

**OFFICE OF PROFESSIONAL REGULATION
89 MAIN STREET, 3RD FLOOR, MONTPELIER, VT
APPROVED MINUTES
July 14, 2014**

1. Call to Order:

The meeting was called to order at 9:00 a.m. by Jeanine Carr – Chair at 89 Main St., Montpelier; Board members present: Alan Weiss, Deborah Swartz, Virginia Hudson, Kelly Sinclair, Jennifer Laurent, Jeanine Carr, Ellen Watson, Doug Sutton; Board Members Absent: Luana Tredwell, Sheila Davis, William White. Staff members present: Linda Davidson - Executive Director, Michael Saint Joseph – Nursing Program Manager, Jennifer Silverwood - Administrative Assistant, Ellen Leff - Nursing Case Manager, Larry Novins - Board Attorney, Annika Green, Lauren Hibbert, Gabriel Gilman - Prosecuting Attorneys; John Lewis – Investigator; Others present: Diane Tibbets, Sara Sturgis, Arlene Lanteigne, and Stephanie Johnson.

2. Changes and Additions to the Agenda:

- L. Davidson introduced Kelly Sinclair, LNA Board Member.
- 2013-655 Hearing should have Virginia Hudson listed as individual.

3. Approval of Minutes:

A. Weiss moved to approve the minutes of the June 9, 2014.

Pass

4. Lapsed Licenses:

OPR Director C. Winters discussed changing the Board's current approach to lapsed license cases for licensees who practice without a license after their licenses expire. The current approach is overwhelming OPR resources better used elsewhere. Director Winters asked for the Board's support in seeking a legislative solution that would make late penalties more meaningful and allow an administrative remedy rather than a disciplinary process. While awaiting the legislative solution, he asked that the board support OPR in only supporting the most egregious of lapse license practice cases. He also spoke of improving our renewal notices to licensees by generating multiple emails instead of a single notice. A. Weiss moved to fully support OPR's legislative approach while continuing the existing process until such time as a new law is passed. All opposed. The motion failed. D. Swartz motion to support the OPR proposal to seek a legislative fix, including not prosecuting lapsed license cases under 1 year with the exception of willful cases. 7 accepted, 1 opposed. The motion passed.

5. Disciplinary Proceedings:

2013-177 Diane Tibbits was present. The Board moved to **IMPOSE AN ADMINISTRATIVE PENALTY WITH NO UNPROFESSIONAL CONDUCT** on the license on Registered Nurse **Diane Tibbets**. **Pass**

2014-269 & 2014-278

Sara M. Sturgis and Investigator John Lewis were present. The Board went into deliberative session at 10:47 a.m. The meeting resumed at 10:52 a.m. While in

deliberative session the Board voted to **SUMMARILY SUSPEND** the license of Licensed Practical Nurse **Sara Strugis**. The Board will issue a written decision.
Pass

- 2013-496 Carmen Peters was not present. J. Carr moved to find Carmen Peters in Default. D. Swartz moved to **INDEFINITELY SUSPEND** the license of Licensed Practical Nurse **Carmen Peters**. **Pass**
- 2013-544 Stephanie Johnson was present. E. Watson motioned to find Stephanie Johnson in Default. D. Sutton moved to **WARN AND CONDITION** the license of Licensed Practical Nurse **Stephanie Johnson**. **Pass**
- 2013-491 Arlene Lanteigne was present. J. Carr motioned to find Arlene Lanteigne in Default. J. Carr moved to **WARN AND CONDITION** the license of Licensed Nursing Assistant **Arlene Lanteigne**. **Pass**
- 2014-123 Patricia McCann was not present. D. Sutton moved to find Patricia McCann in Default. E. Watson moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Patricia McCann**. **Pass**
- 2012-655 W. William Watson was not present. J. Carr moved to find W. William Watson in Default. D. Sutton moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **W. William Watson**. **Pass**
- 2013-362 Deborah Standafer was not present. V. Hudson moved to approve the Stipulation and Consent Order and **WARN AND IMPOSE AN ADMINISTRATIVE PENALTY** on the license on Registered Nurse **Deborah Standafer**. **Pass**
- 2013-569 John Roske was not present. V. Hudson moved to approve the Stipulation and Consent Order and **CONDITION** the license of Registered Nurse John Roske. **Pass**

CLOSING REPORTS:

D. Sutton moved to recommend that the following complaints be concluded without charges.

- 2014-24 D. Swartz recused
- 2014-166 D. Swartz recused
- 2014-29 V. Hudson recused
- 2013-616 & 2013-748 V. Hudson recused

Pass

OTHER DISCIPLINARY ITEMS:

- A. M2013-78 Rachel Coax was not present. E. Watson moved to approve **REMOVAL OF CONDITIONS** on the license of Registered Nurse **Rachel Coax**. **Pass**
- B. **Current Discipline Cases – June 30, 2014** – The Board received and reviewed the current discipline cases with E. Leff.
- C. **Quarterly Nursing Report** – The Board received and reviewed the quarterly nursing report with E. Leff.

6. 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.

Administration

- L. Davidson thanked her staff on record for their professionalism, dedication, and teamwork while she was away.

E. Public Comments: There were no public comments.

F. Nursing Assistant Education Report

- M. Saint Joseph made a recommendation to the Board to continue the Licensed Nursing Assistant Program at Pines Rehabilitation and Health Center. A. Weiss moved to **APPROVE** Pines Rehabilitation and Health Center Nursing Assistant Program.
Pass
- M. Saint Joseph made a recommendation to the Board to continue the Licensed Nursing Assistant Program at Mt. Ascutney Hospital. E. Watson moved to **APPROVE** Mt. Ascutney Hospital's Nursing Assistant Program.
Pass

G. Practice Committee Report

- D. Sutton made a recommendation to the Board to retire Initiating and Withholding CPR Scope of Practice. D. Swartz motioned to approved retiring the Initiating and Withholding CPR Scope of Practice.
Pass
- D. Sutton made a recommendation to the Board to retire or to revise the Pronouncement of Death Scope of Practice. A. Weiss moved to remand this back to the Practice Committee for further discussion.
Pass

H. APRN Sub-committee: The APRN Sub-committee has not met since the last Board meeting.

I. Alternative Program Committee: The Alternative Program Committee met on June 23, 2014. A report of that meeting will be given by E. Watson at the September Board meeting.

J. Adjournment: D. Sutton moved to adjourn the meeting at 1:35 p.m.

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