

**BOARD OF NURSING
MEETING MINUTES
DECEMBER 10, 2015**

PRESENT: Paul Abegglen, Jodi Johnson, Maria Joseph, Peter Kallio (*excused from the meeting at 12:13 p.m.*), Sheryl Krause, Jeffrey Miller, Lillian Nolan, Luann Skarlupka, Cheryl Streeter

STAFF: Dan Williams, Executive Director; Nilajah Hardin, Bureau Assistant; and other DSPS Staff

CALL TO ORDER

Jeffrey Miller called the meeting to order at 9:01 a.m. A quorum of nine (9) members was confirmed.

ADOPTION OF THE AGENDA

Amendments to the Agenda

- *Under Item K. Deliberation on Credentialing Matters: Add “1) Matthew Staudinger – Conviction Review”*

MOTION: Sheryl Krause moved, seconded by Peter Kallio, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF NOVEMBER 8, 2015

MOTION: Luann Skarlupka moved, seconded by Cheryl Streeter, to approve the minutes of November 12, 2015 as published. Motion carried unanimously.

CLOSED SESSION

MOTION: Luann Skarlupka moved, seconded by Jodi Johnson, 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 warning (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.). Jeffrey Miller, Chair, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Paul Abegglen-yes; Jodi Johnson-yes; Maria Joseph-yes; Peter Kallio-yes; Sheryl Krause-yes; Jeffrey Miller-yes; Lillian Nolan-yes; Luann Skarlupka-yes; and Cheryl Streeter-yes. Motion carried unanimously.

At this time, all external communication contacts will be terminated for purposes of going into Closed session.

The Board convened into Closed Session at 9:11 a.m.

RECONVENE TO OPEN SESSION

MOTION: Maria Joseph moved, seconded by Cheryl Streeter, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 12:45 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: Maria Joseph moved, seconded by Luann Skarlupka, to affirm all motions made in closed session. Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Monitoring

Sally Blackbourn, R.N. – Requesting Full Licensure

MOTION: Paul Abegglen moved, seconded by Lillian Nolan, to grant the request of Sally Blackbourn, R.N. for full licensure. Motion carried unanimously.

Vyacheslav Dubrovsky, R.N. – Requesting Full Licensure

MOTION: Peter Kallio moved, seconded by Jodi Johnson, to grant the request of Vyacheslav Dubrovsky, R.N. for full licensure. Motion carried unanimously.

Margaret Grevstad, R.N. – Requesting Full Licensure

MOTION: Cheryl Streeter moved, seconded by Maria Joseph, to grant the request of Margaret Grevstad, R.N. for full licensure. Motion carried unanimously.

Brian Reynolds, R.N. – Requesting Modifications

MOTION: Maria Joseph moved, seconded by Sheryl Krause, to grant the request of Brian Reynolds, R.N. for a reduction in drug screens to 28 per year and one annual hair. The Board denies the request of Brian Reynolds, R.N. for termination of direct supervision, and the ability to work in a pool or agency setting. **Reason for Denial:** Insufficient time under the Board Order (07/11/2013). Motion carried unanimously.

Attorney Amanda Florek

Proposed Stipulations, Final Decisions and Orders

MOTION: Paul Abegglen moved, seconded by Sheryl Krause, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 14 NUR 625 (A.J.O.)
2. 15 NUR 211 (N.A.E.)
3. 15 NUR 268 (J.C.S.)
4. 15 NUR 318 (D.F.W.)

5. 15 NUR 320 (A.R.C.)
 6. 15 NUR 339 (K.C.)
 7. 15 NUR 434 (C.J.L.)
- Motion carried unanimously.

DLSC Attorney Kim Kluck

Administrative Warnings

MOTION: Paul Abegglen moved, seconded by Cheryl Streeter, to issue an Administrative Warning in the following matters:

1. 14 NUR 658 (J.L.L.)
2. 14 NUR 706 (E.S.P.)
3. 15 NUR 393 (P.T.Z.)
4. 15 NUR 405 (S.J.D.)
5. 15 NUR 520 (S.M.H.)

Motion carried unanimously.

Proposed Stipulations, Final Decisions and Orders

MOTION: Maria Joseph moved, seconded by Peter Kallio, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 15 NUR 308 (A.M.S.)
2. 15 NUR 498 (L.R.M.)
3. 15 NUR 502 (L.D.F.)

