member	X	
Audrey Cassidy	Consumer Member	X	
<b>Board Counsel</b>			
Michael Conti	Assistant Attorney General	X	
Margaret Lankford	Assistant Attorney General	X	
Katherine Cummings	Assistant Attorney General	X	

<b>Board Staff</b>			
Karen E.B. Evans	Executive Director	X	
Rhonda Scott	Deputy Director	X	
Leslie Johnson	Executive Assistant	X	
Iman Farid	Health Policy Analyst	X	
Monica Mentzer	Manager of Practice	X	
Joyce Cleary	CNA Training Programs	X	
Sheila Green	Education Consultant	X	
Lakia Jackson	Board Counsel Paralegal	X	
<b>Others</b>			
Kurt Hoffman	Allegany College of Maryland	X	
Paul Cooper	Allegany College of Maryland	X	
William Rocks	Allegany College of Maryland	X	
Sandy Clark	Allegany College of Maryland	X	
Karen Hammond	Hagerstown Community College	X	
Kathleen Ogle	Towson State University	X	
Haley Mark	Towson State University	X	
Shirley Devaris	Director of Legislative Affairs	X	
Tijuana Griffin	Washington Adventist University	X	

### **Open Session**

**1. Call to Order:** Raymond made a motion to go into open session. Turner seconded the Motion. The motion passed unanimously. The open session began at 9:07 a.m.

A. Roll call and declaration of quorum: A roll call of the Board members was conducted, and a quorum of the Board was present.

B. Board of Nursing Updates: Karen Evans, Executive Director, provided updates regarding the following:

- Ransomware attack: MBON has recovered the functionality of its licensing system with regards to online applications. To date, the Board has processed all applications from December 4, 2021 through January 1, 2022 and is now beginning to process all back-logged and hand-delivered data through its licensing system. All desktops are down so a lot of information is inaccessible.
- A request has been made to MDH for 15 temporary employees to assist with the day-to-day functionality at MBON
- Karen Evans has been meeting with the Maryland Hospital Association, HFAM, deans and directors and a lot of different entities to keep communication during this time, and has been communicating with the media to ensure they are receiving proper updates on MBON during the ransomware attack.

**2. Approval of Consent Agenda—N/A**

### 3. Discussion of Items Removed from the Consent Agenda

*Items A through C were reviewed and recommended for approval by the Practice and Education Committee*

#### A. GNA Program Approval

1. Beacon Institute

#### B. Renewal of Training Programs

1. Allegany College of Maryland GNA Program

- Turner made a motion to approve Allegany College's GNA program. R. Hill seconded the motion. Motion passed unanimously.

2. Community College of Baltimore County-Essex, Dundalk and Randallstown Sites GNA Programs

- Gibbons-Baker made a motion to approve the Community College of Baltimore County's GNA programs. Westerfield seconded the motion. Motion passed unanimously.

3. Fresenius Kidney Care CNA/DT Program Renewal Approval

- Turner made a motion to approve Fresenius Kidney CNA/DT program. R. Hill seconded the motion. Motion passed unanimously.

4. Health Focus GNA Approval

- Gibbons-Baker made a motion to approve Health Focus GNA program. Hayward seconded the motion. Motion passed unanimously.

#### C. Approval for Faculty

1. Gloria Mason, R054810 for Anne Arundel Community College

- Hayward made a motion to approve Gloria Mason R054810 for Anne Arundel Community College. R. Hill seconded the motion. Motion passed unanimously.

2. Sheri Sutton, R176296 for Anne Arundel County School Health System

- Beeson made a motion to approve Sheri Sutton R176296 for Anne Arundel County School Health System. Hayward seconded the motion. Motion passed unanimously.

3. Tracy Marcalus, R116894 for The Center for Applied Technology-South CNA Program

- J. Hill made a motion to approve Tracy Marcalus R116894 for The Center for Applied Technology South CNA program. Turner seconded the motion. Motion passed unanimously.

4. Margaret Mary Lennon, R219036 for Community College of Baltimore County-Essex CNA Program

- R. Hill made a motion to approve Maragret Mary Lennon, R219036 for Community College of Baltimore-Essex

