



Ohio Board of Nursing www.nursing.ohio.gov

17 South High Street, Suite 400 • Columbus, Ohio 43215-7410 • (614) 466-3917

I certify that the attached records are a true copy of Ohio Board of Nursing disciplinary records.

Betsy J. Houchen

Betsy Houchen, R.N., M.S., J.D.
Executive Director



**CONSENT AGREEMENT
BETWEEN
BRECKINRIDGE SCHOOL OF NURSING AND HEALTH
SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD
AND
OHIO BOARD OF NURSING**

This Consent Agreement is entered into by and between **BRECKINRIDGE SCHOOL OF NURSING AND HEALTH SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD**, located at 4750 Wesley Avenue, Norwood, Ohio 45212 (**ITT NORWOOD**), and the Ohio Board of Nursing (Board), the state agency charged with enforcing Chapter 4723. of the Ohio Revised Code (ORC), and all administrative rules promulgated thereunder.

ITT NORWOOD voluntarily enters into this Consent Agreement being fully informed of its rights under Chapter 119., ORC, including the right to representation by legal counsel and the right to a formal adjudicative hearing on the issues considered herein.

This Consent Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Consent Agreement.

For purposes of this Agreement, "Consent Agreement" shall be defined as this Agreement, and the following record attached hereto and incorporated herein:

- July 26, 2013 Notice of Opportunity for Hearing (July 2013 Notice);
- November 22, 2013 Consent Agreement between ITT Norwood and the Board (2013 Consent Agreement)
- November 21, 2014 Consent Agreement between ITT Norwood and the Board (2014 Consent Agreement)
- November 20, 2015 Notice of Opportunity for Hearing (November 2015 Notice)

BASIS FOR ACTION

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

- A. The Board is empowered by Section 4723.06(A)(4), Ohio Revised Code (ORC), to define the minimum standards for educational programs of the

schools of registered nursing and schools of practical nursing in this state. Section 4723.06(A)(6), ORC, authorizes the Board to grant conditional approval, by a vote of a quorum of the board, to a new prelicensure nursing education program or a program that is being reestablished after having ceased to operate, if the program meets and maintains the minimum standards of the board established by rules adopted under section 4723.07 of the Revised Code. If the Board does not grant conditional approval, it shall hold an adjudication under Chapter 119. of the Revised Code to consider conditional approval of the program. If the Board grants conditional approval, at the first meeting following completion of the survey process required by division (A)(5) of Section 4723.06, ORC, the Board shall determine whether to grant full approval to the program. If the Board does not grant full approval or if it appears that the program has failed to meet and maintain standards established by rules adopted under Section 4723.07 of the Revised Code, the Board shall hold an adjudication under Chapter 119. of the Revised Code to consider the program. Based on results of the adjudication, the Board may continue or withdraw conditional approval, or grant full approval. Chapter 4723-5, Ohio Administrative Code (OAC), establishes requirements for nursing programs to meet and maintain in order to obtain conditional, provisional and full Board approval.

- B. **ITT NORWOOD** currently operates an Associate Degree in Nursing program, located in Norwood, Ohio. The controlling agency for **ITT NORWOOD** is ITT Education Services, Inc., a foreign for-profit corporation doing business in Ohio under the name "ITT Technical Institute." **Janet Coulter, M.S.N., M.S., R.N., C.C.M., Program Administrator** (Program Administrator), is legally authorized to enter this Consent Agreement on behalf of **ITT NORWOOD** and its controlling agency.
- C. **ITT NORWOOD** was granted conditional approval by the Board effective November 18, 2010.
- D. **ITT NORWOOD** admits to the factual and legal statements contained in the November 2015 Notice, and agrees to correct these deficiencies, so that its conditional approval status may be continued and its student enrollment not be adversely affected.
- E. **ITT NORWOOD** states it has taken steps to address the areas of citation in the November 2015 Notice and that it will take additional steps required to meet and maintain the requirements set forth in Section 4723-06, ORC, and in Chapter 4723-5, OAC, and this Consent Agreement. In its October 2, 2015 Survey Visit Report Response, **ITT NORWOOD** stated:

In addition to providing training to campus and nursing program leadership on this rule, strict procedures have been put in place to insure that all preceptors used by the Program have valid, unrestricted nursing licenses. As part of these procedures, the Nursing Program Administrator verifies the status of the nursing license for every instructor prior to the start of each quarter. Documentation of this review is kept by the Nursing Program Administrative Assistant and uploaded to SharePoint quarterly. Further, the campus leadership and Nursing Chair will review the preceptor schedule prior the start of a quarter to ensure that a preceptor never supervises more than two students at a time.

