

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

IN RE:

JULIE A. HANNAN

License No. 025-0007629

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Docket No: NU52-0207

STIPULATION AND CONSENT ORDER

NOW COMES the State of Vermont, through State Prosecuting Attorney, Edward G. Adrian, and the Respondent, Julie A. Hannan, 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, Julie A. Hannan, is licensed in the State of Vermont as a licensed practical nurse holding license number 025-0007629. This license was originally issued on or about March 17, 998 and is currently set to expire on January 31, 2008.

3. At all times relevant, the Respondent was employed as a licensed practical nurse at Centers for Living and Rehabilitation (the "Facility") located in Bennington, Vermont.

4. On or about December 25, 2006 the Respondent was requested by nurse supervisor L.H. to obtain vital signs and make an assessment for patient I.W. The Respondent did not follow through with this request and stated that L.H. was a "pain in the ass" while in the doorway of the patient's room. At the time, the Respondent claimed she could not do the assessment because the blood pressure machine was in the closet. When interviewed by Investigator Stephen Kennedy on February 22, 2007 the Respondent claimed she did take the patient's vital signs and claimed that the "pain in the ass" comment was directed at the difficulty in taking the blood pressure machine out of the closet.

5. On or about January 11, 2007 the Respondent signed off on a narcotic count as being correct. The next nurse coming on, K.B., discovered the count was too high. When interviewed by Investigator Kennedy, the Respondent admitted to this error and stated it was because she had taken out an Ativan for a patient and not administered it because the patient was sleeping, but she did not waste the medication as required.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
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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 failing to conform to the essential standards of acceptable and prevailing nursing practice pursuant to ARBN Chapter 4, Rule IV(II)(B)(2);
- (ii) 3 V.S.A. §129a(b)(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 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 right to 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:

- A. The Board of Nursing hereby **REPRIMANDS** the Respondent's licensed practical nursing license.

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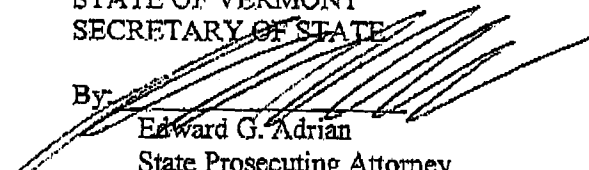
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B. Notwithstanding any provision above, the Respondent must continue to meet all Nursing Board requirements for maintaining a license, license renewal and license reinstatement.

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 STATEDated: 1/9/08By: 

Edward G. Adrian

State Prosecuting Attorney

JULIE A. HANNAN
RESPONDENTDated: 1/12/08By: Julie Hannan

Julie Hannan

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 1-14-08By: Sandra Rice

Chairperson

Date of Entry: 1/15/08

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