- CNA program. Lyons seconded the motion. Motion passed unanimously.
5. Adanna Agbo, R159217 for Community College of Baltimore County-Essex CNA Program
    - Gibbons-Baker made a motion to approve Adanna Agbo, R159217 for Community College of Baltimore County-Essex CNA program. Turner seconded the motion. Motion passed unanimously.
  6. Mitzi Fishman, R188967 for Fresenius Kidney Care Baltimore Care Center CNA Program
    - R. Hill made a motion to approve Mitzi Fishman, R188967 for Fresenius Kidney Care Baltimore Care Center CNA program. J. Hill seconded the motion. Motion passed unanimously.
  7. Joan Gannon, R072530 for Genesis Waldorf Center CNA Program
    - Westerfield made a motion to approve Joan Gannon, R072530 for Genesis Waldorf Center's CNA program. Hayward seconded the motion. Motion passed unanimously.
  8. Sandra Mosley, R142457 for Health Focus CNA Program
    - R. Hill made a motion to approve Sandra Mosley, R142457 for Health Focus' CNA program. Lyons seconded the motion. Motion passed unanimously.
  9. Jessica Lann, R140342 for IT Works Learning Center GNA Program
    - Hayward made a motion to approve Jessica Lann, R140342 for IT Works Learning Center's GNA program. Westerfield seconded the motion. Motion passed unanimously.
  10. Sharon Harper, R148063 for IT Works Learning Center GNA Program
    - R. Hill made a motion to approve Sharon Harper, R148063 for IT Work Learning Center's GNA program. Cassidy seconded the motion. Motion passed unanimously.
  11. Debra Bitonti, R167260 for Montgomery County School Health Program
    - Cassidy made a motion to approve Debra Bitonti, R167260 for Montgomery County School Health program. Hayward seconded the motion. Motion passed unanimously.
  12. Mary Williams, R086941 for Wor-Wic Community College CNA/GNA Program
    - Lyons made a motion to approve Mary Williams, R086941 for Wor-Wic Community College's CNA/GNA program. Gibbons-Baker seconded the motion. Motion passed unanimously.

#### **4. Education (Dr. Sheila Green, Education Consultant)**

*Items A through E were reviewed and recommended for approval by the Practice and Education Committee*

- A. Allegany College of Maryland Action Plan
  - Westerfield made a motion to approve the action plan. Raymond seconded the motion. Motion passed unanimously.
- B. Allegany College of Maryland Faculty Waiver Request for Renee Douthitt
  - J. Hill made a motion to approve the faculty waiver for Allegany College of Maryland. J. Hill seconded the motion. Motion passed unanimously.
- C. Hagerstown Community College Faculty Waiver Request for Ashton Taylor
  - J. Hill made a motion to approve Ashton Taylor for the faculty waiver for Hagerstown Community College. Gibbons-Baker seconded the motion. Motion passed. R. Hill recused herself.
- D. Town State University Modified Proposal to Existing Program
  - Request for Entry-Level Masters in Science Education Program (ELMS)
  - J. Hill made a motion to approve the modified proposal that would be added to Towson University's exiting program. R. Hill seconded the motion. Motion passes unanimously.
- E. Adoni Health Institute Substantially Equivalency
  - Gibbons-Baker made a motion to approve the recommendation that Adoni Health Institute is not substantially equivalent. Hayward seconded the motion. Motion passed unanimously.

**5. Certification** (Jaray Richardson, Manager, Certification)

None

**6. Licensure and Advanced Practice** (Carolyn Bailey, Director of Licensure)

None

**7. Legislative Affairs** (Iman Farid, Health Policy Analyst and Karen Evans, Executive Director\*)

- A. Clinical Nurse Specialist (CNS) Regulations - FYI
- B. APRN Delegation of Tasks Regulations - FYI
- C. Clinical Nurse Specialist (CNS) Job Descriptions Research-FYI
- D. 2022 Legislative Session Overview—FYI
- E. January Legislative Memorandum
  - HB 49, Public Health-Emergency Allergy Treatment Programs-Nurse Practitioners: This bill allows nurse practitioners to prescribe and dispense auto injectable epinephrine, or epi pens, to certain certificate holders who operate youth camps. The Board submitted a Letter of Support with Amendments.

- HB 55, Health Occupations-Nurse Anesthetist-Drug Authority and Collaboration: This bill allows the nurse anesthetist to prescribe, order, and administer drugs without having to obtain approval from the collaborating practitioner. This bill allows a nurse anesthetist to additionally collaborate with podiatrists. The Board submitted a Letter of Support.
- HB 66, Health Occupations-Licensed Direct-Entry Midwives-Previous Caesarean Section: This bill allows a licensed direct-entry midwife to take responsibility of a patient who had a previous Caesarean section, only after consulting with a healthcare practitioner. This bill requires a licensed direct-entry midwife to provide the client with an informed consent agreement specific to vaginal birth after Caesarean. The Board submitted a Letter of Support with Amendments.
- HB 112 cross-filed with SB 230, Health Occupations-Service Members, Veterans and Military Spouses-Temporary Licensure, Certification, Registration, and Permitting: This bill requires the Board to issue an expedited temporary license or certificate to a service member, veteran, or military spouse. The Board submitted a Letter of Support with Amendments.
- SB 77, Health Occupations Boards-Investigations-Right to Counsel: This bill allows a licensee or certificate holder to be represented by counsel during an investigation that could result in charges or sanctions. The Board submitted a Joint Letter of Opposition with the Board of Physicians.
- SB 82, Certified Nursing Assistants Licensing Requirements: This bill requires a certified nursing assistant to meet federal requirements and pass the competency exam. This bill consolidates with certified nursing assistant certifications into one designation. The Board submitted a Letter of Support, and additionally submitted amendments to the bill's sponsor.
- SB 111, Occupational Licenses or Certificates-Pre-application Determinations-Criminal Convictions: This bill requires the Board to provide a potential applicant with a determination on whether their application could be denied due to a previous criminal conviction. The Board submitted a Joint Letter of Concern with the Board of Funeral Directors and Morticians, as well as various boards and commissions.
- SB 154, Advanced Practice Registered Nurse Compact: This bill enters the State of Maryland into the APRN Compact. This bill additionally allowed APRNs to practice in a party state under certain scope of practice rules. The Board submitted a Letter of Information.
- SB 159, Health Occupations-Authorized Subscribers-Reporting a Financial Gratuity or Incentive: This bill requires an authorized subscriber who receives a financial incentive from the pharmaceutical entity to file a financial disclosure form to the Board. The Board submitted a Letter of Information with Amendments.

