



Board of Nursing Public Meeting Minutes

Thursday, September 26, 2024 at 8:00 AM
7 Eagle Square, Concord NH 03301

Attendance

Members Present:

Samantha O’Neill, Chair (SO), Matthew Kitsis, Vice Chair (MK) *via Zoom*, Maureen Murtagh (MM), Wendy Stanley Jones (WSJ), Joshua Dion (JD), Bette Bogdan (BB), Melissa Underhill (MU), Heather Pearl (HP), Huyen “Lizzie” Fowler (HF)

*JD absent from 9:35 am – 10:56 am

Members Absent:

Michele Melanson Schmitt (MMS)
Jennifer Thibeault (JT)
Melissa Tuttle (MT)
Dwayne Thibeault (DT)

Board Staff:

Jeanne Webber, Board Administrator; Jeanne Lester, Board Administrator; Erica Lamy, Board Administrator; Elizabeth Eaton, Esq., Board Counsel; Shane Goulet, Esq., Hearings Examiner

I. Call to Order

The meeting was called to order at 8:01 AM by Samantha O’Neill, Chair, with a quorum of the Board present.

Motion:

Upon a motion by JD, with a second by HF, the Board voted to approve remote participation by MK as attendance in person is not practicable for reasons related to health; motion passed via roll call vote.

II. Approval of Minutes

A. August 22, 2024 Public Meeting Minutes

Motion:

Upon a motion by BB, with a second by MU, the Board voted to approve the minutes as amended; motion passed via roll call vote. **Absent:** HF, HP

III. Public Appearances - Hearings

A. Disciplinary Hearings – No items

B. Show Cause Hearings

1. Christina Afonso

LNA Applicant

Motion:

Show Cause Hearing proceeded at 8:23 AM and hearing concluded at 8:32 AM. Upon a motion by BB, with a second by HP, the Board voted to approve the application for licensure; motion passed via roll call vote.

2. Renee Hartford

LNA Applicant

Motion:

Show Cause Hearing proceeded at 8:14 AM and hearing concluded at 8:21 AM. Upon a motion by BB, with a second by MM, the Board voted to approve the application for licensure; motion passed via roll call vote.

IV. OPLC and/or Board Administration Updates

A. HB 1222 Study Committee

Motion:

Upon a motion by WSJ, with a second by BB, the Board voted to designate JD as a representative of the Board to participate in the study committee; motion passed via roll call vote.

B. P & E Committee Discussion & APRN Liaison Committee – Tabled to the November 21, 2024 meeting

C. Newsletter Discussion - Tabled to the November 21, 2024 meeting

D. Deanna Jurius, Executive Director - Introduction

E. IV Therapy Clinics - Informational

The Board reviewed Vermont's recently published Joint Statement Regarding IV Therapy Clinics and Medical Spas.

F. ICRS Pilot Course

Motion:

Upon a motion by MU, with a second by JD, the Board voted to approve BB, MM and WSJ to participate and be added to the waiting list; motion passed via roll call vote.

V. Rules and Legislative Topics

A. Rules

1. Rules discussion

MM - 300, 700
WSJ - 400
MK - 500
SO - 600, 800
BB - 102.05, 600 and 800

2. Nur 102.05

Motion:

Upon a motion by BB, with a second by HF, the Board voted to submit a rulemaking support request form and initiate rulemaking; motion passed via roll call vote. **Absent:** JD

Motion:

Upon a motion by MK, with a second by HF, the Board voted to designate BB to work with the Rules Administrator; motion passed via roll call vote.

Absent: JD

3. Various Nursing rules to implement HB 1585 and SB 403

Motion:

Upon a motion by BB, with a second by HF, the Board voted to submit a rulemaking support request form and initiate rulemaking to implement HB 1585 and SB 403; motion passed via roll call vote. **Absent:** JD

4. Rules Clarification Request: LNA Health Careers MNA Inquiry – The Board has begun the process of implementing SB 403 into their Administrative Rules. Current Statute precedes Administrative Rules.

B. Legislative Updates – Elizabeth Eaton, Esq., Board Counsel - Informational

- HB 518
- HB 1095
- SB 369

VI. Education

A. LPN/RN

1. MCPHS

Motion:

Upon a motion by BB, with a second by JD, the Board voted to approve the direct entry BSN program request; motion passed via roll call vote.

