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Deborah L. Markowitz
Secretary of State

William A. Dalton
Deputy Secretary

Jessica G. Porter
Director, Professional Regulation

**State of Vermont
Office of the Secretary of State**

**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES**

January 14, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:03 a.m. by Susan Farrell Board Chair. Members present were: Sue Cota, Linda Rice, Elayne Clift, Laurey Tyo, Larry Kingsbury, Alan Weiss, Diane Dowgiewicz and Sandra Norton. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon, and Bill Ahlers. Others were Mary Freeman, Officer Paul Ducette, Ann Chase, and Attorney John Page. Board member Patricia Rock was absent.

1. Moved by Alan Weiss and seconded by Larry Kingsbury to approve the minutes of December 10, 2001 **Pass**
2. **ADMINISTRATION:**
 - A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
 - B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by S. Cota to approve the reactivation of the Thompson House nurse aid program. **Pass**

S. Farrell recused herself. Moved by D. Dowgiewicz to approve the biennial review of the VTC at Stafford Technical Center Day and Evening Program with recommendations. **Pass**
 - C. Review of the Administrative Rules and Regulation- recommendations were made.
3. **EDUCATION:**
 - A. Annual Report Review-

Norwich University - L. Tyo moved to approve the annual report for the BSN and RN to BSN program **pass**

University of Vermont -D. Dowgiewicz moved to approve the annual report for the Master of Nursing program **Pass**
 - B. Fletcher Allen Health Care RN refresher course - Moved by L. Rice to preliminarily approve the program with recommendations. **Pass**
4. **EXAMINATION:**
5. **PRACTICE:**
 - A. Request received from Melissa White - Board's opinion on the role of the RN regarding epidurals for women in labor. -The Board concurred with the AWHONN position paper. (Attached)
 - B. Letter received from Dr. Paul Rogers- complaint that Johnson Health Clinic, run by an APRN, should not be in the yellow pages under Physicians and Surgeons - discussion was held. A. Ristau will call D. Malone Rising, APRN and advise her to separate her advertisement from that of the Physicians and Surgeons.
 - C. AANA- Anesthesia Care Rule - A. Ristau informed the Board of her conversation with two CRNA's who were not interested in the "opt-out" option. A. Ristau will survey the CRNA's in Vermont. A. Weiss suggested that Elizabeth Costle, Commissioner of Banking and Insurance be contacted.
 - D. Request from Kristin Hellquist, NCSBN - Is teleradiology (specifically screening chest x-rays) within the scope of practice for RN's and LPN's.- A. Ristau will review the rules and regulations for Radiologist Technicians.
 - E. Request received from Jill Paprocki of Cancer Care Connection - do nurses need to be licensed if working for their organization. - Moved by E. Clift that nurses working for Cancer Care Connection do need to be

licensed in the State of Vermont since they provide medical and nursing information to clients. **Pass**

- F. Letter received from Martha Miller of ElderWise for independent seniors. - Moved by A. Weiss to table for next month and request she attend the board meeting. **Pass**

6. **LICENSURE:**

- A Lynn Nelson, RN, request Board approval for a LNA license.- Moved by L. Kingsbury to grant L. Nelson a Nursing Assistant license by exception. **Pass**
- B. Richard Budnick, MD request nursing assistant license- Moved by L. Rice to waive the nursing assistant course for Richard Budnick and allow him to take the Red Cross exam. **Pass**

7. **DISCIPLINE:**

- NA35-0201 Moved by D. Dowgiewicz to approve the default order for nursing assistant **Virginia Raymo**. **Pass**
- Moved by D. Dowgiewicz to **revoke** the license of nursing assistant **Virginia Raymo**. **Pass**
- NA38-0201 Moved by E. Clift to approve the Stipulation and Consent Order and **reprimand** the license of nursing assistant **Denielle Hawk**. **Pass**
- NU22-0801 Mary Freeman, complainant, testified before the Board. Moved by E. Clift to enter into deliberative session at 11:24 a.m. The meeting resumed at 11:34 a.m. A. Weiss moved to approve the Stipulation and Consent Order and **reprimand** the license of advanced practice registered nurse **Sharon Reeves**. **Pass**
- NA14-1099 Moved by E. Clift to approve the Stipulation and Consent Order and **condition** the license of nursing assistant **Dorothy Woodrum**. **Pass**
- NA09-0901 Moved by L. Kingsbury to approve the default order for nursing assistant **Melissa Eade**. **Pass**
- NA08-0901 Moved by D. Dowgiewicz to **reprimand** the license of nursing assistant **Melissa Eade**. **Pass**
- Moved by S. Cota to approve the default order for nursing assistant **Jennifer Giroux**. **Pass**
- Moved by D. Dowgiewicz to **reprimand** the license of nursing assistant **Jennifer Giroux**. **Pass**
- NU15-0800 S. Farrell recused herself. Moved by D. Dowgiewicz to enter into deliberative session at 1:20 p.m. The meeting resumed at 1:43 p.m. Moved by L. Rice to approve the Stipulation and Consent Order and **condition** the license of registered nurse **Donna Badgewick**. **8 yeas and 1 nay** **Pass**
- NU23-0900 S. Norton recused herself. Attorney John Page and respondent Anne Chase participated in the presentation of the Stipulation. Moved by S. Farrell to enter into deliberative session at 1:58 p.m. The meeting resumed at 2:15 p.m.. Moved by E. Clift to **reject** the Stipulation and Consent Order for the license of licensed practical nurse **Anne Chase**. **Pass**
- NA39-0201 L. Kingsbury recused himself. Moved by S. Cota to approve the Stipulation and Consent Order and **reprimand** the license of nursing assistant **Katie White**. **Pass**
- NU48-1201 Officer Paul Ducette testified before the Board. Moved by D. Dowgiewicz to approve the **Summary Suspension** for the license of licensed practical nurse **Laurie Gates**. **Pass**

7. **FOLLOW UP:**

- NA36-0299 S. Norton recused herself. Moved by L. Rice to approve the Stipulation and Consent Order for the license of nursing assistant **Merryann Bujaucius**. **Pass**
- NU18-1197 Moved by L. Kingsbury to approve the removal of conditions for the license of licensed practical nurse **Denise Carr**. **Pass**
- NU26-0100 Moved by D. Dowgiewicz to approve the removal of conditions for the license of licensed practical nurse **Lisa Johnson**. **Pass**

NU23-1293 L. Tyo and S. Norton recused themselves. Moved by L. Kingsbury to approve the Stipulation and Consent Order and **modify the conditions for** the license of registered nurse **Mary Wawrzyniak.** **Pass**

NU14-0801 Moved by E. Clift to approve the **modifications of conditions** for registered nurse **Carol Palombo.** **Pass**

8. **CONCLUDED INVESTIGATIONS:**

Moved by A. Weiss to move the readings and approve the closed investigations for **NU74-0401, NA13-1001, NA04-0701, NA17-1001** seconded by E. Clift.

9. **OTHER:**

Pass

A. Nursing Law's Regan Report - Vol 42 No. 7 - FYI

B. Article from the ANA - Reporting a Colleague to the Board of Nursing. - FYI

C. Article from Elayne Clift - Consumers taking responsibility. - FYI

10. **ADJOURNMENT: 3:50 P.M.**

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VERMONT BOARD OF NURSING
MINUTES

February 11, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:17 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Elayne Clift, Laurey Tyo, Larry Kingsbury, Alan Weiss, Diane Dowgiewicz and Sandra Norton. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegle, Robert Gagnon, and Bill Ahlers and Investigator Ron West. Others were Martha Miller, Barbara Williams, Officers Jamie Pillsbury and Michael Nesover, Donna Martin, Dori Ward, Helen Bowdy and Carol Eagan. Board members Patricia Rock and Sue Cota were absent.

