

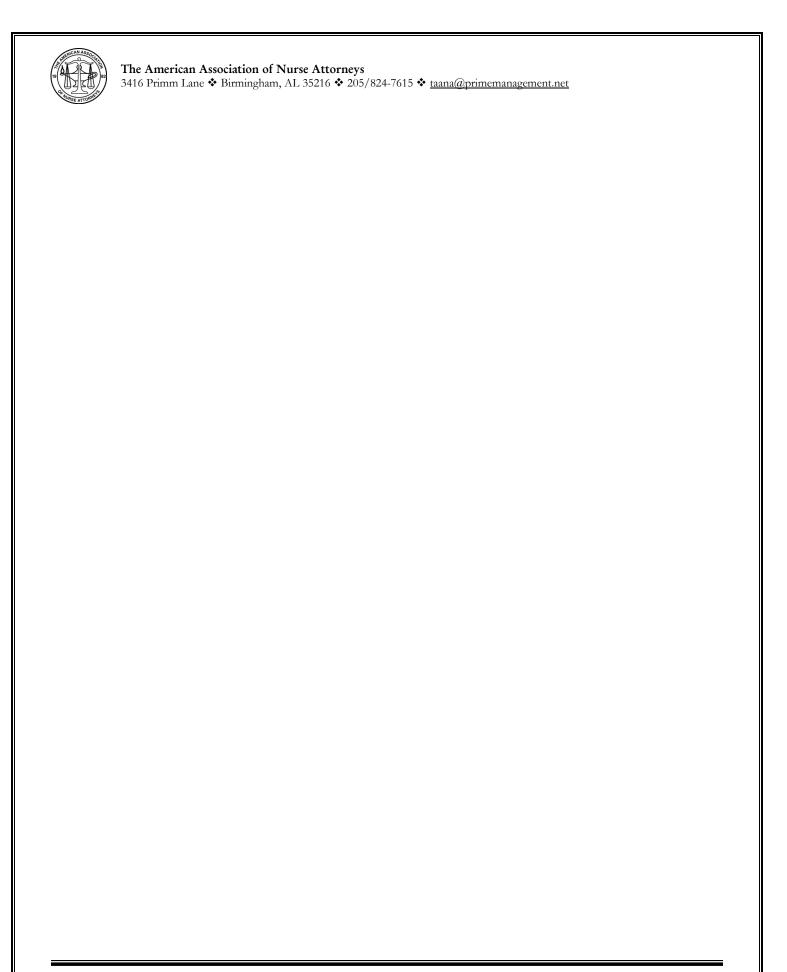
# The American Association of Nurse Attorneys

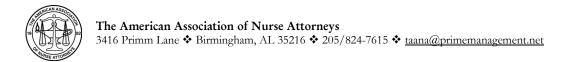
And the TAANA Foundation

Present the:

2018 Annual Meeting and Educational Conference

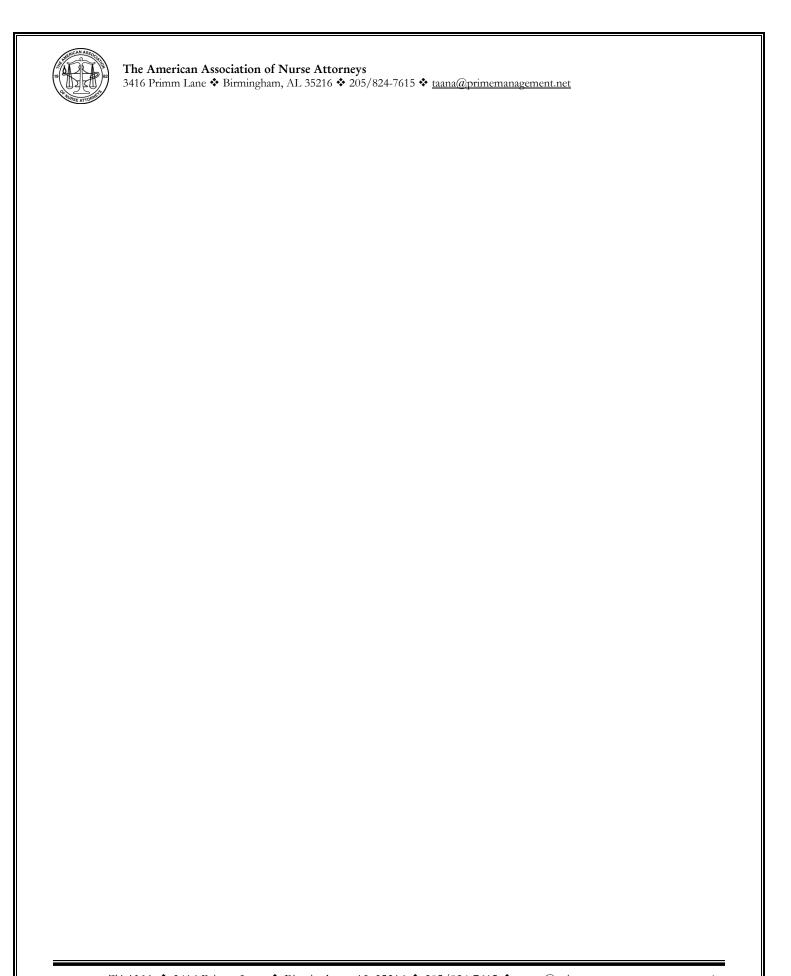
August 16-18, 2018 Hílton Denver Cíty Center Denver, Colorado





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| Conference Schedule                       |          |
| Thursday                                  | 12-14    |
| <u>Poster Sessions</u><br>Friday          | <u> </u> |
| Saturday                                  | 18-19    |
|   |          |
| Conference Faculty                        | 20-27    |
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# Save the Date!

The American Association of Nurse Attorneys And

The TAANA Foundation

Present the:

2019 Annual Meeting and Educational Conference

Crowne Plaza Downtown Northstar Mínneapolís, Mínnesota August 8-10, 2019







Crowne Plaza Minneapolis Northstar Downtown 618 Second Avenue South Minneapolis, Minnesota 55402

### **Conference Information**

### Social Media

Follow TAANA on our Social Media Pages:

- o FaceBook: <a href="https://www.facebook.com/nurse.attorneys/">https://www.facebook.com/nurse.attorneys/</a>
- o Twitter: <a href="https://twitter.com/NurseAttorneys">https://twitter.com/NurseAttorneys</a>
- o LinkedIn: <a href="https://www.linkedin.com/groups/American-Association-Nurse-Attorneys-TAANA-4692077/about">https://www.linkedin.com/groups/American-Association-Nurse-Attorneys-TAANA-4692077/about</a>

Throughout the conference and use the hash tag <u>#taana2018</u> to link your social media posts to the TAANA Conference.

