

**OFFICE OF PROFESSIONAL REGULATION
89 MAIN STREET, 3RD FLOOR, MONTPELIER, VT
APPROVED MINUTES
June 09, 2014**

1. Call to Order:

The meeting was called to order at 9:00 a.m. by Ellen Watson – APRN Member at 89 Main St., Montpelier; Board members present: Alan Weiss, Sheila Davis, Deborah Swartz, Virginia Hudson, Luana Tredwell, William White, Cessily Franks (AD Hoc), Jennifer Laurent; Board Members Absent: Jeanine Carr, Doug Sutton. 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; Dennis Menard – Investigator; Others present: Kimberlee Moyer, John Faingnant and Marie Faingnant, Thomas Njunga, Rick Bothfeld.

2. Changes and Additions to the Agenda:

- L. Davidson introduced Cessily Franks, LNA Ad Hoc Board member.

3. Approval of Minutes:

E. Watson moved to approve the minutes of the May 12, 2014. **Pass**

4. Disciplinary Proceedings:

- 2013-443 Kimberlee Moyer and her attorneys John Faingnant and Marie Faingnant were present. The Board moved to **IMPOSE AN ADMINISTRATIVE PENALTY** on the license on Registered Nurse **Kimberlee Moyer**. **Pass**
- 2011-409 Ann Marie Brooks was not present. The Board went into deliberative session at 11:53 a.m. The meeting resumed at 11:57 a.m. While in deliberative session the Board voted to **INDEFINITELY SUSPEND** the license of Licensed Nursing Assistant **Ann Marie Brooks**. The Board will issue a written decision. **Pass**
- 2013-439 Angela Croto was not present. The Board went into deliberative session at 12:05 p.m. The meeting resumed at 12:09 p.m. While in deliberative session the Board voted to **DISMISS THE CHARGE** on Registered Nurse **Angela Croto**. **Pass**
- 2014-39 Laurel Sickler was not present. The Board went into deliberative session at 12:17 p.m. The meeting resumed at 12:26 p.m. While in deliberative session the Board voted to **DISMISS THE CHARGES** on Licensed Practical Nurse **Laurel Sickler**. **Pass**
- M2014-16 Thomas Njuguna and attorney Rick Bothfeld were present. The Board went into deliberative session at 10:50 a.m. The meeting resumed at 11:35 a.m. The Board will issue a written decision. **Pass**
- 2013-700 Christopher Stewart was not present. D. Swartz moved to find Christopher Stewart in **DEFAULT**. V. Hudson moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Christopher Stewart**.

2014-171 Christen Bennett was not present. A. Weiss moved to approve the Stipulation and Consent Order and **IMPOSE AN ADMINISTRATIVE PENALTY** on the license of Licensed Practical Nurse **Christen Bennett**. **Pass**

2013-626 Sally Garmon was not present. A. Weiss moved to approve the Stipulation and Consent Order and **IMPOSE AN ADMINISTRATIVE PENALTY** on the license on Registered Nurse **Sally Garmon**. **Pass**

CLOSING REPORTS:

V. Hudson moved to recommend that the following complaints be concluded without charges.

- 2013-635 D. Sutton recused
- 2013-640 E. Watson recused
- 2013-581 E. Watson recused
- 2014-266 S. Davis recused, A. Weiss opposed
- 2014-6 S. Davis recused

Pass

OTHER DISCIPLINARY ITEMS:

- A. M2011-159 Amy Crowley was not present. V. Hudson moved to approve **REMOVAL OF CONDITIONS** on the license of Registered Nurse **Amy Crowley**.
- B. **Current Discipline Cases – May 30, 2014** – 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.

Administration

- The Board of Nursing's Mission DVD has been added to the website.
- L. Davidson announced that the website is now accurate and up to date.
- The Board of Nursing received approximately \$27,000 from the NCSBN resource fund to transmit Vermont APRNs into NURSYS.
- NCSBN ADA Webinar: On Thursday, May 15, 2014 the nursing Board staff participated in the NCSBN ADA Webinar. This webinar provided information on how to enroll applicants for ADA accommodations for the NCLEX test.
- Federal Rapback Webinar: On Wednesday, May 21, 2014 I participated in a Federal Rapback Webinar. This webinar provided information about the availability of the Federal Rapback program. This program is available for states that require criminal background checks for licensure. It provides automatic updates to the state holding the license for a determinate amount of time or for the life of that license. The cost varies depending upon the time period that automatic notification is requested.

- NURSYS Webinar: On Friday, May 23, 2014 the Nursing Board staff and I participated in a Nursys Webinar. This webinar provided information about Nursys and all of the functions that can be performed from this site. Included in the functions are reports from the Social Security Death Index, missing data from Nursys, nurse imposters and fraudulent nursing school programs.
- NURSYS Webinar: On Thursday, May 29, 2014 I participated in a NURSYS/NPDB (National Practitioner Data Bank) Webinar. This webinar provided information on reporting requirements for discipline cases by Boards of Nurses.
- NCSBN APRN Knowledge Network Call: On Thursday, May 29, 2014 I participated in the NCSBN APRN Knowledge Network call. Topics discussed were “What defines APRN Practice Hours?”, “On-line Diagnosing & Prescribing”, “Legislative Update”, and “Articles of Interest.”
- Website Training: At the time of this report, website training is scheduled for Thursday, June 5, 2014. Jennifer Silverwood and I will be responsible for revising content on the nursing website.

Licensure: There are no active nursing renewals in progress at this time. The next renewal will be for Licensed Nursing Assistants.

Discipline: As of May 31, 2014 there are 155 open cases, 46 follow-up cases and 16 Alternative Program participants (10 Traditional participants and 6 Practice Remediation Program participants.)

A. Policy Statement on the Treatment of Lyme Disease

- S. Davis moved to **APPROVE** the Policy Statement on Lyme Disease. W. White Opposed. **Pass**

B. NCSBN Annual Meeting

- L. Davidson presented the Board with the NCSBN itinerary for their annual meeting. D. Swartz and E. Watson will be attending the meeting in August 2014.

C. LPN Workforce Data

- L. Davidson presented the Board with the LPN workforce data.

D. Draft Administrative Rules Revisions

- A. Weiss moved to **APPROVE THIS DRAFT OF THE ADMINISTRATIVE RULES.** **Pass**

E. Public Comments: There were no public comments.

F. Education Committee Report: The Education Committee has not met since the last Board meeting.

G. LNA Education & Practice Committee: The Nursing Assistant Education & Practice Committee has not met since the last Board meeting.

H. Nursing Assistant Education Report

- M. Saint Joseph made a recommendation to the Board to continue the Licensed Nursing Assistant Programs at Lyndon Institute. V. Hudson moved to **APPROVE** Lyndon Institute Day and Adult Licensed Nursing Assistant Programs. **Pass**
- M. Saint Joseph announced that NCSBN has ranked Vermont #1 in Licensed Nursing Assistant Pass rates.

I. Practice Committee Report

- E. Leff presented the Board with the Abandonment Position Statement Revisions for review. W. White moved to **APPROVE THIS DRAFT OF THE ABANDONMENT POSITION STATEMENT REVISIONS.** **Pass**

J. APRN Sub-committee: The APRN Sub-committee has not met since the last Board meeting. The meeting which was scheduled for May 28, 2014 was cancelled since there were no agenda items.

K. Alternative Program Committee: The Alternative Program Committee has not met since the last Board meeting.

L. Adjournment: S. Davis moved to adjourn the meeting at 1:55 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: