

**NOVEMBER 10, 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 9:00 AM by Ellen Leff, Vice-Chair. Board Members present: Alan Weiss, De-Ann Welch, Sandra Norton, William White, Deborah Robinson, Donarae Metcalf, Ken Bush. Board Members absent: Linda Rice, Jeannine Carr. Staff members present: Mary Botter - Executive Director, Nancy Morin – Administrative Assistant, Elizabeth Hansen - LNA Program Coordinator, Kevin Leahy - Board Attorney, Ed Adrian and Betsy Wrask - Prosecuting Attorneys, Chris Winters, Director, OPR, Jaimie Palmisano, Investigator for OPR. Others present: Larissa Snorek-Yates, Madeleine Mongan, Susan D'Amico, Patricia Cady, Stephanie Foley, Esq, Andree Carlson, Robert Fairbanks, Esq, Sarah Bouchard, John Pacht, Esq., David Bristol, Deputy Tina Ploof by telephone, Deborah Snide by telephone, Dr. Francis Cook 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:

D. Robinson moved to approve the minutes of the October 13, 2008 meeting.

Pass

4. Administration, Education, Practice, Licensure

A. Executive Director's Report - Monthly Report – Attached. M. Botter provided a brief overview of the attached report. Additionally, M. Botter reported on the scheduled e-licensing training and anticipated “go live” date. M. Botter also advised the Board that a letter had been sent to hospitals, nursing homes and other employing agencies providing clarification regarding temporary permits for new graduates from nursing assistant and nursing programs.

- B. Audit Update** – The Office received correspondence from the State Auditor’s Office that the final report will be ready for the December meeting.
- C. Summer Study – Nurses and Military Service** – A meeting with representatives from the VT State College LPN program and individuals with knowledge regarding military medic training was held in October. The next meeting is scheduled for November. At that time the roles and curricular requirements from the Army, Navy, Air Force and Marine Corps (as well as the Reserves) will be compared to the existing requirements for LNAs and LPNs in Vermont.
- D. Summer Study- Recruitment and Retention of Nursing Faculty** – The workgroup met in October. Representatives from nursing programs throughout the state were present and provided their recommendations regarding nursing program capacity. The next meeting will include nurse leaders from organizations that employ nurses.
- E. Annual Goals** – M. Botter distributed a revised draft of the 2009 Annual Goals for discussion at the December meeting.
- F. Request for Statement of Non-Objection to the use of the term “Christian Science Nurse/Nursing”** – C. Winters gave an overview of the issues raised about the use of the term Christian Science Nursing. Larissa Snorek-Yates answered questions from the Board regarding the practice of Christian Science nurses. C. Winters will draft legislative language for the Board’s review at the December meeting.
- G. APRN Administrative Rules: Discussion of Practice Requirement, Code of Conduct/Basis for Discipline, Grandfathering, Quality Assurance, Practice Guidelines** – The Board reviewed the APRN Advisory Committee’s recommendations regarding on the Draft Rules.

Practice Requirement for Renewal – The Board agreed that APRN’s renewing their licenses must have been working as an APRN (not as an RN) to meet the practice requirement for renewal.

Grandfathering (Educational Requirements) – The Board concurred that licensees holding an active VT RN license and active APRN endorsement should be grandfathered. The Board decided that licensees holding an active VT RN license but an inactive APRN endorsement would be given a 6 month deadline by which they would have to activate their APRN endorsement. If licensees do not hold an active APRN endorsement by the 6 month deadline they will not be eligible for grandfathering and will have to meet the new educational requirements. After a certain date all applicants for APRN

endorsement would have to meet the new educational requirements. Individuals who hold an APRN license/endorsement in another state and wish to become endorsed as an APRN in Vermont will be granted the same 6 month deadline for grandfathering related to educational preparation. After the specified date all applicants for APRN endorsement in Vermont will be required to meet the educational requirements.

H. Discipline Follow-Up Report –E. Leff moved to accept the Discipline- Follow-Up Report. **Pass**

I. Nursing Assistant Biennial Program Approvals –

- Moved to approve Starr Farm Nursing Home’s Program. **Pass**
- Moved to approve Birchwood Terrace’s Program. **Pass**
- Moved to approve Spaulding High School/Barre Technical Center’s (Day) Program with recommendations. **Pass**
- Moved to approve Fletcher Allen Health Care’s Program. **Pass**

J. Nursing Program Annual Reports –

- Moved to accept Castleton AD Program Report with recommendations **Pass**
- Moved to accept Norwich BS and MS Program Reports with recommendations (K. Bush abstained) **Pass**
- Moved to direct Southern Vermont College to resubmit a complete Annual Program Report by January 1, 2008 **Pass**
- Moved to accept UVM BS and MS Program Reports with recommendations **Pass**
- Moved to accept Vermont State College PN and AD Program Reports with recommendations (D. Robinson abstained) **Pass**

K. Nursing Education Committee Update – The Nursing Education Committee Committee’s reviewed the annual reports for all Vermont practical, associate, baccalaureate and graduate nursing programs. Recommendations regarding each program were included in the Board packet. The Committee will review all Re-Entry Program Annual Reports in January and recommendations will be

presented to the Board in February.

L. Nursing Practice Committee Update - E. Leff updated the Board on the Practice Committee's first meeting. The Committee will be developing a plan and process to respond to position statement requests and review existing position statements.

