



Board of Nursing

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

OPEN SESSION MINUTES APRIL 26, 2023 BOARD MEETING

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

Attendance

NAME	TITLE	PRESENT	ABSENT
Board Members			
Gary Hicks, RN	RN Member (Clinician), Board President	X	
Ann Turner, RN	RN Member – Acute Care Nurse, Board Secretary	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 Hill, Ph. D., RN	RN Member (BS Educator)	X	
Healthier Westerfield, DNP, RN, CNE, CMSRN	RN Member (Associate Degree Nursing Educator)		X
Susan Steinberg	Consumer Member	X	
Audrey Cassidy	Consumer Member	X	
Robin Hill, Ph. D., RN	RN Member (Practical Nurse Educator)	X	
Christine Lechliter, RN	RN Member, Nurse Administrator	X	
Charlene Harrod-Owuamana, LPN	LPN Member		X
Damare Vickers, LPN	LPN Member		X
Board Counsel			
Michael Conti	Assistant Attorney General	X	

Katherine Cumings	Assistant Attorney General	X	
Board Staff			
Karen E.B. Evans	Executive Director		X
Rhonda Scott	Deputy Director	X	
Karen Brown	PIA Coordinator		X
Patrice Burris	Executive Assistant	X	
Schenequa Brown	Executive Assistant	X	
Amber Havens Bernal	Discipline Division	X	
Lakia Jackson	Paralegal	X	
Iman Farid	Health Policy Analyst	X	
Monica Mentzer	Manager of Practice	X	
Valencia Jackson	Safe Practice	X	
Brian Stallsmith	IT Staff	X	
Rosalyn Johnson	Investigations	X	
Della Sanders	Backgrounds	X	
Shawnta' Bates	Investigations	X	
Others			
Tijuana Griffin	Washington Adventist University	X	
Danita Tolson	Coppin State University	X	
Joan Tilghman	Coppin State University	X	
Vaple Robinson	Coppin State University	X	

Open Session

1. **Call to Order:** Turner made a motion to go into open session. Lyons seconded the Motion. The motion passed unanimously. The open session began at 9:17 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: Tabled.
 - C. Review of Open Session Minutes: None.

2. **Approval of Consent Agenda:** Lechlitter made a motion to approve the Consent Agenda. J. Hill seconded the motion. Motion passed unanimously.

Items A through C have been reviewed and recommended for approval by the Practice and Education Committee

- A. **Initial Certified Nursing Assistant Training (CNA) Program Seeking Board Approval:**
 1. Meritus Medical Center (CNA)
 2. Sterling Care Bel-Air (CNA/GNA)
 3. Sterling Care Riverside (CNA/GNA)
- B. **Renewal of Approved Certified Nursing Assistant Training (CNA) Programs:**
 1. Chesapeake College (CMA Program)

2. Goodwill Mennonite Home (CNA/GNA)
3. Howard Community College; In partnership with the Howard County Public School System (CNA/GNA)
4. The College of Southern Maryland (CNA/GNA)

C. Approval for Faculty for Certified Nursing Assistant (CNA) Training Programs:

1. Cynthia Mohardt, RN(R130722)- Adventist HealthCare-Shady Grove Medical Center
2. Cynthia Mohardt, RN(R130722)- Adventist HealthCare-White Oak Medical Center
3. Jennifer Farrell, RN(R173618)-Center for Career and Technical Education
4. Alonda Kelley, RN (R20718- University of Maryland Medical Center-DTC and Midtown Campus
5. Bridgette Casserly, RN (R147553)- University of Maryland Medical Center- DTC and Midtown Campus
6. Erin Davis, MSN, RN, CPN (R145338)- University of Maryland Medical Center- DTC and Midtown Campus
7. George P.Carillo, RN (R184545)- University of Maryland Medical Center-DTC and Midtown Campus
8. Priscilla Gutierrez, RN9343217 Florida Multistate- University of Maryland Medical Center- DTC and Midtown Campus
9. Matthew Wilson, RN (R195973)- University of Maryland Medical Center-DTC and Midtown Campus
10. Charlotte Finn, RN(R227822)- Center for Applied Technology North
11. Tressa Bell, RN(R181708)-Frederick Community College
12. Ronald Chubin, RN(R096701)-Frederick Community College
13. Deborah Frye, RN(R055017)-Frederick Community College
14. Kathleen Hughes, RN(R107515)-Frederick Community College
15. Rose Turney, RN(R131074)- Goodwill Mennonite Home
16. Lori Butler, RN(R157260)- Goodwill Mennonite Home
17. Jennifer Bukowitz, RN(R085249)- Howard Community College
18. Debra McMenamin, RN(R106101)-Howard Community College
19. Lisa Beck, RN(R129322)-Howard Community College
20. Eileen Erskine, RN(R097607)-Howard Community College
21. Tina Ha-Johnson, RN(R225672)- It Works Learning Center, Inc
22. Rachel Hall, RN(R184979)- Luminis Health Anne Arundel Medical Center
23. Ann Poling, RN(R161057)- Meritus Medical Center
24. Heather Ware, RN(R196182)- Meritus Medical Center
25. Jill Storer, RN(R211930)- Meritus Medical Center
26. Tamara Ware, RN(WV39927 Multistate)- Meritus Medical Center
27. Kimberly Kaisner, RN(R139246)- Peace Healthcare at Lions Center
28. Vera-Rachel Oma Liku, RN (R224922) -The Beacon Institute
29. Kimberly Wood, RN (R107387)- The College of Southern Maryland The College of Southern Maryland

D. Approval for Change or Addition of Clinical Site for Approved Certified Nursing Assistant Training Program:

None.

3. Discussion of Items Removed from the Consent Agenda

None.

4. Education (Karen E.B. Evans, Executive Director and Sheila Green, Education Consultant)

A. Coppin State University Helene Fuld School of Nursing In-Person Site Visit, March 8-10, 2023

- Hayward made a motion to accept the report for the site visit for Coppin State University. Gibbons-Baker seconded the motion. Motion passed unanimously.

B. Harford Community College, Interim Dean for Nursing for Nursing and Allied Health Professions, Ashley Meisel (R192501) is now the permanent Dean

- Gibbons-Baker made a motion to approve the transition for Dr. Ashley Meisel from temporary dean to permanent dean of Harford Community College. Lechlitter seconded the motion. Motion passed unanimously.

C. Frederick Community College, requesting to add Lilian Diaz-Chung (R226374) as an instructor with the CNA program

- R. Hill made a motion to approve the addition of Lillian Diaz-Chung as an instructor for the Fredrick Community College CNA program. Gibbons-Baker seconded the motion. Motion passed unanimously.

5. Legislative Affairs (Iman Farid, Health Policy Analyst)

A. April 2023 Monthly Legislative Memo

1. HB 266: Public and Nonpublic Schools – Bronchodilator Availability and Use – Polices: This bill requires each county board of education and non-public schools to establish a policy to authorize a school nurse or certain other school personnel to administer in emergency situations a bronchodilator to a student who is experiencing asthma, reactive airway disease, or asthma-related symptoms; requires a school policy to include limitations on the administration of a bronchodilator, provisions authorizing a school nurse to obtain and store bronchodilator, and procedures for a school nurse to designate other school personnel to respond to a student who is experiencing asthma, reactive airway disease, or asthma-related symptoms; and requires the State Department of Education and the Maryland Department of Health to update certain asthma guidelines; and finally, requires each county board of education to make a good faith effort to adopt certain guideline before the start of a school year. The Board submitted a Letter of Information for a third reading.
2. HB 278 cross-filed with SB 213: Health Occupations – Clinical Nurse Specialists – Prescribing. This bill alters the definition of “clinical nurse

- specialist” and “practice as a clinical nurse specialist” for the purpose of authorizing clinical nurse specialists to prescribe drugs and durable medical equipment; alters the definition of “authorized prescriber” for the purposes of the Maryland Pharmacy Act; and authorizes a physician to personally prepare and dispense a prescription written by a clinical nurse specialist The Board submitted a Letter of Support for a third reading.
3. HB 453 cross-filed with SB 213: State Board of Physicians – Inactive and Emeritus Status. This bill authorizes the Board of Physicians to place a licensee on emeritus status; requires the Board to reinstate the license of an individual who is on inactive or emeritus status; exempts licensees who are on inactive or emeritus status from continuing medical education requirements; repeals the requirement that the Board issue a license to an individual who is on inactive status; prohibits licensees who are on inactive or emeritus status from practicing, attempting, offering to practice medicine, or delegating medical acts; exempts licensees who are on emeritus status from the prohibition on person using certain words with the intent to represent that the person practices medicine. The Board took no position for third reading.
 4. HB 454 cross-filed with SB 187: Health Occupations – Licenses, Certificates, and Registrations – Lawful Presence and Identification Numbers. This bill prohibits the health occupations board from requiring than an applicant provide proof that the applicant is lawfully present or have a social security number or taxpayer identification number as a condition of licensure or certification; requires each health occupations board to require each applicant for a license to disclose a social security, individual taxpayer identification number, or as permitted under federal law, provide alternative documentation, record the number or alternative documentation in the application file; and includes certain information in a list provided to the Department of Assessments and Taxation. The Board took no position for a third reading.
 5. HB 703 cross-filed with SB 584: Public Health – Parkinson’s Disease – Advisory Committee and Website. This bill alters the duties of the Parkinson’s Disease Registry Advisory Committee; requires the Committee to meet on a certain basis beginning on a certain date; and requires the Maryland Department of Health to establish and maintain a website that has information related to Parkinson’s Disease. The Board took no position for third reading.
 6. HB 758 cross-filed with SB 789: Sexual Assault Evidence Collection Kits – Preservation and Storage. This bill alters requirements for the storage and preservation of sexual assault evidence collection kits; requires sexual assault evidence collection kits collected before a certain date to be retained and transferred in a certain manner; and requires the Maryland Sexual Assault Evidence Kit Policy and Fund Committee to make a report on certain recommendations. The Board took no position for third reading.

