

6-130

P/R June

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

IN RE:
SUSAN SCOTT, R.N.
License No. 026-0009683

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)
Docket No: NU 40-0101

STIPULATION AND CONSENT ORDER

The Respondent, Susan Scott, RN, and the State of Vermont, by its Attorney General, William H. Sorrell, stipulate to the statements of Board Authority, Facts and Understandings set forth below and agree to the entry of the following Consent Order by the Vermont State Board of Nursing as a final order in this matter.

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)(5); 3 V.S.A. §814(d); 26 V.S.A. §1582(a).
2. Engaging in conduct of a character likely to deceive, defraud or harm the public is unprofessional conduct upon which the Board can base disciplinary action. 26 V.S.A. §1582(a)(7).
3. Conduct of a character likely to deceive, defraud or harm the public includes falsifying or altering clinical records or making inaccurate or misleading entries. Administrative Rules of the Board of Nursing ("ARBN") Chapter 4, Rule

IV(B)(4)(c).

Facts

4. The Respondent (whose address is listed in the database of the Office of Professional Regulation as RFD, Westfield, Vermont, 05874) is a Registered Nurse under License Number 026-0009683.
5. Respondent was originally licensed on August 1, 1972 and Respondent's license expired on March 31, 2001 and is currently inactive per request.
6. At all times relevant, the Respondent was employed by the Orleans Essex VNA & Hospice, Inc. in Newport, Vermont.
7. On or about, December 30, 2000, Respondent falsified a report by stating that the Respondent provided services to a client when Respondent did not make the visit on that date.

Charges

8. By falsifying clinical records or making inaccurate or misleading entries, the Respondent has:
 - a Engaged in conduct of a character likely to deceive, defraud or harm the public in violation of 26 V.S.A. §1582(a)(7), specifically falsifying clinical records or making inaccurate or misleading entries in violation of the Administrative Rules of the Board of Nursing ("ARBN") Chapter 4, Rule IV(B)(4)(c).

Understandings

- A. The Respondent understands that the Board of Nursing must review and accept the terms of the Order set forth below and that if the Board rejects all or any portion of the Order, then this entire document shall be null and void.
- B. The Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
- C. The Respondent is not under the influence of any drugs or alcohol at the time this document is being signed.
- D. The Respondent agrees that she has had sufficient opportunity to consult with legal counsel before signing this document.
- E. The Respondent is voluntarily waiving her right to a contested hearing before the Board of Nursing.
- F. The Respondent agrees that the Order set forth immediately below may be entered by the Board of Nursing.

Consent Order

G. Based on the above stipulations, it is **ADJUDGED** as follows:

- (1) The "Facts" listed above are true; and
- (2) The Respondent has engaged in unprofessional conduct in that the Respondent has:

(a) Engaged in conduct of a character likely to deceive, defraud or harm the public in violation of 26 V.S.A. §1582(a)(7), specifically falsifying or altering clinical records or making inaccurate or misleading entries in violation of the Administrative Rules of the Board of Nursing ("ARBN") Chapter 4, Rule IV(B)(4)(c).

H. Based on the above stipulation and on the above Findings and Conclusions of this Board, it is **ORDERED** follows:

(1) Respondent is hereby issued a **REPRIMAND** on her license.

I. 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).

J. This Stipulation and Consent Order will remain part of the Respondent's licensing file and may be used in determining sanctions in future disciplinary matters.

AGREED TO:

BY: SUSAN SCOTT
RESPONDENT

Date: June 2, 2001

Susan Scott
Susan Scott

Approved as to form:

Ina L. Shoup
Respondent's attorney

AND BY: STATE OF VERMONT
WILLIAM H. SORRELL
ATTORNEY GENERAL

Date: 6/6/01

George C. Haegle IV
George C. Haegle IV
Assistant Attorney General

ACCEPTED AND SO ORDERED:

BOARD OF NURSING

Date: June 11, 2001

Susan Farrell
Chairperson

Dated entered: 6-13-01