

**STATE OF VERMONT
BOARD OF NURSING**

In re: Debra H. Golt
License No. 026-32623

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Docket No. 2013-51(RN)

Appearances:

Prosecuting the case: S. Lauren Hibbert
Respondent: Did not appear

Presiding Officer: Larry S. Novins

DEFAULT ORDER

The Board held a hearing on the above matter on June 10, 2013 at the Office of Professional Regulation Conference Room in Schulmaier Hall at the Vermont College of Fine Arts in Montpelier, Vermont. Ms. Golt did not attend and was not represented by counsel.

Findings of Fact

1. Ms. Golt was licensed as a registered nurse. Her licenses was conditioned at the time it expired on March 31, 2013. She remains subject to the regulatory authority of this Board. 3 V.S.A. §§ 129, 129a, 814(d), 26 V.S.A. § 1582(a), the Administrative Rules of the Board of Nursing, and the Rules of the Office of Professional Regulation.
2. On April 8, 2013 Ms. Golt was sent a Notice of Charges in this matter by certified mail to her last known address. A copy of the Specification of Charges is attached to this Default Order.
3. OPR Rule 3.3 requires that an Answer be filed within 20 days of the date on which the notice of charges was mailed by the Director.
4. Licensees are required to notify the Board of any change of address within 30 days. 3 V.S.A. § 129a(a)(14).
5. Stamps on the envelope indicate the notice of charges was signed for and received on April 12, 2013.
6. Ms. Golt has not filed an answer to the charges.
7. On May 14, 2013 notice of the Default Hearing scheduled for this date was mailed to Ms. Golt at that same address by certified mail. The hearing notice was received and signed for.
8. Ms. Golt has still not answered the charges.
9. Upon hearing the Prosecution's presentation and taking notice of its own file, the Board finds Ms. Golt to be in Default. The allegations contained in the Specification of Charges are therefore treated as the facts on which the Board's Order is based. OPR Rule 3.4, 3 V.S.A. § 809(d) and 3 V.S.A. § 814(c).

Conclusions of Law

Ms. Golt has received adequate or constructive notice of the charges in this matter as indicated by the Board's file and the Prosecution's presentation. Because Ms. Golt has failed to answer the charges, the factual allegations in the Stipulation and Consent Order are treated as if proved. O.P.R. Rule 3.4. Accordingly, the Board finds, in this Default Hearing held pursuant to 3 V.S.A. §809(d), that Ms. Golt has engaged in the unprofessional conduct alleged in the Specification of Charges.

Order

In accordance with the above Findings of Fact and Conclusions of Law, Ms. Golt's privilege to reinstate her license is hereby **indefinitely suspended** effective as of the date of the hearing. Should Ms. Golt apply for reinstatement, the Board at that time will determine whether any conditions can permit her to resume practice while protecting public health and safety.

Appeal Rights

This is a final administrative determination by the Vermont Board of Nursing.

A party aggrieved by a final decision of a board may appeal this decision by filing a written Notice of Appeal with the Director of the Office of Professional Regulation, Vermont Secretary of State, National Life Bldg., North, FL2, Montpelier, VT 05620-3402 within 30 days of the entry of this order.

If an appeal is filed, the Director of the Office of Professional Regulation shall assign the case to an appellate officer. The review shall be conducted on the basis of the record created before the board. In cases of alleged irregularities in procedure before the board, not shown in the record, proof on that issue may be taken by the appellate officer. 3 V.S.A. §§ 129(d) and 130a.

To request a stay of the Board's decision, please refer to the attached stay instructions.