A preceptor addendum has been attached to all blank copies of clinical contacts so that the campus no longer runs the risk of having a contract signed without the required preceptor addendum. If [the facility in issue] should be used in the future, the addendum will be signed prior the student's experience.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, **ITT NORWOOD** knowingly and voluntarily agrees with the Board to the following terms, conditions, and limitations: The Board denies full approval status to **ITT NORWOOD** and **ITT NORWOOD's** conditional approval status is hereby continued until January 26, 2017, at which time its status will be reviewed by the Board pursuant to Section 4723.06(A)(6), ORC, subject to the following terms and conditions:

1. **ITT NORWOOD** shall not expand its program to any other locations prior to January 26, 2017.
2. **ITT NORWOOD** shall not make any change in its curriculum without advance approval by the Board or its designee.
3. In addition to the requirements set forth in Rule 4723-5-09, OAC, **ITT NORWOOD** shall inform the Board within ten (10) business days, in writing, of any change in its administrator.
4. **ITT NORWOOD** shall submit the reports and documentation required by this Consent Agreement or any other documents required by the Board in order to determine the program's compliance with Chapter 4723-5, OAC, to the attention of the Education Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

5. **ITT NORWOOD** shall verify, within ten days of submission, that the reports and documentation required by this Consent Agreement are received in the Board office.
6. **ITT NORWOOD**, through its administrator, shall submit written progress reports to the Board on or before the following dates: **February 19, 2016; May 20, 2016; August 19, 2016; and October 21, 2016**. These progress reports shall address **ITT NORWOOD's** progress in meeting the terms and conditions of this Consent Agreement, in addition to complying with the requirements of Chapter 4723-5, OAC.
7. When submitting the **February 19, 2016 progress report referenced in Item 6.**, **ITT NORWOOD** shall attach a chart identifying every course in its program with a clinical component; the name of the faculty member responsible for establishing the clinical objectives for the course; the cooperating entity that is being utilized for the course; the names of the students currently assigned to each clinical site; the names of the preceptors being utilized at each clinical site; the number of students being supervised by each preceptor; an attestation that each preceptor has a current, valid nursing license; and a copy of the contract entered into with each cooperating entity. When submitting the **May 20, 2016 progress report referenced in Item 6.**, **ITT NORWOOD** shall attach a chart including all of the above information for the period between February 20, 2016 and May 20, 2016, and a copy of the contract entered into with each cooperating entity (if not previously submitted). When submitting the **August 19, 2016 progress report referenced in Item 6.**, **ITT NORWOOD** shall attach a chart including all of the above information for the period between May 21, 2016 and August 19, 2016, and a copy of the contract entered into with each cooperating entity (if not previously submitted). When submitting the **October 21, 2016 progress report referenced in Item 6.**, **ITT NORWOOD** shall attach a chart including all of the above information for the period between August 20, 2016 and October 21, 2016, and a copy of the contract entered into with each cooperating entity (if not previously submitted).
8. **Within thirty (30) days of any change regarding any cooperating entity** (including changes involving any separate division within the same entity, facilities utilized for student clinical experiences, or termination of any existing agreement or the acquisition of any new affiliation agreement), **ITT NORWOOD** will report such change and provide documentation of the termination or new agreement to the Board.
9. At least one (1) survey visit of **ITT NORWOOD** will be conducted, in accordance with Rule 4723-5-06, OAC, prior to the Board's consideration of **ITT NORWOOD's** program approval status at the January 2017 Board

meeting. **ITT NORWOOD** acknowledges that representatives from the Board may conduct announced or unannounced survey visits, including but not limited to, auditing student records, to determine if **ITT NORWOOD** is complying with the terms and conditions of this Consent Agreement in addition to meeting and maintaining the requirements of Chapter 4723-5, OAC. **ITT NORWOOD** agrees to cooperate with all survey visits and ensure that all materials are timely made available to the Board or its representative.