### **Evaluation**

The conference evaluation is located in the conference folder. Please complete the survey and return it to the <u>registration table prior to departure</u>. NOTE: In order to receive your certificate of completion and continuing education credits, you must complete the evaluation for ONLY those sessions that you attended. Even if you do not require continuing education credit, we kindly ask that you complete this evaluation as your comments and suggestions are very valuable to us.

### **Nursing and Legal Education Contact Hours Nursing CE's**

The American Association of Nurse Attorneys; TAANA, is approved by the California Board of Registered Nursing, Provider Number 16785, for 20.5 total contact hours (including 3.5 for the preconference workshop).

### **Legal Education Credits (CLE)**

ALABAMA BAR

Course Title: TAANA 2018 Annual Meeting

& Education Conference

Class ID: 200633 Ethics Credits: 1.00

Total CLE Credits (including ethics): 18.00

(Alabama CLE includes 3 credits for the pre-conference workshop)

• TEXAS BAR - PENDING

Course Title: TAANA 2018 Annual Meeting

& Education Conference

Course #:

Sponsor #:

**Ethics Credits:** 

Total CLE Credits (including ethics if ethics

granted on line above):

PENNSYLVANIA BAR

Course Title: TAANA 2018 Annual Meeting

& Education Conference

Course #: 280752

Provider/Sponsor #: 4012

Ethics Credits: 1.00

Total CLE Credits (including ethics): 15.00

(Pennsylvania CLE does not include credit for the pre-

conference workshop)

COLORADO BAR

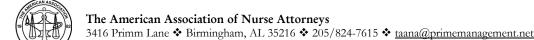
Course Title: TAANA 2018 Annual Meeting

& Education Conference

Ethics Credits: 0

Total CLE Credits (based on a 50 minute

hour): 21



### **About TAANA**

### 2018 Board of Directors

- o **President:** Carolyn Dolan, JD, MSN, FNP-BC, PNP-BC
- o **President Elect:** Paula Henry, RN, NP, JD
- o **Treasurer:** *Marc Meyer, RN, JD*
- Past President: Melanie Balestra, BSN, MN, NP, JD
- **Recording Secretary:** *Diane Knoblauch, JD, MSN, RN*
- o **Corresponding Secretary:** Susan Matt, PhD, JD, MN, RN, CNE

### **Directors:**

- Katherine Anselmi, JD, PhD, FNP, WHNP-BC
- o Lorie Brown, BSN, MN, JD
- o Kimberly Cleveland, JD, MSN, RN, C-MBC
- o Mathew Keller, RN, JD
- o Ronnie McKinnon, RN, JD, CPHRM, CPSO, CPPS
- o Elieen Talamante, RN, JD
- o Diane Warlick, RN, BSN, JD

### 2018 Conference Planning Committee

- o **Conference Chair:** Paula Henry, RN, NP, JD
- o Sophia Aragon, JD, BSN, RN
- o Melanie Balestra, BSN, MN, NP, JD
- o Sharon Bridges, RN, JD
- o Lorie Brown, BSN, MN, JD
- o Kimberly Cleveland, JD, MSN, RN, C-MBC
- o Carolyn Dolan, JD, MSN, FNP-BC, PNP-BC
- o Keith Hovey, RN, Esq.
- o Diane Knoblauch, JD, MSN, RN
- o Susan Matt, PhD, JD, MN, RN, CNE
- o Rosemary McCarthy, RN, JD
- o Robert Miller, RN, JD
- o Teressa M. Sanzio, RN, BSBA, MPA, JD

### **TAANA Awards**

### **Awards**

Please join us on Friday, August 17 for the TAANA Awards Ceremony and Business Meeting Luncheon sponsored by NSO. Lunch will begin at 12:25pm and awards will be announced shortly thereafter.

### **TAANA 2018 Awards Committee**

- o Chair: Melanie Balestra, BSN, MN, NP, JD
- o Kathy Gialanella, RN, BSN, JD, LLM
- o Kathleen Kearney, JD, MSN, RN
- o Taralynn Mackay, RN, JD (Texas)
- o Susan Matt, PhD, JD, MN, RN, CNE (Washington)
- o JoAnn Pietro, RN, JD
- o Teressa M. Sanzio, RN, BSBA, MPA, JD
- o Tracy Singh, RN, JD
- Liz Stokes, RN, JD

### **Conference Sponsors & Exhibitors**

TAANA acknowledges and gratefully expresses our appreciation to the following organizations and individuals for supporting the TAANA Annual Meeting.

Please visit the exhibits and thank the exhibitors for their continued support and commitment to TAANA.



http://www.nso.com/
Awards Luncheon Sponsor & Exhibitor

NSO is the #1 provider of professional liability insurance for nursing professionals, with over 1 million clients, including individuals and businesses. NSO has been serving the healthcare community's risk management needs for over 30 years.



Expert Witness Nurses https://expertwitnessnurses.com/

### **Exhibitor**

Expert Witness Nurses is the exclusive nurses-only expert witness locater firm with no finders fee. We locate the BEST expert witness nurses, APRN and nurse practitioners to support your medical legal case. Our turn-key invoicing, medical record handling and communication with expert services offers hassle-free results you can count on every time. Our proprietary database of nurses and nurse practitioners continually grows with every search we deliver. Whether previously discovered in a lawsuit or well-established in their specialty of nursing, we know them or can easily find them for you! Call us today to start your search 800-505-9847!



