

**OFFICE OF PROFESSIONAL REGULATION
NATIONAL LIFE BUILDING, MONTPELIER, VT
BOARD OF NURSING
APPROVED MINUTES
March 4, 2013**

1. Call to Order:

The meeting was called to order at 9:08 AM by Jeanine Carr – Chair at The Vermont College of Fine Arts; Board Members present: John Todd, Alan Weiss, Luana Tredwell, Ellen Watson, Sheila Davis, Deborah Swartz, Stephen Morse, Douglas Sutton, Virginia Hudson; Board Members Absent: William White; Staff members present: Linda Davidson – Executive Director, Nancy Morin - Administrative Assistant, Ellen Leff - Nursing Case Manager, Larry Novins - Board Attorney, Gabriel Gilman and Lauren Hibbert - Prosecuting Attorneys; Others present: Castleton State Students, Brian Emmons, Esq., Dorothy Panciera, Karen Clement O'Brien

2. Changes and Additions to the Agenda:

- J. Carr welcomed the Castleton State Students.
- There were no changes to the agenda
- L. Novins gave an overview for the students on the disciplinary process for contested hearings and stipulations.

3. Approval of Minutes:

A. Weiss moved to approve the minutes of the February 11, 2013 meeting with corrections as noted. **Pass**

4. Disciplinary Proceedings:

2012-759 Dale Kenyon was not present. L. Hibbert requested that the request for Default be withdrawn. L. Novins granted the request for the withdrawal of the Default.

2012-247 Thomas Njuguna hearing was continued.

2011-287 Amy Belisle was not present but was represented by Brian Emmons, Esq. G. Gilman and B. Emmons requested that the hearing be continued until April 2013. L. Novins granted the continuance. A. Weiss recused.

Application Denial Dorothy Panciera was present. S. Morse moved to reverse the preliminary denial and **APPROVE** Dorothy Panciera's application for licensure by Examination. The Board went into deliberative session at 10:15 a.m. The meeting resumed at 10:34 a.m. L. Novins announced that the Board while in deliberative session approved the motion to reverse the preliminary denial.

2012-279 Michael Byers was not present. E. Watson moved to approve the Stipulation and Consent Order and **IMPOSE A MONETARY CIVIL PENALTY** on the license of Licensed Practical Nurse **Michael Byers.** **Pass**

2011-483 Kathleen McNaughton was not present. D. Sutton moved to approve the Stipulation and Consent order and **REPRIMAND AND CONDITION** the license of Licensed

CLOSING REPORTS:

A. Weiss moved to recommend that the following complaints be concluded without charges.
D. Swartz moved to remove 2013-10 and send it back to the I-team.

- 2013-6 – V. Hudson recused
- 2013-36 - V. Hudson recused
- 2012-5 – Jeanine Carr recused
- 2012-463 – J. Carr recused
- 2012-288 – E. Watson recused
- 2012-71 – E. Watson recused
- 2012-675 – E. Watson recused
- 2012-696 – John Todd recused
- 2012-647 – John Todd recused
- 2012-196 – John Todd recused
- 2012-721 – John Todd recused
- 2011-663 – John Todd recused

Pass

OTHER DISCIPLINARY ITEMS:

A. REINSTATEMENTS:

M2011-52/2009-465 Barbara Swan was not present. D. Sutton moved to **REINSTATE WITHOUT CONDITIONS** the license of Advanced Practical Registered Nurse Barbara **Swan**.
Pass

M2012-110/2011-125 Suzanna Barton was not present. S. Davis moved to **REINSTATE WITHOUT CONDITIONS** the license of Licensed Nursing Assistant **Suzanna Barton**.
Pass

M2011-6/2009-435 Natalie DeSantis was not present. J. Todd moved to **MODIFY THE CONDITIONS** of the Stipulation and Consent order and allow Registered Nurse **Natalie DeSantis** to work with on-site supervision. S. Davis recused. **Pass**

B. Current Discipline Cases – February 28, 2013 – The Board received and reviewed the current discipline cases with E. Leff.