10. **By February 19, 2016, ITT NORWOOD** shall submit to the Board, for review and approval, a draft of notification to every facility with whom it has an affiliation agreement securing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC. The notification shall inform the facility that **ITT NORWOOD's** conditional approval status is subject to the terms and conditions of this Consent Agreement and that this Consent Agreement is available on the Board's website or will be provided by **ITT NORWOOD** upon the facility's request. **Within thirty (30) days of receiving Board approval of the notification, ITT NORWOOD** shall provide the notification to every facility with whom it has an affiliation agreement. Further, **within thirty (30) days of providing the notification to every facility, ITT NORWOOD** shall submit documentation to the Board identifying each facility that has received the Board-approved notification; identifying each facility that requested a complete copy of this Consent Agreement; and attesting that, when requested, **ITT NORWOOD** has provided a complete copy of this Consent Agreement to the requestor.
11. **ITT NORWOOD** is under a continuing duty to provide notification and, upon request, a complete copy of this Consent Agreement to any new facility providing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC.
12. **By February 19, 2016, ITT NORWOOD** shall provide a copy of this Consent Agreement to all licensed nurses who are teaching nursing courses at **ITT NORWOOD** as faculty or as teaching assistants. **By March 18, 2016, ITT NORWOOD** shall submit documentation to the Board signed by all licensed nurses who are teaching nursing courses at **ITT NORWOOD** as faculty or as teaching assistants to verify that they received a copy of this Consent Agreement. A typed roster will also be provided to the Board listing the names and positions of each faculty member or teaching assistant who has signed a verification.
13. **ITT NORWOOD** is under a continuing duty to provide a copy of this Consent Agreement to any new faculty members or teaching assistants who are teaching nursing courses.

14. **By February 19, 2016, ITT NORWOOD** shall provide written notification to all students that a copy of this Consent Agreement is available upon request. Such notification shall be displayed in a prominent manner in a common area, such as a student bulletin board. Upon request from a student, **ITT NORWOOD** shall provide a copy of this Consent Agreement. Further, by **March 18, 2016, ITT NORWOOD** shall submit documentation to the Board explaining how it provided written notification to all students and attesting that, when requested, **ITT NORWOOD** has provided a copy of this Consent Agreement.
15. **ITT NORWOOD** is under a continuing duty to provide written notification to all new students that a copy of this Consent Agreement is available upon request.
16. **ITT NORWOOD**, its administrator and its other employees or agents shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board, to **ITT NORWOOD's** students or applicants for admission, or to facilities with whom **ITT NORWOOD** contracts for student clinical experiences.

FAILURE TO COMPLY

ITT NORWOOD agrees that its conditional approval status will be considered at the January 2017 Board meeting, at which time the Board may grant or deny full approval status. If it appears that **ITT NORWOOD** has violated or breached any terms or conditions of the Consent Agreement or failed to comply with Chapter 4723 of the Ohio Revised Code (ORC) or any of the rules promulgated thereunder, prior to January 26, 2017, the Board may issue a Notice of Opportunity for Hearing and propose to withdraw **ITT NORWOOD's** conditional approval status. The Board reserves the right to take action based upon any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

DURATION/ MODIFICATION OF TERMS

The terms, limitations and conditions of this Consent Agreement may be modified or terminated in writing at any time upon the agreement of both **ITT NORWOOD** and the Board.

ACKNOWLEDGMENTS/LIABILITY RELEASE

ITT NORWOOD acknowledges that it has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

ITT NORWOOD waives all of its rights under Chapter 119., ORC, as they relate to matters that are the subject of this Consent Agreement.

ITT NORWOOD waives any and all claims or causes of action it may have against the Board, and its members, officers, employees and/or agents arising out of matters that are the subject of this Consent Agreement.

This Consent Agreement shall be considered a public record as that term is used in Section 149.43, ORC. The information contained herein may be reported to appropriate organizations, data banks and governmental bodies.

This Consent Agreement is not an adjudication order within the meaning Chapter 119., ORC. Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedures Act, Chapter 119., ORC.

ITT NORWOOD agrees that the Board is legally authorized under Section 4723.06(A)(6), ORC, to enter this Consent Agreement with ITT NORWOOD, in lieu of a hearing under Chapter 119., ORC, in order to continue its conditional approval status, and waives any legal argument to the contrary.

EFFECTIVE DATE

ITT NORWOOD understands that this Consent Agreement is subject to ratification by the Board prior to signature by the Board President and shall become effective upon the last date of signature below.

Janet Coulter, MSN, MS, RN, CCM 1/11/16
JANET COULTER, M.S.N., M.S., R.N., C.C.M. DATE
Program Administrator

Elizabeth Y. Collis 1-13-16
ELIZABETH Y. COLLIS, ESQ. DATE
Attorney for ITT Norwood

Maryam W. Lyon MSN RN 1-21-16
MARYAM W. LYON, M.S.N., R.N. DATE
President, Ohio Board of Nursing



November 20, 2015

NOTICE OF OPPORTUNITY FOR HEARING

Victoria Shaw, DNP, MSN, CRNP
Program Administrator
Breckinridge School of Nursing and Health Sciences
@ ITT Technical Institute, Norwood
4750 Wesley Avenue
Norwood, Ohio 45212

Dear Dr. Shaw:

