

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

And Via Zoom

Wednesday, October 11, 2023 9:00 am | 2 Hours | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/81028347512>

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, October 11, 2023

Board Members Present In Room 3C

None

Board Members Not Present

M. Harty, LPN

D. Nikitas, BSN, RN

L. Wu, MBA, RN

Board Members Present Via Audio Or Video

L. Kelly, DNP, RN, CNP, Chairperson

A. Alley, MSN, RN, Vice Chairperson

K.A. Barnes, JD, RPh

K. Crowley, DNP, RN

A. Joseph, MD

L. Keough, PhD, RN, CNP (Arrived at 10:28am)

M. McAuliffe, DNP, RN

J. Monagle, PhD, RN

C. Norris, LPN

V. Percy, MSN, RN

R. Reynolds, PhD, MSN, RN

A. Sprague, BS, RN

Staff Present In Room 3C

P. Scott, Licensing Coordinator

L. Bermudez, Program Coordinator I

S. Gaun, Office Support Specialist I

Staff Not Present

M. Jardonnet, JD, Board Counsel

P. McNamee, MS, RN, Nursing Practice
Coordinator

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

Staff Present Via Audio Or Video

H. Cambra, JD, RN, Acting Executive Director

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

L. Worley, JD, Board Counsel
H. Engman, JD, Board Counsel
M. Bresnahan, JD, Board Counsel
J. Bromley, JD, Board Counsel
J. Gagne, JD, Acting Chief Deputy General Counsel
J. Uhing-Luedde, JD, Chief Prosecuting Counsel
P. Blackburn, JD, Prosecuting Counsel
S. Waite, DNP, RN, Nursing Education Coordinator
H. Caines Robson, MSN, RN, Nursing Education 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 9:04 a.m., L. Kelly, DNP, RN, CNP, Chairperson, called the October 11, 2023 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of Agenda

DISCUSSION:

S. Waite stated that Agenda Item VIII B. 1. Excelsior University AAS Program will be deferred to November 8, 2023.

L. Bermudez stated that the date for the February Draft Minutes Approval was incorrectly labeled as February 9, 2023 and revised it to February 8, 2023.

ACTION:

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

TOPIC:

Approval of Board Minutes for the February 8, 2023 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, L. Kelly, J. Monagle, C. Norris, V. Percy, and A. Sprague in favor to accept the Minutes of the February 8, 2023 Regularly Scheduled Board Meeting as presented.

K.A. Barnes, K. Crowley, A. Joseph, M. McAuliffe, R. Reynolds abstained.

Motion carries.

TOPIC:

Approval of Board Minutes for the March 15, 2023 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague in favor to accept the Minutes of the March 15, 2023 Regularly Scheduled Board Meeting as presented.

K.A. Barnes abstained.

TOPIC:

Approval of Board Minutes for the May 17, 2023 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to accept the Minutes of the May 17, 2023 Regularly Scheduled Board Meeting as presented.

K.A. Barnes abstained.

TOPIC:

Approval of Board Minutes for the September 13, 2023 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague in favor to accept the Minutes of the September 13, 2023 Regularly Scheduled Board Meeting as presented.

K.A. Barnes and K. Crowley abstained.

TOPIC: Reports, Announcements and Administrative Matters
Announcements

DISCUSSION:

H. Cambra announced that today will be Board Member C. Norris's last Board Meeting. Board Members and Board Staff thanked C. Norris for all her hard work and dedication to the Board.

ACTION:

So noted.

TOPIC: SARP

Activity Report

DISCUSSION:

M. Waksmonski was available for questions.

ACTION:

So noted.

TOPIC: Probation

Staff Action Report

DISCUSSION:

K. Jones was available for questions.

ACTION:

So noted.

TOPIC: Probation

Request for Termination of Probation/Stayed Probation - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Probation

Request for Notice of Violation and Further Discipline - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Practice

Practice Coordinator Staff Report

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

DISCUSSION:

H. Cambra was available for questions.

ACTION:

So noted.

