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STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING

IN RE:
DEANNE H. BENTLEY
License No. 026-0011517

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Docket No: NU 58 - 0498

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, through Attorney General William H. Sorrell,
and Respondent Deanne H. Bentley, who stipulate and agree as follows:

1. The Board of Nursing has jurisdiction to investigate complaints of
unprofessional conduct and approve consent orders pursuant to 3 V.S.A. §129, and 26
V.S.A. §§1574, 1582.

2. The Respondent (whose address is listed in the database of the Office of
Professional Regulation as 4 Cedar Street, Montpelier, Vermont 05602) is licensed as a
registered Nurse under License Number 026 – 0011517.

3. Respondent's license has a current expiration date of March 31, 2001.

4. At all times relevant to these Charges, the Respondent was employed by
Central Vermont Medical Center in Berlin, Vermont.

5. In 1997 and 1998, the Respondent made a number of errors in the course
of her practice, specifically:

a. On or about September 19, 1997, in response to a physician's request for
a patient's vital signs, the Respondent reported vital signs that were several hours
old;

b. On or about January 31, 1998, the Respondent administered vistaril intravenously despite a prominently displayed memorandum and a discussion with a peer telling her that it should not be given by that route;

c. On or about February 5, 1998, the Respondent failed to start an IV on a patient in the Code Room and failed to pass the order on to the nurse who was relieving her for lunch;

d. On or about February 23, 1998, the Respondent started a heparin drip prior to drawing a CBC, Chemistries and Clotting studies, after a physician had requested the drip to be started after the CBC;

f. On or about March 3, 1998, the Respondent started an IV of NS prior to getting a set of electrolytes on a patient with a history of hyponotremia when a physician had requested that the studies be taken first; and

g. On or about March 4, 1998, regarding a patient with a history of a seizure and head injury who, as his level of consciousness improved, was complaining of neck pain, the Respondent failed to put a C-collar on the patient after being requested to do so by a physician.

6. Respondent had worked for Central Vermont Hospital for approximately 18 years. She had had acceptable to above satisfactory annual evaluations. Prior to these events, Respondent was diagnosed and treated for depression. Since these events, Respondent has taken a new position outside the stress of the emergency room. She has enrolled in and successfully completed the North Dakota Nurse Review Course.

7. Respondent admits the conclusions of unprofessional conduct as set forth below in the Board's Order.

8. Respondent understands that the Nursing Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.

9. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.

10. Respondent voluntarily enters this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.

11. Respondent voluntarily waives her right to charges and a contested hearing before the Board of Nursing.

12. Respondent agrees that the Board may enter the Order set forth below.

ORDER

Based on the Stipulation above it is ORDERED AND ADJUDGED as follows:

A. Respondent's actions described in paragraphs 4 and 5 above are grounds for discipline pursuant to 26 V.S.A. §1582(a)(3)(unable to practice nursing competently by reason of any cause) and Vermont Nursing Board Rule IV.B. (2)(A)&(B), since they constitute unacceptable patient care and fail to conform to the essential standards of acceptable and prevailing nursing practice.

B. Respondent Deanne H. Bentley's license is hereby **REPRIMANDED** and her license is conditioned for a minimum period of one year commencing with the date

of entry of this Stipulation and Consent Order and subject to the following terms and restrictions:

(1). Length of Time Conditions Imposed.

These conditions shall remain in place until respondent has completed one (1) year of supervised nursing practice in which she works at least forty (40) hours every two (2) weeks in nursing. Part time hours of less than forty (40) hours every two (2) weeks shall be credited on a prorated basis.

(2). Notification of Place of Employment/Personal Address/Telephone Number.

Within five (5) days of the date of entry of this Stipulation and Consent Order, Respondent shall notify the Board, in writing, of her current place of nursing employment, personal address, and telephone number. Respondent shall further notify the Board, in writing, within forty-eight (48) hours of any change in nursing employment, personal address, or telephone number.

(3). Notification to Employers/Nursing School.

