

New Jersey Board of Nursing

Disciplinary Board Meeting

HHHAs and Nurses

Date: June 02, 2023

Public Agenda Meeting Minutes

The Board of Nursing meeting was held June 2, 2023, remotely. A quorum was present. The meeting was called to order by Barbara Blozen, Board President at 9:30 a.m.

Members present:

Barbara Blozen
Laura A. Brenner
Irma R. Camaligan
Rhonda Cox
James Doran
Patricia Egenton
Lucille Ann Joel
Dorothy Kozlowski
Valerie Clary Muronda
Mary Beth Russell
Tayfun Selen

Members not present:

Mariela Zapata

Also present: DAG Barbara Lopez; DAG Raquel Bristol; DAG Siobhan Krier; DAG Wendy Faulk; Olga Bradford, DAG; Mary Fortier, Executive Director; Jillian Scott, Director of Nurse Discipline; Nicole Peteet-Davis, Paralegal; Twalema Khonje, Paralegal; Leslie Burgos HHA Disciplinary Supervisor, Cindy Richardson, Marco Campbell, Paralegal; and Coretta Richmond.

A quorum is present:

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by email and mail on December 21, 2022. A schedule of all 2023 Regular Open Board Meetings to be held during 2023 was provided to the Office of the Secretary of State, Star Ledger, Trenton Times, The New York Times, Camden Courier Post and The Philadelphia Inquirer. The schedule has also been posted on the Bulletin Board at the New Jersey State Board of Nursing Office.

After discussion and motion by Mary Beth Russell and duly seconded by Laura A. Brenner, it was moved to approve the Public Agenda. Motion passed.

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After discussion and motion by James Doran and duly seconded by Rhonda Cox, it was moved to approve the Public Session Minutes from the Board of Nursing meeting conducted on May 5, 2023. Motion passed.

Board of Nursing Issues

(None this month)

Homemaker-Home Health Aides

CHHA Criminal History Background Check Considerations

Pursuant to P.L. 2021 c. 81 (N.J.S.A. 45:1-21.5), which went into effect August 9, 2021, the Board must now determine whether an applicant's criminal history has a direct or substantial relationship to the activity regulated by the Board or is of a nature such that issuing a certification to practice would be inconsistent with the public's health, safety. In considering the applicant, the Board must also consider the following:

- (1) The nature and seriousness of the crime or offense and the passage of time since its commission;
- (2) The relationship of the crime or offense to the purposes of regulating the profession or occupation regulated by the Board;
- (3) Any evidence of rehabilitation ... that may be made available to the Board; and
- (4) The relationship of the crime or offense to the ability, capacity, and fitness required to perform the duties and discharge the responsibilities of the occupation regulated.

II. Disciplinary Matters Pending Conclusion with Written Response

	DAG	Name	Summary
2.	Swang Oo	Joy B. Bortey, C.H.H.A.	After discussion, upon a motion made by <u>Tayfun Selen</u> and duly seconded by <u>Valerie Clary Muronda</u> , it was moved to

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	DAG	Name	Summary
		Certificate No. 26NH16722600	finalize the Provisional Order with modification. Respondent timely responded to the Provisional Order and complied with the Board's investigation regarding the criminal charges. Respondent's certification should not be suspended for failure to cooperate with a Board investigation. Respondent should be assessed a \$250 penalty for initially failing to cooperate with the Board's investigation, which resulted in formal disciplinary action and the expenditure of Board resources. Motion Passed
3.	Swang Oo	Leslie L. Infante, C.H.H.A. Certificate No. 26NH17817700	After discussion, upon a motion made by <u>Tayfun Selen</u> and duly seconded by <u>Valerie Clary Muronda</u> , it was moved to finalize the Provisional Order with modification. Respondent timely responded to the Provisional Order and complied with the Board's investigation regarding the criminal charges. Respondent's certification should not be suspended for failure to cooperate with a Board investigation. Respondent should be assessed the \$250 penalty for initially failing to cooperate with the Board's investigation, which resulted in formal disciplinary action and the expenditure of Board resources. Motion Passed

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III. Disqualification for Certification

N.J.S.A. 45:1-15.9(a) disqualifies individuals convicted of the following crimes from eligibility for professional or occupational licensure or certification: sexual assault, criminal sexual contact or lewdness; endangering the welfare of a child; and attempting to lure or entice a child.

	Name	Summary
4.	(None this month)	

IV. Reinstatement Protocol

For Information Only – The following individuals have noticed an intent to seek Reinstatement:

	Name
5.	(None this month)

V. In the Matter of the Suspension or Revocation of the Certificate of Certified Homemaker-Home Health Aides #1-294 (NJ Golden/Nora Home Care)

	Name	Summary
6.	(None this month)	

VI. Other Disciplinary:

	Name	Summary
7.	(None this month)	

Nurses

I. Disciplinary matters pending conclusion by Default

As reflected below, in each instance, the Provisional Order of Discipline/Provisional Letter of Denial was filed and issued. No written response has been received to date. Each matter

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was subject to finalization thirty (30) days after issuance. The time for a written response has passed. Service has been deemed effective. The Attorney General seeks the entry of Final Order(s) without modification for the following:

	DAG/STAFF	Name	Summary
8.	(None this month)		

II. Disciplinary Matters Pending Conclusion with Written Response

	DAG	Name	Summary
9.	(None this month)		

III. Other Disciplinary:

	Name	Summary
10.	(None this month)	

IV. Reinstatement Protocol

For Information Only – The following individuals have noticed an intent to seek Reinstatement:

	Name
11.	(None this month)

V. Final Disciplinary Actions Monthly Report: (Informational)

After discussion, upon a motion made by Lucille A. Joel and duly seconded by Rhonda Cox, it was moved to go into Executive session to discuss matters involving pending investigations or complaints regarding possible violations of the Board's Enabling Act, the Uniform Enforcement Act and/or the Board's regulations. The substance of the discussion will remain confidential until disclosure is permitted by law. Board action arising from such discussion will

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be made public at such time as official action is taken on the matter, if permitted by law.
Motion passed.