1. Moved by Alan Weiss and seconded by Diane Dowgiewicz to approve the minutes of January 14, 2002 **Pass**
2. **ADMINISTRATION:**
 - A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
 - B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by L. Rice to approve the biennial review of the Green Mountain Technical Center in Hyde Park, VT. with recommendations. **Pass**
 - C. Medical Case Managers Workers Compensation Dept.- Sue Cota and Anita Ristau met with Director Laura Collins and reached a consensus that Medical Case Managers must be registered nurses.
 - D. Scheduling of the Spring Retreat - The date for the Nursing Retreat will be May 1, 2002 in WRJ.
3. **LICENSURE:**
 - A. Moved by L. Kingsbury to approve the renewal of the license for LPN June Coburn. **Pass**
 - B. Moved by L. Rice to grant a waiver for Clinical Specialist Deborah Travis once she has completed a pharmacotherapeutic course geared to children. **Pass**
 - C. Moved by L. Rice to deny the renewal of Alice McGovern's registered nurse license. A. Ristau will write a letter recommending a re-entry program. **Pass**
 - D. Moved by L. Rice to deny the waiver of the RN re-entry program for Dr. Kathleen Mondanaro because she has not worked 120 days in 5 years. **Pass**
4. **PRACTICE:**
 - A. Martha Miller of ElderWise was present to discuss independent living for seniors. - A. Weiss moved to keep the topic on the table. Motion died for lack of a second. Moved by L. Rice to take topic off the table seconded by L. Kingsbury D. Dowgiewicz and A. Weiss abstained After considerable discussion the Board clarified with Ms. Miller the role of the PCA (Patient Care Attendant) and the role of the LNA (Licensed Nursing Assistant).
 - B. Review of job description for LPN's working at the Northern Vermont Oral Surgery- will get the rules for Dental Assistant and request further information from NVOS.
 - C. Otis Health Care Center - request for approval of nurses performing medical screening examination in the emergency room. A. Ristau will respond. The Board agreed that it is appropriate to do a physical assessment and provide data to the physician for decision making.
 - D. Advisory Opinion on the role of the RN in the care of a pregnant woman receiving an epidural.- Moved by E. Clift to approve the Advisory Opinion. **Pass**
5. **EXAMINATION:**
 - A. Barbara Richardson chosen as an item writer for the NCLEX - RN- FYI.
 - B. Patricia Menchini chosen as an item writer for the NCLEX - PN - FYI.
 - C. Review of criteria for CGFNS waiver. - Moved by L. Rice to accept the changes to the CGFNS waiver that A.Ristau

proposed.

6. **DISCIPLINE:**

Pass

NU41-1101 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **suspend** the license of licensed practical nurse **Mary Dickerson**. Pass

NU67-0301 Moved by E. Clift to approve the Stipulation and Consent Order and **condition** the license of licensed practical nurse **Deborah Mobbs**. Pass

NU58-0102 L. Kingsbury recused himself. Respondent Barbara Williams testified before the Board. Moved by D. Dowgiewicz to **summarily suspend** the license of licensed practical nurse **Barbara Williams**. Pass

NU30-1100 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **condition** the license of licensed practical nurse **Rhonda Aiken**. Pass

NA32-0201 Moved by L. Rice to enter into deliberative session at 11:30 a.m. The meeting resumed at 11:37 a.m. Respondent Donna Martin arrived at 11:38 a.m. and testified before the Board. Moved by E. Clift to return to deliberative session at 12:00 p.m. The meeting resumed at 12:08. Moved by L. Rice to **condition** the license of licensed nursing assistant **Donna Martin**. Pass

NU56-0102 S. Farrell recused herself. Moved by L. Tyo to **summarily suspend** the license of registered nurse **Linda Osborne**. Pass

NU72-0401 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **reprimand and condition** the license of licensed practical nurse **Barbara Snody**. Pass

NA08-0900 Moved by E. Clift to approve the Default for nursing assistant **Bianca Graham**. Pass

Moved by D. Dowgiewicz to **reprimand** the license of nursing assistant **Bianca Graham**. Pass

NU75-0501 Moved by L. Rice to approve the Stipulation and Consent Order and **suspend** the license of licensed practical nurse **Wanda Holmes**. Pass

NU83-0601 Moved by D. Dowgiewicz to approve the Stipulation and Consent Order and **reprimand** the license of licensed practical nurse **Helen Bowdy**. Ms. Bowdy was present to address the Board. Pass

NU36-1200 Moved by S. Farrell to approve the Stipulation and Consent Order and issue a **warning** on the license of licensed practical nurse **Theresa GenierSaxton**. Pass

7. **FOLLOW UP:**

NU25-0193 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **condition** the license of registered nurse **Colleen Herrity** once she has completed a re-entry course. Pass

NU54-0497 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **suspend** the license of registered nurse **Ingrid Halvorsen** for 3 months and then follow with a conditioned license. Pass

NU20-0900 Moved by L. Rice to approve Stipulation and Consent Order and **modify** the conditions for the license of licensed practical nurse **Brenda McGowen**. Pass

8. **CONCLUDED INVESTIGATIONS:**

Moved by A. Weiss to move the readings and approve the closed investigations for the following cases seconded by D. Dowgiewicz. Pass

NA12-1001 NA05-0800

NA06-0801 NA22-1101

NA21-1101 NA10-0901

NA16-1001 Report of closed investigation.

Weiss/Kennedy/Gagnon - Tabled

9. **OTHER:**

A. Nursing Law's Regan Report - Vol 42 No. 8 - FYI

10. **ADJOURNMENT : 3:50 P.M.**

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VERMONT BOARD OF NURSING
MINUTES

March 11, 2002

The meeting was held at 133 State Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell Board Chair. Members present were: Patricia Rock, Linda Rice, Susan Cota, Diane Dowgiewicz, Larry Kingsbury, Laurey Tyo, Alan Weiss, Sandra Norton and Elayne Clift. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon and Bill Ahlers, and Investigator Steve Kennedy. Others present were Shirley Hazen, Sharon Long, Theresa Kelly, Jean Stearns, Elizabeth Sulham, Bernard Walzak, Alice McGovern, Steve Chadwick, Jessica Porter, Kathy Murphy via telephone, and Attorney Cassandra Edson.

1. Moved by A. Weiss and seconded by Larry Kingsbury to approve the minutes of the February 11, 2002.

Pass

2. **ADMINISTRATION:**

- A. Executive Director's Report-Report attached.
- B. Nursing Assistant Program- Report attached. Moved by L. Kingsbury to approve the annual reports for the following nursing assistant programs:

Eden Park - Rutland	Brookside Nursing Home - WRJ, VT	Mountain View Center - Rutland
Eden Park - Brattleboro	Bennington Health/Rehab.-Bennington	Roncalli Health Care - St. Albans
Vernon Green - Vernon		

- C. Budget review - Jessica Porter, Director of OPR and Steve Chadwick, Business Manager for the Secretary of States office were present to discuss the budget for the next year. A. Weiss moved to recind action that was taken at the December 10, 2001 meeting. Moved by L. Kingsbury to approve the increase in fees as presented. Renewals from \$60.00 to \$85.00 and endorsement from \$60.00 to \$100.00.

Pass

3. **PRACTICE:**

- A. Dorothy Malone-Rising, APRN, advertisement in the yellow pages - S. Cota advised that Ms. Malone-Rising list her advertisement under "Clinic" and have it removed from the section listed as "Physicians and Surgeons".

- B. Review of job description for LPN's working as dental assistant. - Tabled

4. **EXAMINATION:**

- A. NCLEX pass rates were discussed.

5. **LICENSURE:**

- A. Dr. Rick Watters, FAHC job description. - Tabled.
- A. Review of job description for Alice McGovern - Ms. McGovern was present to discuss her job description for renewal of her RN nursing license. Moved by P. Rock to approve licensure for Ms. McGovern.

Pass

6. **COMPLAINTS:**

- NU09-0700** Moved by P. Rock to enter into deliberative session at 9:26 a.m. Meeting resumed at 9:45 a.m. Moved by A. Wiess to support the denial of the 3 motions requested.

Pass

Attorney Cassandra Edson and respondent Elizabeth Sulham participated in the presentation of the

Stipulation. The Board heard closing statements at 11:30 .am. It was agreed upon that the Board would enter into deliberative session after the items on the agenda had been completed. Moved by D. Dowgiewicz to enter into deliberative session at 3:40 p.m.. The Boards decision will be forth coming.

NU56-0102 S. Farrell recused herself. Moved by D. Dowgiewicz to accept the Stipulation and Consent Order and **Suspend** the license of registered nurse **Linda Osborne.** **Pass**

NU29-1001 Moved by L Kingsbury to accept the **Summary Suspension** for the license of licensed practical nurse **Laura Crewson.** **Pass**

NU06-0700 Moved by D. Dowgiewicz to table the hearing for registered nurse Barbara Albright and registered
NU02-0700 nurse Amy Shealy until April. **Pass**

7. **FOLLOW-UP**

NU54-0595 Moved by A. Weiss to **Table** Stipulation and Consent Order and **Alice Kilpatrick.** **Pass**

APP NU50-0299 Bernard Walzak participated in the hearing. Moved by E. Clift to enter into deliberative session at 12:35 p.m. The meeting resumed at 12:55 p.m. Moved by E. Clift to accept the **Summary Suspension** for he license of registered nurse **Bernard Walzak.** **Pass**

8. **CONCLUDED REPORTS:**

Moved by L. Rice to move the readings and approve the closed investigations for the following cases.