In accordance with Chapter 119, Ohio Revised Code (ORC), you are hereby notified that the Ohio Board of Nursing (Board) proposes under authority of Section 4723.06(A)(6), ORC, to withdraw conditional approval and deny full approval status to Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood registered nursing program (Program) for the following reasons:

1. On July 26, 2013, the Board determined that standards established in Chapter 4723-5, Ohio Administrative Code (OAC), had not been met or maintained by **ITT NORWOOD** and the Board issued a Notice of Opportunity for Hearing, a copy of which is attached hereto and incorporated herein (July 2013 Notice). On November 22, 2013, the Board and **ITT NORWOOD** entered into a Consent Agreement in lieu of a hearing on the July 2013 Notice under Chapter 119., ORC, a copy of which is attached hereto and incorporated herein (November 2013 Consent Agreement). The November 2013 Consent Agreement continued **ITT NORWOOD's** conditional approval status to the November 2014 Board meeting. On November 21, 2014, the Board and **ITT NORWOOD** entered into a Consent Agreement that continued **ITT NORWOOD's** conditional approval status to the November 2015 Board meeting, a copy of which is attached hereto and incorporated herein (November 2014 Consent Agreement). On July 28-29, 2015, the Board conducted an announced survey visit to review the Program pursuant to the November 2014 Consent Agreement (2015 Survey Visit). The Board issued its Survey Visit Report on August 25, 2015 (2015 SVR) finding that requirements of Chapter 4723-5, OAC, were not met. **ITT NORWOOD** submitted its Response on or about October 2, 2015 (2015 SVRR). On November 20, 2015, the Board met and, having considered the November 2014 Consent Agreement, the 2015 SVR, and the 2015 SVRR, has determined that the following standards established in Chapter 4723-5, OAC, have not been met or maintained:

- a. The Program utilized a preceptor, Billie Jo Beuter, R.N., who did not

meet the requirements of Rule 4723-5-10(A)(5)(d), OAC. Ms. Beuter did not have current, valid licensure as a registered nurse, as the status of her Ohio registered nursing license, RN-257914, was "Probation with Permanent Restrictions" when she precepted Program students at Sojourner Recovery Services (Sojourner Recovery) in May 2015. Ms. Beuter's registered nursing license has been subject to permanent practice restrictions since a November 2011 Consent Agreement.

Rule 4723-5-10(A)(5)(d), OAC, states, "the minimum qualifications and academic preparation for administrator, faculty, teaching assistant and preceptor appointments for a registered nursing education program are as follows: For a preceptor as defined in paragraph (X) of rule 4723-5-01 of the Administrative Code: Current, valid licensure as a registered nurse in the jurisdiction or foreign country where the supervision of a nursing student's clinical experience occurs." Rule 4723-5-01(L), OAC, provides that "current, valid license" and "current, valid licensure" mean an individual holds a license to practice nursing issued under Chapter 4723. of the Revised Code that is not inactive, suspended, revoked, or subject to restrictions, and for which the individual continues to meet all of the requirements for issuance. Rule 4723-3-01(C), OAC, provides that "Current, valid license" means an authorization to practice issued under Chapter 4723. of the Revised Code that is not inactive, suspended, revoked, or subject to restrictions, and for which the holder continues to meet all of the requirements for issuance.

- b. The Program's written agreement with Sojourner Recovery, provided to the Board during the 2015 Survey Visit process, did not set forth expectations that preceptor(s) were to fulfill. Despite this, the Program utilized a preceptor at Sojourner Recovery to supervise student clinical experiences.

Rule 4723-5-17(B), OAC, requires that when a program is using preceptors, the contract shall expressly set forth the expectations the preceptors are to fulfill.

- c. A preceptor utilized by the Program to provide supervision to nursing students at Sojourner Recovery provided supervision to more than two of the Program's students at one time. Preceptor Billie Jo Beuter, R.N., provided supervision to three of the Program's students at the same time for eight hours on or about each of the following days: May 4, 2015, May 11, 2015 and May 18, 2015.

Rule 4723-5-20(G), OAC, provides that a preceptor shall provide supervision to no more than two nursing students at any one time, provided the circumstances are such that the preceptor can adequately supervise the practice of both students.

Section 4723.06(A)(6), ORC, provides that, for a prelicensure nursing education program that has been granted conditional approval by the Board, at the first meeting following completion of the survey process required by Section 4723.06(A)(5), ORC, the Board shall determine

whether to grant full approval to the program. If the Board does not grant full approval or if it appears that the program has failed to meet and maintain standards established by rules adopted under section 4723.07 of the Revised Code, the Board shall hold an adjudication under Chapter 119. of the Revised Code to consider the program. Based on results of the adjudication, the Board may continue or withdraw conditional approval, or grant full approval.

