

**JUNE 9, 2008
MINUTES**

1. Call to Order:

The meeting was held at the National Life Building in Montpelier, VT. The meeting was called to order at 9:03 AM by Linda Rice, Chair. Board Members present: Alan Weiss, Donarae Metcalf, Sandra Norton, William White, Deborah Robinson, Jeanine Carr, Ellen Leff, Ken Bush. Board Members absent: Deann Welch. Staff members present: Mary Botter - Executive Director, Nancy Morin – Administrative Assistant, Elizabeth Hansen - LNA Program Coordinator, Kevin Leahy - Board Attorney, Ed Adrian - Prosecuting Attorney, Betsy Wrask – Prosecuting Attorney, Mark Jacobs, Amy Carlson, Karl Packer - Investigators for OPR. Christopher Winters – Director for OPR, Julian Willard – Intern, Patty Skinner – Administrative Assistant. Others present: Corrina Rakowsky, Dorene Valiquette, Lori Collins by telephone, Jyy-Wee Kuo by telephone

2. Changes and Additions to the Agenda:

The revised agenda provided at the meeting today was accepted without changes or additions.

3. Approval of Minutes:

A. Weiss moved to approve the minutes of the May 12, 2008 meeting. L. Rice abstained. **Pass**

4. Administration:

A. Executive Director's Report - Monthly Report - M. Botter reported. See attached. M. Botter reminded Board members if they wanted to attend the NCSBN annual meeting they needed to let her know by June 30th.

A. Weiss requested that a gift be sent to Judith Cutler to show the Board's appreciation for her hard work as a member of the prosecuting team and to wish her good luck as a member of the FBI. The Board supported the request and asked Mr. Weiss to select and purchase a book. He will bring the book to the next meeting for Board members to sign.

- B. Annual Board Retreat** – M. Botter reported that the Annual Meeting would be held on September 29th at the Capital Plaza in Montpelier. She requested that the Board develop an agenda for the retreat at the next Board meeting.
- C. APRN Draft Rules** – The Board discussed and made changes to the proposed rules. K. Leahy will make the changes and bring the revised rules to the next meeting.
- D. Administration Decision Making Regarding Applications to Repeat the NCLEX Examination Proposal** – J. Carr moved to approve the proposal as revised. The Board authorizes the Executive Director to review and act on applications to repeat the NCLEX examination up to 4 times. A finalized copy of the document will be included in the Board Packet next month. **Pass**
- E. Discipline Follow-Up Report** – D. Metcalf moved to accept the Discipline Follow-Up Report. **Pass**
- F. Legislative Update** - C. Winters updated the Board on legislative bills that may impact the nursing profession. H870 the OPR bill was signed by the Governor. Thus, one of the RN Nursing Board members must be an APRN. The proposed bill on the Nurse Licensure Compact and the Christian Science Nursing are still in Committee. Christian Science Nursing will be on a Board meeting agenda this summer as requested by the Committee. The bill on Nursing and Military Education also remains in Committee. The Nursing Board has been asked to facilitate a meeting this summer with representatives from different military branches and nursing education programs.
- G. Foreign Nurse Applicant Update** – M. Botter reviewed the report provided in the Board packet regarding International Nurse applicants.

5. EDUCATION:

A. Nursing Assistant Program Report - See attached.

A. Weiss moved to accept the report.

Pass

B. Nursing Assistant Education Program Annual Report Summary – J. Carr

moved to accept the Nursing Assistant Program Annual Report Summary. **Pass**

The Board requested analysis and discussion of Nursing Assistant Program Pass/Fail rates at the Annual Board Retreat in September.

C. Nursing Assistant Annual Reports – D. Robinson moved to accept the annual reports for the following nursing assistant programs:

- Professional Nurses Service
- Northwest Technical Center
- Thompson House
- Rowan

Pass

D. Nursing Assistant Program Approvals –

D. Metcalf moved to approve The Manor Re-Approval Survey. **Pass**

J.Carr moved to approve Bennington Health and Rehabilitation Center Biennial Review. **Pass**

K. Bush moved to approve Vernon Green Nursing Home Biennial Review. **Pass**

E. Appointment of Nursing Education Committee – L. Rice moved to recommend that J. Carr, D. Robinson, D. Metcalf, W. White be appointed to the Committee. **Pass**

K. Bush moved to approve the recommendation that S. Farrell, Valerie McCarthy, Sue Boyer, Celine Champine be appointed to the Committee. Nancy Budd was approved as an Alternate in the event that one of these individuals declines. **Pass**

The Board requested that the approved description of the Nursing Education Committee be amended to include; a statement that a Board Member would Chair the committee, and terms of office.

6. PRACTICE:

A. Letter regarding Board opinion on RNs and Anesthesia – Additional information regarding delegation of injecting local anesthesia to RNs was reviewed at the request of a CRNA. The Board requested M. Botter to send a draft position statement to Vermont Hospitals and obtain feedback regarding this practice. The Practice Committee will consider the draft position statement, responses from Hospitals, standards of practice and potential side effects as one of their first agenda items.