NA19-1101 NU31-1001
NU26-0901 ULP NU19-0801

9. **OTHER:**

A. Meeting Health Care needs of Rural Women A Challenge - Elayne Clift - FYI

B. The Mammography Dilemma - Elayne Clift - FYI

C. Regan Report Vol. 42 No. 9- No action.

10. **ADJOURNMENT: 4:30 P.M.**

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State of Vermont
Office of the Secretary of State
VERMONT STATE BOARD OF NURSING
MINUTES
March 25, 2002

The meeting was held at 81 River St., Montpelier, VT. The meeting was called to order by Linda Rice, Acting Chair at 9:06 a.m. Members present were Larry Kingsbury, Laurey Tyo, Alan Weiss, Sandra Norton, and Ad Hoc Member Marjorie Allard. Also present were Assistants Attorney General Bill Ahlers and Bob Gagnon. Others also included Anne Chase, and Attorney John C. Page.

DISCIPLINE:

- NU23-0900 Hearing was held. Ms. Chase was present and represented by John C. Page. Moved by L. Tyo to enter into deliberative session at 12:30 p.m. The Board's decision will be forth coming for the license of licensed practical nurse **Anne Chase.** **Pass**
- NU61-0202 Moved by L. Kingsbury to **Suspend** the license of registered nurse **Mary Schober.** **Pass**
- NU54-0595 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **Modify the Conditions** for the license of registered nurse **Alice Kilpatrick.** **Pass**

ADJOURNMENT: 12:56

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VERMONT BOARD OF NURSING
MINUTES

April 8, 2002

The meeting was held at 133 State Street, Montpelier, VT. The meeting was called to order at 9:07 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Susan Cota, Diane Dowgiewicz, Larry Kingsbury, Alan Weiss, Sandra Norton and Ad Hoc member Margaret Luce. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon and Bill Ahlers. Others present were Rodney Payette, Maxine Payette, Chance Payette, Jon Bennett, Rick Watters, Keith Ingalls, Carol Christi, Deanna Health, Suzanne Tanner, Officer Ryan Bjerake and Attorney Susan Sweetser. Marna Linholm and Derek Lafountain via telephone.

Board members absent were Patricia Rock, Elayne Clift, and Laurey Tyo.

1. Moved by S. Cota and seconded by Larry Kingsbury to approve the minutes of March 11, 2002. **Pass**

Moved by L. Kingsbury and seconded by D. Dowgiewicz to approve the minutes of March 25, 2002 with corrections. **Pass**

2. **ADMINISTRATION:**

- A. Executive Director's Report-Report attached. Moved by L. Rice to have A. Weiss review the budget with A. Ristau and Jessica Porter. **Pass**

- B. Nursing Assistant Program- Report attached. Moved by D. Dowgiewicz to approve the annual reports for the following nursing assistant programs:

Burlington Health and Rehabilitation Center	Green Mountain Tech. Career Center
Helen Porter Nursing Home	Professional Nurses Service
Holiday House Nursing Home	Wake Robin
Thompson House Nursing Home	Fletcher Allen Health Care
Hartford Area Career/Tech. Center	Rowan Court Health/Rehabilitation Center

Moved by L. Rice to approve the biennial review of the Berlin Health and Rehabilitation Center with recommendations. **Pass**

3. **EDUCATION:**

- A. Actions taken by the NLNAC- FYI

4. **EXAMINATION:**

- A.

5. **LICENSURE:**

- A. Licensed Nursing Assistants Survey, winter 2000-2001 completed by the Health Dept. - FYI

- B. RN survey completed by the Health Department winter 2000-2001 - FYI

6. **PRACTICE:**

- A. Dr. Rick Watters, FAHC job description. - Dr. Rick Watters and Keith Ingalls from Fletcher Allen Health Care were

present to discuss the job description for Dr. Watters and his request for a waiver of the NCLEX-RN examination. A. Weiss moved to have the topic returned to the table. After discussion a motion was made by L. Rice to **Deny** the waiver of the NCLEX examination. A second motion was made by A. Weiss to **Table** the discussion of the job description to the June meeting when a revised job description will be presented. **Pass**

B. Response to a request of clarification of the laws for nurse relicensure from Dr. Bradford Town of Northern Vermont Oral Surgery - Moved by A. Weiss to approve the letter written by A. Ristau with amendment. **Pass**

C. Jon Bennett, CRNA, was present to discuss the survey that the Board did in March pertaining to the CRNA "opt out". A motion was made by L. Rice for the Board to proceed with the process for requesting an opt-out for supervision of CRNA's. **Pass**

D. Response to request from Kristin Hellquist, NCSBN - Is Teleradiology (specifically chest x-rays) within the scope of practice for RN's and LPN's - The Board reviewed the letter received from the Radiologic Technology Board which indicates that nurses would have to have a license as a limited Licensed Technologist. (See attached)

6. COMPLAINTS:

Attorney Susan Sweetser and respondent Carol Christi participated in the presentation at the hearing. L. Kingsbury recused himself. Moved by S. Farrell to enter into deliberative session at 9:45 a.m. The meeting resumed at 10:03 a.m. Moved by L. Rice to **Deny** the application for renewal as an LPN. **The Board granted Ms. Christi a waiver by exception for a LNA license upon approval of a closing report expected at the next board meeting.**

Pass

NU06-0700 Maxine Payette, complainant testified before the Board. Moved by S. Farrell to enter into deliberative
NU02-0700 session at 10:53 a.m. The meeting resumed at 11:53 a.m. Moved by S. Farrell to **Reject** the Stipulation and Consent Order for the licenses of registered nurses **Barbara Albright and Amy Shealy.**

Pass

NU59-0301 Moved by L. Kingsbury to accept the Default order for licensed practical nurse **Tanya Rivera.**

Pass

Moved by D. Dowgiewicz to **Revoke** the license of licensed practical nurse **Tanya Rivera.**

Pass

NA23-1101 Moved by S. Cota to accept the Stipulation and Consent Order and **Suspend** the license of nursing assistant **Sara Bryant.**

Pass

NA05-0801 Moved by A. Weiss to accept the Default order for nursing assistant **Beverly Pape.**

Pass

Moved by S. Cota to **Indefinitely Suspend** the license of nursing assistant **Beverly Pape.**

Pass

NU39-1101 Moved by D. Dowgiewicz to **Warn** the license of registered nurse **Victoria King.**

Pass

NU36-1101 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **Indefinitely Suspend** the license of licensed practical nurse **Bridget Griffin.**

Pass

NU48-0201 Moved by D. Dowgiewicz to approve the Stipulation and Consent Order and **Condition** the license of registered nurse **Susan Daniels.**

Pass

NA25-1201 Moved by L. Rice to approve the **Summary Suspension** for the license of nursing assistant **Cindy Pickett.**

Pass

7. FOLLOW-UP

NU46-0299 Moved by L. Kingsbury to remove the conditions on the license of registered nurse **Anita Wright.**

Pass

NU12-0998 Moved by L. Rice to remove the conditions on the license of registered nurse **Cynthia Bushey.**

Pass

NA25-1200 Moved by M. Luce to approve a paper on communication received from nursing assistant **Misha McNabb.** **Pass**

NA31-0200 Moved by L. Rice to remove the conditions on the license of nursing assistant **Florence Wilson.** **Pass**

8. **CONCLUDED REPORTS:**

Moved by L. Rice to move the readings and approve the closed investigations for the following cases.

NA20-1101 **NA30-0102**
NU51-0102 **Pass**

9. **OTHER:**

A. Nursing Law's Regan Report - Vol 42 No. 10- No action

10. **ADJOURNMENT: 3:25 P.M.**

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VERMONT BOARD OF NURSING
MINUTES**

May 13, 2002

The meeting was held at 133 State Street, Montpelier, VT. The meeting was called to order at 9:04 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Diane Dowgiewicz, Larry Kingsbury, Alan Weiss, Sandra Norton, Elayne Clift, Patricia Rock, and Laurey Tyo. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon and Bill Ahlers. Others present were Penny Gillander-Dane, Kathleen Keleher, Mary Botter and investigators Steven Kennedy and Jackie Cholewa. Absent was Susan Cota.

Moved by P. Rock and seconded by D. Dowgiewicz to approve the minutes of April 8, 2002.