### **TAANA Foundation**

https://www.taana.org/taana-foundation/ Sponsor & Exhibitor

### **TAANA Foundation**

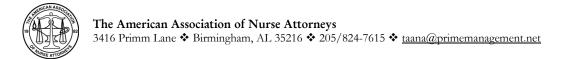
The purpose of the Foundation is to operate exclusively for charitable, scientific, literary or educational purposes and to provide financial support in the furtherance of these mission purposes. The Foundation is one of the ways nurse attorneys give back to their profession and their communities. The Foundation gives an unrestricted Community Grant to a charitable organization in the city where TAANA's annual educational conference is held. The Community Grant recipient generally is an organization that provides legal and or healthcare services to a vulnerable population in that city or area. The Foundation may present a humanitarian award in honor of Mary Eleanor McGarvah, the first nurse attorney. The Mary Eleanor McGarvah Award recognizes the significant contributions Ms. McGarvah, and the award recipients, have made to society by humanitarian efforts, the development of the public health, law, nursing or public policy. The Foundation provides an opportunity for a student or new graduate attorney to attend the TAANA annual educational conference by offering a scholarship for the conference registration fee in its efforts to foster the education of nurse attorneys and recognize future leaders. Please contact the TAANA Executive Office regarding scholarship application. The mission of the Foundation is fulfilled by contributions of nurse attorneys and the public. Donations are tax deductible to the extent of the law. Donations may be made by clicking on the "Donate Now" link or "printable donation form" link on the TAANA.org website, with annual membership dues, with registration for TAANA's annual educational conference, or in person at the Annual Meeting. Foundation Trustees offer different fund raising opportunities each year at the Annual Meeting. Donations may be made in honor or in memory of someone at any time.

### 2018 TAANA Foundation Board of Trustees

Randi Kopf, RN, MS, JD, President JoAnn Pietro, RN, JD, Secretary Elizabeth Beall, RN, JD, Treasurer and Administrator

### **Trustees:**

- o Kim Cleveland, JD, MSN, RN, C-MBC
- o Kathy Gialanella, RN, BSN, JD, LLM
- o Kathleen Kearney, JD, MSN, RN
- o Taralynn Mackay, RN, JD
- o Rosemary McCarthy, MS, JD
- Roni McKinnon, RN, JD, CPHRM, CPSO, CPPS
- o Janet E. Michael, RN, MS, JD
- o Teressa M. Sanzio, RN, MPA, JD
- o Jackie Walus-Wigle, RN, JD, CPHQ
- o Carolyn Dolan, JD, MSN, FNP-BC, PNP-BC (Cross Over Trustee)
- Melanie Balestra, BSN, MN, NP, JD (Cross Over Trustee)
- o Trudy Kiaunis, RN, JD (Emeritus Trustee)



# **TAANA Annual Business Meeting Agenda and Minutes**



## TAANA Annual Business Meeting Friday, August 17, 12:25pm - 1:45pm

### Agenda

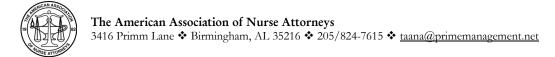
- 1. Call to Order
- 2. Approval of the Agenda
- 3. Approval of Prior Meeting Minutes
- 4. President's Welcome
- 5. NSO Report
- 6. Treasurers Report and Audit Update
- 7. Website Redesign and Launch
- 8. TAANA Foundation and Scholarship Update
- 9. Nurses on Boards
- 10. Membership Report
- 11. Upcoming Conferences
- 12. Nominations and Elections
- 13. Presentation of Awards
- 14. New Business
- 15. Adjourn



# The American Association of Nurse Attorneys (TAANA) Business Meeting Notes

August 5, 2018 Boston, Mass [Telephonic Meeting]

| 7:05 | Call to Order   |
|------|---|
| 7:06 | President's Welcome – Melanie Balestra  |
| 7:10 | Agenda Approved   |
| 7:12 | Approval of Minutes of Annual Business Meeting 2016   |
| 7:15 | Old Business  1. Discussion and Explanation of Emeritus Fellows  2. Discussion regarding published articles/papers  a) Statute of Limitations and Retained Jurisdiction paper submitted to  National Council of State Boards of Nursing  3. Supreme Court Admission Spring 2018 Rosemary McCarthy |
| 7:40 | TAANA Foundation Report Randi Kopf  1) Community Grant  2) Professor Anita Hill  3) Student Scholarship   |
| 7:45 | Nominations New Board Members Board of Directors announced Officers for 2018 Board of Directors   |
| 7:50 | Transfer of Gavel   |
| 7:52 | Adjourned   |



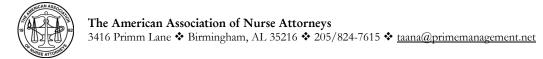
# **Conference Schedule**

# **TAANA Schedule of Events**

(If available, presentation handouts can be found at <a href="www.taana.org/conf2018/schedule">www.taana.org/conf2018/schedule</a>)

| Time   | Thursday, August 16   | Room                           |
|--|---|--------------------------------|
| 8am - 12noon   | TAANA Board of Directors Meeting  | Mattie<br>Silks                |
| 8am - 12noon<br>CE: 4.00 (this function<br>may not be approved for<br>Legal Credits in all states) | Pre-Conference Workshop for Advance Practice Nurses: <u>Medication Management for Advanced Practice Nurses:</u> <u>Protecting Yourself from Liability</u>   | Penrose 1                      |
| 12noon - 5pm   | Registration  | Penrose<br>Foyer               |
| 12noon - 2:15pm  | Exhibit, Poster Setup   | Penrose 2<br>& Mattie<br>Silks |
| 1pm - 1:10pm   | Welcome/Opening Remarks   | Penrose 1                      |
| 1:10pm - 2:25pm<br>CE/CLE: 1.25  | <ul> <li>Session 1: LGBT Public Health and Legal Issues</li> <li>Edie Brous, RN, BSN, MS, MPH, JD Edith Brous, Esq. PC New York City, New York</li> <li>Presentation Objectives:</li> <li>Discuss common misperceptions about the LGBT community</li> <li>List public health implications of healthcare disparities in the LGBT population</li> <li>Use case examples to analyze legal protections from LGBT discrimination.</li> </ul> | Penrose 1                      |
| 2:25pm - 2:45pm  | BREAK   | Penrose 2                      |
|  |   |                                |