M. Licensure Report – K. Bush moved to accept the monthly Licensure Report.

N. NCLEX-RN and NCLEC-PN Exam Summary Reports - The Board accepted the report.

5. **Public Comment:** Madeleine Mongan, Vice President for Policy, Vermont Medical Society addressed the Board and recommended that the educational credentials of APRN's be made public. Currently the Public has access to the educational credentials of Allied Mental Health Practitioners and Physicians.

Susan D'Amico addressed the Board on the issue of Christian Science Nursing and urged the Board to support the Christian Science Nurses proposed legislation.

7. **Disciplinary Proceedings:**

NU33-1106 Michelle Cardinal's Hearing was continued until December.

NU35-0907 Michelle Kuusela was not present. A Weiss moved to go into deliberative session at 10:40 a.m. **Pass**
The meeting resumed at 11:05 a.m. The Board will issue a written order.

NU02-0708 Andree Carlson was present and represented by Stephanie Foley, Esq. E. Leff moved to approve the Stipulation and Consent Order and **Condition** the license of Registered Nurse **Andree Carlson.** **Pass**
E. Leff moved to approve the changes as noted in Section (12) of the Stipulation and Consent Order. **Pass**

NU01-0708 Patricia Cady was present and represented by Robert Fairbanks, Esq. E. Leff moved to go into deliberative session at 1:00 p.m. **Pass**
The meeting resumed at 1:15 p.m. The Board will issue a written order.

NU44-0107 Sarah Parker (Campbell) was not present. D. Robinson moved to approve the Stipulation and Consent Order and **REPRIMAND** the license of Licensed Practical Nurse **Sarah Parker (Campbell).** **Pass**

- NU67-0108 Earl Dionne was not present. E. Leff moved to approve the Stipulation and Consent Order and **SUSPEND** the license of Licensed Practical Nurse **Earl Dionne.** **Pass**
- NU20-0905 Scott Broderick was not present. A. Weiss moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Scott Broderick.** **Pass**
- NU74-0308 Susan Polttila was not present. A. Weiss moved to approve the Stipulation and Consent Order and **CONDITION** the license of Licensed Practical Nurse **Susan Polttila.** **Pass**
- NU14-0708 Elizabeth Vozzella was not present. K. Bush moved to **INDEFINITELY SUSPEND** the license of Registered Nurse **Elizabeth Vozzella.** **Pass**
- NU41-1105 Sheila Cowles was not present. K. Bush moved to **REINSTATE WITHOUT CONDITIONS** the license of Registered Nurse **Sheila Cowles.** D. Metcalf recused. **Pass**
- NU69-0507 Brenda Miller was not present. K. Bush moved to grant Ms Miller's request to place her LPN license on **INACTIVE-CONDITIONED** status. **Pass**
- NA26-1207 Olamide Shasore was not present. A. Weiss moved to approve the Stipulation and Consent Order and **WARN** the license of Licensed Nursing Assistant **Olamide Shasore.** **Pass**
- NU30-1008 Sarah Ann Bouchard was present and represented by John Pacht, Esq. D. Robins moved to go into deliberative session at 3:30 p.m. **Pass**
The meeting resumed at 3:40 p.m. The Board will issue a written order.
- APPLICANT Deborah Farnsworth (Snide) was present by telephone. D. Robinson moved to uphold the preliminary denial for license renewal. W. White voted against the motion. **Pass**
- NA11-0908 Barbara Benson was not present. K. Bush moved to **SUMMARILY SUSPEND** the license of Licensed Nursing Assistant **Barbara Benson.** **Pass**
- NU63-0108 Stephen Lewis was not present. A. Weiss moved to approve the Stipulation and Consent Order and **WARN** the license of Registered Nurse **Stephen Lewis.** **Pass**
- NU31-1100 David Bristol was not present. A. Weiss moved to approve the Stipulation and Consent Order and **REINSTATE AND CONDITION** the license of Licensed Practical Nurse **David Bristol.** **Pass**

- NU73-0401 Sherry Stewart was not present. K. Bush moved to find Sherry Stewart in **DEFAULT.** **Pass**
 K. Bush moved to **INDEFINITELY SUSPEND** the license of Registered Nurse Sherry Stewart. **Pass**
- NA02-0806 Gary Wheel was not present. K. Bush moved to approve the Stipulation and Consent Order and **MODIFY THE CONDITIONS** of Licensed Nursing Assistant **Gary Wheel.** **Pass**
- NU33-1104 Cynthia Hughes was not present. E. Leff moved to go into deliberative session at 4:40 p.m. The Board will issue a written decision. **Pass**

CLOSING REPORTS:

A. Weiss moved to recommend that the following complaints be concluded without charges:

- NA03-0708, NA31-0108 and NU78-0308 **Pass**

A. Weiss moved to recommend that the following complaints be concluded without charges:

- NU03-0708 and NU58-0108 – K. Bush recused **Pass**

A. Weiss moved to recommend that the following complaint be concluded without charges:

- NU13-0707 – E. Leff recused. **Pass**

A. Weiss moved to recommend that the following complaint be concluded without charges:

- NU30-0907 **Pass**

8. **Other** – The Board received the October 2008 Nursing Law Regan Report.

9. E. Leff moved to adjourn the meeting at 4:40 p.m. **Pass**