



Board of Nursing Minutes

Nursing Board

Sep 28, 2023 at 8:00 AM EDT

Attendance

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

Staff: Michael Gianunzio, Board Administrator, Jeanne Webber, Board Administrator, Rahkiya Medley, Esq., Board Counsel

1st P-NP

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 WSJ, the Board voted to commence the **1st non-public session** at 8:28 a.m. and ended at 9:05 a.m.

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

Upon the motion of MT, 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.

2nd P-NP

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 WSJ seconded by MT, the Board voted to commence the **2nd non-public session** at 9:18 a.m. and ended at 10:15 a.m.

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

Upon the motion of MMS, and the second of DT, 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.

3rd P-NP

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 MT, the Board voted to commence the **3rd non-public session** at 10:29 a.m. and ended at 11:02 a.m.

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

Upon the motion of MT, and the second of MU, 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.

4th P-NP

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 MK, the Board voted to commence the **4th non-public session** at 11:11 a.m. and ended at 11:30 a.m.

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

Upon the motion of DT, and the second of JM, 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.

5th P-NP

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 JM, the Board voted to commence the **5th non-public session** at 12:21 p.m. and ended at 3:49 p.m.

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

Upon the motion of MM, and the second of MMS, 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 8:11 AM

II. Approval of Minutes

A. Public Minutes August 24, 2023

Motion:

Upon a motion by MT, with a second by MU, the Board voted to approve the minutes; unanimous.

B. Emergency Meeting Public Minutes August 22, 2023

Motion:

Upon a motion by MT, with a second by MU, the Board voted to approve the minutes; unanimous.

III. Public Appearances

A. Public Hearings

1. Jeanne Uwamungu, LPN – Hearing commenced at 9:12 AM and closed at 10:14 AM

Motion:

Upon a motion by DT, with a second by MMS, the Board voted to suspend the licensee until such time as Ms. Uwamungu is completely compliant with the program for a minimum of 6 months. At which point, Ms. Uwamungu can petition the Board for reinstatement. At any time that she is currently licensed, if her license expires, there will be a stay on this suspension until such time as Ms. Uwamungu applies for reinstatement; motion passed; JT and MM abstain.

2. Marie Fletcher, LNA – Hearing commenced at 10:25 AM and closed at 10:43 AM

2021-ENF-Fletcher-0317

Motion:

Upon a motion by MM, with a second by MK, the Board voted to move forward in absentia at 10:25 am; unanimous.

Motion:

Upon a motion by JT, with a second by DT, the Board voted to suspend the licensee; unanimous.

3. Aila Ash, LNA 11AM

Show Cause Application

Motion:

Upon a motion by JT, with a second by MT, the Board voted to grant licensure; unanimous

4. John Gish, LNA – 12:20 – 12:22 PM

Show Cause Application

Motion:

Upon a motion by MMS, with a second by MM, the Board voted to move forward with the hearing in absentia at 12:20 PM; unanimous

Motion:

Upon a motion by WSJ, with a second by MT, the Board voted to deny the application; motion passed.

IV. Board Administrator Updates

A. Maureen Update on NCSBN Annual Meeting

1. There was a lot of discussion on workforce and maintaining the workforce. Retention is important and how do we keep people in the job. It is not always the paycheck, there is a feeling of burnout and lack of appreciation. Is there ability for the compact to move to a global scale?

B. Maureen Update on Alzheimer's Subcommittee

1. Maureen is actively a member of this committee.

C. Rules Work Group Update with Deans and Directors

1. We are still working on the education rules and nurse extern. Once reviewed that changes are made, it will go before the Board for review.

D. 2024 Meeting Schedule

Motion:

Upon a motion by JM, with a second by WSJ, the Board voted to approve the 2024 Meeting Schedule.

E. Electronic Prescribing Report - Informational

V. Legislative Updates

A. OPLC

1. HB308
Remote Participation
2. HB321
Non Public Minutes Review

B. NCSBN Legislative Updates - Informational

1. September 1, 2023
2. September 8, 2023

VI. Education

- A. Plymouth Regional Technical Center: Bi-Annual Survey
- B. Lakes Region Technology Center: Bi-Annual Survey
- C. Nashua High School South: Bi-Annual Survey
- D. Dover Center for Rehab LNA Program: Bi-Annual Survey
- E. White Mtn Community College: Bi-Annual Survey
- F. St Joseph's Hospital LNA Program: Bi-Annual Survey

Motion:

Upon a motion by WSJ, with a second by JT, the Board voted to approve; unanimous.

- G. Manchester Community College: Textbook Change

Motion:

Upon a motion by WSJ, with a second by JM, the Board voted to approve; unanimous.

- H. HCA Nurse Extern Request

Motion:

Upon a motion by WSJ, with a second by JM, the Board voted to approve; unanimous.

- I. Nashua Community College Meeting Memo

VII. Practice and Education

- A. Meeting Minutes from September 11, 2023

Question 1 – 6 and 8 – 9 (question 7 will be taken separately):

Motion:

Upon a motion by MMS, with a second by JT, the Board voted to accept the minutes; unanimous

Questions 1 – 6 and 8 – 9:

- Question 3 – follow up with the person asking the question in order to refer them to speak with the school nurse.
- Question 5 – can the person asking the question attend the next P&E meeting to clarify some information? The P&E committee needs more context.

Question 7

Motion:

Upon a motion by WSJ, with a second by MK, the Board voted to refer this to Tina as it will require rulemaking.

- Question 7 – clarify that provider is mentioned at the beginning of the meeting, and this might need to be taken separately as it will require rule change.

Question 9

Motion:

Upon a motion by JM, with a second by WSJ, the Board voted to amend the language in Question 9

B. Meeting Agenda for October 17, 2023 - Informational

VIII. Veterans Auto and Education Improvement Act

A brief summary of the issue:

- In January 2023, the federal law titled the Veterans Auto and Education Improvement Act went into effect.
- The act looks to create a process for enabling military personnel and their spouses across all professions (except attorneys) to practice in any state when on military relocation orders using their existing professional license/certificates.
- The act outlines requirements that must be satisfied in order for a military member or their spouse to qualify under the act.
- The act references interstate compacts and provides for interstate compact provisions governing

The Department of Justice is charged with enforcement of the act as the act comes under the Servicemembers Civil Relief Act (SCRA).

Attached is guidance for State licensing Authorities, a Fact Sheet.

IX. Rules with Tina

A. NUR 200

Motion:

Upon a motion by DT, with a second by JM, the Board voted to accept; unanimous.

B. NUR 100-300-400-500

WSJ – brought up 301.05 (e) might infer that active in practice might still be in play:

(2) Proof that the applicant has used those skills as part of their service in the last 3 years.

We should keep it consistent and say that 3 years should change to 5 years to stay consistent with other rules.

X. Adjournment

Motion:

Upon a motion by JT, with a second by MT, the Board voted to adjourn the meeting at 3:50pm.