

**OFFICE OF PROFESSIONAL REGULATION  
89 MAIN STREET, 3<sup>RD</sup> FLOOR, MONTPELIER, VT  
APPROVED MINUTES  
March 3, 2014**

**1. Call to Order:**

The meeting was called to order at 9:00 a.m. by Jeanine Carr - Chair at the Capitol Plaza, Montpelier; Board members present: Ellen Watson, Alan Weiss, Stephen Morse, Douglas Sutton, Sheila Davis, Deborah Swartz, William White, Virginia Hudson, Sheri Brown; Board members absent: Luana Tredwell; Staff members present: Linda Davidson - Executive Director, Nancy Morin - Administrative Assistant, Ellen Leff - Nursing Case Manager, Larry Novins - Board Attorney, Annika Green, Lauren Hibbert - Prosecuting Attorneys; Others present: Norwich University Students, Maureen Mucha, Ted Hobson, Esq., Angela Toof, John Roske, Mary Kirkpatrick, Esq., Linda Smith, Patricia Murphy, Lindsey Sammons, Donna Engel and Gail Zatz by telephone

**2. Changes and Additions to the Agenda:**

- There were no changes or additions to the agenda. J. Carr welcomed the Norwich University students.

**3. Approval of Minutes:**

A. Weiss moved to approve the minutes of the February 10, 2014 meeting. **Pass**

**4. Disciplinary Proceedings:**

2013-569 John Roske was present and represented by Mary Kirkpatrick, Esq. L. Hibbert requested that the Summary Suspension be withdrawn. The request was granted.

2013-296 Maureen Mucha was present and represented by Ted Hobson, Esq. The Board went into deliberative session at 11:50 a.m. The meeting resumed at 12:10 p.m. The Board will issue a written decision.

M2009-146/NU77-0308 Ginger Chiappetta was not present. The Board agreed to reject the Stipulation and Consent Order.

2013-582 Kathryn Dantey was not present. A. Weiss moved to approve the Stipulation and Consent Order and **IMPOSE A CIVIL PENALTY** on the license of Registered Nurse **Kathryn Dantey**. S. Morse recused.

**Pass**

2013-437 Donald McCaffrey was not present. J. Carr moved to approve the Stipulation and Consent Order and **INDEFINITELY SUSPEND** the license of Registered Nurse **Donald McCaffrey**. V. Hudson recused.

**Pass**

**CLOSING REPORTS:**

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

- 2013-642 - V. Hudson recused

- 2013-615 – D. Swartz recused
- 2013-448 – E. Watson recused
- 2013-535 – S. Davis recused
- 2013-297 – D. Sutton recused

**Pass**

E. Watson moved to recommend that the following complaint be concluded without charges

- 2013-567 – S. Davis recused

**Pass**

#### **OTHER DISCIPLINARY ITEMS:**

A. M2013-107/2013-255 Tracie Hauck was not present. A. Weiss moved to **REINSTATE WITHOUT CONDITIONS** the license of Registered Nurse **Tracie Hauck.** **Pass**

**B. Current Discipline Cases – February 28, 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.

- **Licensing Board Specialist:** Michelle Lavoie has been hired as the new Licensing Board Specialist for the Board of Nursing office. M. Lavoie started work on February 24, 2014.
- **State House Testimony:** On Wednesday, February 12, 2014, L. Davidson appeared before the Senate Government Operations Committee to discuss the rationale for the Board of Nursing's approval of a proposal that limits Medication Nursing Assistants (MNAs) from administering controlled substances and restricting controlled substance counts at the end of shifts. Laura Pelosi and Rosemary Meyhew gave testimony on why MNAs should be allowed to do the above skills/tasks.
- **H.830:** L. Novins and L. Davidson are reviewing revisions made to statutory language which adds APRNs to bills that define Physician services. L. Novins and L. Davidson are collaborating with David Herlihy (Vermont Board of Medical Practice) and Madeleine Mongan (Vermont Medical Society.)
- **House Appropriations Committee:** At their request, on Tuesday, February 18, 2014, C. Winters and L. Davidson met with Representatives Anne O'Brien, Kathleen Keenan, Leigh Dakin, and Kristy Spengler, to update them on the history and current status of the Medication Nursing Assistant program.
- On Thursday, February 20, 2014, L. Davidson met with 28 APRN students at the University of Vermont. Topics discussed were Board of Nursing mission and role and the Regulation of APRN practice including licensing.
- **Licensure:** The LPN renewal cycle has ended. An audit for the active practice requirement will begin this month. The Board Office is reviewing all nursing applications to standardize them with the rest of OPR applications.
- **Discipline:** As of February 24, 2014 there are 143 open cases, 51 follow-up cases and 16 Alternative Program participants (10 Traditional participants and 6 Practice Remediation Program participants.)

**A. Board Retreat:** The Nursing Board Retreat is Monday, April 7, 2014 at Vermont Technical College in Langevin 101 in Randolph, Vermont.

**B. H.123 Lyme Disease Bill:** The Board received a copy of the H.123 Lyme Disease Bill which has passed the House. Gail Zatz who is a lobbyist for the APRN Association

participated by telephone and updated the Board on the status of H.123 Lyme Disease Bill. The Board discussed the Bill and does not support the proposal.

**C. Draft Revisions of Administrative Rules:** The Board received and reviewed the following sections of the draft revisions of the Administrative Rules. S. Morse moved to approve the following revisions of the Administrative Rules.

- Part 3 – Nursing Assistants Licensing
- Part 5 Licensed Practical Nurse Licensure
- Part 6 – Registered Nurse Licensure

**Pass**

**D. Public Comments:** There were no public comments.

**E. Education Committee Report:** The Education Committee has not met since the last Board meeting. The next Committee meeting is scheduled for April. J. Carr reported that M. Saint Joseph and she had made a site visit to Castleton State College BSN Program as required for approval of Step 3.

**F. LNA Education and Practice Committee Report:** M. Saint Joseph reported that the Committee has not met since the last Board meeting.

**G. Practice Committee:** D. Sutton reported that the Nursing Practice Committee has not met since the last Board meeting. The Committee requests that the following position statement be retired.

- Clinical Specialist in Psychiatric and Mental Health Caring for Clients Across the Life Span Position Statement – J. Carr moved to retire the Clinical Specialist in Psychiatric and Mental Health Caring for Clients Across the Life Span Position Statement.

**Pass**

**H. Alternative Program Committee:** E. Watson reported that the Committee met on February 24, 2014. S. Morse has been appointed to the Committee.

- Alternative Practice Summary – The Board received and reviewed the Alternative Practice Summary.
- Practice Remediation Program Survey Report -The Board received and reviewed the Practice Remediation Program Survey Report.
- Practice Remediation Program Description for the Website – The Board received and reviewed the Practice Remediation Program Description for the Website. The Board also suggested that the Committee have a pamphlet with information on the Practice Remediation Program. If anyone has suggested editions or edits they should contact E. Watson or E. Leff.

**H. APRN Advisory Committee Report:** The APRN Sub-committee met on February 26, 2014. Sheri Brown has been appointed to the Sub-committee. The Sub-committee recommended retirement of the position statement “Clinical Specialist in Psychiatric and Mental Health Caring for Clients Across the Life Span”.

**6. Other Business:** There was no other business.

**7. Adjournment:** D. Sutton moved to adjourn the meeting at 2:45 p.m.

**Pass**

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