TOPIC: Education

Nursing Education Staff Report

DISCUSSION:

S. Waite was available for questions.

ACTION:

So noted.

TOPIC: Education

244 CMR 6.03(2) Nursing Education Programs Eligible for Approval - Out of State Programs
Excelsior University AAS program

DISCUSSION:

Deferred.

ACTION:

Deferred.

TOPIC: Education

244 CMR 6.08 Noncompliance with the Standards for Nursing Education Program Approval
Laboure College ADN Program – Represented by Program Administrator P. Santana, Assistant Chair
A. Sinewick, Vice President of Academic and Student Affairs M. Altobello, President L. Hsu, Director of
IT W. Peterson, present by Zoom audio and video, with counsel C. Rhodes, M. Harris-Parks, and
K. Wachterhauser of Murphy, Hesse, Toomey, and Lehane LLP, present via Zoom audio and video

DISCUSSION:

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

L. Kelly asked Laboure for clarification on admissions and noted that admissions were capped at 28 students. S. Waite added that the admissions to the program and enrollment into Professional Courses was defined separately. L. Kelly stated that the Board wanted to cap admissions due to the concerns surrounding the program and the report stated 313 student admissions which do not match with the capped admissions of 28 students. P. Santana stated that the 313 students were admitted in the program prior to the cap and were moving from General Education courses to Professional Nursing courses. M. Altobello stated that their attorneys followed up with the Board after the July Board Meeting to clarify the admissions cap number. K. Crowley stated that their completion rates are based on the entry into the first Nursing Course, and not the General Education courses and it seems as if the school is changing the entry point of admission. S. Waite asked for clarification on the review process for students moving from General Education courses to Professional Courses. P. Santana stated that for the Spring 2024 semester,

Laboure is implementing an ATI Launch course to prepare students for the program and those at risk will be assigned tutoring and extra resources.

K. Crowley stated that the Admissions Policy documents contradict the explanation of the admissions policy by Laboure representatives, and that the written policy definition is interpreted as Laboure having violated the admissions cap of 28 students that was put in place by the Board.

K. Crowley expressed concerns surrounded the lack of adequate clinical placements for Pediatrics and Behavioral Health experiences and the lack of compliance by Laboure College. K. Crowley asked how Laboure is allocating their available three (3) sites for clinical rotation. P. Santana stated the Pediatrics clinical experience is 42 hours, and students are placed in a face-to-face Pediatric rotation. K. Crowley asked if there was any rotation of students between the three (3) sites for a well-rounded experience. P. Santana stated there was not due to restrictions by the sites. R. Reynolds asked how many students are allowed at each of the Pediatric locations. A. Sinewick stated that there is approximately six (6) to eight (8) students at each.

A. Sinewick stated that Laboure provides robust medical surgical clinical experiences, and many students have opportunities to also get Behavioral Health experiences there as well. A. Sinewick further clarified that Laboure is in discussion with MacLean Hospital regarding clinical experience opportunities.

K. Crowley expressed concerns regarding Laboure's concept-based learning surrounding Behavioral Health.

R. Reynolds expressed concern about the clinical instructors picking certain patients for the clinical experience, and that it does not seem equitable. P. Santana stated that Behavioral Health is taught from the beginning that there is mental health component with every patient and family.

K. Crowley expressed concern that the grading criteria regarding the clinical competencies are not clearly delineated. A. Sinewick stated that if a student does not meet the criteria for clinical, which is a pass/fail, then the student will fail the course. K. Crowley stated that the grading policy is not clearly stated on the syllabi and P. Santana stated it was in the Student Handbook. K. Crowley stated that the grading policy belongs on the syllabi and the requirements for passing the course are not clearly stated, which is a concern.

R. Reynolds expressed concern about the no-call/ no-show policy is concerning due to potential extenuating circumstances. P. Santana stated that there are extenuating circumstances policies in place for students and R. Reynolds stated that is concerning as it creates caveats and potential discrimination.