Vermont Board of Nursing

By: Jeanine Carr
Jeanine Carr, RN, Chair

Date: June 10, 2013

OFFICE OF PROFESSIONAL REGULATION

DATE OF ENTRY: 6/10/13

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

IN RE:)
DEBRA H. GOLT) Docket No. 2013-51
License No. 026.0032623)

SPECIFICATION OF CHARGES

NOW COMES the State of Vermont and makes the following Charges against the Respondent, Debra H. Golt, RN:

Board Authority

1. The Vermont State Board of Nursing (the "Board") has authority to issue warnings or reprimands; suspend, revoke, limit, or 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 (the "ARBN"); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. Debra H. Golt (the "Respondent") of Keene, New Hampshire is licensed by the State of Vermont as a Registered Nurse under license number 026.0032623. This license was originally issued on or about March 15, 2006 and expired on or about March 31, 2013. Respondent's license status is currently "inactive-conditioned."
3. On or about May 10, 2012, the Board disciplined Respondent and conditioned her license for a minimum of one (1) year, including taking a course in ethics and a course in delegating effectively. Attachment A. Respondent has been out of compliance with the May 2012 order since June 2012.
4. On or about December 21, 2012, the New Hampshire Board of Nursing revoked respondent's license to practice based on her non-compliance with Vermont's Order and substantiated allegations by New Hampshire Adult Protective Services that she had emotionally abused her elderly mother. Attachment B.

Charges

5. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:

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- a. 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 pursuant to ARBN Chapter 4, Subchapter 4, Rule II(B)(1); and failing to conform to the essential standards of acceptable and prevailing nursing practice pursuant to ARBN Chapter 4, Subchapter 4, Rule II(B)(2);
- b. 3 V.S.A. § 129a(4) (Failing to comply with an order of the board or violating any term or condition of a license restricted by the board);
- c. 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, whether actual injury to a client, patient, or customer has occurred. Failure to practice competently includes: (1) performance of unsafe or unacceptable patient or client care; or (2) failure to conform to the essential standards of acceptable and prevailing practice); and
- d. 3 V.S.A. § 129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Relief Requested.

WHEREFORE, the license of Debra H. Golt should be revoked, suspended, reprimanded, conditioned, or otherwise disciplined.

DATED at Montpelier, Vermont this 5 day of April, 2013.

STATE OF VERMONT
SECRETARY OF STATE

By: S. Lauren Hibbert

S. Lauren Hibbert

State Prosecuting Attorney

STATE OF VERMONT



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

IN RE:
DEBRA H. GOLT
License No. 026.0032623

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)
Docket No. 2010-647

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, by and through State Prosecuting Attorney S. Lauren Hibbert, and the Respondent, Debra H. Golt, RN, 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, or 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 (the "ARBN"); and the Rules of the Office of Professional Regulation.

Stipulated Facts

2. Debra H. Golt (the "Respondent") of Keene, New Hampshire is licensed by the State of Vermont as a Registered Nurse under license number 026.0032623. This license was originally issued on or about March 15, 2006 and is currently set to expire on or about March 31, 2013.
3. At all times relevant, Respondent was employed at Brattleboro Retreat (the "Facility"), located in Brattleboro, Vermont.
4. On or about October 29, 2010, the Office of Professional Regulation received a Mandatory Report of Unprofessional Conduct from the Facility alleging that Respondent violated several of the facility's policies.
5. On or about July 26, 2011, in an interview with State Investigator Jeffrey Jones, Mental Health Worker J.P. stated that on or about September 21, 2010, he observed Patient 1, an autistic child, wake up at approximately 3 a.m. and he observed the Respondent administer agitation medication via syringe to Patient 1. J.P. added that it was his understanding that Patient 1 was only to receive medication if he was agitated and in J.P.'s opinion Patient 1 was not agitated.

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Attachment A

6. On or about July 26, 2011, in an interview with Investigator Jones, Mental Health Worker P.L. stated that on or about September 21, 2010, she observed Patient 1 wake up and the Respondent immediately wanted to administer Patient 1 medication. P.L. stated that J.P. suggested they observe Patient 1 to see how he was going to act and P.L. observed the Respondent "flash him a look" of anger because of his comment. The Respondent then ordered J.P. to restrain Patient 1 against his will so she could administer the medication.
7. On or about July 26, 2011, in an interview with Investigator Jones, Mental Health Worker J.E. stated that on or about September 16, 2010 he observed Patient 2, a non-verbal child, wake up in the middle of the night. In J.E.'s opinion Patient 2 was not being assaultive or angry; however, J.E. observed the Respondent attempt to administer medications to Patient 2. Patient 2 refused the medications in juice, yogurt and ice cream. J.E. was asked by the Respondent to hold Patient 2 down while she forced Patient 2's mouth open and administered the medications with juice through a syringe. J.E. stated this made Patient 2 agitated and upset.
8. The Respondent committed unprofessional conduct when she did not follow doctor's orders she performed unsafe and unacceptable patient care and failed to conform to the essential standards of practice; therefore, she failed to comply with the rules and statutes governing the profession.