| Time                         | Thursday, August 16  | Room      |
|------------------------------|--|-----------|
| 2:45pm - 4pm<br>CE/CLE: 1.25 | <ul> <li>Rosemary Parker, RN Advocate 4 You El Dorado Hills, California</li> <li>Presentation Objectives:</li> <li>1. Teaching tools for both client and attorneys: What is Sexual harassment in the workplace? Does the company have tools and training? Is there a protocol for anti-retaliation? Transforming the emotions into legal facts.</li> <li>2. When the stress response causes long term illness and life changing conditions: Diseases of the stress response. Proving the emotions causing stress related diseases: Timeline of health history, workman's comp evaluations, teaching the client to turn the emotions into facts.</li> <li>3. Clients avoidance and reluctance, becoming overwhelmed easily and how to teach the clients to overcome the conditions that may impede a lawsuit.</li> <li>4. How to design pamphlets, tools and techniques for both the attorney and what the attorney can give to their clients to move the client ahead in the legal process.</li> </ul> | Penrose 1 |
| 4pm - 5pm<br>CE/CLE: 1.00    | <ul> <li>Session 3: Cannabis Issues in Nursing</li> <li>Cathy Klein, JD, MSN, MSEd, APN         Cathy A. Klein, P.C.         Greenwood Village, Colorado</li> <li>Presentation Objectives:         <ol> <li>Discuss the history of the most misunderstood plant.</li> <li>Identify cannabis issues in nursing.</li> <li>Represent nurses with a basic understanding of the legal hurdles.</li> </ol> </li> </ul>   | Penrose 1 |
| 5pm - 5:15pm                 | NSO Address to TAANA Members & Attendees - Michael Loughran, President, AON Healthcare Division  |           |



| 5pm - 6pm; CE: 1.00 | Poster Sessions | Mattie |
|---------------------|-----------------|--------|
|                     |                 | Silks  |

# 1. Innovations in Legal Nurse Consulting

Yolene Lofton, LNC, BSN, MBA, Nurse's Court, Inc., Miramar, Florida

### 2. Medication Misadventures

Allison Muller, PharmD, Diplomate, American Board of Applied Toxicology Acri Muller Consulting, LLC, Aston, Pennsylvania

### 3. Naloxone and the Opioid Epidemic: The Science and Legal Issues

Allison Muller, PharmD, Diplomate, American Board of Applied Toxicology Acri Muller Consulting, LLC Aston, Pennsylvania

4. That is My Story, and I'm Sticking to It: Findings and Implications from APRNs' Defenses in Board Disciplinary Actions

Omobola Oyeleye, EdD, JD, MSN, M.Ed, RN-BC, CNE, CHSE, University of Texas at Houston, Cizik School of Nursing, Houston, Texas

5. Teaching Nursing Jurisprudence in "Tort-Reformed" States

Kathleen Kearney, JD, MSN, BSN, RN, Texas Tech University Health Sciences Center, Dallas, Texas

6. Case Studies of Immediate Jeopardy: Lessons Learned

Madeline Coleman, JD, MS, RN, CPHQ, Mejor Healthcare Solutions, LLC, Lexington, Mississippi

- 7. To Regulate or License: The Essential Questions Regarding Essential Oils
  - Kimberly Cleveland, JD, MSN, RN, C-MBC, Kent State University Canal Fulton, Ohio
  - Sarah Kearney, M.Ed. Kent State University, Canton, Ohio
- 8. Preparing Nurses On Boards: A Call To Action For Nurse Attorneys
  - Kimberly Cleveland, JD, MSN, RN, C-MBC, Kent State University, Canal Fulton, Ohio
  - Yvonne Smith, PhD, APRN-CNS Kent State University, Canton, Ohio
- 9. Nurse Staffing: To Regulate or Not To Regulate. Is that a Serious Question?
  - Kimberly Cleveland, JD, MSN, RN, C-MBC, Kent State University, Canal Fulton, Ohio
  - Thomas Watral, UGN Kent State University, Wickliffe, Ohio
- 10. Undergraduate Health Care Policy Education: The Power To Teach, Mentor and Inspire
  - Kimberly Cleveland, JD, MSN, RN, C-MBC, Kent State University, Canal Fulton, Ohio
  - Thomas Watral, UGN Kent State University, Wickliffe, Ohio
- 11. Avoiding Ethical and Legal Pitfalls of Informed Consent in Advanced Practice

Linda Farmer, RN, MSN, ACNP, CNOR, Acute Care Nurse Practitioner, Meridian, MS

| 6pm - 6:30pm | TAANA and TAANA Foundation Past Presidents Reception | TBD       |
|--------------|--|-----------|
| 6:30pm       | Welcome Reception and TAANA Foundation Awards        | Penrose 2 |



| Time  | Friday, August 17  | Room             |
|---|--|------------------|
| 7am - 8am   | Continental Breakfast  | Penrose 2        |
| 8am - 5:30pm  | Registration   | Penrose<br>Foyer |
| 8am - 9am<br>CE/CLE: 1.00   | <ul> <li>Session 4: HIPAA, Social Media, Data Breaches &amp; The Nurse- a New Malpractice Worry!</li> <li>Donna De Simone, JD, MS, RN, APRN-CNP, APRN-CNS, FNP-C, CPN         De Simone Law, PLLC         Tulsa, Oklahoma</li> <li>Presentation Objectives:</li> <li>Identify the civil and criminal penalties for a breach of PHI.</li> <li>Identify methods to protect themselves by being HIPAA compliant, on social media and on electronic devices.</li> <li>Discuss the Office of Civil Rights penalties imposed on healthcare professionals.</li> </ul> | Penrose 1        |
| 9am - 10am<br>CE/CLE: 1.00<br>This session is eligible for<br>ethics credit | <ul> <li>Session 5: The Ethical Imperative of Self-Care for Nurse Attorneys</li> <li>Stephanie Wise, ATR-BC, ATCS, LCAT         Marywood University         Scranton, Pennsylvania</li> <li>Presentation Objectives:         <ol> <li>Discuss common reasons nurse attorneys experience burn out.</li> <li>List 3 benefits of a robust self-care plan.</li> <li>Analyze the interaction between self-care and ethical practice.</li> </ol> </li> </ul>   | Penrose 1        |
| 10am - 10:25am  | BREAK  | Penrose 2        |
|   | (continued on next page)   |                  |



| Time                              | Friday, August 17  | Room      |
|-----------------------------------|--|-----------|
| 10:25am - 11:25am<br>CE/CLE: 1.00 | Session 6: The Legal Limitation of Board Complaints  • Kimberly Kent, RN JD Kent Law Group Phoenix, Arizona  Presentation Objectives:  1. Learn the overview of state rules regarding deadlines for  | Penrose 1 |
|                                   | <ul> <li>adjudication of contested matters.</li> <li>Identify 2 key legal arguments regarding timely adjudication of administrative complaint.</li> <li>Receive and use sample brief re-motion to dismiss for failure to prosecute.</li> </ul>   |           |
| 11:25am - 12:25pm<br>CE/CLE: 1.00 | <ul> <li>Session 7: Toxicology: The Basics for Nurse Attorneys</li> <li>Allison Muller, PharmD, Diplomate     American Board of Applied Toxicology     Acri Muller Consulting, LLC     Aston, Pennsylvania</li> <li>Presentation Objectives:</li> <li>1. List the expected effects on the body from common street and prescription drugs.</li> <li>2. Differentiate between drug/alcohol levels obtained from blood, urine, breath.</li> <li>3. Identify common false positives when interpreting drug screen results.</li> <li>4. Assess the utility of drug levels for commonly encountered street and legal drugs.</li> <li>5. Describe the correlation between drug and alcohol levels and level of impairment.</li> </ul> | Penrose 1 |
| 12:25pm - 1:45pm                  | LUNCH (all Attendees), TAANA Business Meeting & Awards  Event Sponsor  nurses service organization   | Penrose 2 |