K. Crowley asked why the Board's three (3) day was not accommodated by Laboure. L. Hsu clarified that the request was originally for the first week of August and the Board Staff would not have had many opportunities to meet with staff and faculty. S. Waite stated that Laboure's Academic Calendar indicated that classes were to be in session for another week after the site visit was scheduled. S. Waite stated that Board staff did go out on August 1-3, 2023 and met with faculty but were not aware that classes were no longer being held. L. Kelly asked S. Waite if Laboure communicated why classes were not being held. S. Waite states she was told that students were preparing for finals, which were coming up the following week. K. Crowley asked S. Waite if the reasons communicated to S. Waite by Laboure on why the full site visit could not be accommodated in August were the same as the reasons communicated at this meeting. S. Waite stated she was notified that there would be limited Leadership in August, but S. Waite wanted to meet with students. R. Reynolds asked S. Waite if clinicals ended prematurely if they were

scheduled to be in session during the August site visit. S. Waite states she met with the Clinical Coordinator, and it was unclear as to why that occurred, but confirmed there was no Pediatric clinicals in Summer 2023, and inconsistent hours for students across other courses. L. Kelly asked Laboure for clarification. A. Sinewick stated that clinicals did not end early, but that students were utilizing the ATI Intensive and preparing for exams.

J. Monagle stated that the syllabi needs to clearly state the grading policy surrounding the clinical experience, and the conceptual learning is important to evaluate. S. Waite clarified that the inconsistency across students with mental health experiences is the issue.

K. Crowley asked for the qualifications of the Clinical Placement Coordinator. M. Altobello stated that the Clinical Placement Coordinator is not a nurse. S. Waite clarified that the Associate Chairperson creates the correction action plans. K. Crowley asked who was responsible for the mandatory tutoring, and P. Santana stated that Student Success staff handles that, all of whom are nurses. K. Crowley asked how many hours they are available to students, and P. Santana stated that they are available 40+ hours a week for students. L. Kelly asked why tutoring is mandatory, and P. Santana stated that tutoring is mandatory for students who fail any exams, and as needed for students by request.

K. Crowley expressed concern regarding the inconsistencies with clinical evaluation competencies, issues passing the ATIs and the ability for students to pay additional tuition to progress to the next course without passing the previous, which is not in the student's best interest. K. Crowley stated that the pass rate is still below 80%, which does not show evidence of effectiveness. A. Sinewick elaborated that the curriculum is concept-based and have put into place a benchmark for students after they complete their fundamental courses and will receive tutoring if they fall below that benchmark. P. Santana added that Laboure faculty is experienced in writing NCLEX – type test questions with validity and reliability.

L. Kelly inquired about the loss of full-time faculty from 29 to 14. P. Santana stated that the half of the faculty that left noted that it was due to the BORN's decision to place Laboure on Approval with Warning Status. J. Monagle stated that would leave Laboure with a 1:24 faculty to student ratio. P. Santana noted that remaining faculty were given a retention bonus as an incentive to stay. J. Monagle inquired about the pass rates for the second and third quarter, which were 89% and 84% respectively, and a YTD of 78%, which is an improvement. J. Monagle inquired if the students who took Next-Gen also had ATI. P. Santana responded that the students were immersed in ATI and Next-Gen questions to ensure that students were well covered.

K. Crowley asked how Laboure is working to recruit faculty to the school. P. Santana replied that they have job advertisements posted and are including a sign-on bonus as an incentive. K. Crowley asked how many open full-time faculty positions are budgeted for hire. P. Santana stated that there are 28 positions budgeted for full-time faculty, with 16 positions filled and 12 positions available. M. Altobello added that they posted one (1) job advertisement on their website, and it is aggregated on other job recruitment websites, and the different positions are filled from that pool of applicants.

K. Crowley asked about credit overload on current faculty, and what Laboure is doing to ensure that student needs are supported. P. Santana states that full-time faculty are required to teach 24 credits a semester, and any faculty on credit overload did so voluntarily because they are committed to the students. P. Santana added that most classes are co-taught, and two faculty members are present in each classroom.