Violations

9. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:
 - a. 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 pursuant to ARBN Chapter 4, Subchapter 4, Rule II(B)(1); and failing to conform to the essential standards of acceptable and prevailing nursing practice pursuant to ARBN Chapter 4, Subchapter 4, Rule II(B)(2);
 - b. 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, whether actual injury to a client, patient, or customer has occurred. Failure to practice competently includes: (1) performance of unsafe or unacceptable patient or client care; or (2) failure to conform to the essential standards of acceptable and prevailing practice); and
 - c. 3 V.S.A. § 129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Understandings

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10. Respondent admits the facts above are true and the conditions below are necessary to protect the public.
11. 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.
12. 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.
13. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
14. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
15. 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.
16. Respondent voluntarily waives her right to a hearing on the facts before the Board of Nursing and waives any right to appeal from this Stipulation and Consent Order. The Respondent and the State shall each be able to have a hearing on whether the facts constitute unprofessional conduct and if so, the appropriate sanction/disposition.
17. Respondent agrees that the Order set forth below may be entered by the Board.

ORDER

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

- A. The Board of Nursing hereby **CONDITIONS** the Respondent's RN license **FOR A MINIMUM OF ONE YEAR** from the date of entry below. The conditions are as follows:

(1) Re-issue of License.

Upon the imposition of these conditions, Respondent shall be issued a license labeled "conditioned."

(2) Length of Time Conditions Imposed.

The conditions shall remain in place until Respondent has completed all conditions ordered. Respondent shall be subject to the conditions until Respondent completes a minimum of one (1) year of supervised nursing practice in which she works at least forty (40) hours every two (2) weeks as a nurse. Part time hours of less than forty (40) hours every

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two (2) weeks shall be credited on a prorated basis. The Respondent shall be prohibited from working more than twelve (12) hours per shift during the conditioned period.

(3) Required Courses:

a. Respondent must successfully complete (i.e., receive a passing grade, if applicable) a ethics of nursing practice course with prior approval by the Board or its designee, and then submit written documentation of completion (certificate of completion, etc.) to verify the same to the satisfaction of the Board or its designee. This course must be completed within ninety (90) days of the date of entry of this Stipulation and Consent Order.

b. Respondent must successfully complete (i.e., receive a passing grade, if applicable) a delegating effectively course with prior approval by the Board or its designee, and then submit written documentation of completion (certificate of completion, etc.) to verify the same to the satisfaction of the Board or its designee. This course must be completed within ninety (90) days of the date of entry of this Stipulation and Consent Order.

(4) 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 Respondent practices as a nurse and inform them of Respondent's conditional license status.

Within ten (10) days of the date of entry of this Consent Order or of any subsequent nursing employment, Respondent shall cause Respondent's immediate supervisor to submit to the Board an employer agreement form approved by the Board, acknowledging receipt of the Stipulation and Consent Order and the ability to comply with the conditions in the Consent Order.

In the event the Respondent is attending a nursing program which has a clinical portion that involves actual patient care, Respondent shall provide a copy of the Stipulation and Consent Order to the Program Director. Respondent shall cause the Program Director to submit to the Board a nursing program agreement form approved by the Board, acknowledging receipt of the Stipulation and Consent Order and the ability of the program to comply with the conditions in the Consent Order during clinical experience.

(5) Reports from Employers/Program Directors.

Within one (1) month of the date of entry of this Order or within one (1) month of the commencement of nursing employment and monthly thereafter, Respondent shall cause every nursing employer the Respondent has worked for during the month to submit to the Board an evaluation of Respondent's work performance and attendance during that month. These reports shall be submitted in writing on forms issued by the Board. All employer reports shall indicate satisfactory performance (i.e., consistently meeting all standards of nursing practice) and attendance.

