

The Board of Examiners for Nursing held a meeting on June 3, 2009 at the Hospital for Special Care Research and Education Center, 370 Osgood Avenue, New Britain, Connecticut.

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BOARD MEMBERS PRESENT: Patricia Bouffard, RN, Chair  
Mary M. Brown, RN  
Amanda Campbell, RN  
Heidi Darling, LPN  
Veronica Kivela, Public Member  
Jennifer Long, APRN  
Katherine Pellerin, RN  
Maria Pietrantuono, RN  
Donna Roberts, LPN

BOARD MEMBERS ABSENT: Ivelisse Varrone, Public Member

ALSO PRESENT: Patrick Kwanashie, Assistant Attorney General  
Robert Kiley, Paralegal Specialist, Office of the Attorney General  
Norma D. Gyle, Deputy Commissioner, DPH  
Kathleen Boulware, Public Health Services Manager, DPH  
Diane Cybulski, Supervising Nurse Consultant, DPH  
Donna Canalis, Nurse Consultant, DPH  
Linda Fazzina, Staff Attorney, Legal Office, DPH  
David Tilles, Staff Attorney, Legal Office, DPH  
Diane Wilan, Staff Attorney, Legal Office, DPH  
Janice E. Wojick, Administrative Assistant, DPH  
Gail Gregoriades, Court Reporter

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Chair Patricia Bouffard called the meeting to order at 8:35 AM.

#### STUDENTS

Chair Bouffard welcomed two summer DPH law interns to the meeting.

#### CHAIR UPDATES

- Chair Bouffard was an invited speaker for the 2009 Class at Capital Community College and provided the students with an overview of the role and responsibilities of the Board of Examiners for Nursing
- Chair Bouffard will be attending the NCSBN Seminar in Maine this month
- Katherine Pellerin recently visited the A. I. Prince and Windham Tech LPN Programs to provide the students with an overview of the Board's responsibilities, jurisdiction, and nursing education programs
- Chair Bouffard will be attending the NCSBN Delegate Assembly in Philadelphia August 12-14, 2009
- Chair Bouffard attended the NCSBN Executive Officer Orientation in Chicago in May
- Farewell and best wishes to Merrily Moynihan who has served on the BOEN as a Public Member since January 22, 2008. Merrily is retiring from state service and the Board of Examiners for Nursing. We wish Merrily well with her future endeavors.

#### ADDITIONAL AGENDA ITEMS

Agenda items removed: Sara Kaiser, LPN - Hearing continuance granted to October 21, 2009  
Elizabeth Davis, LPN - Proposed Denial of Application for Reinstatement

## OPEN FORUM

Discussion took place regarding the incomplete Patient Care Tech Regulations.

## LEGISLATIVE UPDATE

Kathy Boulware updated the Board on current legislation. As of this morning there were no other bills right now that affect the Board. There has been no final decision on the doubling of the licensure fees.

The New On-Line Licensure Renewal Program is expected to "go live" for nurses, physicians, and dentists on July 13, 2009.

## SCHOOL ISSUES – HENRY ABBOTT LPN PROGRAM – PLAN OF CORRECTION

Pamela Cramer, Henry Abbott Department Head, and Patricia Fennessy, Consultant for the CT Technical LPN Programs, were both present to discuss the school's evening program which graduated in December 2008 with an 80<sup>th</sup> percentile. Although this percentile is acceptable according to the regulations, the Board requested a plan of correction, is an effort to assure that future scores will not fall below this percentile. Katherine Pellerin moved and Mary Brown seconded to accept the programs new initiatives for program improvement and wishes the program success in implementing the changes discussed. The motion passed unanimously.

## SCHOOL ISSUES – GOODWIN COLLEGE – SITE VISIT OF THE NEW LOCATION IN EAST HARTFORD

On May 11, 2009 Donna Canalis performed an on-site visit to the new location of Goodwin College RN Program located on Riverside Drive in East Hartford. Donna Canalis reviewed her report with the Board and stated that the entire area and equipment available makes this school conducive to learning.

## SCHOOL ISSUES – WAIVER REQUEST – LINCOLN TECH

Jo-Ann Dean, Regional Program Administrator of the Lincoln Tech LPN Programs, presented the Board with a waiver request for Kathryn Reed. The Board reviewed the documents provided including a letter from the University of Hartford stating that Ms. Reed is on track for an expected graduation date of May 2010. Maria Pietrantuono moved and Amanda Campbell seconded to grant Ms. Reed a one-year faculty education waiver. The motion passed unanimously.