Pass

Moved by L. Tyo and seconded by D. Dowgiewicz to approve the minutes of the Board Retreat on May 1, 2002. E. Clift made the motion to go forward with the recommendations delineated in the minutes for an alternative program. C. Winters will check on the statutes and rules.

2. ADMINISTRATION:

A. Executive Director's Report-Report attached.

B. Nursing Assistant Program- Report attached. Moved by D. Dowgiewicz to approve the annual reports for the following nursing assistant programs:

Centers for Living and Rehabilitation
Green Mountain Nursing Home
North Country Career Center
Mt. Ascutney Hospital/Health Center
Mayo Healthcare

Maple Lane Nursing Home
Starr Farm Nursing Home
Copley Manor
Stafford Technical Center/Evening Program
Springfield Helath/Rehabilitation Center

Moved by P. Rock to approve the biennial review of the Hill Haven Health Center (formally Verdelle Village) with recommendations.

Pass

C. Budget- A. Weiss reviewed the meeting with Jessica Porter and Steve Chadwick on the budget.

3. EDUCATION:

4. EXAMINATION:

A. Magallanes, Eufrosina request for consideration to take NCLEX exam - motion was made by S. Farrell to grant E. Magallanes her request to take NCLEX

Pass

B. NCLEX pass rates - Discussion was held- no action taken.

5. LICENSURE:

A. Proposal to legislature from Senator John Campbell re: pro bono for NH nurses. - Discussion was held - no action was taken.

6. PRACTICE:

A. K. Keleher and M. Botter were present to advocate for a waiver for licensure for Dr. Rick Watters. The Board

reaffirmed their decision to deny a waiver.

B. Clarification of AWHONN statement re: epidural, intrathecal, spinal, PCEA catheters- Opinion: The nurse may alter the rate providing there is a doctor's order who is on site.

C. Laura E. Owen request a response to questions pertaining to Botox. - Opinion: This is not within the scope of practice of an registered nurse at this time.

6. **COMPLAINTS:**

Assistant Attorney George Haegele presented to the Board a model stipulation regarding substance abuse.
Moved by P. Rock to accept this language with corrections. (See attached) **Pass**

NU55-0301 Moved by L. Kingsbury to accept the Default order for licensed practical nurse **Judith Wright**. **Pass**

Moved by E.Clift to **Revoke** the license of licensed practical nurse **Judith Wright**. **Pass**

NU65-0301 L. Tyo recused herself. Moved by P. Rock to approve the stipulation and consent order and **condition** the license of registered nurse **Harry Gray**. 1 nay and 1 abstention. **Pass**

NA33-0201 Penny Gillander-Dane participated in the presentation of the hearing. Moved by S. Farrell to enter into deliberative session at 10:53 a.m. The meeting resumed at 11:00 a.m. Moved by P. Rock to **Revoke** the license of nursing assistant **Penny Gillander-Dane**. **Pass**

NU01-0700 Moved by L. Kingsbury to approve the Stipulation and Consent and **reprimand** the license of registered nurse **Linda Saulnier**. **Pass**

NU35-1200 Moved by D. Dowgiewicz to approve the Stipulation and Consent Order and **Condition** the license of

NU66-0302 registered nurse **Leonard Labedick**. **Pass**

NA24-1101 S. Farrell recused herself. Moved by L. Kingsbury to approve the Stipulation and Consent Order and **Reprimand** the license of nursing assistant **Jennifer Canales**. **Pass**

NU24-0901 P. Rock recused herself. Moved by S. Farrell to approve the Stipulation and Consent Order and **Suspend** the license of registered nurse **Betty Hurlburt**. **Pass**

NU43-0101 Moved by P. Rock to approve the Stipulation and Consent Order and **Condition** the license of registered nurse **Aleta Costopoulos**. **Pass**

NU52-0102 Moved by P. Rock to approve the Stipulation and Consent Order and **Reprimand** the license of licensed practical nurse **Suzanne Cloutier**. **Pass**

NU48-1201 Moved by A. Weiss to **Revoke** the license of licensed practical nurse **Laurie Gates**. **Pass**

NA32-0201 State's motion for clarification and reconsideration of decision for **Donna Martin**. Moved by A. Weiss to enter into deliberative session at 1:55 p.m. The meeting resumed at 2:00 p.m. Moved by A. Weiss to **Deny the reconsideration and grant the motion for clarification**.

7. **FOLLOW-UP**

APP NU50-0299 Moved by L. Kingsbury to approve the Stipulation and Consent Order and **condition** the license of registered nurse **Bernard Walzak**. **Pass**

NU15-0998

Moved by D. Dowgiewicz approve the Stipulation and Consent Order and **modify the conditions** on the license of registered nurse **Judith Hallgren.** **Pass**

8. **CONCLUDED REPORTS:**

Moved by D. Dowgiewicz and seconded by L. Tyo to move the readings and approve the closed investigations for the following cases.

NU77-0501

NU57-0102

NU60-0102

NU67-0302

NA40-0202

NA26-1201

NU54-0102

Pass

9. **OTHER:**

A. Nursing Law's Regan Report - Vol 42 No. 11- No action

10. **ADJOURNMENT: 3:45 P.M.**

Heritage Building
81 River Street
Drawer 09
Montpelier, VT 05609-1104

Tel: (802) 828-2363
<http://www.sec.state.vt.us>



Deborah L. Markowitz
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William A. Dalton
Deputy Secretary

Jessica G. Porter
Director, Professional Regulation

**State of Vermont
Office of the Secretary of State**

**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES**

June 10, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:06 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Susan Cota, Elayne Clift, Pat Rock, Alan Weiss, Sandra Norton and De-ann Welch and Laurey Tyo. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Counsel. Also present were Assistants Attorney General George Haegele, Robert Gagnon and Bill Ahlers. Others present were Cynthia Goff and Rick Waters. Absent from the meeting was Larry Kingsbury.

1. Moved by Alan Weiss and seconded by Laurey Tyo to approve the minutes of May 13 and May 29, 2002.

Pass

2. **ADMINISTRATION:**

- A. Executive Director's Report- report attached

- B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by L. Rice to approve the new nursing assistant program Riverbend Career and Technical Center with recommendations.

Pass

Moved by L. Rice to approve the biennial review for Burlington Health and Rehabilitation. **Pass**

Moved by S. Cota to approve the following annual reports:

Crescent Manor Nursing Home

Birchwood Terrace

St. Johnsbury Health and Rehabilitation Ctr.

Greensboro Nursing Home

- C. Report from A. Weiss on the OPR Advisory Committee - A. Weiss would like to attend the next Advisory meeting and would like to see an analysis of comparable data on disciplinary cases.

3. **EDUCATION:**

4. **EXAM:**

- A. Criteria for theory and clinical hours for foreign applicants- need more information- Tabled

- B. Cynthia Goff requests permission to take NCLEX exam for the 4th time. - Moved by E. Clift to allow C. Goff to take the RN exam after successfully passing the NCSBN review for the NCLEX RN.

Pass

5. **PRACTICE:**

- A. Report on CRNA "opt-out" activity - A. Ristau reported the Medical Board's opinion of the "opt-out" was that they would not oppose.

- B. Survey Report 2001- RN's - FYI, no action taken.

- C. Dr. Rick Watters revised job description- Moved by A. Weiss to bring to the table discussion of Dr. Watters job description. Dr. Watters was present for discussion. The job description does not require a licensed registered nurse. No action was taken.

6. **DISCIPLINE:**

- | | | |
|-----------|---|----------------------------|
| NA36-0202 | Moved by S. Cota to Suspend the license of nursing assistant Rosemary Sprague. | Pass |
| NA59-0501 | S. Norton recused herself. Moved by E. Clift to accept the Default Hearing for Jon Womer.
Moved by S. Cota to Revoke the license of nursing assistant Jon Womer. | Pass
Pass |
| NU77-0402 | Moved by P. Rock to accept the Stipulation and Consent Order and Reprimand the license of licensed practical nurse Sarah Ely. | Pass |
| NU81-0502 | Moved by L. Rice to Summarily Suspend the license of registered nurse Lorie Brodien. | Pass |
| NU60-0301 | Moved by S. Cota to accept the Stipulation and Consent Order and Condition the license of registered nurse Robert Widger. | Pass |
| NU47-0201 | Moved by A. Weiss enter into deliberative session at 1:45 p.m. The meeting resumed at 2:00. Moved by L. Rice to Reject the Stipulation and Consent Order for the license of registered nurse Rosemary Kinney. | Pass |
| NU65-0301 | Moved by L. Rice to accept the Stipulation and Consent Order and Suspend the license of registered nurse Harry Gray. | Pass |

7. **FOLLOW-UP**

- | | | |
|-----------|---|-------------|
| NU48-0400 | Moved by S. Cota to approve the request for reinstatement of the license of registered nurse Phe Nguyen. | Pass |
| NU44-0298 | Moved by L. Tyo to approve the request for reinstatement of the license of registered nurse Janice Raggio. | Pass |

8. **CONCLUDED REPORTS:**

Moved by P. Rock and seconded by S. Cota to move the readings and approve the closed investigations for the following cases: NU43-1201 NA28-1201 NA65-0601

9. **OTHER:**

- A. Regan Report Vol. 41 No. 13- No action.
- B. Articles from E. Clift - FYI

10. **ADJOURNMENT:** Moved by P. Rock at 2:30 p.m. to adjourn.

