

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN NURSING**
250 Washington Street, Room 3C
Boston, MA 02108

AND VIA ZOOM

Wednesday, June 14, 2023 9:00 am 12 hours | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/82533313896>

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, June 14, 2023

Board Members Present In Room 3C

None

Board Members Not Present

Board Members Present Via Audio Or Video

L. Kelly, DNP, RN, CNP, Chairperson

K.A. Barnes, JD, RPh

A. Joseph, MD

L. Wu, MBA, RN

R. Reynolds, PhD, MSN, RN

A. Alley, MSN, RN, Vice Chairperson

K. Crowley, DNP, RN

M. Harty, LPN

L. Keough, PhD, RN, CNP

M. McAuliffe, DNP, RN

J. Monagle, PhD, RN

D. Nikitas, BSN, RN

C. Non-is, LPN

V. Percy, MSN, RN

A. Sprague, BS, RN

Staff Present In Room 3C

P. Scott, Licensing Coordinator

S. Gann, Office Support Specialist 1

Staff Not Present

Staff Present Via Audio Or Video

H. Cambra, JD, BSN, RN, Deputy Executive Director

L. Hillson, PhD, MSN, RN, Assistant Director for
Policy and Research

L. Worley, JD, RN Board Counsel

M. Jardonnet, JD, Board Counsel

S. Waite, DNP, RN, Nursing Education Coordinator

H. Caines Robson, MSN, RN, Nursing Education
Coordinator

P. McNamee, MS, RN, Nursing Practice Coordinator

C. DeSpirito, JD, BSN, RN, Complaint Resolution
Coordinator

A. Hallowell BSN RN Complaint Resolution
Coordinator

L. Almeida, RN, Nursing Investigations Supervisor

M. Waksmonski, MSN, RN, SARP Coordinator

G. Velez Rivera, MBA, SARP Monitoring Coordinator

E. Conlon, SARP Monitoring Coordinator

L. Ferguson, Paralegal

K. Jones, Probation Compliance Officer

TOPIC:

Call to Order & Determination of Quorum

DISCUSSION:

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

ACTION:

At 9:02 a.m., L. Kelly, DNP, RN, CNP, Chairperson, called the June 14, 2023 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of Revised Agenda

DISCUSSION:

Heather Cambria announced Minutes from the May 17, 2023 meeting are deferred.

Stacey Waite asked that Item 8: D-1 to be heard after B-3.

B-4 (Massasoit Community College Associates Degree Program) is deferred.

After the motion, J. Monagle announced she would recuse herself when Northeastern University education topics were presented.

◇

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, V. Percy, and A. Sprague unanimously in favor to approve the agenda as revised.

TOPIC: Reports, Announcements and Administrative Matters
Announcements

DISCUSSION:

A. Announcements:

L. Kelly announced of the death of Claire MacDonald, Executive Director. There was a moment of silence. James Lavery, Executive Director of the Bureau of Health Professions Licensure made brief remarks.

J. Lavery announced that the appointment of Heather Cambra JD BSN RN, Deputy Executive Director to Interim Executive Director is in the final stages.

TOPIC: Repotis, Announcements and Administrative Matters
Election of FY 2024 Board Chairperson and Vice Chairperson.

ACTION:

Motion by A. Alley to nominate L. Kelly to be Board Chairperson for FY 2024. Seconded by V. Percy and voted by roll call with A. Alley, K. Crowley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, V. Percy, and A. Sprague unanimously in favor to elect L. Kelly to be Board Chairperson FY 2024. Motion Carries.

ACTION:

Motions by L. Kelly to nominate A. Alley to be Board Vice Chairperson for FY 2024. Seconded by J. Monagle and voted by roll call with A. Alley, K. Crowley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, V. Percy, and A. Sprague unanimously in favor to elect A. Alley to be Board Vice Chairperson FY 2024. Motion Carries.

TOPIC: SARP
Activity Report

DISCUSSION:

M. Waksmonski was available for questions.

ACTION:

None.