| Time                            | Friday, August 17   | Room      |
|---------------------------------|---|-----------|
| 1:45pm - 3pm<br>CE/CLE: 1.25    | <ul> <li>Session 8: What do C-Suite Executives, Governing Boards, and Managers Need to Know about Healthcare Compliance?</li> <li>Kathleen Hessler, RN, JD, CHC, CHPC Simione Healthcare Consultants, LLC Albuquerque, New Mexico</li> <li>Presentation Objectives:</li> <li>Define a Corporate Integrity Agreement (CIA) and state its relationship with a Settlement Agreement in a Healthcare matter.</li> <li>Identify at least three requirements of a CIA.</li> <li>Identify at least two responsibilities of the C-Suite and one of the Health Care Governing Board.</li> <li>Discuss/analyze one CIA in terms of best practices.</li> </ul>                   | Penrose 1 |
| 3pm - 3:20pm                    | BREAK   | Penrose 2 |
| 3:20pm - 4:20pm<br>CE/CLE: 1.00 | <ul> <li>Session 9: WH[OO]PS! Opioid Addiction, Nurse Jackie, and One State's Solution</li> <li>Susan Matt, PhD, JD, MN, RN, CNE Seattle University Seattle, Washington</li> <li>Presentation Objectives:</li> <li>1. Describe at least three factors that contributed to the dramatic increase in opioid addiction in the U.S. over the past 10 - 15 years.</li> <li>2. Discuss at least two reasons for the susceptibility of nurses to substance misuse.</li> <li>3. List at least two barriers for nurses trying to access treatment for substance misuse.</li> <li>4. Describe two reasons why nurses might not complete the Washington WHPS program.</li> </ul> | Penrose 1 |
|                                 | (continued on next page)  |           |



| Time                            | Friday, August 17  | Room             |
|---------------------------------|--|------------------|
| 4:20pm - 5:20pm<br>CE/CLE: 1.00 | <ul> <li>Session 10: NSO Malpractice Presentation</li> <li>Jennifer Flynn, CPHRM         Nurses Service Organization         Pennsylvania</li> <li>Presentation Objectives:         <ol> <li>Identify the most common allegations made to regulatory boards against healthcare practitioners.</li> <li>Discuss contributing factors to final outcomes.</li> <li>Identify risk control recommendations based on case review.</li> </ol> </li> </ul>   | Penrose 1        |
|                                 | Dinner on your own   |                  |
| 6pm - 7:30pm                    | Screening of " <i>Home Truth,</i> " a film by April Hayes & Katia Maguire  View the trailer at <a href="https://www.hometruthfilm.com">www.hometruthfilm.com</a> .   | Penrose 1        |
| Time                            | Saturday, August 18  | Room             |
| 7am - 8am                       | Continental Breakfast  | Penrose 2        |
| 8am – 12noon                    | Registration   | Penrose<br>Foyer |
| 8am - 10am<br>CE/CLE: 2.00      | <ul> <li>Session 11: Legacy Leaders' Panel Summary of Current Legal Issues</li> <li>Moderator: Paula Henry, RN, BSN, NP, JD Hershorin &amp; Henry, LLP Lake Forest, California</li> <li>Presentation Objectives:</li> <li>1. Identify key statutes, regulations and recent case law causing chaos for healthcare providers.</li> <li>2. Discuss and share practice tips for keeping up with healthcare regulations and compliance mandates.</li> <li>3. Identify 2 practical strategies to develop a litigation practice.</li> <li>4. Identify low cost marketing opportunities to attract and maintain a litigation client base.</li> <li>5. Discuss means by which TAANA members' needs for disseminating legal education can be met.</li> <li>6. Identify at least one way in which state chapters expand legal knowledge through partnerships with local agencies/associations.</li> </ul> | Penrose 1        |



| Time                              | Saturday, August 18  | Room      |
|-----------------------------------|--|-----------|
| 10am - 10:15am                    | BREAK  | Penrose 2 |
| 10:15am - 11:45am<br>CE/CLE: 1.50 | <ul> <li>Session 12: Medical Marijuana and Nursing Practice: Current legislation, Scientific Literature Review and Nursing Implications</li> <li>Kathleen Russell, JD, MN, RN National Council State Boards of Nursing Chicago, Illinois</li> <li>Presentation Objectives:</li> <li>Describe the history of cannabis use in the United States.</li> <li>Understand differences between federal and state legislation and state to state legislation.</li> <li>Identify the conditions that have moderate to high quality evidence for the use of cannabis.</li> <li>Recognize the intricacies of dosage considerations for medical marijuana.</li> <li>Describe abuse, dependence, overdose and withdrawal.</li> <li>Identify the essential knowledge and practice considerations for the APRN who will be certifying a qualifying condition.</li> <li>Identify the essential knowledge and practice considerations for the nurse who will be caring for a patient that is using medical marijuana.</li> </ul> | Penrose 1 |
| 11:45am - 12:45pm<br>CE/CLE: 1.00 | <ul> <li>Session 13: Telemedicine is Here! What Your Clients Need to Know</li> <li>Hillary Stemple, JD Arent Fox LLP Washington, DC</li> <li>Presentation Objectives:</li> <li>1. Gain an understanding of potential licensure issues with telemedicine, particularly for multi-state arrangements.</li> <li>2. Gain an overview of scope of practice issues associated with telemedicine.</li> <li>3. Learn about Medicare, Medicaid and state law reimbursement requirements.</li> <li>4. Become familiar with compliance and fraud and abuse issues associated with telemedicine.</li> </ul>  | Penrose 1 |
| 12:45pm                           | Conference Closing   | Penrose 1 |

Conference Faculty
Edie Brous, RN, BSN, MS, MPH, JD
Edith Brous, Esq. PC
New York City, New York

