

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN NURSING**

250 Washington Street, Room 3C
Boston, MA 02108

And Via Zoom

Wednesday, February 8, 2023 9:00 am 11 hour 30 minutes | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/88267582395>

Join by Phone:

+1-602-333-0032 US Toll

+1-888-270-9936 US Toll Free

Access code: 247716

Minutes of the Regularly Scheduled Board Meeting

Wednesday, February 8, 2023

Board Members Present In Room 3C

None

Board Members Present Via Audio Or Video

A. Alley, MSN, RN, Vice Chairperson
K.A. Barnes, JD, RPh
L. Keough, PhD, RN, CNP (Arrived at 9:11am)
M. McAuliffe, DNP, RN
J. Monagle, PhD, RN
D. Nikitas, BSN, RN
C. Norris, LPN
V. Percy, MSN, RN
A. Sprague, BS, RN
L. Wu, MBA, RN

Staff Present In Room 3C

P. Scott, Licensing Coordinator
S. Gaun, Office Support Specialist I
V. Pettigrew, Office Support Specialist I

Staff Present Via Audio Or Video

C. MacDonald, DNP, RN, Executive Director
H. Cambra, JD, RN, Deputy Executive Director
L. Hillson, PhD, MSN, RN, Assistant Director for
Policy and Research
M. Jardonnet, JD, Board Counsel
S. Waite, DNP, RN, Nursing Education Coordinator
H. Caines Robson, MSN, RN, Nursing Education

Board Members Not Present

L. Kelly, DNP, RN, CNP, Chairperson
K. Crowley, DNP, RN
M. Harty, LPN
R. Reynolds, PhD, MSN, RN

Staff Not Present

O. Atueyi, JD, Board Counsel
G. Velez Rivera, MBA, SARP Monitoring
Coordinator
L. Ferguson, Paralegal

Coordinator
P. McNamee, MS, RN, Nursing Practice Coordinator
C. DeSpirito, JD, BSN, RN, Complaint Resolution
Coordinator
L. Almeida, RN, Nursing Investigations Supervisor
M. Waksmonski, MSN, RN, SARP Coordinator
M. Toner, SARP Monitoring Coordinator
K. Jones, Probation Compliance Officer

TOPIC:

Call to Order & Determination of Quorum

DISCUSSION:

A. Alley confirmed by roll call that a quorum of the Board members was present and announced that the meeting was being recorded.

ACTION:

At 9:00 a.m., A. Alley, MSN, RN, Vice Chairperson, called the February 8, 2023 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of Agenda

DISCUSSION:

S. Waite stated Agenda Items VIII F. 2. Massachusetts College of Pharmacy and Health Sciences Boston Baccalaureate Degree Nursing Program and Item VIII F. 3. Massachusetts College of Pharmacy and Health Sciences Worcester Baccalaureate Degree Nursing Program will be deferred.

K. Jones stated Agenda Item VI D. I. J. Murden, NUR-2020-0028, LN61921 will be deferred.

ACTION:

Motion by A. Alley, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to approve the Agenda as revised.
Motion carries.

TOPIC:

Approval of Board Minutes for the December 14, 2022 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by A. Alley, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu in favor to accept the Minutes of the December 14, 2022 Regularly Scheduled Board Meeting as presented.
Motion carries.

TOPIC:

Approval of Board Minutes for the January 11, 2023 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by A. Alley, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu in favor to accept the Minutes of the January 11, 2023 Regularly Scheduled Board Meeting as presented.

Motion carries.

TOPIC: Reports, Announcements and Administrative Matters

Announcements

DISCUSSION:

C. MacDonald announced to the Board that there is a new Board Member, M. McAuliffe DNP, RN, who will be sitting in the Direct Care Outpatient Community Behavioral Seat, RN: C. MacDonald further announced that there will be another new Board Member starting next month, who will be sitting in the Physician Seat. C. MacDonald stated that she will introduce him at the next Board Meeting.

C. MacDonald stated that there are two (2) Consumer Seats vacant.

ACTION:

So noted.

TOPIC: SARP

Activity Report

DISCUSSION:

M. Waksmonski was available for questions.

ACTION:

So noted.