7. HB 808 cross-filed with SB 859: Reproductive Health Protection Act. This bill prohibits a judge from requiring a person to give testimony or produce certain evidence in another state; requires that a request for the issuance of a foreign subpoena include a sworn statement; prohibits an ex parte order to intercept certain communications for the purpose of investigating or recovering evidence related to legally protected health care; prohibits certain judgment creditors from filing a copy of certain foreign judgments; prohibits the Governor from surrendering a person to the executive authority of another state for an alleged violation of laws related to legally protected health care; prohibits certain agencies from assisting in an interstate investigation; prohibits health occupations boards from disciplining a provider because of certain actions; exempts high deductible insurance plans from covering abortion services; and prohibits insurers from taking adverse actions against certain providers. The Board took no position for a third reading.
8. HB 812 cross-filed with SB 786: Health – Reproductive Health Services – Protected Information and Insurance Requirements. This bill regulates the disclosure of information related to legally protected health care by custodians, health information exchanges, and electronic health networks; requires that the regulations adopted by the Maryland Health Care Commission restrict data of patients who have obtained legally protected health care; establishes the Protected Health Care Commission; alters the purpose of the Maryland Health Care Commission to include the establishment of policies that protect the confidentiality of health care info; and clarifies that certain insurance requirements regarding abortion care services apply not withstanding a certain restriction. The Board took no position for a third reading.
9. SB 104: Labor and Employment – Apprenticeship 2030 Commission and Representation on the Apprenticeship and Training Council. This bill requires that the Apprenticeship and Training Council and consultants to the Council include representation by individuals who are Asian, Black, and Latino; establishes the Apprenticeship 2030 Commission to make recommendations to expand access to apprenticeship to reduce skill shortages in high-demand occupations and provide affordable training for career pathways. The Board submitted a Letter of Information with Amendments for third reading.
10. SB 534: Preserve Telehealth Access Act of 2023. This bill extends to a certain date the inclusion of audio-only telephone conversation under the definition of “telehealth” for the purpose of reimbursement and coverage of telehealth by the Maryland Medical Assistance Program and certain agencies; extends to a certain date a requirement on the Program and certain agencies to provided reimbursement for certain health care services provided through telehealth on a certain basis and at a certain rate; and requires the Maryland Health Care Commission to study and make recommendations regarding the delivery of health care services

through telehealth including payment parity. The Board took no position for a third reading.

11. SB 949: Criminal Injuries Compensation Board – Victims of Nonfatal Strangulation. This bill authorizes the reimbursement of qualified health care practitioners and hospitals by the Criminal Injuries Compensation Board for certain forensic examinations and health care services provided to a victim of nonfatal strangulation without charge. The Board took no position for third reading.
 - Cassidy made a motion to accept the recommendations in the Legislative memo. R. Hill seconded the motion. Motion passed unanimously.

6. Direct-Entry Midwives and Electrology (Monica Mentzer, Manager, Practice)
None.

7. Quarterly Reports: Quarterly reports were provided.

A. Discipline and Compliance Programs	Amber Havens Bernal
B. Safe Practice Committee	Valencia Jackson
C. CNA Advisory Committee	Jaray Richardson
D. Direct-Entry Midwifery Advisory Committee	Monica Mentzer
E. Electrology Practice Committee	Monica Mentzer
F. Practice and Education Committee	TABLED
G. Investigations Status Report	Shawnta' Bates
H. Background Review	Della Sanders
I. Fiscal Management Report	Maxine Traynham

8. Other
None.

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. Cassidy made a motion to close the open session pursuant to the statutory authority and reasons cited in the written statement. Gibbons-Baker seconded the motion. Motion passed unanimously.

April 26, 2023 Closed Session Summary

Closed Session was held from 10:06 a.m. to 3:12 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 who are the subject of a complaint:
 - Take no action on a complaint involving 3 RN applicant(s);
- Review of applicants with a criminal history:
 - Certify 5 CNA applicant(s);
 - Certify 1 MT applicant(s);
 - Accept a Consent Order granting the license with reprimand for 1 RN applicant(s);

(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.)