

OFFICE OF PROFESSIONAL REGULATION
89 MAIN STREET, 3RD FLOOR, MONTPELIER, VT
APPROVED MINUTES
August 12, 2013

1. Call to Order:

The meeting was called to order at 9:00 AM by Jeanine Carr – Chair at 89 Main Street, Montpelier; Board members present: John Todd, Alan Weiss, Luana Tredwell, Ellen Watson, Stephen Morse, Douglas Sutton, Virginia Hudson, William White, Deborah Swartz; Board members absent: Sheila Davis; Staff members present: Linda Davidson - Executive Director, Nancy Morin - Administrative Assistant, Elizabeth Hansen - Nursing Program Manager, Ellen Leff - Nursing Case Manager, Larry Novins - Board Attorney, Gabriel Gilman, Lauren Hibbert - Prosecuting Attorneys, Carla Preston, OPR Case Manager; Others present: Vicki Garza, Ruth Kibby, Brooke Dingledine, Esq., Pauline Morgan, Brittany Daniels, Sierra Styles, Jan Hansen, Jill Lord, Lauren Morgan, Sharon Richie-Melvan, Aron Temkin, Cindy Jerome, by telephone

2. Changes and Additions to the Agenda:

- There were no changes to the agenda.

3. Approval of Minutes:

A. Weiss moved to approve the minutes of the July 8, 2013 meeting with corrections as noted. J. Carr and D. Swartz recused. **Pass**

4. Disciplinary Proceedings:

- M2012-10 Vicki Garza was present. V. Hudson moved to approve the **Order to Modify Conditions** as amended on the license of Registered Nurse **Vicki Garza**. **Pass**
- 2013-112 Ruth Kibby was present. The Board went into deliberative session at 10:21 a.m. The meeting resumed at 10:37 a.m. L. Tredwell recused. The Board will issue a written decision.
- 2012-750 Lynda Hook was not present. J. Carr moved to adopt the states recommendation that Licensed Practical Nurse **Lynda Hook** comply with the **PROBATION CONDITIONS** imposed by the New Hampshire Board of Nursing. The Board will issue a written decision. **Pass**
- 2012-406 Brittany Daniels was present. G. Gilman moved to **Dismiss the Charges Without Prejudice** against Licensed Nursing Assistant **Brittany Daniels**.
- 2012-449 Pauline Morgan was present and represented by Brooke Dingledine, Esq. The Board went into deliberative session at 11:46 a.m. The meeting resumed at 11:55 a.m. The Board will issue a written decision.
- 2012-691 Kandie Corse was not present. S. Morse moved to approve the Stipulation and Consent Oder and **IMPOSE AN ADMINISTRATIVE PENALTY OF \$150.00** on unlicensed **Kandie Corse**. **Pass**

- 2012-404 Robin Dufault was not present. J. Carr moved to find Robin Dufault in **DEFAULT**. D. Swartz moved to **INDEFINITELY SUSPEND** the license of Licensed Practical Nurse **Robin Dufault**. **Pass**
- 2013-418 Shawn Marks was not present. S. Morse moved to approve the Stipulation and Consent Order Agreement and **VOLUNTARY INACTIVE** the license of Registered Nurse **Shawn Marks**. **Pass**
- 2012-628 Colleen Matteson was not present. D. Sutton moved to approve the Stipulation and Consent Order and **WARN** the license of Registered Nurse **Colleen Matteson**. **Pass**
- 2012-444 Sierra Styles was present. E. Watson moved to approve the Stipulation and Consent Order and **INACTIVE CONDITION** the license of Licensed Nursing Assistant **Sierra Styles**.

CLOSING REPORTS:

S. Morse moved to recommend that the following complaints be concluded without charges.

- 2013-106 – J. Carr recused
- 2012-464 – J. Carr recused
- 2012-336 – E. Watson recused
- 2012-535 – D. Sutton recused
- 2013-248
- 2013-236
- 2013-235
- 2013-183

Pass

OTHER DISCIPLINARY ITEMS:

A. REINSTATEMENTS:

M2012-88/2012-300 Julia Lynch was not present. J. Todd moved to **REINSTATE WITHOUT CONDITIONS** the license of Registered Nurse **Julia Lynch**. **Pass**

M2011-6/2009-435 Natalie Desantis was not present. E. Watson moved to **REINSTATE WITHOUT CONDITIONS** the license of Registered Nurse **Natalie Desantis**. **Pass**

M2011--50/2010-484 Shannon Goddeau was not present. E. Watson moved to **REINSTATE WITH CONDITIONS** the license of Registered Nurse **Shannon Goddeau**. **Pass**

B. Current Discipline Cases – July 31, 2013 – The Board received and reviewed the current discipline cases with E. Leff.

5. Administration, Education, Practice, Licensure

Executive Director's Report: The Board received the written Executive Director's Report and related documents provided in the Board meeting packet.