Susan Smith received her MSN in May 2009, leaving the New Britain campus with a total of three waivers, which includes Ms. Reed. The Board requested that Ms. Dean update the faculty credentials for the New Britain campus.

## SCOPE OF PRACTICE – CORRESPONDENCE & STATISTICS FOR APRIL, 2009

Diane Cybulski discussed incoming calls received during the month of April, 2009. Ms. Cybulski also discussed the new reporting format.

Again, there were questions regarding whether or not an LPN can work as a CNA. The answer is yes, although you are held accountable to the "job description" that they you hired at and cannot work beyond that scope.

If a nurse has both an RN and an LPN license, she/he may work as an RN or an LPN and would be held accountable to the "job description" at which they were hired and cannot work beyond that scope.

Another question received was whether an APRN could work in an RN position. According to statute the APRN must hold both an APRN license and an RN license. An APRN can work as an RN but must work within the scope of practice of the RN, and cannot function as an APRN in the RN position. She/he is not expected to work beyond their job description irrespective of his/her advanced degree.

#### CHANGE IN TERMS OF EMPLOYMENT – LAUREEN MANCINONE, RN

Ms. Mancinone was present to request from the Board a change in her probationary employment terms. She would like to accept a position of "Unit Manager" at Cheshire House in Waterbury, which is a 60-bed facility divided into two units. Ms. Mancinone would manage one of the units along with another nurse and would be overseen by the DNS. As Unit Manager, she would make doctors' rounds and transcribe doctors' orders, and book lab work and/or x-rays with follow-up. Occasionally she would be required to supervise when the DNS is on vacation. Respondent would be on-call once every 7 – 8 weeks, which could include a 3-11 or 11-7 supervisory assignment. The Respondent is requesting that the restriction concerning managerial/supervisory positions be lifted. Katherine Pellerin moved to grant Ms. Mancinone's request. Mary Brown seconded the motion for discussion. The motion failed as all were opposed. The motion is denied.

#### MOTION FOR SUMMARY SUSPENSION – ELIZABETH GARCIA, LPN

Legal Office Attorney Linda Fazzina presented the Board with a Motion for Summary Suspension for Elizabeth Garcia. Ms. Garcia was not present and did not have representation. Amanda Campbell moved and Katherine Pellerin seconded that the Motion for Summary Suspension be granted. The motion passed with all in favor. Chair Bouffard signed the Summary Suspension Order and the Notice of Hearing scheduling the hearing for June 17, 2009 at the Legislative Office Building.

#### CONSENT ORDER – LYNDA T. YOUNG, RN

Legal Office Attorney Linda Fazzina presented the Board with a Consent Order for Lynda Young. Ms. Young was not present and did not have representation. Mary Brown moved to accept the Consent Order. Jennifer Long seconded the motion for discussion. The motion failed as all were opposed. It was the recommendation of the Board that Ms. Young successfully complete a course in medication administration/documentation.

#### HEARING – MARC BILODEAU, RN

This is the second hearing in the case of Marc Bilodeau. Legal Office Attorney Linda Fazzina was present representing the Department of Public Health. Mr. Bilodeau was present without representation. Testimony was provided by Kimberly St. Pierre, DNS, and Mr. Bilodeau. During Mr. Bilodeau's testimony the Board went into Executive Session to review and discuss the treatment records. Executive Session ended at which time David Tilles arrived. The hearing concluded.

Mary Brown moved to find Mr. Bilodeau on all charges. Katherine Pellerin seconded the motion for discussion. The motion failed as all were opposed with the exception of Mary Brown. A new motion was raised by Katherine Pellerin to dismiss the charges. The motion was seconded by Donna Roberts and passed with all in favor with the exception of Mary Brown. Katherine Pellerin moved, seconded by Amanda Campbell, that the Summary Suspension be vacated immediately. The motion passed with all in favor with the exception of Mary Brown.

### CONSENT ORDER – AMBER ALBERT, LPN

Legal Office Attorney David Tilles presented the Board with a Consent Order for Amber Albert. Ms. Albert was not present and did not have representation. Maria Pietrantuono moved and Amanda Campbell seconded to deny the Consent Order. The motion passed with all in favor. It was the recommendation of the Board that Ms. Albert successfully complete a course in nursing concepts/scope of practice with a civil penalty of \$500.00. The Board stated that if you carry a license you need to know what your scope of practice is.