TOPIC: Probation

Staff Action Report - None

DISCUSSION:

K. Jones was available for questions.

ACTION:

So noted.

TOPIC: Probation

Request for Termination of Probation/Stayed Probation - None

DISCUSSION:

February 8, 2023 Regular Session Board Meeting Minutes

(to be Approved 10/11/2023)

None.

ACTION:

None.

TOPIC: Probation

Request for Notice of Violation and Further Discipline - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Probation

Request for Modification of Consent Agreement in the matter of J. Murden, NUR-2020-0028, LN61921

DISCUSSION:

Deferred.

ACTION:

Defen-ed.

TOPIC: Practice

Practice Coordinator Staff Report

DISCUSSION:

P. McNamee was available for questions.

ACTION:

So noted.

TOPIC: Educatfon

Nursing Education Staff Report

1. Staff Action Report
2. Annual report to the Board
3. 2023 Site Survey Schedule

DISCUSSION:

H. Caines Robson was available for questions.

ACTION:

So noted.

TOPIC: Education

244 CMR 6.05 Initial Approval Nursing Education Programs

Wheaton College Baccalaureate Degree Nursing - Represented by Dean C. Dieujuste, present by Zoom audio and video

Februaui 8, 2023 Regular Session Board Meeting Minutes
(to be Approved 10/11/2023)

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by A. Alley, seconded by J. Monagle, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu in favor to accept the staff report finding and continue with approval status at this time.

L. Keough not present.

Motion carries.

TOPIC: Education

244 CMR 6.05 (3)(b) Annual Reports

Massachusetts General Hospital Institute of Health Professions Direct Entry Nursing Programs - Represented by Associate Dean R. Hill, present by Zoom audio and video

DISCUSSION:

S. Waite summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by A. Alley, seconded by L. Keough, and voted by roll call with A. Alley, K.A. Barnes, L. Keough, M. McAuliffe, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu in favor to accept the changes to increase admissions and find the program in full compliance.

J. Monagle recused.

Motion carries.

TOPIC: Education

244 CMR 6.06 Site Survey of Nursing Education Programs

Greater Lowell Technical School Practical Nursing Program - Represented by Director C. Messina, present by Zoom audio and video

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by A. Alley, seconded by J. Monagle, and voted by roll call with A. Alley, K.A. Barnes, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to accept the recommendations and continue approval status at this time.

Motion carries.

TOPIC: Education

244 CMR 6.06 (2) Waiver of 244 CMR 6.06 (1)(a) Regularly Scheduled Site Survey

Springfield Technical Community College Associate Degree Nursing Program - Represented by Director of Nursing L. Fugiel, present by Zoom audio and video

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by A. Alley, seconded by L. Keough, and voted by roll call with A. Alley, K.A. Barnes, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to accept the staff report finding and continue approval status at this time. Motion carries.

TOPIC: Education

244 CMR 6.08 (l)(a) The Board's Receipt of Information Documenting a Violation of 244 CMR 6.00 Baystate College Associate Degree Nursing Program - Represented by Nurse Administrator J. Verstreken and Chief Academic Officer C. McInerny, present by Zoom audio and video •

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

C. McInerny states the program is fully funded, the faculty to student ratio remains within previous limits, and the program has achieved an 82.4% NCLEX pass rate which is above threshold and the national average. C. McInerny stated that the program is in the process of developing a memorandum of understanding for the 20 remaining students in the program. C. McInerny states that the program has made agreements with Lawrence Memorial, Regis College, Laboure College, Brockton Hospital School of Nursing and are working on agreements with Quincy College, Northern Essex Community College, and Bristol Community College. C. McInerny states that the program has filed an appeal.

A. Alley clarifies that the program is scheduled to end in August 2023. H. Caines Robson asked if the program will file a change report for closing of the program and C. McInerny stated that will be done after the appeal and there is a decision made to accept or deny the appeal. C. McInerny stated that if the appeal is accepted, Baystate will continue to maintain the program and provide additional resources.

J. Monagle asked C. McInerny what the agreement was between Lawrence Memorial and Quincy College, and if the students' credits will be transferred, or if there is a residency requirement. C. McInerny stated that the students that are transferring are second semester students who are taking fundamental classes at that time, with Lawrence Memorial and Laboure College agreeing to accept transfer credits for their fundamental courses and general education requirements.