In the event the Respondent is attending a nursing program, Respondent shall cause the Program Director to submit to the Board, on a monthly basis, a written evaluation of her performance and attendance. These reports shall be submitted in writing on forms issued by

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the Board. All nursing program reports shall indicate satisfactory performance (ie., consistently meeting all standards of nursing practice) and attendance.

(6) Practice Under Supervision.

Respondent shall practice nursing only in a setting where Respondent has on site supervision for the entire shift by a registered nurse that is licensed and in good standing with the Board.

(7) Types of Employment Prohibited.

Respondent shall not work in a supervisory role. Respondent shall not work for a nurse registry, traveling nurse agency, float-pool, home health care agency, temporary nursing employment agency, or as a private duty nurse or personal care provider requiring a nursing or nursing assistant license during the effective period of this Consent Order.

(8) Out-of-State Practice.

Before any out-of-state practice can be credited toward fulfillment of these terms and conditions, Respondent shall first obtain approval from the Board prior to Respondent practicing nursing outside the State of Vermont. If Respondent fails to receive such approval before practicing nursing outside the State of Vermont, none of the time spent practicing nursing out-of-state will be credited toward the fulfillment of the terms and conditions of this Consent Order. The Board will approve out-of-state nursing practice so long as the Respondent can still comply with the provisions of this Consent Order.

If the Respondent receives discipline on a nursing license held in another state during the conditioned period, the Respondent must inform the Board of such, in writing, within ten (10) days of receiving such discipline.

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

Within ten (10) days of the date of entry of this Consent Order, Respondent shall notify the Board, in writing, of her current place of employment, personal address, and telephone number. Respondent shall further notify the Board, in writing, within forty-eight (48) hours of any change in employment (including resignation or termination), personal address, or telephone number.

(10) Notification to Other States.

In the event that the Respondent is licensed in nursing in any other state(s), she must inform the nursing licensing board of the state(s) in which the Respondent is licensed of the conditional status of her Vermont nursing license within thirty (30) days of the date of entry of this Order. If the Respondent fails to provide such notification, it will be considered a violation of this Order.

(11) License Renewal.

If the Respondent's license expires while this Order is still in effect, this Order does not automatically extend the license. In that situation, in order to continue to practice as a nurse, the Respondent must timely apply for renewal, pay the applicable fee and demonstrate that she has otherwise complied with the requirements for license renewal.

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(12) Costs.

The Respondent shall bear all costs of complying with this Consent Order.

(13) Violation of this Order.

If the Respondent violates the terms of this Order in any respect, the Board, after giving the Respondent notice and an opportunity to be heard, may rescind or modify this Order and impose additional appropriate disciplinary actions. If a complaint of unprofessional conduct is made against the Respondent during the term of this Order, this Order shall be automatically extended until the unprofessional conduct matter is concluded.

(14) Completion of Conditional License Period.

After the conditional license period, the Respondent may petition the Board to remove any and all conditions on her license. The Respondent must present proof that she has fully complied with the terms of this Order.

- B. 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).
- C. 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.
- 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: 5/10/12

By: S. Lauren Hibbert
S. Lauren Hibbert
State Prosecuting Attorney

DEBRA H. GOLT
RESPONDENT

Dated: 5/9/2012

By: Debra H. Golt
Debra H. Golt

APPROVED AS TO FORM:

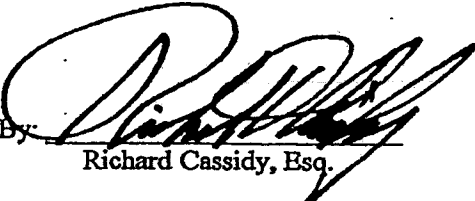
ATTORNEY FOR RESPONDENT

STATE OF VERMONT



Prosecuting Attorney
Office of
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05620-3602

Dated: 5/10/2012

By: 
Richard Cassidy, Esq.