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**State of Vermont
Office of the Secretary of State**

**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES**

July 8, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Susan Cota, Pat Rock, Alan Weiss, Sandra Norton, De-ann Welch, Larry Kingsbury and Laurey Tyo. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Counsel. Also present were Assistants Attorney General George Haegele and Robert Gagnon. Others present were Attorney Joe Benning, Melanie Nash, Laurie Harding, Dorothy Malone-Rising, and Jackie Cholewa. Absent from the meeting was Elayne Clift.

1. Moved by Alan Weiss and seconded by Sandra Norton to approve the minutes of June 10, 2002

Pass

2. **ADMINISTRATION:**

- A. Executive Director's Report- report attached

- B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by S. Cota to approve the nursing assistant program at Helen Porter Nursing Home with recommendations.

Pass

Moved by P. Rock to approve the following annual reports:

Randolph Vocation Center	Berlin Health and Rehabilitation
Barre Vocational Center-Days/Evenings	The Arbor
Union House Nursing Home	Stafford Technical Center/Days

- C. Bills H.501 and H.761 - Chris Winters discussed how the bills passed by the legislature in June will affect the Board.

3. **EDUCATION:**

4. **LICENSURE:**

- A. Request LNA licensure by endorsement for DD. - Moved by P. Rock to preliminarily deny the application for licensure as a LNA.

Pass

5. **EXAMINATION:**

- A. Criteria for theory and clinical hours - Moved by A. Weiss to take off the table. The Board agreed to set the guidelines of a minimum of 20 hours of theory and 30 hours of clinical in Medical - Surgical, Pediatrics, Psychiatric, and Maternity.

- B. Laurie Harding, RN request waiver of NCLEX examination for Una Shwork - Laurie Harding was present to discuss a waiver of the NCLEX exam for Una Shwork who holds an active license in NH and MA. Moved by L. Kingsbury to waive the RN - NCLEX exam. Motion was denied. Moved by A. Weiss to have A. Ristau create a criteria for foreign educated nurses in order to waive the NCLEX. L. Kingsbury abstained.

Pass

6. **PRACTICE:**

- A. New Hampshire Opt-Out - FYI

- B. Standing orders for emergency diabetic situations - Tabled until August.

C. Dorothy Malone-Rising, NP came to the Board to discuss issues concerning her practice.

D. Questions from the NA Program Administrator of FAHC - see attached.

7. **DISCIPLINE:**

NA42-0301 Moved by L. Kingsbury to accept the motion for a Default for nursing assistant **Deanna Joiner**.
A. Weiss 1 Nay, 8 Yea **Pass**

Moved by L. Rice to enter into deliberative session at 9:42 a.m. The meeting resumed at 9:52 a.m.
Moved by S. Cota to **Reprimand** the license of nursing assistant **Deanna Joiner**. **Pass**

NU64-0301 Moved by P. Rock to enter into deliberative session at 10:02 a.m. The meeting resumed at 10:15 a.m.
Moved by S. Cota to **Suspend** the license of registered nurse **Melanie Nash**. **Pass**

NA49-0401 S. Norton recused herself. Moved by A. Wiess to enter into deliberative session at 10:24 a.m. The meeting resumed at 10:33 a.m. Moved by S. Cota to **Reject** the Stipulation and Consent Order for the license of nursing assistant **Jason Pierce**. **Pass**

APPNU94-0602 Moved by L. Kingsbury to **Condition** the license of registered nurse **Barbara Wells**. **Pass**

NA50-0302 Moved by P. Rock to **Summarily Suspend** the license of nursing assistant **Peter Willey**. **Pass**

NU81-0601 L. Tyo recused herself. Moved by A. Weiss enter into deliberative session at 11:22 a.m. The meeting resumed at 11:40. Moved by S. Cota to **Indefinitely Suspend** the license of registered nurse **Donald Dufoe**. 3 Nay, 4 Yea **Pass**

NU05-0701 P. Rock recused herself. Moved by L. Kingsbury to accept the Stipulation and Consent Order and **Reprimand** the license of registered nurse **Heidi Pentkowski**. **Pass**

7. **FOLLOW-UP**

NU47-0299 Moved by P. Rock to approve the request for reinstatement of the license of registered nurse **Faye Lillie**. **Pass**

8. **CONCLUDED REPORTS:**

Moved by A. Weiss to move the readings and approve the closed investigations for the following cases:

NU47-1201	NU71-0302	NU78-0402
NU30-1001	NU69-0302	NA27-1201
NU64-0202	NU78-0402	

9. **OTHER:**

A. Newsletter from J. Hatch to the Administrators of the NA Programs. - Information only.

B. Regan Report Vol. 43 No. 1- Information only.

C. Articles from E. Clift - Information only

10. **ADJOURNMENT:** Moved by P. Rock at 4:20 p.m. to adjourn.

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**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES**

August 12, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell, Board Chair. Members present were: Larry Kingsbury, Patricia Rock, Elayne Clift, Alan Weiss, De-ann Welch, and Laurey Tyo. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistant Attorney General George Haegele and Chief Attorney General William Griffin. Others present were Investigators Ron West and Steve Kennedy. Also present Arthur Flibotte, Mary Lou Morrisett, Brent Curtis, Cohen Popazono and Jennifer Hilton via telephone. Board members Linda Rice and Susan Cota were not present.

- 1: Moved by A. Weiss and seconded by L. Kingsbury to approve the minutes of July 8, 2002.

Pass

2. **ADMINISTRATION:**

- A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by P. Rock to approve the following annual reports:

Haven Hill Healthcare - Rutland	Northwest Technical Center
Cedar Hill - Windsor	Brookside Nursing Home - Bradford
Northlands Job Corp. - Vergennes	Genesis Elder Care - Morrisville

Pass

Moved by E. Clift to approve the Biennial review for Fletcher Allen Health Care with recommendations.

Pass

Moved by L. Kingsbury to approve the Biennial review for Starr Farm Nursing Home with recommendations.

Pass

Moved by L. Kingsbury to approve the Biennial review for the Pines Health and Rehabilitation Center with recommendations. S. Farrell abstained.

Pass

- C. Goals and Objectives FYI 2001-2002- Board reviewed.
D. Goals and Objectives FYI 2002-2003 - will add Alternative Program under Discipline.
E. Budget review FY 2001-2002 - A. Weiss moved to have a letter from the Board sent to the Director of the Office of Professional Regulation regarding the lack of information on the past and current Budget.
F. Budget information for FY 2002-2003 - see above.

3. **PRACTICE:**

- A. Request for opinion for Informed consent for blood transfusion- The Board agreed that the nurse does need a signed consent form signed by the patient and the doctor.
B. Standing orders for diabetic clients. - Moved by A. Weiss to take off the table. Both L. Rice and A. Ristau have discussed this matter with Southwestern Medical Center. It is acceptable practice to have protocols in place for emergency treatment of diabetic patients.
C. Job description submitted from FAHC for Clinical Informatics Specialist - The Board concurred that this criteria is too broad to meet the requirements for nursing practice.

4. **EXAM:**

- A. Criteria for waiver for NCLEX examination for Canadian nurses - Moved by E. Clift to approve the criteria for the waiver with the recommendation that there be an on going review. **Pass**
- B. NCLEX pass rates.- FYI
- C. Member Board Fall 2002 NCLEX Examination review - no action.
- D. Summary of recommendations to the 2002 Delegate Assembly with Rationale - Tabled

5. **LICENSURE:**

6. **DISCIPLINE:**

A. Disciplinary Data for 1998 - 2001 - no action.

B. William Griffin, Chief AAG was present to discuss the disciplinary back log. A. Weiss moved to convene a sub-committee to discuss the role of the I- team, the mandatory report law and review of the state's statutes. **Pass**

C. Chris Winters presented a draft of legal language for use in the Alternative Program. It was decided that a sub-committee would be formed to gather more information and make recommendations to the Board.