The Board recessed for lunch from 11:55 AM to 12:30 PM.

### HEARING – JEROLINE KELLY, LPN

This is the third hearing in the case of Jeroline Kelly. Legal Office Attorney Diane Wilan was present representing the Department of Public Health. Ms. Kelly was present with counsel, Attorney Robert Lacobelle. Testimony was provided by Sin R. Carrion, NA, Sharon Smith, Direct Care Counselor, and Jeroline Kelly, LPN. The Board recessed for five minutes at 2:30 PM. Maria Pietrantuono left during Ms. Kelly's testimony. Jennifer Long left during re-direct of Ms. Kelly by Attorney Lacobelle just prior to closing statements. Amanda Campbell left during Attorney Lacobelle's closing statement. The hearing concluded.

Katherine Pellerin moved, seconded by Donna Roberts to find Ms. Kelly on charges 1, 2, 3c "documented the MAR" only, and 4. The motion passed unanimously.

Katherine Pellerin moved that Ms. Kelly's license be placed on probation for six months, successfully complete a course in medication administration and documentation during the first three months of probation, and observed medication administration techniques for the entire probationary period with monthly employer reports. The motion was seconded by Donna Roberts and passed unanimously.

### ADJOURNMENT

It was the unanimous decision of the Board Members present that this meeting be adjourned at 4:41 PM.

The Board of Examiners for Nursing held a meeting on June 17, 2009 at the Legislative Office Building, Room 1-A, 300 Capitol Avenue, Hartford, Connecticut

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BOARD MEMBERS PRESENT: Patricia Bouffard, RN, Chair  
Mary M. Brown, RN  
Amanda Campbell, RN  
Heidi Darling, LPN  
Veronica Kivela, Public Member  
Jennifer Long, APRN  
Katherine Pellerin, RN  
Maria Pietrantuono, RN  
Donna Roberts, LPN

BOARD MEMBERS ABSENT: Ivelisse Varrone, Public Member

ALSO PRESENT: Jacqueline Hoell, Assistant Attorney General  
Jennifer Filippone, Section Chief, OPLC, DPH  
Diane Cybulski, Supervising Nurse Consultant, DPH  
Donna Canalis, Nurse Consultant, DPH  
Matthew Antonetti, Staff Attorney, Legal Office, DPH  
Linda Fazzino, Staff Attorney, Legal Office, DPH  
Ellen M. Shanley, Staff Attorney, Legal Office, DPH  
David Tilles, Staff Attorney, Legal Office, DPH  
Diane Wilan, Staff Attorney, Legal Office, DPH  
Jeffrey A. Kardys, Administrative Hearings Specialist, DPH  
Janice E. Wojick, Administrative Assistant, DPH  
Gail Gregoriades, Court Reporter

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Chair Patricia Bouffard called the meeting to order at 8.35 AM.

#### STUDENTS

There were no nursing students in the audience.

#### SCHOOL ISSUES – CENTRAL CT STATE UNIVERSITY

Donna Canalis provided the report of her on-site visit of the laboratory at Central CT State University. The BSN program started in September 2008 with 85 pre-nursing students. As of March 2009, 58 students were accepted into the nursing program. The fall of 2009 will start the second year of the program. Katherine Pellerin moved and Mary Brown seconded that the on-site inspection of the CCSU nursing program meets the regulation requirements. The motion passed unanimously.

In addition, the Board would like Dr. Wagner to contact the Board Office to schedule a date to attend a Board Meeting in the fall to review the progress made in the hiring of new faculty and to provide a summary of the progress of this new program.

#### SCHOOL ISSUES – THREE RIVERS COMMUNITY COLLEGE – WAIVER REQUEST

Donna Canalis presented the Board with a waiver request for Three Rivers Community College. Amanda Campbell moved and Maria Pietrantuono seconded to grant Alexandra Brown a one-year waiver. The motion passed unanimously.

## SCHOOL ISSUES – SACRED HEART UNIVERSITY – WAIVER REQUEST

Donna Canalis presented the Board with a faculty education waiver extension for Jessica Farrone at Sacred Heart University. Katherine Pellerin moved and Donna Roberts seconded to grant a one-year waiver extension through June 2010. The motion passed with all in favor with the exception of Patricia Bouffard who was opposed.