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 5/14/12

By: 
Chairperson

Date of Entry: 5/15/12

STATE OF VERMONT



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Second Floor North
Montpelier, VT
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STATE OF NEW HAMPSHIRE
NEW HAMPSHIRE BOARD OF NURSING

21 S FRUIT ST STE. 16
CONCORD NH 03301-2431

Webpage: <http://www.state.nh.us/nursing>

TDD Access: Relay NH 1-800-735-2964

Nursing 603-271-2323

Nurse Asst. 603-271-6282

In the Matter of:
Debra H. Golt, RN
(Adjudicatory/Proceeding)

Docket No. 12-1204-0343

FINDINGS OF FACT, RULINGS OF LAW AND SANCTIONS

A Hearing, chaired by the Board chairperson Robert Duhaime, RN, was held, *in absentia*, on December 20, 2012 at the Board of Nursing's office, 21 S. Fruit St., Concord, N.H. for Debra Golt, RN, (Respondent) pursuant to the December 5, 2012 Notice of Hearing.

Present at the hearing were:

Board members: J. Kuras, H. Featherston, T. Collins, K. Kidder, C. Smith, B. Fersch, K. Baranowski,
B. Libby, and A. Finn-Waddell

Board members absent: N. Fortin

and Board staff: S. Goodness, K. Dickson.

Atty. L. O'Connor, Prosecutor for the Board

Following presentation of oral or written statements and exhibits the Board found for the following:

FINDINGS OF FACT:

1. The Board first granted a license to practice nursing to Debra H. Golt, RN ("Respondent") on October 17, 1989. Respondent holds license number 034422-21. Respondent's current license will expire on July 17, 2013.
2. On or about May 15, 2012, the Vermont Board of Nursing issued a Stipulation and Consent Order for Respondent.
3. According to the stipulated facts, Respondent was employed at Brattleboro Retreat in Brattleboro, Vermont.
4. A Mental Health Worker from Brattleboro Retreat reported that on or about September 21, 2010, Respondent administered agitation medication to a patient who was not agitated.
5. A Mental Health Worker from Brattleboro Retreat reported that on or about September 21, 2010, Respondent ordered the worker to restrain a patient against his will so that Respondent could administer medication.

Attachment B

6. A Mental Health Worker from Brattleboro Retreat reported that on or about September 16, 2010, Respondent asked the worker to hold down a patient while Respondent forced the patient's mouth open and administered medications with juice through a syringe, which made the patient agitated and upset.
7. On or about May 15, 2012 the Vermont Board of Nursing issued a Stipulation and Consent Order that conditioned Respondent's RN license for a minimum of one year.
8. In addition, the Vermont Board required Respondent to complete a course in ethics of nursing practice within 90 days of the entry of the Order, which was May 15, 2012.
9. As of December 4, 2012, Respondent had not provided the Vermont Board with the required written document that she completed the ethics course.
10. The Vermont Board also required Respondent to complete a course in delegating effectively within 90 days of the entry of the May 15, 2012 order.
11. As of December 4, 2012, Respondent had not provided the Vermont Board with the required written document that she completed the delegating course.
12. The Vermont Board required Respondent to notify any other states where she was licensed about the conditional status of her Vermont nursing license within thirty (30) days of the date of entry of the Order.
13. As of December 19, 2012, Respondent has failed to notify the New Hampshire Board of Nursing that her Vermont license was conditioned by the Vermont Board of Nursing.
14. On or about March 20, 2012, the Board received a Protective Investigation Summary from Adult Protective Services ("APS").
15. APS had investigated allegations that Respondent emotionally abused her elderly mother.
16. APS determined that the allegations of emotional abuse were founded.

RULINGS OF LAW:

1. On or about May 15, 2012, the Vermont Board of Nursing conditioned Respondent's license as a result of allegations of unprofessional conduct performing unsafe and unacceptable patient care, and failing to conform to the essential standards of practice in violation of RSA 326-B:37, II (f) and/or (m) and/or Nur 402.04(b)(6); and/or
2. Respondent emotionally abused her elderly mother in violation of RSA 326-B:37, II (e) and/or (h); and/or
3. Respondent has demonstrated a pattern of behavior that is incompatible with nursing standards of practice in violation of Nur 402.04(b)(17).

