



Board of Nursing

November 17, 2022 at 8:00 AM
7 Eagle Square, Concord NH 03301

Attendance

Members Present:

Chair - Samantha O'Neill (SO), Vice-Chair - Joni Menard (JM), Matthew Kitsis (MK), Maureen Murtagh (MM), Michele Melanson Schmitt (MMS), Melissa Tuttle (MT), and Melissa Underhill (MU), Dwayne Thibeault (DT)

Members Absent:

Wendy Stanley Jones

Staff Present:

Ashley Czechowicz, Board Administrator, Jeanne Webber, Board Administrator, Nikolas Frye, Esq., Hearing Examiner, Lauren Warner, Esq., OPLC Board Counsel

The following applies to all Non-Public Sessions.

All Non-Public Sessions are recorded as follows for the purpose of board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3, II (e), RSA 91-A:5, IV, RSA 326-B: 38 Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present and included all members listed above.

And

Motion to keep minutes of the non-public session confidential from public disclosure pursuant to RSA 91-A: 3, III on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and/or to render the proposed action ineffective and/or is not subject to public disclosure pursuant to RSA 236-B: 38. However, forty-eight hours after the mailing of any order, its respective vote shall automatically become public in accordance with RSA 326-B: 38.

Upon motion of DT seconded by MM, the Board voted to commence the **1st non-public session** at 8:46 a.m. and ended at 11:01 a.m.

Motion to come out of non-public was made by DT, and seconded by MM, by unanimous roll call vote.

Upon the motion of DT, and the second of MM, the Board voted to keep minutes of the non-public session confidential from public disclosure. Each member recorded his or her vote on the motion, which passed by unanimous vote.

Upon motion of MT, seconded by MM, the Board voted to commence the **2nd non-public session** at 11:18 a.m. and ended at 1:09 p.m.

Motion to come out of non-public was made by MT, and seconded by MM, by unanimous roll call vote. Upon the motion of MT, and the second of MM, the Board voted to keep minutes of the non-public session confidential from public disclosure. Each member recorded his or her vote on the motion, which passed by unanimous vote.

I. Call to Order

The meeting was called to order and convened at 8:07 AM by Samantha O'Neill, Chair, with quorum present.

II. Approval of Minutes

A. October 27, 2022

Motion:

Upon a motion by JM, with a second by MMS, the Board voted to approve the minutes as amended; motion passed.

B. November 10, 2022

Motion:

Upon a motion by JM, with a second by MMS, the Board voted to approve the minutes as amended; motion passed.

III. Appearance Schedule

- ~~Keir Berman, RN - 9:00 am - 10:00 am~~ - Continued
- Melissa Hendrick, LPN - 11:00 am - 12:00 pm

IV. OPLC/Board Administrator Updates

A. 2023 Meeting Dates

B. Prescription Drug Monitoring Program position

MK volunteered to act as the Board representative for the Prescription Drug Monitoring Program.

C. OPLC Annual Report - July 1, 2021 - June 30, 2022 - Informational

D. Plc 300 - Initial Proposal

SO, MT AND MU volunteered to develop a document to compare the Plc 300's with existing Rules

E. SB330 Final Report - Informational

F. SB220 Final Report - Informational

G. CGFNS International

English Language Proficiency Exam Overview - Informational

H. Nurse Licensure Compact - Amicus Brief - Informational

V. Education

A. LPN/RN

1. Colby-Sawyer Site Visit

Motion:

Upon a motion by MK, with a second by DT, the Board voted to accept the recommendation; motion passed. **Recused:** JM

B. LNA

1. Genesis LNA and MNA Programs Bi-Annual Survey

Motion:

Upon a motion by MT, with a second by MU, the Board voted to accept the recommendation; motion passed.

2. New LNA Program at Dover Center

Motion:

Upon a motion by MT, with a second by MU, the Board voted to accept the recommendation; motion passed.

3. Bi-Annual visit to Salem High School LNA Program

Motion:

Upon a motion by MT, with a second by MU, the Board voted to accept the recommendation; motion passed.

4. Bi-Annual Visit to Laconia High School

Motion:

Upon a motion by MT, with a second by MU, the Board voted to accept the recommendation; motion passed.

5. New Instructors/Coordinators/Reviewers - Informational

6. Excel Quarterly Report - Informational

VI. Clinical Practice

- A. MNA Discussion

TABLED to the December 9, 2022 meeting

- B. Clinical Practice Inquiry – Forwarded to the Practice & Education Committee

VII. Adjudicative

- A. Keir Berman, RN - Adjudication

Motion:

Upon a motion by JM, with a second by DT, the Board voted to deny the proposed Settlement Agreement and hold an Adjudicatory hearing; motion passed.

- B. Melissa Hendrick, LPN - Adjudication

Motion:

Adjudicative Hearing proceeded at 11:03 AM. The applicant did not appear in person or by zoom after being provided notice of the hearing date and time. Upon a motion by MMS, with a second by MM, the Board voted to hold the hearing *in absentia*. Hearing concluded at 11:18 AM. Upon a motion by DT, with a second by JM, the board voted to revoke Ms. Hendrick's privilege to practice in New Hampshire. Motion passed.

VIII. Adjournment

Motion: At 1:09 p.m., upon a motion by MT, with a second by MM, the Board voted to adjourn the meeting.