H. Caines Robson stated that given the current status of the parent institution, an approval with warning status would allow for closer monitoring and monthly reports from the program until there is a final decision on the parent institution's status, and the Board could review the program again at that time. H. Caines Robson further stated that they are scheduled to conduct a site survey as well. C. McInerny states the program would be happy to submit to closer monitoring without warning status as students were negatively affected by the previous warning status decision..

A. Alley stated he would like to see the closer monitoring, and J. Monagle expressed that placing the program on warning status protects the students and does not negatively affect the students. C. McInerny stated that students were worried that their degrees would not be accepted, and it may affect their chances at employment and sitting for the NCLEX if the school was placed on warning status. L. Keough clarified that it does not and suggested to C. McInerny to educate the students on what approval with warning

status means. C. McNerny and J. Verstreken stated that they have educated the students earlier when the Withdrawal of Accreditation was taking effect and it did not alleviate the concerns.

ACTION:

Motion by J. Monagle, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to find Baystate College in non-compliance and place the program on approval with warning status.

Motion carries.

TOPIC: Education

244 CMR 6.08 (l)(a) The Board's Receipt of Information Documenting a Violation of 244 CMR 6.00
Massachusetts College of Pharmacy and Health Sciences Boston Baccalaureate Degree Nursing Program

DISCUSSION:

Deferred.

ACTION:

Deferred.

TOPIC: Education

244 CMR 6.08 (l)(a) The Board's Receipt of Information Documenting a Violation of 244 CMR 6.00
Massachusetts College of Pharmacy and Health Sciences Worcester Baccalaureate Degree Nursing Program

DISCUSSION:

Deferred.

ACTION:

Deferred.

TOPIC: Education

244 CMR 6.08 (l)(h) NCLEX Exam
Pass Rate Less Than 80% For First Time Writers

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

So noted.

TOPIC: Requests for License Reinstatement - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Strategic Development, Planning and Evaluation
Presentation / Report - None

DISCUSSION:
None.

ACTION:
None.

TOPIC: Strategic Development, Planning and Evaluation
Topics for Next Agenda

DISCUSSION:
None.

ACTION:
So noted.

TOPIC:
G.L. c. 112, s. 65C Session

DISCUSSION:
None.

ACTION:
Motion by A. Alley, seconded by L. Keough, and voted by roll call with A. Alley, K.A. Barnes, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to convene the G.L. c. 112, s. 65C Session at 9:52 a.m.

G.L. c. 112, s. 65C Session 10:05 a.m. to 10:34 a.m.

TOPIC:
Adjudicatory Session

DISCUSSION:
None.

ACTION:
Motion by A. Alley, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Vu unanimously in favor to convene the Adjudicatory Session at 10:34 a.m. to deliberate on proposed final decisions and orders, and rulings on pending adjudicatory matters.

Adjudicatory Session 10:34 a.m. to 10:41 a.m.

TOPIC:

G.L. c.30A, §21 Executive Session

DISCUSSION:

None.

ACTION:

Motion by A. Alley, seconded by J. Monagle, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to convene the Executive Session at 10:42 a.m. as per Purpose One of G.L. c.30A, §21 (a)(I).

G.L. c. 30A, § 21 Executive Session 11:00 a.m. to 1:44 p.m.

TOPIC:

Adjournment

DISCUSSION:

None.

ACTION:

Motion by A. Alley, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, A. Sprague and L. Wu unanimously in favor to adjourn the meeting at 1:45 p.m.

Minutes of the Board's February 8, 2023, Regularly Scheduled Meeting were approved by the Board on October 11, 2023.



Linda Kelly, DNPJi:CNP
Chairperson
Board of Registration in Nursing

Agenda with exhibits list attached.