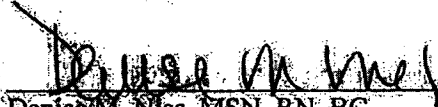
SANCTIONS:

1. For violating sections of the Nurse Practice Act including (1) unprofessional conduct in Vermont and her failure to notify the Board of the discipline imposed by the Vermont Board of Nursing and/or, (2) emotionally abusing her elderly mother and/or demonstrating a pattern of behavior that is incompatible with nursing standards of practice, the Board **REVOKES** Respondent's Registered Nurse license and assesses a monetary penalty of \$1500 representing \$500 for each of the three violations to deter future misconduct and to defray the costs associated with the investigation and prosecution of this case to be paid within 90 days from the effective date of the Board's order in one single payment by certified bank check or postal money order payable to the "NH Board of Nursing". Failure to pay the penalty by the deadline will cause the penalty to be reported to credit reporting services for inclusion on the Respondent's credit record. If the Board determines that collection action including court proceedings are necessary to enforce this obligation, the Board will petition the Court to assess the Respondent with all costs including reasonable legal fees and accrued interest at the prevailing government rate.
2. Should Respondent wish to petition for reinstatement of her registered nursing license, Respondent shall:
 - a. Provide the Board with three character references related to Respondent's honesty, integrity, timeliness and productive work habits. If Respondent has been employed within the past year, at least one of the references must be from an employer;
 - b. Appear before the Board to provide an oral presentation in support of the petition.
3. Should the Board grant reinstatement of Respondent's registered nursing license, a probation period shall follow and the terms, conditions, and stipulations shall be determined at the time of Respondent's Board appearance noted in 2 b. above.
4. Respondent shall provide a copy of this order to all nursing license boards and registries where she is currently licensed or registered and schools of nursing where currently enrolled within 30 days of receipt of the NH Board-executed copy as well as to all licensing boards, employers and schools of nursing for which the Respondent makes future application at the time of such application.
5. Should Respondent apply for any New Hampshire license under RSA 326-B authority on or after the effective date of this order, Respondent shall by the act of filing such application automatically waive any statute of limitations or laches defense which may otherwise be available concerning the misconduct set forth above with the misconduct being fully addressed in the context on Respondent's license application. Respondent shall bear the burden of proving that she possesses sufficient knowledge, judgment, skills, abilities and character qualifications to be licensed in any such future licensing proceedings.
6. Any relief from the provisions of this order shall be granted pursuant to RSA 326-B:39.
7. This order shall become a public document upon signature and a summary of the misconduct noted above may be published in the Board's newsletter and notification of federal and other state agencies and boards of nursing shall be effectuated as required or permitted by law.

BOARD RATIONALE:

The issue before the Board was whether Respondent committed (1) unprofessional conduct in Vermont and her failure to notify the Board of the discipline imposed by the Vermont Board of Nursing and/or, (2) emotionally abusing her elderly mother and/or demonstrating a pattern of behavior that is incompatible with nursing standards of practice. Licensee administered sedating medication to a patient who was not agitated. Vermont Board of Nursing conditioned Respondent's Vermont nursing license for 1 year with the requirements of completing a course in ethics and a course in delegating within 90 days of the May 16, 2012 date of the Vermont Order. Respondent did not notify the NH Board of the requirements. Respondent was also found to be abusing her own mother by the Bureau of Protective Summary and Adult Protective Services. Respondent did not comply with the Board of Nursing's requirement to notify the Board of an address change. Because the Respondent's failure to respond to the Board of Nursing and the overwhelming evidence provided by the Vermont Board of Nursing and Protective Investigation Summary from Adult Protective Services, the Board concludes that the Respondent violated RSA 326-B:37, II (f) and/or (m) and/or Nur 402.04(b)(6); and RSA 326-B:37, II (e) and/or (h); and Nur 402.04(b)(17), the Board has Revoked Respondent's New Hampshire Registered Nurse License and levied a fine of \$1500.00.

BY ORDER OF THE BOARD:


Denise M. Niles, MSN, RN, BC
Executive Director


Date