B. Medication Administration Delegation Ad Hoc Task Force – M. Botter updated the Board.

- C. Appointment of Nursing Practice Committee Members -** J. Carr moved to appoint E. Leff, K. Bush, S. Norton and Alan Weiss to the Committee. **Pass**

K. Bush moved to appoint Linda Hurley, Sherry Moran, Laurey Tyro, Ann Laramée, Michael St. Joseph to the Committee. Two LPN appointees are still needed. The Board authorized the Executive Director to appoint LPNs from long term care or physician practice/clinic settings. **Pass**

The Board requested that the approved description of the Nursing Practice Committee be amended to include; a statement that a Board Member would Chair the committee, and terms of office.

7. **NCSBN**

- A. TERCAP Presentation –** E. Leff provided the Board with an introduction to the NCSBN Taxonomy of Error, Root Cause Analysis, and Practice-responsibility (TERCAP) project. The PowerPoint presentation on TERCAP provided the Board with information about the purpose of the instrument (to collect data related to practice breakdown) and briefly described the practice breakdown categories. Participation in the project is voluntary – 8 Boards are currently participating. The purpose of the presentation today was to acquaint the Board with one of the NCSBN projects. Due to the tightly scheduled agenda today, A. Weiss moved to table any discussion and questions until the July meeting. **Pass**

8. **DISCIPLINARY PROCEEDINGS:**

The Board requested double sided copies for all documents related to disciplinary proceedings. Double sided copies will be made for the July meeting and evaluated by Board members at that time.

- NU06-0708 Janice Ling was not present. E. Leff moved to approve the Stipulation and Consent Order and **CONDITION** the license of Registered Nurse **Janice Ling**. K. Bush recused. **Pass**
- NU19-0900 Christina Appleby was not present. A. Weiss moved to **REINSTATE WITHOUT CONDITIONS** the license of Registered Nurse **Christina Appleby**. **Pass**
- NA32-0201 Donna Martin was not present. A. Weiss moved to **REINSTATE WITHOUT CONDITIONS** the license of Licensed Nursing Assistant **Donna Martin**. **Pass**
- NU96-0604 Tammy Aines was not present. K. Bush moved to **REINSTATE WITHOUT CONDITIONS** the license of Licensed Practical Nurse **Tammy Aines**. **Pass**
- NA02-0806 Gary Wheel was not present. L. Rice moved to approve the Stipulation and

- Consent Order and **CONDITION** the license of Licensed Nursing Assistant **Gary Wheel.** **Pass**
- NU03-0707 Corrina Rakowsky was present. L. Rice moved to go into deliberative session at 11:25 a.m. **Pass**
The Board will issue a written order.
- NU28-0907 Lois Lindsey was not present. K. Bush moved to go into deliberative session at 1:00 P.M. **Pass**
The meeting resumed at 1:05 p.m. K. Bush moved to **REJECT** the Stipulation and Consent Order because the Board did not find that the allegations rose to a level of unprofessional conduct. **Pass**
- NU67-0507 Elizabeth Eikenberry was not present. L. Rice moved to approve the Stipulation and Consent Order and **REVOKE** the license of Licensed Practical Nurse **Elizabeth Eikenberry.** **Pass**
- NU73-0507 Gina Piccione Hearing – Continuance Granted prior to Board Meeting.
- NU49-0107 Lori Collins was present by telephone. A. Weiss moved to **CONDITION** the license of Licensed Practical Nurse **Lori Collins.** E. Leff recused. **Pass**
- NA23-1106 Laurie Kane was not present. J. Carr moved to **INDEFINITELY SUSPEND** the license of Licensed Nursing Assistant **Laurie Kane.** **Pass**
- NU14-0807 Marian Grantham was not present. L. Rice moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Marian Grantham.** **Pass**
- NU15-0801 Glen Welker was not present. J Carr moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Glen Welker.** **Pass**
- NU64-0108 David Shaddy - Motion to reconsider denial of request for stay was removed from the agenda.
- APPLICANT Susan Triplett's was not present. L. Rice moved to table because Ms Triplett requested the hearing be postponed. **Pass**
- NA37-1007 Jennifer Gould was not present. D. Robinson moved to find Jennifer Gould in **DEFAULT.** **Pass**
E. Leff moved to **REPRIMAND** the license of Licensed Nursing Assistant **Jennifer Gould.** **Pass**
- NU20-1006 Stephen Zammarelli was not present. L. Rice moved to find Stephen Zammarelli
NU04-0707 in **DEFAULT.** **Pass**

L. Rice moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Stephen Zammarelli.** **Pass**

NA37-0407 Ida Nadeau was not present. K. Bush moved to find Ida Nadeau in **DEFAULT.** **Pass**
E. Leff moved to go into deliberative session at 4:40 p.m. **Pass**

The meeting resumed at 4:50 p.m. D. Robinson moved to **INDEFINITELY SUSPEND** the license of Licensed Nursing Assistant Ida Nadeau. **Pass**

APPLICANT Jvy-Wei Kuo was present by telephone. E. Leff moved that Ms Kuo take a formal review course approved by the Executive Director that is different from one that she has previously taken and provide evidence indicating the likelihood of her success on the NCLEX-RN. The Executive Director will then review the documentation and act on the request for approval to retake the examination. A written order will be issued. **Pass**

9. **Other** – The Board received the May 2008 Nursing Law Regan Report.

10. **Adjournment** – A. Weiss moved to adjourn the meeting at 4:56 p.m. **Pass**