

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

IN RE:

**BARBARA BRISTOL
License No. 025-0007660**

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Docket No: NU26-1006

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, through State Prosecuting Attorney, Edward G. Adrian, and the Respondent, Barbara Bristol, L.P.N., who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing ("the Board") has authority to issue warnings or reprimands, suspend, revoke, limit, condition current licenses, or prevent the renewal of lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. §129(a); 3 V.S.A. 129a; 3 V.S.A. §814(d); 26 V.S.A. §1582; the Administrative Rules of the Board of Nursing ("ARBN"); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. The Respondent, Barbara Bristol, is licensed in the State of Vermont as a licensed practical nurse under license number 025-0007660. This license was originally issued on or about August 7, 1998 and is currently set to expire on January 31, 2008.
3. At all times relevant, the Respondent was employed as a licensed practical nurse with Prison Health Services and contracted to work at the Southern State Correctional Facility (the "Facility") located in Springfield, Vermont.
4. In approximately the month of September 2006, the Respondent became involved in an inappropriate relationship with inmate J.T. at the Facility. Although the relationship between the Respondent and J.T. was not sexual, it was of a romantic nature during which the Respondent and J.T. engaged in sexually explicit telephone conversations and correspondence.
5. In an interview conducted by State Investigator Steve Kennedy on or about December 7, 2006, the Respondent advised Investigator Kennedy that she had communicated with J.T. through telephone conversations and letters. Upon further questioning, the Respondent also advised that on one occasion she kissed J.T. and on another occasion she brushed up against J.T. in the medical department.

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Charges

6. The acts, omissions and/or circumstances described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:

- i) 26 V.S.A. § 1582(a)(3) (is unable to practice nursing competently by reason of any cause) which includes performing unsafe or unacceptable patient care and failing to conform to the essential standards of acceptable and prevailing nursing practice pursuant to ARBN Chapter 4, Rule IV(II)(B)(1) and (2);
- ii) 3 V.S.A. §129a(b)(1) and (2) (failure to practice competently by reason of any cause on a single occasion or on multiple occasions may constitute unprofessional conduct. Failure to practice competently includes: 1) performance of unsafe or unacceptable patient or client care; and/or 2) failure to conform to the essential standards of acceptable and prevailing practice); and
- iii) 3 V.S.A. §129a(a)(3) (failing to comply with the provisions of state statutes or rules governing the practice of the profession).

Understandings

- 7. 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.
- 8. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced her rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
- 9. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
- 10. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
- 11. Respondent voluntarily enters into this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
- 12. Respondent voluntarily waives her right to a contested hearing before the Board of Nursing and waives any appeal from this Stipulation and Consent Order.
- 13. Respondent agrees that the Order set forth below may be entered by the Board.

ORDER

Based upon the stipulation above, it is **ORDERED AND ADJUDGED** as follows:

STATE OF VERMONT



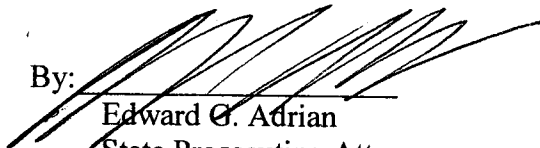
Prosecuting Attorney
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- A. The Board of Nursing hereby **REPRIMANDS** the Respondent's license to practice nursing.
- B. Notwithstanding any provision above, the Respondent must continue to meet all Nursing Board requirements for maintaining a license, license renewal and license reinstatement.
- C. 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).
- D. 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.

AGREED TO:

STATE OF VERMONT
SECRETARY OF STATE

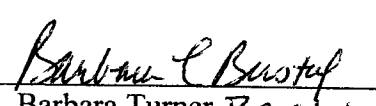
Dated: 7/24/07

By: 

Edward G. Adrian
State Prosecuting Attorney

BARBARA ~~TURNER~~ BRISTOL
RESPONDENT

Dated: 7/19/07

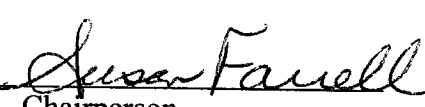
By: 

Barbara ~~Turner~~ Bristol

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: Aug. 13, 2007

By: 

Susan Farrell
Chairperson

Date of Entry: 8/14/07

nu.bristol.stip

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