- **Announcements:** J. Todd will not seek reappointment when his term expires on December 31, 2013. E. Hansen will be retiring in October 2013. E. Watson has been appointed to the NCSBN Academy Leadership Committee.
- **Office of Professional Regulation Move:** OPR has moved to City Center in Montpelier. The Board of Nursing will be able to hold its meetings on-site unless numerous guests are expected. If the meeting needs to take place off-site, advance notice of the location will be given. The move took place during the graduation of Vermont LPN students. L. Davidson commends the staff in being able to accommodate the increase of applications and walk-ins while they were moving and still in boxes. There was not any disruption in customer service.
- **E-License:** The Office of Professional Regulation has had a recent upgrade in the enforcement area of the E-License system. "Follow-up" is now referred to as "compliance." This upgrade has features to aid the case managers in their work.
- **Draft Rules Revision:** L. Novins, E. Hansen and L. Davidson continue work on the draft Rules revision. Completed drafts of "Parts" are starting to move forward to appropriate committees for their review. The full Board will be seeing those parts along with committee recommendations for review and approval.
- **International Nurse Research:** The Vermont Board of Nursing was chosen to participate in a research project from the Nursing and Midwifery Board of Australia (NMBA) on the "Review of current international processes and practices for the assessment of internationally qualified nurses and midwives (IQNMs)". Vermont was one of four states that were asked to participate in this project because we are recognized as using "best practice" in this area of licensing.
- **RN Audit:** The office continues to conduct the RN audit to verify practice hour requirements claimed on the 2013 renewals.
- **LPN Renewal:** LPN licenses will expire on 01/31/2014. The Nursing staff has started working on the renewal application.
- **Discipline:** As of July 31, 2013 there are 154 open cases, 46 follow-up cases and 7 Alternative Program participants.

A. Public Comments – There were no public comments.

B. Education Committee Report: The Education Committee did not meet in July. The next meeting is scheduled for August 14, 2013.

C. Norwich University Graduate Program Action Plan for Addressing Conditional Approval Issues: Sharon Richie-Melvan, Director, School of Nursing, Janice Hansen, MSN Program Director, and Aron Temkin appeared before the Board to discuss their plan for addressing conditional approval issues. A. Weiss moved to approve Norwich University's Graduate Program action plan. **Pass**

D. Nursing Assistant Education Programs:

- **Genesis Eldercare Mountain View Center** - E. Watson moved to approve Genesis Eldercare Mountain View Center for the Biennium of 2013-2015.

Pass

E. Nursing Assistant Education Program Report January – June 2013 : The Board received.

F. Practice Committee: D. Sutton reported that the Nursing Practice Committee met on July 31, 2013 to review the "Nurses Role in Physician Assisted Dying". Jill Lord, from the Vermont State Nurses Association discussed the impact on nurses in regard to Patient

Choices at End of Life and why the Board should join the VONL and VSNE in the Patient Choice at End of Life Guidelines for Nurses. G. Gilman and L. Hibbert discussed how this guideline may affect the disciplinary process. S. Morse moved for the Board to decline on participating with the Patient Choice at End of Life Guidelines for Nurses. 1 Abstained, 2 No and 7 Yes **Pass**

G. Alternative Program Committee: There was no report as the Committee has not met since the June Board meeting.

H. APRN Advisory Committee Report: The APRN Advisory Committee will be meeting on August 28, 2013.

5. Other Business:

- **Correction of Minutes of February 11, 2013** – The date that was wrong in the February 11, 2013 minutes will be corrected.

6. Adjournment: D. Swartz moved to adjourn the meeting at 2:55 p.m.

Pass

Minutes recorded by: Nancy Morin, Administrative Assistant
Draft minutes reviewed by: Linda Davidson, Executive Director
Draft minutes approved by Vermont Board of Nursing: