



# Board of Nursing Public Minutes

Nursing Board

Apr 27, 2023 at 8:00 AM EDT

## **Attendance**

### **Members Present:**

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

### **Members Absent:**

None

### **Staff Present:**

Jeanne Webber, Board Administrator, Michael Gianunzio, Board Administrator, Brenda Golden Hallisey, Esq., Hearings Examiner, Rahkiya Medley, Esq., OPLC Board Counsel, Elizabeth Eaton, Esq., OPLC Board Counsel, Thomas Pappas, Paralegal, Tina Kelly, OPLC Legal Counsel, Stacy Nachman, Nursing Program Specialist, Lynne Theuner, Program Specialist to LNA/MNA Programs

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The following applies to all Non-Pubic 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 **1<sup>st</sup> non-public session** at 10:21 a.m. and ended at 11:06 a.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 DT, and the second of MK, 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 MK, seconded by JT, the Board voted to commence the **2<sup>nd</sup> non-public session** at 11:17 a.m. and ended at 3:34 p.m.

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

Upon the motion of MM, and the second of MK, 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.

RSA 91-A:3, II(c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of this board, unless such person requests an open meeting. This exemption shall extend to include any application for assistance or tax abatement or waiver of a fee, fine or other levy, if based on inability to pay or poverty of the applicant.

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I. Call to Order

The meeting was called to order and convened at 8:09am by Samantha O'Neill, Chair, with quorum present.

II. Approval of Minutes from March 23, 2023 Meeting

**Motion:**

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

III. Public Appearances

A. Rules Hearing Commenced allowing public comment at 8:50 a.m. and closed at 9:09am

1. NUR 101.01, 400's, 501.02, 501.03, 608

B. 9:00AM Patricia Morgan – Adjudicatory Hearing commenced at 9:53 a.m. and closed at 9:58 a.m.

**Motion:**

Upon a motion by DJ, with a second by JT, the Board voted that reciprocal discipline should not be imposed

**Motion:**

Upon a motion by WSJ, with a second by MT, the Board to reprimand the licensee and fine \$250 for failure to report the Vermont disciplinary action against her

C. 9:30AM NECO / Judith Haywood re: RN Refresher Program

**Motion:**

Upon a motion by MK, with a second by MMS, the Board voted to approve the NECO Program

- D. 10:00AM Bliven Show Cause Hearing Commenced at 9:58 a.m. and closed at 10:06 a.m.

**Motion:**

Upon a motion by MU, with a second by JT, the Board voted to approve the application.

IV. Board Administrator Updates

- A. Legislation Update
- B. Board Member Resignation

Melanie Champagne, Board Member, LPN - Resignation Accepted Effective 3/23/2023  
Website has been updated to read: "Vacant"

- C. APRN Certifier Survey - Informational
- D. Florida Nursing Programs Update from NCSBN – Informational
- E. Operation Nightingale Monthly Board Call

**Motion:**

Upon a motion by MM, with a second by JT, the Board voted for Maureen Murtagh, Samantha O'Neill, Jennifer Thibeault and Michael Gianunzio to represent the NH Board of Nursing on the monthly NCSBN calls; motion passed.

V. Education

- A. River Valley Community College Annual Report

**Motion:**

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

- B. Rivier College - LNA Pass or Fail

**Motion:**

Upon a motion by JM, with a second by JT, the Board voted to send a letter to Rivier outlining rules to be approved by Board Chair before sending; motion passed.

- C. New Instructors - Informational
- D. Cottage Hospital  
Recommendation to grant two year period of operation

**Motion:**

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

E. **Guidance with High School Tech Programs - LNA**

Programs with no LNA Coordinator

**Motion:**

Upon a motion by DT, with a second by JM, the Board voted to send a letter stating that the program is currently out of compliance. When the program chooses to renew they will have to submit a new application, including qualifications of the LNA coordinator, as well as stating they are sub-contracting per the 700's; motion passed.

F. **Excel Testing Scores**

Recommendation to accept

**Motion:**

Upon a motion by DT, with a second by MK, the Board voted to accept; motion passed.

VI. **Clinical Practice**

A. **P&E Meeting Minutes From April 10<sup>th</sup>, 2023**

**Motion:**

Upon a motion by JM, with a second by DT, the Board voted to accept the minutes and recommendations; motion passed.

B. **IV Therapy Question**

**Motion:**

Upon a motion by MK, with a second by MA, the Board voted to refer the question to P&E; motion passed.

C. **LPN Intramuscular Rhogam**

**Motion:**

Upon a motion by MK, with a second by JM, the Board voted to refer the question to P&E; motion passed.

VII. **Adjournment**

**Motion:**

At 3:34 p.m., upon a motion by MMS, with a second by MU, the Board voted to adjourn the meeting.