Accordingly, the Board is authorized to propose to deny full approval and withdraw conditional approval of the Program based upon its failure to meet and maintain the standards established in rules adopted under Section 4723.07, ORC.

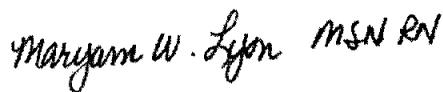
In accordance with Chapter 119, ORC, you are hereby informed that the Program is entitled to a hearing in this matter. If the Program wishes to request such hearing, the request must be made in writing and must be received in the Board office within thirty (30) days of the time of mailing of this notice.

You are hereby further informed that, if the Program timely requests a hearing, Section 119.07, ORC, states that "at the hearing [the Program] may appear in person, by its attorney, or by such other representative as is permitted to practice before the [Board], or may present [its] position, arguments, or contentions in writing." At the hearing the Program may also present evidence and examine witnesses appearing for and against the Program.

Should you choose to request a hearing, please mail or deliver the request, in addition to any other correspondence regarding this matter, to **Hearing Requests/Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio 43215-7410** or to the **email address, hearing@nursing.ohio.gov**.

If the Board fails to receive a request for a hearing within thirty (30) days of the time of mailing of this notice, the Board may, in the Program's absence and upon consideration of the factual and legal allegations set forth in this Notice of Opportunity for Hearing, withdraw conditional approval and deny full approval status.

Sincerely,



Maryam W. Lyon, M.S.N., R.N.
President, Ohio Board of Nursing

Certified Mail Receipt No. 7015 0640 0003 2871 4484
Attorney Certified Mail Receipt No. 7015 0640 0003 2871 4620

cc: Henry G. Appel, Principal Assistant Attorney General
Elizabeth Y. Collis, Esq.



Ohio Board of Nursing

www.nursing.ohio.gov

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**CONSENT AGREEMENT
BETWEEN
BRECKINRIDGE SCHOOL OF NURSING AND HEALTH
SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD
AND
OHIO BOARD OF NURSING**

This Consent Agreement is entered into by and between BRECKINRIDGE SCHOOL OF NURSING AND HEALTH SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD, located at 4750 Wesley Avenue, Norwood, Ohio 45212 (ITT NORWOOD), and the Ohio Board of Nursing (Board), the state agency charged with enforcing Chapter 4723. of the Ohio Revised Code (ORC), and all administrative rules promulgated thereunder.

ITT NORWOOD voluntarily enters into this Consent Agreement being fully informed of its rights under Chapter 119., ORC, including the right to representation by legal counsel and the right to a formal adjudicative hearing on the issues considered herein.

This Consent Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Consent Agreement.

For purposes of this Agreement, "Consent Agreement" shall be defined as this Agreement, and the following record attached hereto and incorporated herein:

- July 26, 2013 Notice of Opportunity for Hearing (July 2013 Notice); and
- November 22, 2013 Consent Agreement Consent Agreement between ITT Norwood and the Ohio Board (November 2013 Consent Agreement)

BASIS FOR ACTION

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

- A. The Board is empowered by Section 4723.06(A)(4), Ohio Revised Code (ORC), to define the minimum standards for educational programs of the schools of registered nursing and schools of practical nursing in this state. Section 4723.06(A)(6), ORC, authorizes the Board to grant conditional approval, by a vote of a quorum of the board, to a new prelicensure nursing education program or a program that is being reestablished after having

ceased to operate, if the program meets and maintains the minimum standards of the board established by rules adopted under section 4723.07 of the Revised Code. If the Board does not grant conditional approval, it shall hold an adjudication under Chapter 119. of the Revised Code to consider conditional approval of the program. If the Board grants conditional approval, at the first meeting following completion of the survey process required by division (A)(5) of Section 4723.06, ORC, the Board shall determine whether to grant full approval to the program. If the Board does not grant full approval or if it appears that the program has failed to meet and maintain standards established by rules adopted under Section 4723.07 of the Revised Code, the Board shall hold an adjudication under Chapter 119. of the Revised Code to consider the program. Based on results of the adjudication, the Board may continue or withdraw conditional approval, or grant full approval. Chapter 4723-5, Ohio Administrative Code (OAC), establishes requirements for nursing programs to meet and maintain in order to obtain conditional, provisional and full Board approval.

- B. ITT NORWOOD currently operates an Associate Degree in Nursing program, located in Norwood, Ohio. The controlling agency for ITT NORWOOD is ITT Education Services, Inc., a foreign for-profit corporation doing business in Ohio under the name "ITT Technical Institute." Katrina Key-Baker, M.S.N., R.N., Program Administrator (Program Administrator), is legally authorized to enter this Consent Agreement on behalf of ITT NORWOOD and its controlling agency.
- C. ITT NORWOOD was granted conditional approval by the Board effective November 18, 2010.
- D. On July 26, 2013, the Board determined that standards established in Chapter 4723-5, OAC, had not been met or maintained by ITT NORWOOD and the Board issued a Notice of Opportunity for Hearing, a copy of which is attached hereto and incorporated herein (July 2013 Notice). On November 22, 2013, the Board and ITT NORWOOD entered into the 2013 Consent Agreement in lieu of a hearing on the July 2013 Notice under Chapter 119., ORC. The 2013 Consent Agreement continued ITT NORWOOD's conditional approval status to the November 2014 Board meeting.
- E. On September 17, 2014, the Board conducted an announced survey visit to review the program for consideration of full approval at the November 20-21, 2014 Board meeting (2014 Survey Visit). The Board issued its Survey Visit Report on September 26, 2014 (2014 SVR) which found that requirements of Chapter 4723-5 Ohio Administrative Code, (OAC) and the November 22, 2013 Consent Agreement were not met. ITT NORWOOD submitted its Response on or about October 3, 2014 (2014 SVRR).

- F. ITT NORWOOD agrees that it has not met or maintained the following requirements as set forth in the SVR, and agrees to correct these deficiencies, so that its conditional status may be continued and its student enrollment not be adversely affected:
1. Despite the requirements of Rule 4723-5-06 (C), OAC, the Pre-Survey Visit Report (PVR) packet ITT NORWOOD provided to the Board in advance of the Survey Visit did not include: the completion of Part I containing the legal/official name of the Program and the number of current students; and a chart identifying all preceptors utilized in the program. These were provided on-site during the Survey Visit upon Board staff request.
 2. Despite the requirements of Rule 4723-15(A)(2) and (A)(6), OAC, and despite the fact that ITT NORWOOD's systematic plan for evaluation (SPE) stated, "100% of preceptors are academically and experientially qualified," based upon "review of preceptors' folders" showing the individual's qualifications, orientation, and mentorship roles and responsibilities, during the Survey Visit, for six (6) of the preceptors, the Program Administrator did not provide records documenting that at least two years of nursing practice and competency in their area of clinical practice. Also, the SPE did not specify a responsibility time frame, or a procedure for evaluating contractual relationships with respect to the use of preceptors and the expectations the preceptors are to fulfill.
 3. Despite the requirements of Rule 4723-5-17(B), OAC, ITT NORWOOD utilized nursing staff at Greystone Healthcare Management Corporation (Mountain Crest) in Fall 2013, and at Vitas Healthcare Corporation of Ohio in Spring 2013, Fall 2013, and February 2014, to provide precepted clinical experiences while the affiliation agreements with these clinical agencies did not contain expectations that preceptors were to fulfill.
 4. ITT NORWOOD utilized River Valley Nursing Home located in Kentucky to provide clinical experiences in Spring 2013. Despite the requirements of Rule 4723-5-17(C)(1), OAC, the Program Administrator was unable to provide any documentation that the Program had contacted the Kentucky Board and did not provide documentation that the Program was compliant with any and all requirements of that board or entity.
 5. Despite the requirements of Rule 4723-5-21 (D)(3), (E)(1) and (E)(2), OAC, verification of licensure was not performed for faculty Michelle Cohen-Fesman and Katrina Key-Baker, until November 13, 2013, approximately two and a half months after the renewal period ended. In

addition, the preceptor records for Melissa Byrd, Julie Brown, Jocelyn Campbell, Susan Orloff, Kenneth Chapman, and Lori Angell, did not include the names and locations of employers in the field of nursing, the time periods by month and year demonstrating at least two years of nursing practice, and competency in the area of clinical practice in which the preceptor provided supervision of a nursing student. Finally, the preceptor records for Melissa Byrd and Jocelyn Campbell did not contain verifications of a current, valid registered nurse license. The Program Administrator did not provide documentation of the license verifications during the survey visit.

