

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

250 Washington Street, Room 3C
Boston, MA 02108

And Via Zoom

Wednesday, September 13, 2023 9:00 am 145 Minutes | (UTC-04:00) Eastern Time (US & Canada)

Event address for attendees:

<https://us06web.zoom.us/j/83358416629>

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, September 13, 2023

Board Members Present In Room 3C

None

Board Members Not Present

K. Crowley, DNP, RN

L. Keough, PhD, RN, CNP

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

M. Harty, LPN

A. Joseph, MD

M. McAuliffe, DNP, RN

J. Monagle, PhD, RN

D. Nikitas, BSN, RN

C. Norris, LPN

V. Percy, MSN, RN (Arrived at 9:08am)

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

S. Waite, DNP, RN, Nursing Education
Coordinator

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

Staff Present Via Audio Or Video

H. Cmnbra, 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
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 9:03 a.m., L. Kelly, DNP, RN, CNP, Chairperson, called the September 13, 2023 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of Agenda

DISCUSSION:

No changes were made to the agenda.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K.A. Barnes, M. Haliy, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, R. Reynolds, and A. Sprague unanimously in favor to approve the Agenda as presented.

TOPIC:

Approval of Board Minutes for the July 12, 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, M. Harty, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, R. Reynolds, and A. Sprague in favor to accept the Minutes of the July 12, 2023 Regularly Scheduled Board Meeting as presented.

K.A. Barnes abstained.
Motion carries.

TOPIC:

Approval of Board Minutes for the August 9, 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.A. Barnes, M. Harty, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, C. Norris, V. Percy, and A. Sprague in favor to accept the Minutes of the August 9, 2023 Regularly Scheduled Board Meeting as presented.

D. Nikitas and R. Reynolds abstained.

Motion carries.

TOPIC: Reports, Announcements and Administrative Matters

Announcements

DISCUSSION:

H. Cambra reminded the Board Members to sign up for Complaint Committee meetings if they are available. The September 21, 2023 Complaint Committee was cancelled due to the loss of quorum. H. Cambra reiterated the need for Board Members to sign up for upcoming Complaint Committee meetings in October, November, and December.

H. Cambra announced that in October or November, a quarterly Board educational session will be held in the Regular Session of the Board meeting, which will include trends, research, results, and legislative action. H. Cambra will be presenting the NCSBN National Workforce Data Survey results in the of the Board Meeting. H. Cambra is encouraging staff suggestions for educational presentations but must be the sessions must be part of the Regular Session and publicly available.

H. Cambra announced that the Executive Director position will be posted within the next two (2) weeks to the State's website.

H. Cambra announced that there are two (2) open Consumer Seats on the Board and presented the eligibility requirements for appointment.

H. Cambra updated the Board Members on the status of the 2024 Board Meeting calendar and will be scheduling the Board Meetings on the second Wednesday of every month to avoid confusion. H. Cambra announced that there will be no official Board Meeting in August but will put a placeholder in August of 2024 for an Emergency Adjudicatory Session. A. Joseph asked H. Cambra if the August placeholder will take place on the second Wednesday of the month. H. Cambra clarified that it would be.

ACTION:

So noted.

TOPIC: SARP

Activity Report

DISCUSSION:

M. Wak.smonski 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 Coordinator Staff Report

DISCUSSION:

P. McNamee was available for questions.

L. Kelly asked P. McNamee about the 30 Prescriptive Practices inquiries and why the number is so high, P. McNamee clarified that the Prescriptive Practices inquiries followed the same theme as previous months, focusing on inquiries from APRNS obtaining their authorization by Reciprocity and understanding that they must applying for the MA Controlled Substances Registration to prescribe Schedule VI drugs. P. McNarnee further clarified that the Prescriptive Practices inquiries also focus on requirements for Supervised Prescriptive Practice and the transition to Independent Prescriptive Practice.

ACTION:

So noted.

TOPIC: Education

Nursing Education Staff Report

DISCUSSION:

H. Cambra and P. McNamee were available for questions.

ACTION:

So noted.

TOPIC: Requests for License Reinstatement - None

DISCUSSION:

None.

ACTION:

None.

TOPIC: Strategic Development, Planning and Evaluation

Presentation / Report

DISCUSSION:

L. Hillson summarized her previously distributed memorandum and attached exhibits to the Board.

ACTION:

So noted.

TOPIC: Strategic Development, Planning and Evaluation

Proposed BHPL Policy 23-XX: Alford Plea Language

Proposed BHPL Policy 23-XX: Prosecutorial Discretion

DISCUSSION:

H. Cambra clarified that this policy is on the agenda for the Board Members to review, and

J. Uhing-Luedde will be available for questions at the October 11, 2023 Board Meeting.

ACTION:

So noted.

TOPIC: Strategic Development, Planning and Evaluation

Topics for Next Agenda

DISCUSSION:

None.

ACTION:

None.

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, **M.** Harty, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, D. Nikitas, C. N01Tis, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to convene the G.L. c. 112, s. 65C Session at 9:26 a.m.
Motion carries.

G.L. c. 112, s. 65C Session 9:39 a.m. to 11:54 a.m.

TOPIC:

Adjudicatory Session

DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, M. Harty, A. Joseph, L. Kelly, L. Keough, M. McAuliffe, J. Monagle, D. Nikitas, C. N01Tis, V. Percy, and R. Reynolds unanimously in favor to convene the Adjudicatory Session at 11:56 a.m. to deliberate on proposed final decisions and orders, and rulings on pending adjudicatory matters.

Adjudicatory Session 11:58 a.m. to 12:23 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. Crowley, M. Harty, A. Joseph, L. Kelly, L. Keough, **M.** McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, and R. Reynolds unanimously in favor to convene the Executive Session at 12:23 p.m. as per Purpose One of G.L. c.30A, §21 (a)(1).

G.L. c, 30A, § 21 Executive Session 12:39 p.m. to 5:18 p.m.

TOPIC:

Adjournment


DISCUSSION:

None.

ACTION:

Motion by L. Kelly, seconded by A. Alley, and voted by roll call with A. Alley, K. Crowley, M. Harty, A. Joseph, L. Kelly, M. McAuliffe, J. Monagle, D. Nikitas, C. Norris, V. Percy, R. Reynolds, and A. Sprague unanimously in favor to adjourn the meeting at 5:18 p.m.

Minutes of the Board's September 13, 2023, Regularly Scheduled Meeting were approved by the Board on October 11, 2023.


Linda Kelly, DNP, R, 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, September 13, 2023 9:00 am ± 45 Minutes ± (UTC-04:00) Eastern Time (US & Canada)

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Wednesday, September 13, 2023

PRELIMINARY AGENDA AS OF 6/26/23 4:00pm

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 July 12, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom B. Draft Minutes for the August 9, 2023 Meeting of the Board of Registration in Nursing, Regular Session Via Zoom	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	Report	HCR
	IX.	REQUESTS FOR LICENSE REINSTATEMENT - NONE	None	
	X.	STRATEGIC DEVELOPMENT, PLANNING AND EVALUATION A. Legislative Updates B. Proposed BHPL Policy 23-XX: Alford Plea Language C. Proposed BHPL Policy 23-XX: Prosecutorial Discretion D. Topics For Next Agenda	Memo/Report Report Report	LH JUL JUL

		LUNCH BREAK	
	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 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 July 12, 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.