C. Case Aging Report Summary – February 28, 2013. The Board received and reviewed the Case Aging Report 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. The report included:

- **OPR Board Training:** OPR Board member training will be held on March 29, 2013, at Stowe, Vermont. An agenda will be sent to you from the Office of Professional Regulation.
- **Rules Revisions:** L. Novins and E. Hanson and L. Davidson continue our work on Rules Revisions.

- **Legislative Update:** On February 13, 2013 L. Davidson testified at the Government Operations Committee meeting. L. Davidson reported on the status of the LNA Medication Administration program and on the minimum age requirement for LNA students (which will be 16 years of age).
 - **Hospital Day:** On February 14, 2013 L. Davidson attended “Hospital Day” at the Statehouse. It was an opportunity to network with administration and providers involved with Vermont Hospitals. Governor Shumlin discussed the status of Health Care reform in Vermont.
 - **RN/APRN Renewal:** The Board office sent RN/APRN renewal notices out for APRNs on January 31, 2013. RN renewal notices were mailed on February 5, 2013. There are 19,287 RNs and 593 APRNs who could potentially renew. As of February 26, 2013 there were a total of 3,612 RNs renewed with 3,556 accessing on-line renewal and 56 who renewed by paper. The percentage of RN on-line renewal thus far is 98%. There are 121 APRNs who have renewed.
 - **LNA Audit:** The Nursing Board office is in the process of auditing 10% of the LNAs who renewed in the last renewal cycle. The audit is to confirm that they have met practice hours.
 - **Discipline:** As of February 25, 2013 there are 170 open cases, 56 follow-up cases and 8 Alternative Program participants.
- A. Public Comments** – There were no public comments.
- B. Education Committee Report:** D. Swartz reported that the Committee has not met since the January Board meeting. The next meeting is scheduled for April 1, 2013. Karen Clement O'Brien, Chair of the Southern Vermont College nursing programs appeared before the Board to answer questions regarding the new Generic BSN Program at Southern Vermont College. The Board requested that Karen Clement O'Brien formulate a plan for the students who are in the first year of an Associates program and may not want to go on to receive their BSN but want to only receive an Associate Degree.
- Step II Proposal for Provisional Approval of a Generic BSN Program at Southern Vermont College. J. Carr reported that the Education Committee recommended approval. E. Watson moved to approve Step II Provisional Approval of a Generic BSN Program at Southern Vermont College. **Pass**
- C. Nursing Assistant Education Committee Report:** L. Davidson reported that the Nursing Assistant Education Committee discussed the following at their last meeting
- The Committee will start meeting once a month instead of every two months because of all the work to be done on the LNA Medication Administration program.
 - The Committee will look at Medication Administration education curriculum requirements in other states.
- D. Practice Committee:** D. Sutton reported that the Committee has not met since the last meeting. D. Sutton reported that there are 33 position statements and 25 Position Statements have been revised.
- 2013 Goals for the Practice Committee – The Board received and discussed.
- F. APRN Advisory Committee Report:** L. Davidson reported that the APRN Advisory Committee meeting scheduled for February 27, 2013 had been cancelled due to bad weather.

6. Other Business:

- The Board discussed the following issues that had been on the Board's retreat agenda:
 1. Criminal background checks. – The Board requested that this issue be on the April Agenda for discussion.
 2. Blue Ribbon Commission recommendations
 3. Nursing residency programs
 4. Alternative Program – The Board requested that the Alternative Program start working a draft for alternative program practice issues. The Board requested that the draft be ready for review by the May Board meeting.

7. Adjournment: S. Morse moved to adjourn the meeting at 1:15 p.m.

Pass

Minutes recorded by: Nancy Morin, Administrative Assistant
Draft minutes reviewed by: Linda Davidson, Executive Director
Date minutes approved by Vermont Board of Nursing: April 8, 2013