6. Despite the requirement of the 2013 Consent Agreement, Paragraph 10, ITT NORWOOD's progress report due on or before December 23, 2013 was not received in the Board's office until December 27, 2013.
- G. ITT NORWOOD further states that it has taken steps, including the following, to address the areas of citation in the 2014 SVR as follows:
- a. Regarding Item F. 1, above, ITT NORWOOD acknowledges that the Part I of the PVR originally submitted to the Board in its PVR submission contained errors in the official/legal name of the entity and in the current total program enrollment. Upon learning of the oversights at the visit, the Program Administrator provided a corrected document immediately. Additionally, the names of preceptors were inadvertently left off of the instructor chart that listed only faculty and administrators. During the survey visit, the Program Administrator provided the list of preceptors to the surveyor when notified that they were missing. To reduce the number of mistakes in future PVR's, the campus is implementing a process by which the PVR is thoroughly reviewed by the campus Director and Dean before submission to the Board.
 - b. Regarding Item F. 2, above, ITT NORWOOD acknowledges that the preceptor documentation, including the preceptor qualification form, proof of valid licensure and/or resume for six (6) individuals was incomplete at the time of the Survey Visit but states that these forms/resumes have since been updated. ITT NORWOOD further states that, to prevent future occurrences of this type, the Program Administrator has put a process in place where the instructor of the course is to verify all preceptor documentation received by the student and provide to the Program Administrator for review before the student's preceptorship is approved. ITT NORWOOD also acknowledges omission in its SPE report of the responsibility time frame and the procedure for evaluating contractual relationships for preceptors. ITT NORWOOD states that the SPE has been updated to indicate specific responsibilities of the preceptor and evaluation protocols for the preceptor, the student, and the overall learning experience. ITT NORWOOD states it will continue to monitor these areas

and update them, as applicable, in future reviews of the SPE and that the SPE will continue to drive the ongoing review of the effectiveness and improvement of the Nursing Program.

- c. Regarding Item F. 3., above, ITT NORWOOD acknowledges that the clinical agreements signed with these agencies did not include preceptor language and states that the preceptor language had inadvertently been omitted in an update to the agreement template but that this has been corrected. ITT NORWOOD states that a new agreement and addendum with Greystone Healthcare Management Corporation, has been executed and that a revised agreement including the correct preceptor language has been sent to Vistas Healthcare Corporation of Ohio, which was reviewing the document.
- d. Regarding Item F. 4., above, ITT NORWOOD states that during the previous Program Administrator's tenure, River Valley Nursing Home, was utilized in September 2013 as a preceptorship only for one student who worked at the facility and wanted to precept there. ITT NORWOOD acknowledges that it does not have documentation on file to support that the former Program Administrator contacted the Kentucky Board of Nursing to ensure that the arrangement complied with their requirements. ITT NORWOOD adds that the facility is no longer in use and that should ITT NORWOOD ever decide to pursue an agreement with an out of state facility, that State's Board of Nursing will be contacted immediately to ensure all applicable rules are followed.
- e. Regarding Item F. 5, above, ITT NORWOOD acknowledges that the licenses for Ms. Cohen-Fesman and Ms. Key-Baker were not verified by the former Program Administrator until November 13, 2013, two and a half months after the renewal period ended. The preceptor documentation including the preceptor qualification form, proof of valid licensure and/or resumes for these six (6) individuals were not complete but have been updated. ITT NORWOOD acknowledged that the preceptor binder which contains the documentation for each preceptor did not contain a license verification for Melissa Byrd or Jocelyn Campbell, though it is their procedure to verify the license at the time of preceptorship. The licenses of these nurses, have been verified. Going forward, the program chair or his/her designee will be responsible to make sure that all necessary documents are completed prior to students starting their preceptor led experience.
- f. Regarding Item F. 6, above, ITT NORWOOD stated that the first Consent Agreement report, due by December 23, 2013, was placed in the Fed Ex pick up station on campus on December 20, 2013, but Fed Ex neglected to make their nightly pick up that evening which was not discovered until the

campus reopened after the holiday on December 26, 2013 and that steps have been taken to ensure that reports will be timely sent to the Board.

- H. ITT NORWOOD states it has taken steps to address the areas of citation in the 2014 SVR and that it will take additional steps required to meet and maintain the requirements set forth in Section 4723, ORC, and in Chapter 4723-5, OAC, and the 2013 Consent Agreement.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, ITT NORWOOD knowingly and voluntarily agrees with the Board to the following terms, conditions, and limitations: The Board denies full approval status to ITT NORWOOD and ITT NORWOOD's conditional approval status is hereby continued until November 20, 2015, at which time its status will be reviewed by the Board pursuant to Section 4723.06(A)(6), ORC, subject to the following terms and conditions:

1. ITT NORWOOD shall not expand its program to any other locations prior to November 20, 2015.
2. By December 19, 2014, ITT NORWOOD shall provide a copy of its current curriculum to the Board. ITT NORWOOD shall not make any change in its curriculum without advance approval by the Board or its designee.
3. ITT NORWOOD shall submit the reports and documentation required by this Consent Agreement or any other documents required by the Board in order to determine the program's compliance with Chapter 4723-5, OAC, to the attention of the Education Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. ITT NORWOOD shall verify, within ten days of submission, that the reports and documentation required by this Consent Agreement are received in the Board office.
5. By JANUARY 19, 2015, ITT NORWOOD shall submit to the Board a chart identifying every course in its program with a clinical component; the cooperating entity that is being utilized for the course; the names of the students currently assigned to each cooperating entity; and a copy of the contract entered into with each cooperating entity.
6. Within thirty (30) days of any change regarding any cooperating entity (including changes involving any separate division within the same entity, facilities utilized for student clinical experiences, or termination of any existing agreement or the acquisition of any new affiliation agreement), ITT

NORWOOD will report such change and provide documentation of the termination or new agreement to the Board.