Respondent shall provide a copy of this Stipulation and Consent Order to all employers in any current or future setting in which she practices as a nurse and inform them of her conditional license status. Within ten (10) days of the date of entry of this Stipulation and Consent Order or of any subsequent employment, Respondent shall cause her immediate supervisor(s) to write to the Board, on the employer's letterhead, acknowledging receipt of the Stipulation and Consent Order and the ability to comply with its conditions. In the event Respondent is attending a nursing program, she shall provide a copy of the Stipulation and Consent Order to the Program Director. Respondent shall cause the Program

Director to write to the Board, on school letterhead, acknowledging receipt of the Stipulation and Consent Order and ability of the program to comply with its conditions during clinical experience.

(4). Reports from Employers/Nursing School

Within one (1) month of the date of entry of this Stipulation and Consent Order and every month thereafter for the year the conditions are in place, Respondent shall cause every employer she has worked for during the month to submit to the Board an evaluation of Respondent's performance and attendance during that month. This report shall be submitted in writing on forms issued by the Board and accompanied by a cover letter on the employer's letterhead. In the event the Respondent attends nursing school, she shall cause the Program Director to submit to the Board, on a monthly basis, a written evaluation of her performance and attendance. This report shall be submitted in writing on forms issued by the Board and accompanied by a cover letter on the school's letterhead. In the event Respondent is not employed in nursing or attending school during any month or portion thereof, she shall submit to the Board, in writing, a self-report describing other employment or activities.

(5). Practice Under Supervision.

Respondent shall practice only in a setting where she has on-site supervision for the entire shift by a registered nurse in good standing with the Vermont Board of Nursing.

(6). Prohibited Duties.

Respondent shall not work as a Charge Nurse.

(7). Violation of the Stipulation and Consent Order.

If Respondent violates the terms of this Stipulation and Consent Order in any respect, the Board, after giving her notice and an opportunity to be heard, may revoke the terms of the conditional license and take further disciplinary action. If a complaint or charges are filed against Respondent during the term of this Stipulation and Consent Order, the conditional license period shall be extended until the matter is final.

(8). Reevaluation of Conditions.

In the event Respondent does not work in nursing within one (1) year of the date of entry of this Stipulation and Consent Order, she may appear before the Board for reevaluation of the conditions of this Stipulation and Consent Order.

(9). Re-issue of License.

Within five (5) days of the date of entry of this Stipulation and Consent Order, Respondent shall submit her license to the Board of Nursing for a re-issued license labeled "conditioned".

(10). Out of State Practice/Residence.

Before any out-of-state practice or residence can be credited toward fulfillment of these terms and conditions, it must be first approved by the Board prior to Respondent leaving the State of Vermont. If Respondent fails to receive such approval before leaving the State, none of the time spent out-of-state will be credited toward the fulfillment of the terms and conditions of this Stipulation and Consent Order.

(11). Completion of Conditional License Period.

Upon completion of the conditional license period, Respondent may petition the Board to remove any and all conditions on her license and after formal review by the Board, her nursing license may be fully restored by appropriate Board action. Respondent shall demonstrate, to the Board's satisfaction, that she fully complied with all the terms of this Stipulation and Consent Order.

Notwithstanding any provision above, Respondent must meet all Nursing Board requirements for license renewal and license reinstatement.

C. By signing this Stipulation and Consent Order, Respondent authorizes her employer and nursing school administrator to provide all information requested by the Nursing Board, or its designee, either orally or in writing, at any time during the period this Stipulation and Consent Order is in effect.

D. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a)(7).

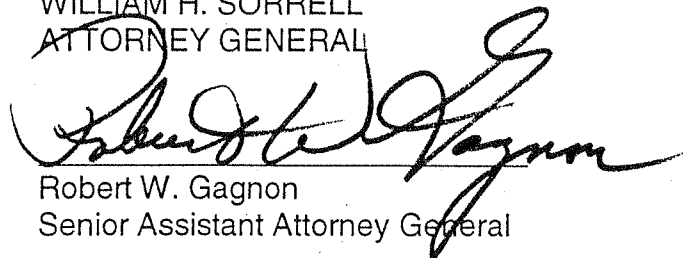
E. This Stipulation and Consent Order will remain part of Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

Dated: 1-26-00

by:


Robert W. Gagnon
Senior Assistant Attorney General

Dated: 1/23/00

DEANNE H. BENTLEY

Deanne H. Bentley

Deanne H. Bentley
Respondent

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 2.23.00

by:

Linda Rice

Chairperson

Date of entry: 2.24.00