L. Kelly asked Board Members if Laboure College has made enough progress to remain under approval status or are there significant concerns that need to be addressed. R. Reynolds stated that she recommends that Laboure College slows down to address the Board's concerns. J. Monagle recommends Laboure College remain under Approval with Warning status with restrictions on admissions. K. Crowley noted that if admissions restrictions are imposed to 64 students out of 313 students advancing to the Professional Courses, what happens to the remaining students who are unable to progress. K. Crowley and R. Reynolds are concerned about leaving students who are not chosen on pause and may force students to transfer. L. Kelly asks Laboure College for full transparency on their plan on how they are deciding which students will progress and justification for that plan, and subsequently provide proof of the plan being enacted and progression results. K. Crowley also wants Laboure to provide a plan on how to address the situation with the remaining students who were not chosen, and what alternatives will be offered to the students. K. Crowley added that she recommends that Laboure halts admissions until all current 313 students are taken care of, but J. Monagle noted that students will most likely transfer to another program since General Education credits are transferrable.

L. Kelly asked the Board Members if withdrawing approval and placing restrictions on Laboure College to get the school back into regulation would be supported. R. Reynolds affirmed support.

ACTION:

Motion by L. Kelly, seconded by R. Reynolds, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, L. Kelly, M. McAuliffe, V. Percy, R. Reynolds, and A. Sprague in favor to withdraw approval and stay the withdrawal with the following restrictions:

1. Limit enrollment to NUR1015 to no more than 64 students for Spring 2024 and Summer 2024, and limit admissions to zero (0).
2. Provide BORN Staff with a plan on how to choose and communicate which students were chosen or not, and how they will assist students with alternative options.

A. Joseph recused.

L. Keough abstained.

J. Monagle, C. Norris voted in opposition.

Motion carries.

TOPIC: Requests for License Reinstatement - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Strategic Development, Planning and Evaluation

Presentation / Report

Proposed BHPL Policy 23-XX: Alford Plea Language

DISCUSSION:

J. Uhing-Luedde summarized her previously distributed memorandum and attached exhibits to the Board.

L. Kelly asked J. Uhing-Luedde if the other Boards are following the Alford Plea Language, and if incorporating this language will impact reciprocal discipline from other states. J. Uhing-Luedde stated that all the Boards that were presented the policy have voted to adopt this language. J. Uhing-Luedde and

H. Engman further elaborated that if this language was adopted, it will not impact other state's ability to act because all consent agreements list the complaint allegations. K.A. Barnes added that this policy addresses some of the Board's past concerns.

A. Joseph asked J. Uhing-Luedde what the downsides are with adopting this language to consent agreements from a public safety point of view. J. Uhing-Luedde stated that she does not foresee any significant downsides as this language makes it more likely for licensees to sign the consent agreement and accept the discipline, which can resolve cases faster. H. Engman added that the Board's tool for ensuring public safety is the licensure status, which is achieved through adopting this language.

ACTION:

Motion by L. Kelly, seconded by K.A. Barnes, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to accept the Proposed Alford Plea Language Policy. Motion carries.

TOPIC: Strategic Development, Planning and Evaluation

Presentation / Report

Proposed BHPL Policy 23-XX: Prosecutorial Discretion

DISCUSSION:

J. Uhing-Luedde summarized her previously distributed memorandum and attached exhibits to the Board.

K. Crowley asked J. Uhing-Luedde how precedents will be affected if allowing changes to the legal language when a licensee enters into a consent agreement and how the historical documentation will reflect that. J. Uhing-Luedde stated that the discipline would be based on the conduct cited in the consent agreement, and Board Counsel can remove cited grounds only where the disciplinary outcome will not be affected. H. Cambra asked J. Uhing-Luedde how the decision is memorialized in the file, is it by memo or by a signed staff action. J. Uhing-Luedde offered providing the Board a report if the policy is adopted in any format the Board sees fit.