D. Analysis of complaint activity for fiscal years 1997-2002 - no action.

NU92-0602 Moved by S. Farrell to **summarily suspend** the license of licensed practical nurse **Lisa Harding**.
A. Ristau will write to the facility regarding the nurses responsibility for witnessing the waste of narcotics. **Pass**

NU27-0901 Moved by E. Clift to enter into deliberative session at 10:20 a.m. The meeting resumed at 10:34 a.m.
E. Clift moved to **reject** the stipulation for the license of registered nurse **Sandra Cerutti**. The Board would like the respondent or her attorney to appear before the Board. 7 years, 1 day **Pass**

NU47-0400 Moved by P. Rock to **table** the stipulation for the license of registered nurse **Dorothy Neiburg** until a waiver has been received from the complainant **Pass**

NU23-0901 Moved by L. Kingsbury to **condition** the license of registered nurse **Jennifer Hilton** **Pass**

NA60-0600 L. Kingsbury recused himself. Moved by A. Weiss to enter into deliberative session at 2:45 p.m. The meeting resumed at 3:20 p.m. Moved by A. Weiss to **Suspend** the license of nursing assistant **Arthur Flibotte**. 5 years, 2 days **Pass**

NU47-0201 Moved by P. Rock to **condition** the license of registered nurse **Rosemary Kinney**. **Pass**

NA51-0501 Moved by A. Weiss to approve the **default order** and **reprimand** the license of nursing assistant **Linda Richey**. **Pass**

NU32-1001 Moved by A. Weiss to approve the **dismissal** of the license of registered nurse **Jo Buik**. **Pass**

NA22-1100 Moved by P. Rock to **condition** the license of nursing assistant **Sandra Hennessey**.

Moved by P. Rock and seconded by L. Kingsbury to move the readings and approve the following closed investigations:

NA48-0302 NA35-0202 NA54-0402 NU85-0502 NU40-1101 NU73-0302
NA52-0402 NA43-0302 NU96-0602 NA32-0102 NU76-0402 NA47-0302
NA51-0402

8. FOLLOW-UP:

NU24-1299 Moved by P. Rock to approve the **modification** to the condition license of licensed practical nurse **Anna
Anderson.** **Pass**

9. OTHER:

A. Nursing Law's Regan Report - Vol. 43, No.2 - No action.

B. Article from the Advance for Nurses, dated April 29, 2002 - Southwestern Vermont Medical Center Becomes
First Magnet Facility in State.- FYI

C. A. Weiss asked to have A. Ristau prepare a statement of how the state budget cut will impact health professionals.

10. **ADJOURNMENT:** 4:15p.m.



State of Vermont
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OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES

September 9, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell Board Chair. Members present were: Linda Rice, Susan Cota, Larry Kingsbury, Pat Rock, Alan Weiss, Sandra Norton, Laurey Tyo and De-ann Welch. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon and Bill Ahlers. Others present were Terry Casavant, Gerald Casavant, Steve Chadwick and Catherine Chafin, and Ann Chase.

Board member E. Clift was absent.

1. Moved by A. Weiss and seconded by Larry Kingsbury to approve the minutes of August 12, 2002. **Pass**
2. **ADMINISTRATION:**
 - A. Executive Director's Report-Report attached.
 - B. Nursing Assistant Program- Report attached. Moved by S. Cota to approve the biennial reviews for the following nursing assistant programs: Wake Robin Continuing Care Community and Birchwood Terrace Nursing Home.
 - C. Election of Officers:

Moved by S. Cota to nominate S. Farrell as Board Chair.	Pass
Moved by P. Rock to nominate L. Rice as Vice Chair.	Pass
Moved by L. Rice to nominate L. Kingsbury as Secretary	Pass
 - D. Budget review- Steve Chadwick, Business Manager for OPR presented the nursing board budget for 2001-2002.
 - E. Actions taken at Delegate Assembly 2002 - A. Ristau discussed the report.
3. **EDUCATION:**
 - A. Request from Pat Menchini, Dir. of Nursing at VTC to review the expansion of the VTC program. - The Board requested that A. Ristau write Ms. Menchini with the Boards concerns. (see attached)
 - B. Request of approval for re-entry program for Dartmouth Hitchcock - moved by S. Cota to approve the re-entry program with recommendations. **Pass**
4. **PRACTICE:**
 - A. Revisions of advisory opinion on abandonment - Moved by S. Cota to accept the revision. **Pass**
7. **COMPLAINTS:**

NA44-0302	Moved by S. Cota to enter into deliberative session at 9:43 a.m. The meeting resumed at 10:07 a.m. Moved by L. Tyo to Reprimand the license of nursing assistant Abigail Drown . Pass 6 yea's and 3 no's
NU49-1201	De-ann Welch recused herself. Moved by S. Farrell to enter into deliberative session at 10:40 a.m. The meeting resumed at 10:55 a.m. Moved by L. Rice to Reject the Stipulation and Consent Order for the license of licensed practical nurse Robin Keith . Pass A. Ristau will write letter to St. Johnsbury Health and Rehab and Adult Protective Service regarding patient identification

APPNA33-0102 Moved by A. Weiss to **Reject** the Stipulation and consent order for nursing assistant applicant **Pamela Ellis**. **Vote failed 3 no's and 5 yea's**. Moved by S. Farrell to accept the Stipulation and Consent Order and **Reprimand** the license of nursing assistant applicant **Pamela Ellis**. **Pass**
5 yea's and 3 no's

NU47-0400 Moved by L. Rice to accept the Stipulation and Consent Order and **Suspend** the license of registered nurse **Dorothy Neiburg**. **Pass**

NA37-0202 Moved by S. Cota to accept the Default order for nursing assistant **Lindsey Wager**. **Pass**

Moved by L. Rice to **Indefinitely Suspend** the license of nursing assistant **Lindsey Wager**. **Pass**

NA46-0302 Moved by S. Cota to accept the Stipulation and Consent Order and **Condition** the license of nursing assistant **Brian McAnally**. **Pass**

NU01-0701 P. Rock recused herself. Moved by L. Kingsbury to accept the Stipulation and Consent Order and **Condition** the license of advanced practice register nurse **Margaret Terrien**. **Pass**

NA49-0401 S. Norton recused herself. Moved by L. Rice to accept the Default order for nursing assistant **Peter Willey**. **Pass**

Moved by S. Cota to **Revoke** the license of nursing assistant **Peter Willey**. **Pass**

NU17-0801 Moved by A. Weiss to enter into deliberative session at 4:25 p.m. The meeting resumed at 4:38 p.m. Moved by A. Weiss to **Table** the Stipulation and Consent Order for one month for **Melissa Hruska**. **Pass**

8. **FOLLOW-UP**

NU69-0698 Moved by P. Rock to accept the Stipulation and Consent and **Condition** the license of registered nurse **Arnold Burke**. **Pass**

NU18-1199 Gerald Casavant participated in the presentation to deny the request for modification of his conditioned license. Moved by L. Rice to enter into deliberative session at 1:40 p.m. The meeting resumed at 2:10 p.m. Moved by P. Rock to modify the license of registered nurse **Gerald Casavant**. **Pass**

NU23-0900 Sandra Norton recused herself. Ann Chase participated in the presentation to deny the request for modification of her conditioned licenses. Moved by L. Rice to enter into deliberative session at 4:00 p.m. The meeting resumed at 4:14 p.m. Moved by L. Rice to modify license for licensed practical nurse **Ann Chase**. **Pass**

NU23-1293 L. Rice recused herself. Moved by L. Tyo to remove the conditions of the license of registered nurse **Mary Wawrzyniak**. **Pass**

NU54-0399 S. Farrell recused herself. Moved by S. Cota to remove the conditions of the license of advanced practical registered nurse **Amy Rousseau**. **Pass**

9. **CONCLUDED REPORTS:**

Moved by A. Weiss to move the readings and approve the closed investigations for the following cases.

