



Board of Nursing

January 26, 2023 at 8:00 AM
7 Eagle Square, Concord, NH

Attendance

Members Present:

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

Members Absent:

Melissa Tuttle

Staff Present:

Ashley Czechowicz, Board Administrator, Christine Senko, 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 MMS seconded by MM, the Board voted to commence the **1st non-public session** at 10:13 a.m. and ended at 12:58 p.m.

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

Upon the motion of MMS, 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 MM, seconded by JM, the Board voted to commence the **2nd non-public session** at 1:00 p.m. and ended at 1:15 p.m.

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

Upon the motion of MMS, 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 JM, seconded by WSJ, the Board voted to commence the **3rd non-public session** at 1:36 p.m. and ended at 4:25 p.m.

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

Upon the motion of WSJ, 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 8:05 AM by Samantha O'Neill, Chair, with quorum present.

II. Approval of Minutes

A. December 9, 2022 - Adjudicative Hearings

Motion:

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

B. December 15, 2022

Motion:

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

C. December 29, 2022 - Emergency Meeting

Motion:

Upon a motion by WSJ, with a second by MM, the Board voted to approve the minutes as stated; motion passed.

III. Appearance Schedule - Show Cause 1:00 PM

- Miguel Ortiz, LNA
- Lisa Caruso, RN
- Johnmichael Kimani, APRN

IV. Board Administrator Updates

A. Rules / Legislation update

1. Nur 300 various

Motion:

Upon a motion by WSJ, with a second by MM, the Board voted to approve the Rules as amended; motion passed.

2. Nurse Extern Rules

Motion:

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

3. Legislation Update - Lauren Warner, Esq., Board Counsel, provided the Board with an update regarding current legislation.

B. Cambridge English – The Board determined it does not need to endorse any program.

C. NH Department of Health and Human Services – Request
MMS volunteered to be a representative of the Board.

D. Clear Choice HB 143 Waiver

Motion:

Upon a motion by JM, with a second by DT, the Board voted to deny the waiver request as the expiration of the waiver was based on statute; motion passed.

V. Education

A. LPN/RN

1. Parkland Medical Center

Nurse Extern Request

Motion:

Upon a motion by JM, with a second by WSJ, the Board voted to approve the proposed pilot program under the innovative approach rules, noting that once the rules are in place the program will need to comply with those rules; motion passed.

B. LNA

1. Rivermead Textbook Change

Motion:

Upon a motion by MM, with a second by MMS, the Board voted to approve the recommendation; motion passed.

2. Excel Quarter 4 2022 Report - Informational, no Board action required

3. New LNA Instructors - Informational, no Board action required

VI. Clinical Practice

A. Practice and Education Committee Minutes

January 9, 2023

Motion:

Upon a motion by MU, with a second by MK, the Board voted to approve the minutes and recommendations 1 and 2 as stated; **Opposed** to recommendation 3: DT, WSJ; motion passed.

VII. Adjudicative

A. Miguel Ortiz, LNA - Show Cause

Motion:

Show Cause Hearing proceeded at 1:18 PM and concluded at 1:33 PM. Upon a motion by JM, with a second by WSJ, the Board voted to approve the application for licensure; motion passed.

B. Lisa Caruso, RN - Show Cause

Motion:

Show Cause Hearing proceeded at 1:34 PM. 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 1:36 PM. Upon a motion by JM, with a second by WSJ, the board voted to deny the application for licensure and revoke the active-restricted license; motion passed.

C. Johnmichael Kimani, APRN - Show Cause

Motion:

Show Cause Hearing proceeded at 1:00 PM and concluded at 1:15 PM. Upon a motion by WSJ, with a second by MU, the Board voted to approve the application for licensure; motion passed.

VIII. Non-Public Session

IX. Resume Public Session

A. Seal Minutes from Non-Public Session

X. Adjournment

Motion:

At 4:25 p.m., upon a motion by WSJ, with a second by MM, the Board voted to adjourn the meeting.