TOPIC: Probation
Staff Action Report

DISCUSSION:

K. Jones was available for questions.

ACTION:

None

TOPIC: Probation

DISCUSSION:

Request for Termination of Probation/Stayed Probation: None

ACTION:

None

TOPIC: Probation

None

DISCUSSION:

Request for Notice of Violation and Further Discipline: None

ACTION:

None

TOPIC: Practice Coordinator Staff Report

DISCUSSION:

P. McNamee was available for questions. L. Kelly commented that the volume of inquiries pertaining to Prescriptive Practice is stable. P. McNamee stated the questions are predominantly from APRNs applying for licensure by reciprocity who need guidance for obtaining a MA Controlled Substance Registration.

ACTION:

So noted.

TOPIC: Education

Nursing Education Staff Action Report.

DISCUSSION:

H. Caines Robson was available for questions.

ACTION:

So noted

TOPIC: Education

Represented by M. A. Zamoski

DISCUSSION:

B-1 Greenfield Community College ADN Nursing Program. H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by K. Crowley, seconded by L. Kelly to accept the program change report., and voted by roll call with A. Alley, K. Crowley, M. Harty, M. McAuliffe, L. Kelly, L. Keough, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor to accept the change report.
Motion carries.

TOPIC: Education

Greenfield Community College PN Nursing Program. Represented by the school.

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board. The school submitted a change report requesting approval for change in location.

ACTION:

Motion by L. Kelly, seconded by K. Crowley to accept the program change report with location of the school changing, and voted by roll call with A. Alley, K. Crowley, M. Harty, M. McAuliffe, L. Kelly, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor to accept the change report and continue full approval. L. Keough did not vote.

Motion carries.

TOPIC: Education

Laboure College Associates Degree Nursing Program. The program was represented by Paula Santana

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board. Faculty withdrew clinicals as last minute. Laboure submitted their annual report in October, 2022. Warning status was continued. School could not offer clinicals for 108 students, so the school pulled all the students out of clinical and substituted with simulation. S. Waites confirmed there was no notification to the Board. Both classes pertaining to fundamentals of nursing and medical-surgical did not meet the NCSBN guidelines for clinical component. K. Crowley asked for a plan pertaining to make up of clinicals. There was no makeup and the students have since graduated. All students in simulations are up to 50%.

ACTION:

Motion by L. Kelly seconded by J. Monagle to defer any action due to request for more information, and voted by roll call with A. Alley, K. Crowley, M. Harty, M. McAuliffe, L. Kelly, L. Keough, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the deferment of action and K. Crowley opposed.

Motion carries.

TOPIC: Education

244 CMR 6.08 Non-Compliance with Standards for Nursing Education Program Approval
Laboure College AND Program

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board. The regulations in which Laboure were not in compliance were recited. In January 2022, the 2021 NCLEX reported a 76% pass rate for first time takers. This is the second consecutive year with pass rates less than 20% (2020 was 78%). 2023 YTD, 123 students wrote the NCLEX with 88 passing to equal a 72% pass rate. This is the fourth year of NCLEX pass rates below 80%. The Board made a site survey

on May 24th and 25th, 2022. A written action plan was submitted by Laboure to identify actions to get into compliance. At the September 2022 Board meeting the Board accepted the compliance report, voted that Laboure was out of compliance and voted to change their status to approval with warning. They were directed to hold admissions to previously approved numbers for the Spring and Summer cohorts. Classes are held without clinicals. Policies are inadequate and not being followed. Decisions are being made on an individualized basis rather than by policy. A new admission policy has been instituted requiring GPA 2.7. and a new person is in charge of enrollment. Laboure stated they are working with a consultant and that all students currently have clinical placements. They are working on progression and withdrawals policies. They have instituted tutoring to prepare students for NCLEX. There is a testing committee and exams are submitted to the committee to ensure it meets content that would be tested with NCLEX. The progression policy has been revised. S. Waite stated there was previous discussion by the Board about holding admissions in totality. She recommended accept the compliance report submitted with evidence that Laboure is in non-compliance. Direct the school to continue their analysis of why NCLEX pass rate is less than 80%. Continue warning status.

K. Crowley asked when P. Santana became interim dean. She assumed the position in September, 2022.

L. Kelly stated if the Board voted to continue warning status it would be a gift. Next step would be withdrawal of approval. Laboure needs to understand the seriousness of this situation. She asked if a Board member would make a motion to accept S. Waite's recommendation.