APPNA64-0602 NA60-0502 **Pass**

10. **OTHER:**

- A. Letter to Leah Matteson, Centers for Living. - FYI
- B. Vermont Humanities Council Launches new Program - FYI
- C. Nursing Law's Regan Report - Vol 43 No. 3- No action

11. **ADJOURNMENT: 4:45 P.M.**

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**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES
October 14, 2002**

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell, Board Chair. Members present were: Linda Rice, Laurey Tyo, Pat Rock, Sue Cota, Sandra Norton, De-ann Welch and Alan Weiss. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Larry Novins, Board Attorney. Also present were Assistants Attorney General George Haegele, Bill Ahlers and Robert Gagnon. Others present were Barbara Williams, LPN and Detective Paul Ducette Jr. Board members Larry Kingsbury and Elayne Clift were absent.

1. Moved by Alan Weiss and seconded by Laurey Tyo to approve the minutes of September 09, 2002 **Pass**
2. **ADMINISTRATION:**
 - A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
S. Cota and A. Ristau reported to the Board the recommendation from the Education Department to allow non-BSN nurses to become licensed school nurses.
 - B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by S. Cota and seconded by P. Rock to approve the following biennial reviews with recommendations.

The Arbors and St. Johnsbury Health and Rehabilitation Center **Pass**

Moved by S. Cota and seconded by P. Rock to approve the Post Approval for Mount Ascutney Hospital and Health Care Center. **Pass**
 - C. Licensing Seminar for Board Members - no action.
 - D. Budget - no action
 - E. Discipline Subcommittee report - A. Weiss and P. Rock discussed with the board the meeting that was held on October 3. Moved by S. Cota and seconded by L. Rice to support the committees recommendation to restructure the I-teams. P. Rock, A. Weiss and L. Rice volunteered to become the I-team members of all investigations for the next 6 months at which time an evaluation will be conducted. **Pass**
3. **EDUCATION:**
 - A. Annual report assignments were assigned.
 - B. Progress report for Southern VT College- Moved by L. Rice and seconded by P. Rock to accept the progress report with recommendations. **Pass**
4. **EXAM:**
 - A. Letter from NCSBN to Senator Jeffords - Re: concerns about the upcoming federal legislation. - no action.
5. **LICENSURE:**
 - A. Summary of LPN relicensure survey March 2002- no action.
 - B. APRN 200 survey from the Department of Health. - no action.
 - C. Request from "DT" for Re-entry into nursing - Moved by L. Rice to issue "D.T" . a limited permit to complete the

clinical portion of the re-entry program and she is to inform her preceptor of the medications she is taking. **Pass**

1. **DISCIPLINE:**

NA29-1201 Moved by A. Weiss to approve the Stipulation and Consent Order and **Reprimand** the license of nursing assistant **Amanda Noel**. **Pass**

NU15-0801 L. Tyo recused herself. Moved by L. Rice to approve the Stipulation and Consent Order and **Revoke** the license for registered nurse **Glenn Welker**. **Pass**

NU28-0901 Moved by L. Rice to approve the Default Order for registered nurse **Marielle Jonis**. **Pass**

Moved by S. Cota to **Indefinitely Suspend** the license of registered nurse **Marielle Jonis**. **Pass**

G. Haegle, AAG, presented the Board with further information on respondent, Marielle Jonis. Moved by L. Rice to reopen the Default Hearing and enter into deliberative session at 1:25 p.m. The meeting resumed at 1:42 p.m. Moved by A. Weiss to let the motion stand by its previous ruling and **Indefinitely Suspend the license of Marielle Jonis**. **Pass**

NU17-0801 A. Weiss moved to have case taken off the table. Moved by P. Rock to approve the Stipulation and Consent Order and **Condition** the license of registered nurse **Melissa Hruska**. **Pass**

NA14-1001 Moved by L. Rice to approve the Stipulation and Consent Order and **Condition** the license of nursing assistant **Shantri Simonds**. **Pass**

NU27-0901 Moved by S. Cota to approve the Stipulation and Consent Order and **Reprimand** the license of registered nurse **Sandra Cerutti**. **Pass**

The Board asked R. Gagnon, AAG and A. Ristau to draft a statement regarding the practice of registered nurses working as nursing assistants.

NU13-0702 Moved by S. Farrell to **Reprimand** the license of registered nurse **Patricia Westover**. **Pass**

NU58-0102 Moved by L. Rice to enter into deliberative session at 2:05 p.m. The meeting resumed at 2:16 p.m. Moved by L. Rice to have the ruling of **Suspension stayed** for licensed practical nurse **Barbara Williams**. **Pass**

NA39-0202 Moved by S. Cota to approve the Default Hearing for nursing assistant **Patricia Inskeep**. **6 yeas, 1 nay** **Pass**

Moved by S. Cota to **Indefinitely Suspend** the license of nursing assistant **Patricia Inskeep**. **Pass**

NA08-0702 Moved by L. Rice to **Summarily Suspend** the license of nursing assistant **Shaun Prouty**. **Pass**

NU14-0802 Moved by L. Rice to approve the Stipulation and Consent Order and **Reprimand** the license of registered nurse **Jennifer Burke**. **Pass**

6. **FOLLOW UP:**

NU50-0400 Moved by P. Rock to approve the **Motion to Dismiss** for registered nurse **Michelle Charron**. **Pass**

7. **CONCLUDED REPORTS:**

Moved by A. Weiss to move the readings and approve the following closing reports.

APP NU09-0702
NU01-0602

NU16-0802
NU91-0502

NU83-0502

Pass

8. **OTHER:**

- A. There but for the Grace of God- Elayne Clift - FYI
- B. Nursing Law's Regan Report Vol 43 No4- FYI
- C. Hearing Scheduled for October 31, 2003 - FYI

9. **ADJOURNMENT: 4:00 P.M.**

Heritage Building
81 River Street
Drawer 09
Montpelier, VT 05609-1104

Tel: (802) 828-2363
<http://www.sec.state.vt.us>



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William A. Dalton
Deputy Secretary

Jessica G. Porter
Director, Professional Regulation

**State of Vermont
Office of the Secretary of State**

**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES**

October 31 & November 6, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:05 a.m. on October 31, 2002, by Susan Farrell Board Chair. Members present were: Pat Rock, Alan Weiss, Sandra Norton, Laurey Tyo and Ad Hoc members Margaret Luce and Louise Lucchina. Staff present were: Anita Ristau, Patricia Sartelle, and Phil Cykon presiding officer. Also present was Assistant Attorney General George Haegele, Attorney Charles Hurt, Dr. Jonathan Strenio, Carl Baker, Maxine Payette, Amy Shealy, Barbara Albright and Thomas Powell.

NU06-0700 - Barbara Albright
NU02-0700 - Amy Shealy

The Motion to Sever and the Motion to Recuse were preliminarily denied by Attorney Larry Novins. Moved by A. Weiss to adopt both motions seconded by P. Rock. **Pass**

Testimony was heard from Dr. Jonathan Strenio, Maxine Payette, Carl Baker, Amy Shealy and Barbara Albright on the matter of registered nurses Amy Shealy and Barbara Albright. Moved by S. Farrell to enter into deliberative session at 4:20 p.m. The meeting resumed at 4:30 p.m. The Board will resume the meeting on November 6, 2002.

ADJOURNMENT: Moved by A. Weiss to adjourn at 4:35 p.m.

Meeting was called to order at 12:30 p.m. on November 6, 2002 by Attorney Phil Cykon. Testimony was heard from Barbara Albright and Thomas Powell. Moved by A. Weiss and seconded by P. Rock to enter into deliberative session at 3:45 p.m. The Board's decision will be forthcoming.

ADJOURNMENT: Moved by A. Weiss to adjourn at 4:30 p.m.

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**OFFICE OF PROFESSIONAL REGULATION
VERMONT BOARD OF NURSING
MINUTES
November 4, 2002**

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:00 a.m. by Susan Farrell, Board Chair. Members present were: Linda Rice, Laurey Tyo, Pat Rock, Sue Cota, Sandra Norton, De-Ann Welch, Elayne Clift and Alan Weiss. Staff present were: Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, and Bill Ahlers. Others present were Dr. Joel Mumford, Jane McLaughlin, Jean Harry, Ruth LeBlanc and Byron Van Hyfte. Board member Larry Kingsbury was absent.