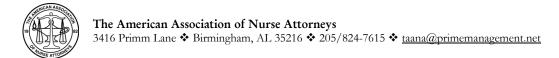
Ms. Brous is a Nurse Attorney in private practice in New York City where she concentrates in professional licensure representation, medical malpractice defense, and nursing advocacy. She has practiced in major litigation law firms representing nurses, physicians, hospitals and pharmaceutical companies. Edie is admitted to practice before the bars of the state courts of New York, New Jersey and Pennsylvania, the Southern and Eastern Districts of the New York Federal Courts and the United States Supreme Court. She is a member of many bar associations and nursing organizations and was the 2011 president of The American Association of Nurse Attorneys. Ms. Brous has an extensive clinical and managerial background in Operating Room, Emergency and Critical Care Nursing. In addition to her law degree, she holds masters degrees in Public Health and in Critical Care Nursing from Columbia University. She has been part time faculty at Columbia University, and has held adjunct faculty positions at several universities teaching legal aspects of nursing. Ms. Brous has lectured and published extensively on legal issues for nurses and co-authored the textbook *Law and Ethics for Advanced Practice Nurses*. She is the 2008 recipient of the Outstanding Advocate Award and the 2017 Outstanding Litigation Member Award from The American Association of Nurse Attorneys.

Kimberly Cleveland, JD, MSN, RN, C-MBC Kent State University Canal Fulton, Ohio

Kimberly Cleveland is a solo-practitioner in the state of Ohio. She focuses her practice on health law, nursing licensure and contracting and regulatory compliance for medical and nursing practices. Mrs. Cleveland is also faculty at Kent State University College of Nursing where she is the coordinator for health policy at the undergraduate and graduate levels. Mrs. Cleveland earned her law degree from Cleveland Marshal College of Law, her MSN from Case Western Reserve University, her post graduate certificate as an Adult Nurse Practitioner from Kent State University and her BSN from Ursuline College.

Madeline Coleman, JD, MS, RN, CPHQ Mejor Healthcare Solutions, LLC, Lexington, Mississippi

Madeline Coleman, JD, MS, RN, CPHQ P. O. Box 1168 Lexington, MS 39095 (615) 668-0937 or (662) 834-2344 <a href="mailto:alternativehcs@icloud.com">alternativehcs@icloud.com</a>. Madeline Coleman is the owner of Mejor Healthcare Solutions, a company that focuses on quality improvement, risk management, and compliance. She has a degree in nursing, health care administration and law. She worked for a state agency for 15 years as a nurse attorney regulating nursing homes and other types of health care facilities. Currently, she works as a consultant to health care organizations, attorneys, and individuals. She has spoken at conferences on topics such as "The Impact of Patient Safety on You, the Nurse," "Mandatory reporting of Incidents in Health Care Facilities," and "Conducting a thorough Investigation on Reportable Incidents in Nursing Homes."



### Donna De Simone, JD, MS, RN, APRN-CNP, APRN-CNS, FNP-C, CPN De Simone Law, PLLC Tulsa, Oklahoma

Donna Marie De Simone JD, MS, RN, APRN-CNP, APRN-CNS, FNP-C, CPN Ms. De Simone is an Advanced Practice Registered Nurse; Nurse Practitioner, Clinical Nurse Specialist, and an Attorney in private practice in the area of Health Care Law, and e- Discovery. She is also a Nurse Practitioner in the ER, a Healthcare Consultant, law school moot court coach on health law, and holds Faculty Nursing teaching positions. Ms. De Simone's vast experience in the Corporate and Litigation area as a Former Associate Counsel for a large Healthcare System, her prior Lead Counsel experience in lawsuits involving Civil Rights, Toxic Tort, Environmental Law, and Medical Malpractice in addition to her Nursing Administration, Nurse Practitioner and Clinical Nurse Specialist experience, bring a unique real world flavor to her lectures. Ms. De Simone has represented State Agencies, Corporations, Individuals, and Health Care Providers in Florida and Oklahoma. She is licensed to practice Law in Florida and Oklahoma, United States District Courts (Northern, Eastern and Western Oklahoma), United States Tenth Circuit Court of Appeals and The United States Supreme Court. Ms. De Simone is the proud recipient of the Elaine Osborne Jacobson Award for Women in Health Care Law from the Roscoe Pound Foundation & American Trial Lawyers Association. In addition to her law degree, she has a Masters of Nursing Degree, Clinical Nurse Specialist, from the University of Oklahoma and a Post Masters Family Nurse Practitioner from The George Washington University. Ms. De Simone lectures on a variety of Nursing and Legal issues.

Linda Farmer, RN, MSN, ACNP, CNOR Acute Care Nurse Practitioner Meridian, Mississippi

A Registered Nurse First Assistant and Certified Preoperative Nurse of the Operating Room since 2006, Linda Farmer currently works full time as an Acute Care Nurse Practitioner in a General Surgery practice. Fulfilling the mission of Perioperative nursing, she treats and advocates for patients before, during, and after surgical procedures, as well as maintains certification as a Wound Specialist. Linda has been a RN since 1981 and an Acute Care NP since 2011. She is a breast health advocate, speaker, and teaches breast self care and breast cancer awareness to community, local and state levels. She also co-founded and co-facilitates a breast cancer support group for over 10 years and is currently writing an anthology of survivor stories. She has written and is a reviewer for *The Journal of Nurse Practitioners*.

Jennifer Flynn, CPHRM, Risk Manager Nurses Service Organization Pennsylvania

Jennifer Flynn, CPHRM, is Risk Manager for Nurses Service Organization in the Healthcare Division of Aon's Affinity Insurance Services, Inc. Specializing in risk management and having worked in the health care insurance business for over 17 years, Jennifer is dedicated to educating nurses and health care professionals on professional liability risks and offers strategies to mitigate those risks. Working at NSO, she was instrumental in bringing the most recent health care claim reports to the health care community; created self-assessment tools, website content, and other materials on health care risk management issues. She has presented at professional organization meetings on health care risk management and other insurance related topics. Jennifer is a Certified Professional in Healthcare Risk Management and is a licensed Property & Casualty agent. She earned a BA in Psychology from Arcadia University in Glenside, Pennsylvania.