S. Waite asked if that would mean holding admissions.

K. Crowley stated the last year that Laboure had NCLEX scores above 80% was in 2019. She stated the students were lacking face-to-face time and there was a lack of clinicals. She said at every Board meeting more issues are uncovered. She asked if the institution is supporting the nursing program with the resources required. There was ample opportunity to come in compliance.

D. Nikitas agreed, stating this is a disservice to the students enrolled in Laboure and to the public.

J. Monagle stated she has seen some progress and results will take time. She requested the vote be deferred until the additional data requested under B-3 is submitted.

Laboure discussed proposal to remediate students, dismiss students who are failing and tighten the admission acceptance standards, not allowing variation in enrollment.

ACTION:

Motion by J. Monagle to accept the school's remediation plan. No second. Motion failed.

Motion by K. Crowley to accept compliance report with evidence of non-compliance and withdraw approval status. No second. Motion failed.

DISCUSSION:

H. Cambra asked what it would mean to withdraw approval. H. Caines Robson explained Laboure would not be able to operate in MA. They must give time for cohorts to graduate. Board would determine the closure date. Students still enrolled after the closing date cannot write the NCLEX and must transfer to another school. The school can start approval process again by submitting application for pre-requisite approval. The Board must formally notify the school of the withdrawal of approval August, 2023. H. Engman asked if vote should be deferred until procedural steps associated with the withdrawal could be verified. H. Cambra stated the Nursing Education Coordinators know the procedure.

ACTION:

Motion by K. Crowley to accept compliance report with evidence of non-compliance and withdraw approval status after August 2023 to allow students in their last semester to graduate and take NCLEX.

Seconded by V. Percy and voted by roll call with A. Alley, K. Crowley, M. Harty, M. McAuliffe, L. Kelly, L. Keough, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion and J. Monagle opposed. Motion carries.
S. Waites will follow up with Laboure.

TOPIC: Education

Annual Rep01i

Northeastern University Advanced BSN Nursing Program Represented by Amanda Choffet
Board member J. Monagle recused.

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board. The school submitted a change report requesting approval for change in location.

ACTION:

Motion by L. Kelly and seconded by L. Keough to accept change report and voted by roll call with A. Alley, K. Crowley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting unanimously in favor to accept the motion. J. Monagle recused. Motion carries.

At 10:20AM, K. Crowley left the meeting. Quorum is present.

TOPIC: Education

Annual Report

Northeastern University BSN Nursing Program Represented by Amanda Choffet
Board member J. Monagle recused.

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board. The school submitted a change report requesting approval for increase in admissions. School year 2020-2021: 81 admissions. 2021-2022: 181 admissions representing a 118% increase. Student teacher ratios were reviewed, and appropriate resources were verified. H. Caines Robson recommended accepting the change report.

ACTION:

Motion by L. Kelly and seconded by L. Keough to accept change report and voted by roll call with A. Alley, K. Crowley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting unanimously in favor to accept the motion. J. Monagle recused. Motion carries.

TOPIC: Education

Annual Report

Northern Essex Community College ADN Nursing Program represented Kelly Fisher.

DISCUSSION:

EL Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board. She recommended the Board accept the change report and continue full approval status.

ACTION:

Motion by L. Kelly and seconded by L. Keough to accept change report and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, D. Nikitas, C. No1Tis, V. Percy, and A. Sprague voting unanimously in favor to accept the motion. J. Monagle recused. Motion carries.

TOPIC: Education

Annual Report

Northern Essex Community College PN Nursing Program represented Kelly Fisher.

DISCUSSION:

H. Caines Robson summarized her previously distributed memorandum and attached exhibits to the Board. The Change report notified the Board that the Trends in Nursing class would be conducted in a hybrid format. She recommended the Board accept the change report and continue full approval status.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. No1Tis, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Report

Quinsigamond Community College PN Nursing Program represented by Margaret Yoder.

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board. Completion rates have improved from less than 70% to greater than 77% in 2022.

ACTION: Motion by L. Kelly and seconded by J. Monagle to accept change report and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. No1Tis, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Report

Shawsheen Valley Regional Vocational Technical High School PN Nursing Program represented by Patricia Noonan.