## PEARSON VUE

The Board questioned as to how many Pearson Vue examination sites there are in Connecticut. Presently there are two locations in CT: Wallingford and Wethersfield. The NCLEX examination can be taken every 45 days.

## FAREWELL TO DONNA CANALIS

Donna Canalis announced to the Board that she is retiring from State Service on June 30, 2009. Donna has been a DPH RN Nurse Consultant to the Board since the fall of 2000. The Board is very grateful and would like to thank Donna for her commitment to the Board's mission. Donna has been a valuable resource to the Board regulating all RN and LPN nursing programs and responding to the public regarding scope of practice inquiries. Donna will be greatly missed for her diligence as well as her kindness and good humor. The Board wishes Donna well with her future endeavors.

## MEMORANDUM OF DECISION – JACQUELINE BARTON, LPN

Janice E. Wojick presented the Board with a Memorandum of Decision for Ms. Barton. Mary Brown moved and Amanda Campbell seconded to affirm their prior decision to revoke Ms. Barton's license. The motion passed with all in favor.

## CONSENT ORDER - BETTY LICHTENSTEIN, UNLICENSED

Legal Office Attorney Matthew Antonetti presented the Board with a Cease and Desist Consent Order for Ms. Lichtenstein. Maria Pietrantuono moved and Jennifer Long seconded that the Consent Order be accepted. The motion passed unanimously.

## CONSENT ORDER - MARY WARGO-BROWN, LPN

Legal Office Attorney David Tilles presented the Board with a Consent Order for Ms. Wargo-Brown. Katherine Pellerin moved and Jennifer Long seconded that the Consent Order be accepted. The motion passed unanimously.

## HEARING – ELIZABETH GARCIA, LPN

Legal Office Attorney Linda Fazzino was present representing the Department of Public Health. Ms. Garcia was not and did not have representation. Due to the question of service with the State Marshal's documentation, the notice of hearing will be reserved to Ms. Garcia and also mailed to her certified and first class mail. The hearing has been rescheduled to July 15, 2009.

#### HEARING – RYAN TEAGUE, LPN

This is a continuation of Mr. Teague's April 15, 2009 hearing, which was continued to allow Mr. Teague to provide the Department of Public Health with treatment records. Legal Office Attorney Matthew Antonetti was present representing the Department of Public Health. Mr. Teague was present without counsel. The Board entered into Executive Session to discuss confidential records from 9:20 AM to 9:31 AM. Jeffrey Kardys arrived at this time. Testimony was provided by Mr. Teague. The hearing concluded at 9:40 AM.

Maria Pietrantuono moved and Katherine Pellerin seconded that Mr. Teague be found on all charges. The motion passed with all in favor.

Maria Pietrantuono moved and Mary Brown seconded that Mr. Teague's license be placed on probation for four years, medication key restriction for two years, employment must be preapproved by DPH, urine screening is to include Fentanyl testing. The motion passed with all in favor.

Katherine Pellerin moved and Amanda Campbell seconded to vacate the summary suspension immediately. Attorney Matthew Antonetti spoke in opposition to the Board's motion. Katherine Pellerin rescinded her motion to vacate the summary suspension.

#### HEARING – L. BONNIE EASLER, LPN

Legal Office Attorney Ellen M. Shanley was present representing the Department of Public Health. Ms. Easler was present with counsel, Attorney John Donovan. Testimony was provided by Alicia Petit.

Amanda Campbell moved and Veronica Kivela seconded that Ms. Easler be found on all charges. The motion passed unanimously.

Amanda Campbell moved and Veronica Kivela seconded that Ms. Easler's license be placed on probation for six months, written reprimand, civil penalty of \$500.00, and she is to successfully complete courses in ethics/patient's rights and combative patients. The motion passed unanimously.

#### MOTION TO WITHDRAW STATEMENT OR CHARGES - LISA J. RAMOS, LPN

Legal Office Attorney Diane Wilan presented THE Board with a Motion to Withdraw Statement of Charges based on Ms. Ramos' voluntary surrender of her LPN license. Katherine Pellerin moved and Amanda Campbell seconded to grant the motion to withdraw. The motion passed unanimously.

#### ADJOURNMENT

It was the unanimous decision of the Board Members present that this meeting be adjourned at 11:20 AM.