H. Cambra asked if the policy language regarding providing a range of time versus a set time for discipline is a must or can it be at the discretion of the Board. K.A. Barnes asked for the policy to be revised to reflect that the Board "may" implement a range and allows the Board discretion as to when or if they feel comfortable recommending a range. A. Alley affirmed support for this, and J. Uhing-Luedde agreed to revise the policy language.

K. Crowley asked J. Uhing-Luedde if the policy bullets are approved by the Executive Director and Board Counsel and J. Uhing-Luedde responded that they consult with them. L. Kelly asked Board Members if they prefer the "and/or" or just "and", and A. Alley and other Board Members agreed that the Executive Director needs to be consulted.

K. Crowley asked J. Uhing-Luedde if giving Prosecutors the discretion to modify the Order to Show Cause will alter the outcome or discipline in any way? J. Uhing-Luedde responded that if the outcome or discipline will be changed, the case will be brought back to the Board for reconsideration, and the policy only refers to the cases in which the discipline will not be changed.

K.A. Barnes asked J. Uhing-Luedde to include a bullet point to state that if Board Counsel and the Executive Director do not agree, the matter will be brought back to the Board for reconsideration.

ACTION:

Motion by A. Alley, seconded by K. Crowley, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to approve the proposed amended policy.

TOPIC: Strategic Development, Planning and Evaluation

Presentation / Report

GMC Pre-Licensure Agreements For Licensure Applicants With A Substance Use Disorder

DISCUSSION:

M. Waksmonski summarized his previously distributed memorandum and attached exhibits to the Board.

K. Crowley asked M. Waksmonski for clarification on the logistics of when this agreement would be extended to applicants, and how the time periods would be determined and enforced. M. Waksmonski clarified that the agreement would go into effect after the applicant becomes licensed and provides documentation of a recovery period, and that there is no monitored practice enforced with this agreement. K. Crowley asked if there were any restrictions on where they can work or restricted hours or medication administration while in this agreement? M. McAuliffe stated that she would prefer some restrictions on these new licensees for a period before they are allowed to practice unmonitored and unrestricted. M. Waksmonski clarified that since the applicants have no history of impaired practice or practice breakdown, being restricted to monitored practice under this agreement may negatively impact the Licensee's ability to secure employment.

J. Monagle asked M. Waksmonski how they determine the length of time of monitoring under this agreement. M. Waksmonski clarified that toxicology reports, assessments from treatment facilities, and letters of reference, among other documents, will be reviewed to determine monitoring length. M. Waksmonski stated that if there was no history of treatment or recovery, the applicant may enter the default three (3) year agreement length.

L. Keough asked M. Waksmonski how they will determine who meets the criteria for a substance use disorder. M. Waksmonski stated that case findings would be the clearest determination but there is room to establish criteria. L. Keough asked if DCF supported findings with substance use but no documented substance use disorder would be eligible for this agreement. H. Cambra stated that this agreement is only for applicants that have a documented substance use disorder and have not met the requisite time period of recovery to qualify for licensure.

K. Crowley asked if restrictions on medication administration could be added to individual agreements at the Board's discretion. M. Waksmonski stated that the proposal could be modified to include further restrictions. H. Cambra asked how licensees with practice restrictions will be evaluated for compliance. J. Monagle stated that practice restrictions may impact Licensee's ability to find employment, but it may be beneficial to add restrictions on a case-by-case basis.

K.A. Barnes asked M. Waksmonski for clarification on impacts on precedent. M. Waksmonski stated that SARP enrollment process is lengthy and that testing independently may assist in adjusting agreement length and privileges, and this agreement may also credit time. K.A. Barnes asked about the lack of monitored practice for these agreements, and M. Waksmonski clarified that SARP participants have a clinical practice breakdown or diversion history. K.A. Barnes asked that since there have been instances

of SARP participants not displaying a breakdown in practice but undergoing monitored practice, this agreement should also include an element of monitoring.

K.A. Barnes asked H. Engman what the impacts are on precedent of Licensee's who enter into the SARP program versus this agreement. H. Engman stated that the difference lies in if there's an underlying complaint on the license. H. Cambra clarified that those who can show more than three (3) years of sustained recovery are eligible for licensure and do not need to enter this agreement. This agreement is only for applicants that cannot show more than three (3) years of sustained recovery.