Paula Henry, RN, BSN, NP, JD Hershorin & Henry, LLP Lake Forest, California

Paula Henry became a Registered Nurse in 1972; received her BSN in 1976 from Northeastern University and in 1977 became an Adult Nurse Practitioner. She was a Nurse Practitioner in Boston and then moved to S. Calif. and worked for Kaiser Permanente. She then joined a Family Physician in Central California; and also worked at Cal Poly San Luis Obispo Medical Clinic. Ms. Henry pursued her law degree at Southwestern University and has been in practice for 30 years as a nurse attorney. Ms Henry is a past president of TAANA, and currently President-elect.

Kathleen Hessler, RN, JD, CHC, CHPC Simione Healthcare Consultants, LLC Albuquerque, New Mexico

Ms. Hessler is the national Director of Compliance & Risk for Simione Healthcare Consultants, LLC. Ms. Hessler and her team of compliance professionals provide ethics, compliance and risk management services to home health and hospice companies. She is a current board member for the Texas and New Mexico Hospice Organization and a frequent speaker at state and national healthcare and legal conferences. Prior to joining Simione, Ms. Hessler practiced healthcare law for seventeen years representing long term and post-acute care companies. In addition to her degrees in law and nursing, she holds certificates in Health Care Compliance (CHC), HIPAA Privacy Compliance (CHPC) and Health Care Ethics. From 2010-2012, Ms. Hessler served as Director of Risk Management for CHRISTUS St. Vincent Regional Medical Center in Santa Fe, NM and was a member of the hospital ethics committee.

## Kathleen Kearney, JD, MSN, BSN, RN Texas Tech University Health Sciences Center Dallas, Texas

Kathleen Kearney, JD, MSN, BSN, RN, is an Assistant Professor at Texas Tech University Health Science Center's School of Nursing. She serves on the Curriculum Leadership Group and is lead faculty for the RN to BSN Program's Nursing Jurisprudence & Ethical Challenges course. Kathleen graduated from Boston College in 2000, and began her career as a Registered Nurse on a pediatric trauma floor before attending Suffolk University Law School. She then earned her MSN from Emory University and maintains board certification as a primary care Pediatric Nurse Practitioner. Kathleen was named TAANA's Litigation Section Member of the Year in 2009, and was even more honored to receive the Cynthia Northrop Distinguished Service Award in 2016.

### Sarah Kearney, M.Ed. Kent State University Canton, Ohio

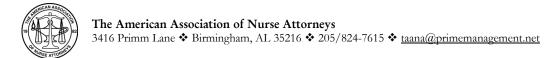
Sarah Kearney is a doctoral student in exercise physiology. She received her undergraduate degree in exercise science at Saginaw Valley State University and her master's degree in kinesiology at Bowling Green State University. Her master's thesis focused on body composition and aging and the health risks associated with abdominal adiposity. Sarah has integrated her study interests within the interdisciplinary environment through her work as a graduate assistant in the College of Nursing at Kent State University. With her dissertation, she will focus on cardiovascular health and the use of essential oils for special populations with endothelial dysfunction.

### Kimberly Kent, RN JD Kent Law Group Phoenix, Arizona

Kimberly Kent RN JD is the owner of Kent Law Group, a reputable trial litigation firm with over 26 years of experience in the courtroom winning small and large cases for providers of all types. We provide a full array of services to individual providers, surgical centers, and hospitals. Our expertise is medical malpractice defense, health care transactions and business litigation. In addition, we are counsel for County and State government in tort defense. We represent all providers before their respective regulatory agency. The law firm has been in business since 2004, operating under the name Kent Law Group since 2012. The firm was previously known as Kent & Bechtel PLLC. Kimberly Kent's personal resume is attached.

Cathy Klein, JD, MSN, MSEd, APN Cathy A. Klein, P.C. Greenwood Village, Colorado

Cathy is a Colorado nurse/attorney/marijuana mediator who has practiced law since 1987, developing expertise in the emerging national and local cannabis laws and their impact. She has been representing nurses for 30 years in various matters, including regulatory, licensing and employment issues, to name a few. Throughout her distinguished career, Cathy has recently been recognized as Top Lawyers in Colorado, 10 Best in Client Satisfaction, Mediator of the Year.



Yolene Lofton, LNC, BSN, MBA, Nurse's Court, Inc. Miramar, Florida

Yolene T. Lofton is the Founder, President and Chief Innovation Officer for Nurse's Court. As a multifaceted, nursing professional of over 18 years, Ms. Lofton previously served as a Regulatory RN Consultant with the State of Florida-- Agency for Health Care Administration. She currently wears many hats, incorporating her previous expertise, in the following areas: Legal Nurse Consulting, Appellate Practitioner, Nurse Philanthropist, Nurse Entrepreneur, and a Consultant in Nursing Ethics/Nursing Research & Statistics including Expert in Nurse Disciplinary Matters. Her passion is aimed at providing strategic information, professional instruction, guidance and recommendations on relative issues involving nurse discipline to foster collegiality within the profession. She is a graduate of Florida International University School of Nursing and has a Master's degree in Business Administration from the University of Phoenix. After going through an adverse board of nursing experience in 2010, when a previous employer reported a complaint against her RN license for "dates which were entered in error on reports," the board of nursing wrongfully concluded that the entered errors were falsified intentionally – which was not true. The Board's decision led to the revocation of Ms. Lofton's nursing license. Ms. Lofton finally decided to cease all attempts in reinstating of her licensure, to turn the tumultuous experience into a positive venue, to help others. She is a highly sought after speaker and transformational leader for the nursing profession. She provides keynote addresses for many social, legal, business, health care entities and professional organizations across the United States.

Susan Matt, PhD, JD, MN, RN, CNE Seattle University Seattle, Washington

Dr. Susan B. Matt is an associate professor and Assistant Dean for Adjunct Faculty Affairs at Seattle University College of Nursing. She is a nurse attorney, whose legal practice was in the areas of medical malpractice, family law, disability law, and guardianship. Her nursing experience was in neurology and rehabilitation. As a person with a severe hearing loss, Dr. Matt is past president of the Hearing Loss Association of American (formerly SHHH), and serves on the Board of Directors of NOND (National Organization of Nurses with Disabilities). She is also a member of the TAANA Board of Directors and serves as a pro-tem commissioner on the Washington State Nursing Care Quality Assurance Commission. Dr. Matt is a disability advocate and teaches a core curriculum inquiry seminar in social sciences on disability for freshmen, in addition to legal and ethical issues in practice, and health policy. Her research interests include bullying in nursing education and societal attitudes and stigma related to individuals with disabilities.