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Report

Southeastern Regional Vocational Technical High School PN Nursing Program. Represented by Pamela Rose.

DISCUSSION: **DISCUSSION:** S. Waites summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Rep01t

Tri County Regional Vocational Technical High School PN Nursing Program represented by Patricia Munger.

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board. Admissions increased by 50%.

TOPIC: Quorum was lost temporarily due to technical issues at 10:45 am. Vote was deferred until quorum was reestablished.

L. Kelly reestablished quorum by roll call at 10:55am.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Report

Upper Cape Cod Regional Technical High School PN Nursing Program represented by Judith Pelletier.

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

Annual Report

Worcester State University BSN Nursing Program represented by William Chadbourne

DISCUSSION: S. Waites summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

Motion by L. Kelly and seconded by J. Monagle to accept change report and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Education

244 CMR 6.06 (1)(a) Regularly Scheduled Site Survey

Greater Lowell Technical School PN Nursing Program represented by Christine Messina.

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

ACTION: Motion by L. Kelly and seconded by J. Monagle to accept site survey report the program has demonstrated compliance with regulations and continue full approval status and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague voting to accept the motion. Motion carries.

TOPIC: Requests for License Reinstatement: None

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TOPIC: Strategic Development, Planning and Evaluation

Presentation/ Rep01t: None

TOPIC: Strategic Development, Planning and Evaluation

Topics for Next Agenda: None

TOPIC: Adjournment for Regular Session and move to Executive Session.

ACTION:

Motion by L. Kelly and, seconded by A. Alley to adjourn regular session at 11:11AM, and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor. Motion carries.

TOPIC:

G.L. c.30A, §21 Executive Session

DISCUSSION:

None.

ACTION:

Motion by◇, seconded by◇, and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor to convene the Executive Session at◇ a.m. as per Purpose One of G.L. c.30A, §21 (a)(!).

G.L. c. 30A, § 21 Executive Session ◇ a.m. to ◇ p.m.

TOPIC:

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

DISCUSSION:

None.

ACTION:

Motion by◇, seconded by◇, and voted by roll call with A. Alley, M. Harty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor to convene the G.L. c. 112, s. 65C Session at◇ p.m.

G.L. c. 112, s. 65C Session ◇ p.m. to◇ p.m.

TOPIC:

Adjudicatory Session

DISCUSSION:

None.

ACTION:

Motion by◇, seconded by◇, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, L. Kelly, L. Keough, J. Monagle, D. Nikitas, V. Percy, R. Reynolds, A. Sprague and L. Wu unanimously in favor to convene the Adjudicatory Session at◇ p.m. to deliberate on proposed final decisions and orders, and rulings on pending adjudicatory matters.

Adjudicatory Session ◇ p.m. to ◇ p.m.

TOPIC:

Adjournment

DISCUSSION:

None.

ACTION:

Motion by◇, seconded by◇, and voted by roll call with A. Alley, M. Hatty, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and A. Sprague unanimously in favor to adjourn the meeting at◇ p.m.

Minutes of the Board's June 14, 2023, Regularly Scheduled Meeting were approved by the Board on July 12, 2023.



Linda Kelly, DNP, RN, ~~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, June 14, 2023 9:00 am 12 hours | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/82533313896>

Join by Phone:

+1-602-333-0032 US Toll

+1-888-270-9936 US Toll Free

Access code: 247716

Wednesday, June 14, 2023

PRELIMINARY AGENDA AS OF 6/6/23 9:20am

	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 May 17, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom	Minutes	
	IV.	REPORTS, ANNOUNCEMENTS AND ADMINISTRATIVE MATTERS A. Announcements B. Election of FY 2024 Board Chairperson and Vice Chairperson	Oral / Memo Oral / Memo	HC HC
	V.	SARP A. SARP Activity Report	Report	MW

		LUNCH BREAK		
	XI.	M.G.L. c. 112, § 65C SESSION	CLOSED SESSION	
	XII.	M.G.L. c. 30A, § 18 ADJUDICATORY SESSION		
	XIII.	EXECUTIVE SESSION 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. <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(!) for sessions held during the May 17, 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.