**Commonwealth of Massachusetts
Board of Registration in Nursing**

Notice of the Regularly Scheduled Meeting

Regular Session

250 Washington Street
Conference Room 3C
Boston, Massachusetts 02108

And Via Zoom

Wednesday, February 8, 2023 9:00 am 11 hour 30 minutes | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/88267582395>

Join by Phone:

+1-602-333-0032 US Toll

+1-888-270-9936 US Toll Free

Access code: 247716

Wednesday, February 8, 2023

PRELIMINARY AGENDA AS OF 01/30/23 9:25am

Estimated Time	Item #	Item	Exhibit	Presented by
9:00 a.m.	I.	CALL TO ORDER & DETERMINATION OF QUORUM	None	
	II.	APPROVAL OF AGENDA	Agenda	
	III.	APPROVAL OF MINUTES A Draft Minutes for the December 14, 2022 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom B. Draft Minutes for the January 11, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom	Minutes Minutes	
	IV.	REPORTS, ANNOUNCEMENTS AND ADMINISTRATIVE MATTERS A Announcements	Oral	
	V.	SARP A SARP Activity Report	Report	MW

	VI.	PROBATION A. Probation Staff Action Report - None B. Termination of Probation / Stayed Probation 1. Name, Complaint Number, License Types/ Numbers - None C. Request for Notice of Violation and Further Discipline - None D. Request for Modification of Consent Agreement 1. J. Murden, NUR-2020-0028, LN61921	None None None Memo	 KJ
	VII.	PRACTICE A. Practice Coordinator Staff Report	Report	PM
	VIII.	EDUCATION A. Nursing Education Staff Report 1. Staff Action Report 2. Annual Report to the Board 3. 2023 Site Survey Schedule B. 244 CMR 6.05 Initial Approval Nursing Education Programs 1. Wheaton College Baccalaureate Degree Nursing Program C. 244 CMR 6.05 (3)(b) Annual Reports 1. Massachusetts General Hospital Institute of Health Professions Direct Entry Nursing Program D. 244 CMR 6.06 Site Survey of Nursing Education Programs 1. Greater Lowell Technical School Practical Nursing Program E. 244 CMR 6.06 (2) Waiver of 244 CMR 6.06 (1)(a) Regularly Scheduled Site Survey 1. Springfield Technical Community College Associate Degree Nursing Program F. 244 CMR 6.08 (1)(a) The Board's Receipt of Information Documenting a Violation of 244 CMR 6.00 1. Bay State College Associate Degree Nursing Program 2. Massachusetts College of Pharmacy and Health Sciences Boston Baccalaureate Degree Nursing Program 3. Massachusetts College of Pharmacy and Health Sciences Worcester Baccalaureate Degree Nursing Program G. 244 CMR 6.08 (1)(h) NCLEX Exam 1. Pass Rate Less Than 80% For First Time Writers	Report Report Report Report Memo Compliance Report Report Compliance Report Compliance Report Compliance Report Report	 HCR HCR/SW HCR/SW HCR SW HCR HCR SW SW HCR
	IX.	REQUESTS FOR LICENSE REINSTATEMENT A. Name, Complaint Number, License Types/ Numbers - None	None	
	X.	STRATEGIC DEVELOPMENT, PLANNING AND EVALUATION A. Presentation / Report - None B. Topics For Next Agenda	None	

	XI.	M.G.L. c. 112, § 65C SESSION	CLOSED SESSION
	XII.	M.G.L. c. 30A, § 18 ADJUDICATORY SESSION	CLOSED SESSION
	XIII.	<p>EXECUTIVE SESSION</p> <p>The Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual.</p> <ol style="list-style-type: none"> Specifically, the Board will discuss and evaluate the Good Moral Character and Massachusetts Department of Children and Families Cases as required for registration for pending applicants. Specifically, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensees relevant to their petitions for license status change. Specifically, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensees relevant to their compliance with the term of monitored licensed practice or participation in the Board's Substance Addiction Recovery Program. Approval of prior executive session minutes in accordance with M.G.L. c. 30A, § 22(1) for sessions held during the December 14, 2022 meeting. Approval of prior executive session minutes in accordance with M.G.L. c. 30A, § 22(1) for sessions held during the January 11, 2023 meeting. 	CLOSED SESSION
5:00 p.m.	XIV.	ADJOURNMENT	

If you need reasonable accommodations in order to participate in the meeting, contact the DPH ADA Coordinator Erin Bartlett at erin.bartlett2@mass.gov in advance of the meeting. While the Board will do its best to accommodate you, certain accommodations may require distinctive requests or the hiring of outside contractors and may not be available if requested immediately before the meeting.