- J. Hill made a motion to ratify the positions previously taken by the Board. Cassidy seconded the motion. Motion passed unanimously.

F. Temporary Nursing Assistants\*--FYI

**8. Direct-Entry Midwives and Electrology (Monica Mentzer, Manager, Practice)**

*Items A and B were reviewed and recommended for approval by the Electrology Practice Committee.*

- A. Notification to the Board from Chablis Lakes, LE (E01472) to open an electrolysis practice
- Gibbons-Baker made a motion to have an inspection completed of the electrologist's office. Westerfield seconded the motion. Motion passed unanimously.
- B. Request to the Board to approve 2021 Renewal Application to Practice Electrology for:
- Sarah Stauffer, LE (E01465)
    - Raymond made a motion to approve Sarah Stauffer, E01465, the 2021 renewal application to practice electrology. Gibbons-Baker seconded the motion. Motion passed unanimously.
- C. Direct-Entry Midwifery Committee members completing their terms of appointments December 31, 2021
- Dr. Harold Fox (MHA Representatives)
    - Gibbons-Baker made a motion to approve Dr. Monica Beuscher to replace Dr. Harold Fox as the MHA representative. Hayward seconded the motion. Motion passed unanimously.
  - Dr. Kai Parker, LDEM (LDEM Member)
    - Raymond made a motion to approve Brittany Coffman to replace Dr. Kai Parker as the LDEM member. Turner seconded the motion. Motion passed unanimously.
  - Elizabeth Reiner, LDEM (LDEM member)
    - Tabled
  - Jessica Watkins (Consumer member) – seeking reappointment
    - Gibbons-Baker made a motion to approve Jessica Watkins for reappointment to a second four-year term as a consumer member. R. Hill seconded the motion. Motion passed unanimously.

**9. Quarterly Reports**

*Due to the security breach incident that is affecting all State agencies' ability to access electronic data, files, and information, these reports will be presented at a later date.*

**10. Other**

- A. PDMP Committee Board Member—FYI
- B. Open Meetings Act (Training for Board members)—FYI
- C. CNA Subcommittee Request
  - Raymond made a motion to support Executive Director Evans in moving forward with a CNA stakeholders’ meeting. Turner seconded the motion. Motion passed unanimously.
- D. Shirley Devaris – HB 276 (CNS prescription)
  - Raymond made a motion to ratify the Board’s position for the CNS prescription to support with amendments. Gibbons-Baker seconded the motion. Motion passed unanimously.

**Adjournment:** President Gary Hicks walked through the written statement required by the Open Meetings Act to close an open session. The written statement is attached. At 11:08 a.m., Cassidy made a motion to close the open session pursuant to the statutory authority and reasons cited in the written statement. Hayward seconded the motion. Motion passed unanimously.

### **January 26, 2022 Closed Session Summary**

Closed Session was held from 11:37 a.m. to 1:45 p.m. at 4140 Patterson Avenue, Baltimore MD 21215. The same Board members present for the open session were present for the closed session (unless recused from a particular matter). The authority for the closed session was Md. Code Ann., Gen. Prov. § 3-305(b)(13) in order to discuss confidential matters involving applicants for licensure/certification that are prohibited from public disclosure pursuant to Md. Code Ann., Health Occ. § 8-303(f), Health Occ. §§ 1-401 et seq., and/or Gen. Prov. § 4-333. The topics actually discussed were confidential matters involving applicants for licensure/certification.

The Board voted to take the following actions during closed session:

- Review of applicants with a criminal history:
  - License 1 RN applicant(s);
  - Certify 4 CNA applicant(s);
  - Certify 2 MT applicant(s);
  - Certify 1 CNA applicant(s) and issue a Public Advisory Letter;

(During the closed session, the Board also performed quasi-judicial and administrative functions that are not subject to the Open Meetings Act and are therefore not summarized above.)