Motion carried unanimously.

Case Closures

MOTION: Maria Joseph moved, seconded by Jodi Johnson, to close the DLSC cases for the reasons outlined below:

1. 15 NUR 393(C.D.) – No Violation
2. 15 NUR 464 – Prosecutorial Discretion (P2)
3. 15 NUR 330 – Prosecutorial Discretion (P2)
4. 15 NUR 494 – Insufficient Evidence
5. 15 NUR 550 – Prosecutorial Discretion (P2)
6. 15 NUR 386 – Prosecutorial Discretion (P7)
7. 15 NUR 527 – Prosecutorial Discretion (P2)
8. 15 NUR 561 – Lack of Jurisdiction (L2)
9. 15 NUR 523 – Prosecutorial Discretion (P7)

Motion carried unanimously.

PROPOSED FINAL DECISION(S) AND ORDER(S)

Shawna J. Ruff, R.N., Respondent (DHA case # SPS-15-0050)(DLSC case # 13 NUR 675)

MOTION: Peter Kallio moved, seconded by Cheryl Streeter, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of disciplinary proceedings against Shawna J. Ruff, R.N., Respondent (DHA case # SPS-15-0050)(DLSC case # 13 NUR 675), with the following variance: the respondent must work under direct supervision and submit quarterly employer work reports. Motion carried. Recused: Jeffrey Miller

MOTION: Peter Kallio moved, seconded by Cheryl Streeter, to designate Paul Abegglen to review, approve, and sign on behalf of the Chair the Order with Variance in the matter of disciplinary proceedings against Shawna J. Ruff, R.N., Respondent (DHA case # SPS-15-0050)(DLSC case # 13 NUR 675) . Motion carried. Recused: Jeffrey Miller

(Jeffrey Miller recused himself and left the room for deliberation, and voting in the matter concerning Shawna J. Ruff, R.N., Respondent (DHA case # SPS-15-0050)(DLSC case # 13 NUR 675).)

ORDER(S) FIXING COSTS

Nicole A. Hunt, R.N., Respondent (ORDER0004125)(DHA case # SPS-15-0064)(DLSC case # 15 NUR 276)

MOTION: Peter Kallio moved, seconded by Luann Skarlupka, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Nicole A. Hunt, R.N., Respondent (ORDER0004125)(DHA case # SPS-15-0064)(DLSC case # 15 NUR 276). Motion carried unanimously.

Kim M. Lippold, L.P.N., Respondent (ORDER0004281)(DHA case # SPS-15-0031)(DLSC case # 14 NUR 524)

MOTION: Luann Skarlupka moved, seconded by Cheryl Streeter, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Kim M. Lippold, L.P.N., Respondent (ORDER0004281)(DHA case # SPS-15-0031)(DLSC case # 14 NUR 524). Motion carried unanimously.

Deborah J. Mishler, L.P.N., Respondent (ORDER0002531) (DHA Case # SPS-13-0031)(DLSC Case # 12 NUR 020)

MOTION: Cheryl Streeter moved, seconded by Peter Kallio, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Deborah J. Mishler, L.P.N., Respondent (ORDER0002531) (DHA Case # SPS-13-0031)(DLSC Case # 12 NUR 020). Motion carried unanimously.

CREDENTIALING MATTERS

Matthew Staudinger – Conviction Review

MOTION: Paul Abegglen moved, seconded by Maria Joseph, to deny the Registered Nurse application of Matthew Staudinger. The Board instead grants a limited license. **Reason for Denial:** Denial of full licensure per Wis. Stat. § 441.07(1g)(c) and Wis. Admin. Code §N 2.11(5) and N 7.03(6)(f). Motion carried unanimously.

MOTION: Peter Kallio moved, seconded by Paul Abegglen, to designate the Chair to review, approve, and sign the Order for Matthew Staudinger. Motion carried unanimously.

Peter Kallio was excused from the meeting at 12:13 p.m.

MOTION: Luann Skarlupka moved, seconded by Cheryl Streeter, to authorize Sheryl Krause to respond to NCSBN regarding the 2017 NCLEX-PN Test Plan. Motion carried unanimously.

ADJOURNMENT

MOTION: Paul Abegglen moved, seconded by Maria Joseph, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:18 p.m.