1. Moved by Alan Weiss and seconded by Laurey Tyo to approve the minutes of October 14, 2002 **Pass**
2. **ADMINISTRATION:**
 - A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
 - B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.
 - C. LNA Advisory Committee meeting report - J. Hatch and S. Norton reported on the meeting which took place on October 22, 2002. J. Hatch distributed information for the board to review on the Attendant Services Program. Discussion was held regarding the status of this program. Members determined that the information needed further review and recommended to table until the next meeting.
 - D. Review of proposed LNA rules - Moved by A. Weiss to Table. **Pass**
3. **PRACTICE:**
 - A. Received e-mail from Bonnie Johnson requesting clarification- re: is it permissible for an RN to teach a lay person to give injections with a physician's order? Moved by S. Farrell that based on the facts presented, it is not advisable to teach a hired personal care attendant to give injections even with a physician's order, if that RN is not ultimately responsible for the patient's care in the patient's home care setting. **Pass**
4. **EDUCATION:**
 - A. Response to Board concerns re: LPN expansion from Patricia Menchini - The Board request that A. Ristau write Ms. Menchini thanking her and conveying how satisfactorily she has answered the questions from the Board.
 - B. Annual educational reports-
 - Southern VT College - Moved by P. Rock to accept the annual report for the AD and the BSN program. **Pass**
 - Norwich University - Moved by S. Cota to accept the annual report for the AD and BSN program with recommendations. **Pass**
 - Castleton State College - Moved by S. Cota to accept the annual report for the AD program. **Pass**
 - University of Vermont - Linda Rice - Tabled
 - VT Technical College, RN - Susan Cota - Tabled
 - VT Technical College, PN - Larry Kingsbury - Tabled

5. DISCIPLINE:

- NU35-1001 P. Rock recused herself. **Ruth Leblanc** participated in the presentation. Moved by A. Weiss to enter into deliberative session at 11:00 a.m. The meeting resumed at 11:25 a.m. The Board's decision will be forth coming. **Pass**
- NU55-0102 **Byron Van Hyfte** participated in the presentation. Moved by A. Weiss to enter into deliberative session at 12:30. The meeting resumed at 1:00 p.m. The Board's decision will be forth coming. **Pass**
- NU28-0901 Moved by E. Clift to accept the Stipulation and Consent Order and **Condition** the license of registered nurse **Marielle Jonis**. **Pass**
- NU13-0701 Moved by S. Cota to accept the Stipulation and Consent Order for **Condition** the license of registered nurse **Karen Dettor**. **Pass**
- NU62-0202 P. Rock moved to accept the Stipulation and Consent Order and **Suspend** the license of licensed practical nurse **Rhonda Aiken**. **Pass**
- APP NU41-1101 Moved by L. Tyo to accept the Stipulation and Consent Order and **Deny** licensure to **Anne Roderick**. **Pass**
- NU59-0102 Moved by E. Clift to find Melinda Harvey in Default. **Pass**
Moved by L. Rice to **Suspend** the license of licensed practical nurse **Melinda Harvey**. **Pass**
- NU92-0602 Moved by P. Rock to find Lisa Harding in Default. **Pass**
Moved by L. Rice to **Suspend** the license of licensed practical nurse **Lisa Harding**. **Pass**
- NU42-1101 Moved by S. Cota to accept the Stipulation and Consent Order and **Reprimand** the license of registered nurse **Steven Shoff**. **Pass**

6. FOLLOW UP:

- NU82-0601 Moved by P. Rock to accept the Stipulation and Consent Order and **Indefinitely Suspend** the license of registered nurse **Kathleen Horne**. **Pass**

7. CONCLUDED REPORTS:

Moved by A. Weiss to move the reading and approve the following closing report.

NA03-0702 **Pass**

8. OTHER:

9. ADJOURNMENT: 2:45 P.M.

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VERMONT BOARD OF NURSING
MINUTES**

December 09, 2002

The meeting was held at 81 River Street, Montpelier, VT. The meeting was called to order at 9:02 a.m. by Susan Farrell Board Chair. Members present were: Sue Cota, Linda Rice, Elayne Clift, Laurey Tyo, Larry Kingsbury, Alan Weiss, Patricia Rock, Sandra Norton and De Ann Welch. Staff present were: Anita Ristau, Janice Hatch, Patricia Sartelle, and Chris Winters, Board Attorney. Also present were Assistants Attorney General George Haegele, Robert Gagnon, Bill Ahlers. Also present were Jennifer Gardner, Donna Merryweather, Nancy Toomey Deborah Kirchey, Mary Thomas, Carolynn Borgin, Investigator Jackie Cholewa and Detectives Shawn Burke and Ross Gazzauiga via telephone.

1. Moved by Alan Weiss and seconded by Larry Kingsbury to approve the minutes of November 4, 2002 and minutes of October 31 and November 6, 2002. **Pass**

2. **ADMINISTRATION:**

- A. Executive Director's Report- monthly report presented by Anita Ristau. Report attached.
- B. Nursing Assistant Program- monthly report presented by Janice Hatch. Report attached.

Moved by S. Cota to approve the biennial reviews with recommendations for:

Hartford Area Career and Technical Center	Haven Health Care Center
Morrisville Center/Genesis Eldercare	Bennington Health and Rehab. Center

Pass

- C. Alternative Program - A committee, consisting of Board members P. Rock, E. Clift, L. Tyo, Attorney Chris Winters and A. Ristau presented to the Board the procedure to be used for an Alternative program. Moved by S. Cota to approve in concept, the Alternative Program with procedural recommendations. **Pass**

- D. Administrative Rules and Regulations - revisions of Nursing Assistant and Education Rules and Regulations.

Moved by L. Rice to allow enrolled nursing students a 90 day permit to work as a NA applicant while awaiting test results. 8 years and 2 nos **Pass**

Moved by S. Cota to approve the Nursing Assistant rules as amended. **Pass**

Moved by L. Kingsbury to table the Education Rules and Regulations. **Pass**

- E. Budget - October and November - no action.

- F. NCSBN Future events - no action.

3. **EDUCATION:**

- A. Annual Report Review-

Moved by S. Cota to approve the annual report for the Vermont Technical College Associate Degree Program.

Pass

S. Farrell recuse herself. A. Ristau will ask for clarification of organizational chart. Moved by L. Kingsbury to approve the annual report for the Vermont Technical College Practical Nurse Program.

Pass

L. Rice moved to approve the annual report for the University of Vermont BSN and MSN program.

Pass

A. Ristau will ask for additional information on preceptors and clinical placements for APRN's.

4. **EXAMINATION:**

A. NCLEX pass rates. - no action taken.

5. **PRACTICE:**

A. Policy issue - RN working as an LNA - Tabled

B. Trach care in a school setting - Discussion was held and the Board agreed that it was the responsibility of a registered nurse to determine if the procedure could be delegated or if only a licensed nurse could perform this procedure on a specific child.

C. Standards of nursing practice in the Correctional Facilities- FYI.

6. **DISCIPLINE:**

NA18-0901	Moved by E. Clift to approve the default order for nursing assistant Richard Green . Moved by S. Cota to reprimand the license of nursing assistant Richard Green .	Pass Pass
NA25-1002	Moved by L. Rice to summarily suspend the license of nursing assistant Honorah Derosia .	Pass
NU26-0902	P. Rock recuse herself. Moved by L. Rice to approve summarily suspend the license of registered nurse Nancy Contois .	Pass
NA27-1102	Moved by L. Kingsbury to enter into deliberative session at 2:05 p.m. The meeting resumed at 2:15 p.m. Moved by L. Kingsbury to summarily suspend the license of nursing assistant Mary Thomas .	Pass Pass
NA31-0102	Moved by E. Clift to enter into deliberative session at 3:30 p.m. The Board's decision on licensed nursing assistant Nancy Toomey will be forth coming.	Pass
NU04-0702	Moved by P. Rock to approve the Stipulation and Consent Order and suspend the license of registered nurse Judith Joseph .	Pass
NU49-1201	D. Welch recuse herself. Moved by L. Rice to approve the Stipulation and Consent Order and condition the license of licensed practical nurse Robin Keith .	Pass
NU29-1001	Moved by L. Kingsbury to approve the default order for licensed practical nurse Laura Crewson . Moved by S. Cota to suspend the license of licensed practical nurse Laura Crewson .	Pass Pass
NU12-0702	Moved by S. Cota to approve the Stipulation and Consent Order and suspend for 7 days the license of licensed practical nurse Elizabeth Frydenlund .	Pass

7. **FOLLOW UP:**

NU54-0595 Moved by L. Rice to reinstate the license of registered nurse **Alice Kilpatrick**.
Pass

8. **CONCLUDED INVESTIGATIONS:**

Moved by A. Weiss to move the readings and approve the following closing reports. Pass

NA38-0202 NA04-0702 NU87-0502 NA17-0902

9. **OTHER:**

A. Nursing Law's Regan Report Vol. 43. No. 5 - no action taken.

ADJOURNMENT: 4:30 P.M.