Allison Muller, PharmD Diplomate American Board of Applied Toxicology Acri Muller Consulting, LLC Aston, Pennsylvania

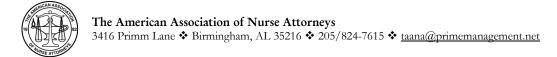
Dr. Allison Muller is a board-certified Pharm.D toxicologist with over 20 years' experience in the field of clinical toxicology. After a nearly 20 year career leading the Poison Control Center at The Children's Hospital of Philadelphia, which included consulting on toxicology cases from 21 counties in Pennsylvania and Delaware, Dr. Muller is presently an independent consultant specializing in medical communications and providing litigation support and expert witness testimony on cases such as: medication errors, medication adverse events, poisonings (accidental and intentional), pharmaceutical product liability, alcohol or drug-related motor vehicle accidents, carbon monoxide exposures, chemical exposures (including occupational-related exposures), and environmental issues.

### Omobola Oyeleye, EdD, JD, MSN, M.Ed, RN-BC, CNE, CHSE University of Texas at Houston, Cizik School of Nursing, Houston, Texas

Dr. Oyeleye obtained her bachelors degree in Education at the University of Ife, Ile-Ife, Nigeria, her masters in Education from the University of Houston, and her Juris Doctorate from the University of Houston Law Center. She worked for many years as a K-12 teacher, disability rights attorney and a mediator. Dr. Oyeleye earned her BSN from UTHealth School of Nursing at Houston, her MSN from UT El Paso, and her doctor of Education degree from the University of Nebraska, Lincoln. Her nursing career includes bedside nursing in nephrology, and nursing education in Texas and Virginia. Dr. Oyeleye is a Certified Nurse Educator, Certified Health Care Simulation Educator, and board certified in Gerontology. Her research interests include nursing education and accreditation, conflict management, and disability rights.

Rosemary Parker, RN Advocate 4 You El Dorado Hills, California

Rosemary's nursing career spans over 25 years. She has practiced nursing throughout the USA, from the East Coast to the West. She worked for many years at Duke University Medical Center in North Carolina. Certified from Duke University as a stress management instructor she began giving day long workshops, authored The Stress Management Workbook, newsletters, articles, pamphlets and participated in clinical research studies at Duke University Hospital on the powers of the mind. After living and practice nursing in North Carolina for 14 years, Rosemary returned to her native California in 2006. Rosemary became the nursing educator for Dignity Health Hospitals. In California, Rosemary continued to teach day long stress management workshop. While hearing the stress of participates in these workshops; who were going through a legal process, it became evident of the discontent between the logic and rationality of the law and the raw emotions many of these individuals were experiencing. Thus, Rosemary became certified as a legal nurse consultant and became aware of and identified those missing pieces to assist both client and their attorney to succeed in the legal process in a holistic and successful manner. As a Certified Legal Nurse Consultant, Rosemary owns and operates her own business called, RN-Advocate-For-You.



### Kathleen Russell, JD, MN, RN

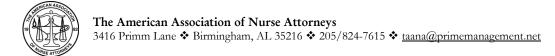
Kathleen Russell, a lawyer and a nurse, is a Senior Policy Advisor in the Division of Nursing Regulation for NCSBN. In this position, she is responsible for services provided to member boards related to discipline, alternative to discipline programs, substance use disorder, licensure fraud and acts as a liaison/consultant for Nursing Regulation, Nursys®, as well as the National Practitioner Data Bank (NPDB). Kathleen has a particular interest in education of investigators and attorneys. She is a contributing editor for the *Journal of Nursing Regulation*, as well as a frequent author there. Kathleen's professional background includes more than 35 years of nursing, legal, and non-profit leadership experience. She practiced nursing as a pediatric clinical nurse specialist and nursing educator, and law as a trial attorney.

Yvonne Smith, PhD, APRN-CNS Kent State University Canton, Ohio

Dr. Smith teaches management and health policy courses and coordinates the nursing and health care management concentration in the graduate nursing program at Kent State University. Dr. Smith received her PhD from Kent State University and her MSN and BSN from The University of Akron. Dr. Smith has presented at state, national and international conferences on a variety of topics, conducts research on education and policy issues, and has served in a number of leadership roles including Assistant Dean at Kent State and as President of the Ohio Board of Nursing. Dr. Smith is the primary investigator in research regarding the role of nurses on boards.

Hillary Stemple, JD Arent Fox LLP Washington, DC

Hillary Stemple is an associate in Arent Fox's Health Care practice group. She offers service to health care providers, including hospitals and health care systems, long term care facilities, and hospice and home care agencies. Hillary regularly advises clients on compliance with health care fraud and abuse laws, with an emphasis on the Stark law and anti-kickback statute. She also advises clients on internal and external investigations, particularly investigations related to the False Claims Act, as well as on reimbursement issues, licensing requirements, and other compliance matters. As part of her practice, Hillary helps health care clients respond to government subpoenas, address related compliance issues, and negotiate associated settlement agreements and corporate integrity agreements. She also assists clients with drafting, implementing, and evaluating compliance programs. Hillary has counseled clients on all aspects of making voluntary self-disclosures, including the drafting and submission of self-disclosures to the OIG Self-Disclosure Protocol and the CMS Self-Referral Disclosure Protocol.

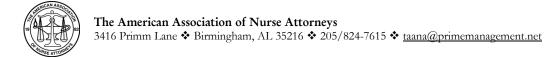


Thomas Watral, UGN Kent State University Wickliffe, Ohio

Thomas Watral is a student nurse passionate about healthcare reform and progressive public policy. He is the incoming student body president for the Kent State University Undergraduate Student Government. Formerly, Thomas served as the Director of Governmental Affairs for Kent State's student government. He is currently a BSN student in the College of Nursing of Kent State set to graduate in May 2019.

Stephanie Wise, ATR-BC, ATCS, LCAT Marywood University Scranton, Pennsylvania

Stephanie Wise, ATR-BC, ATCS, LCAT is a Clinical Assistant Professor of Art Therapy at Marywood University in Scranton, PA where she serves as Director of the Art Therapy program. She is a licensed creative arts therapist in New York and a credentialed member of the American Art Therapy Association. She is a former member of the Art Therapy Credentials Board and as well as past-Treasurer of the American Art Therapy Association. She works with veterans and others suffering from PTSD and substance abuse. Stephanie has published and presented nationally and internationally on trauma work and maintains a small private practice in New York City.



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