2. NHTI - Informational

3. Nashua Community College - Informational

B. LNA

1. Havenwood Heritage Heights – Neither the Board, nor its staff or counsel, are permitted to provide legal advice or advisory opinions, including interpretations of the law or regulations. They may review the Board’s website for information on practice and contact a private attorney or professional nursing organization for advice or guidance.

2. LPN IV Therapy Course

Motion:

Upon a motion by WSJ, with a second by HP, the Board voted to approve; motion passed via roll call vote.

3. Cheshire Medical Center

Motion:

Upon a motion by MU, with a second by HF, the Board voted approve; motion passed via roll call vote.

4. Coos County LNA Program

Motion:

Upon a motion by MM, with a second by JD, the Board voted approve; motion passed via roll call vote.

5. Dover Highschool

Motion:

Upon a motion by HP, with a second by MM, the Board voted approve; motion passed via roll call vote.

6. LNA Health Careers

Motion:

Upon a motion by WSJ, with a second by JD, the Board voted to approve; motion passed via roll call vote.

VII. Clinical Practice Inquiry

A. St. Joseph School of Nursing

Motion:

Upon a motion by JD, with a second by HF, the Board voted to approve; motion passed via roll call vote.

B. Melanie Leathers, RN

Motion:

Upon a motion by BB, with a second by MM, the Board voted to refer to Nur 404.07 (c) and (d) and seek private legal counsel if they require clarification; motion passed via roll call vote.

C. Eileen Harwood, RN

Motion:

Upon a motion by JD, with a second by HF, the Board voted to approve; motion passed via roll call vote.

- D. Alyssa Cumming, DHMC - Neither the Board, nor its staff or counsel, are permitted to provide legal advice or advisory opinions, including interpretations of the law or regulations. They may review the Board's website for information on practice and contact a private attorney or professional nursing organization for advice or guidance.

VIII. Standing Order Clinical Practice Inquiries

Motion:

Upon a motion by MM, with a second by BB, the Board voted to approve the standing order as amended; motion passed via roll call vote. **Absent:** JD

IX. Additions After Posting

- A. Clinical Inquiry – The Board reviewed a clinical inquiry submitted by an RN from the VA. The VA is a Federal program and does not fall under the jurisdiction of the NH Board of Nursing. The Board Administrator will refer the RN to the VA organizational policy and counsel.
- B. NH Prescription Drug Monitoring Program Committee

Motion:

Upon a motion by BB, with a second by WSJ, the Board voted to appoint JD as MK's replacement to represent the Board on the NHPDMP Committee; motion passed via roll call vote.

X. Non-Public Session

Motion to move into Non-Public session 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.

Motion:

Upon a motion by MU, with a second by HF, the Board voted to initiate the 1st non public session at 8:13 am; motion passed by unanimous roll call vote.

Motion:

Upon a motion by BB, with a second by MU, the Board voted to initiate the 2nd non public session at 9:59 am; motion passed by unanimous roll call vote.

Motion:

Upon a motion by MM, with a second by WSJ, the Board voted to initiate the 3rd non public session at 11:24 am; motion passed by unanimous roll call vote.

XI. Resume Public Session

Motion:

Upon a motion by HP, with a second by HF, the Board voted to resume public session at 8:50 am; motion passed by unanimous roll call vote.

Motion:

Upon a motion by MM, with a second by BB, the Board voted to resume public session at 10:33 am; motion passed by unanimous roll call vote.

Motion:

Upon a motion by JD, with a second by HP, the Board voted to resume public session at 1:10 pm; motion passed by unanimous roll call vote.

XII. Seal Minutes from Non-Public Session

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.

Motion:

Upon a motion by HP, with a second by HF, the Board voted to seal the minutes from the 1st non-public session; motion passed by unanimous roll call vote.

Motion:

Upon a motion by MM, with a second by BB, the Board voted to seal the minutes from the 2nd non-public session; motion passed by unanimous roll call vote.

Motion:

Upon a motion by JD, with a second by HP, the Board voted to seal the minutes from the 3rd non-public session; motion passed by unanimous roll call vote.

XIII. Adjournment

Meeting adjourned at 1:12 pm