ACTION:

Motion by L. Kelly, seconded by L. Keough, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to approve the proposed policy with discussed edits and changes, with the ability for Board Members to modify the consent agreement for applicants with significant concerns of substance use disorder on a case-by-case basis.

TOPIC: Strategic Development, Planning and Evaluation

Topics for Next Agenda

DISCUSSION:

P. McNamee will be presenting an Advisory Ruling surrounding Telehealth at the upcoming Board Meeting.

ACTION:

So noted.

TOPIC:

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

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, and A. Sprague unanimously in favor to convene the G.L. c. 112, s. 65C Session at 12:45p.m.

G.L. c. 112, s. 65C Session 12:45 pm p.m. to 2:06 p.m.

TOPIC:

Adjudicatory Session

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K.A. Barnes,

K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds and A. Sprague unanimously in favor to convene the Adjudicatory Session at 2:10 p.m. to deliberate on proposed final decisions and orders, and rulings on pending adjudicatory matters.

Adjudicatory Session 2:10 p.m. to 2:15 p.m.

TOPIC:

G.L. c.30A, §21 Executive Session

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K.A. Barnes, K. Crowley, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds and A. Sprague unanimously in favor to convene the Executive Session at 2:26 p.m. as per Purpose One of G.L. c.30A, §21 (a)(1).

G.L. c. 30A, § 21 Executive Session 2:26 p.m. to 5:22 p.m.

TOPIC:

Adjournment

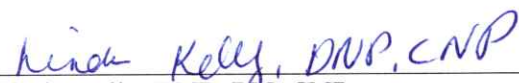
DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K.A. Barnes, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to adjourn the meeting at 5:22 p.m.

Minutes of the Board's October 11, 2023, Regularly Scheduled Meeting were approved by the Board on November 8, 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, October 11, 2023 9:00 am | 2 Hours | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/81028347512>

Join by Phone:

+1-602-333-0032 US Toll

+1-888-270-9936 US Toll Free

Access code: 247716

Wednesday, October 11, 2023

PRELIMINARY AGENDA AS OF 10/2/23 1:00 pm

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 February 9, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom B. Draft Minutes for the March 15, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom C. Draft Minutes for the May 17, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom D. Draft Minutes for the September 13, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom	Minutes Minutes Minutes Minutes	
	IV.	REPORTS, ANNOUNCEMENTS AND ADMINISTRATIVE MATTERS A. Announcements	Oral / Memo	HC
	V.	SARP A. SARP Activity Report	Report	MW

	VI.	PROBATION A. Probation Staff Action Report B. Termination of Probation / Stayed Probation - None C. Request for Notice of Violation and Further Discipline - None	Report	KJ
	VII.	PRACTICE A. Practice Coordinator Staff Report	Report	PM
	VIII.	EDUCATION A. Nursing Education Staff Report B. 244 CMR 6.03(2) Nursing Education Programs Eligible for Approval - Out of State Programs 1. Excelsior University AAS program C. 244 CMR 6.08 Noncompliance with the Standards for Nursing Education Program Approval 1. Laboure College ADN Program	Report Memo Compliance Report	SW SW SW
	IX.	REQUESTS FOR LICENSE REINSTATEMENT - None	None	
	X.	STRATEGIC DEVELOPMENT, PLANNING AND EVALUATION A. Proposed BHPL Policy 23-XX: Alford Plea Language B. Proposed BHPL Policy 23-XX: Prosecutorial Discretion C. GMC Pre-Licensure Agreements For Licensure Applicants With A Substance Use Disorder D. Topics For Next Agenda	Memo Memo Memo	JUL JUL MW

		LUNCH BREAK	
	XI.	M.G.L. c. 112, § 65C SESSION	CLOSED SESSION
	XII.	M.G.L. c. 30A, § 18 ADJUDICATORY SESSION	CLOSED 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(f) for sessions held during the September 13, 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.