7. By JANUARY 19, 2015, ITT NORWOOD shall submit to the Board a report describing the steps taken to develop and to implement a Systematic Plan for Program Evaluation that complies with all requirements of 4723-5-15, OAC, including but not limited to: steps taken to ensure collection and consideration of data from faculty and from nursing students; a summary and documentation of the results of the evaluation of each aspect of the program; and a description of how the SPE was utilized to plan and implement changes in the Program.
8. At least one (1) survey visit of ITT NORWOOD will be conducted, in accordance with Rule 4723-5-06, OAC, prior to the Board's consideration of ITT NORWOOD's program approval status at the November 2015 Board meeting. ITT NORWOOD acknowledges that representatives from the Board may conduct announced or unannounced survey visits, including but not limited to, auditing student records, to determine if ITT NORWOOD is complying with the terms and conditions of this Consent Agreement in addition to meeting and maintaining the requirements of Chapter 4723-5, OAC. ITT NORWOOD agrees to cooperate with all survey visits and ensure that all materials are timely made available to the Board or its representative.
9. ITT NORWOOD, through its administrator, shall submit written progress reports to the Board on or before the following dates: December 19, 2014; March 19, 2015; June 19, 2015; and September 7, 2015. These progress reports shall address ITT NORWOOD's progress in meeting the terms and conditions of this Consent Agreement, in addition to complying with the requirements of Chapter 4723-5, OAC.
10. In addition to the requirements set forth in Rule 4723-5-09, OAC, ITT NORWOOD shall inform the Board within ten (10) business days, in writing, of any change in its administrator.
11. By DECEMBER 19, 2014, ITT NORWOOD shall submit to the Board, for review and approval, a draft of notification to every facility with whom it has an affiliation agreement securing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC. The notification shall inform the facility that ITT NORWOOD's conditional approval status is subject to the terms and conditions of this Consent Agreement and that this Consent Agreement is available on the Board's website or will be provided by ITT NORWOOD upon the facility's request. Within thirty (30) days of receiving Board approval of the notification, ITT NORWOOD shall provide the notification to every facility with whom it has an affiliation agreement. Further, within thirty (30) days of providing the notification

to every facility, ITT NORWOOD shall submit documentation to the Board identifying each facility that has received the Board-approved notification; identifying each facility that requested a complete copy of this Consent Agreement; and attesting that, when requested, ITT NORWOOD has provided a complete copy of this Consent Agreement to the requestor.

12. ITT NORWOOD is under a continuing duty to provide notification and, upon request, a complete copy of this Consent Agreement to any new facility providing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC.
13. By DECEMBER 19, 2014, ITT NORWOOD shall provide a copy of this Consent Agreement to all licensed nurses who are teaching nursing courses at ITT NORWOOD as faculty or as teaching assistants. By JANUARY 19, 2015, ITT NORWOOD shall submit documentation to the Board signed by all licensed nurses who are teaching nursing courses at ITT NORWOOD as faculty or as teaching assistants to verify that they received a copy of this Consent Agreement. A typed roster will also be provided to the Board listing the names and positions of each faculty member or teaching assistant who has signed a verification.
14. ITT NORWOOD is under a continuing duty to provide a copy of this Consent Agreement to any new faculty members or teaching assistants who are teaching nursing courses.
15. By DECEMBER 19, 2014, ITT NORWOOD shall provide written notification to all students that a copy of this Consent Agreement is available upon request. Such notification shall be displayed in a prominent manner in a common area, such as a student bulletin board. Upon request from a student, ITT NORWOOD shall provide a copy of this Consent Agreement. Further, by JANUARY 19, 2015, ITT NORWOOD shall submit documentation to the Board explaining how it provided written notification to all students and attesting that, when requested, ITT NORWOOD has provided a copy of this Consent Agreement.
16. ITT NORWOOD is under a continuing duty to provide written notification to all new students that a copy of this Consent Agreement is available upon request.
17. ITT NORWOOD, its administrator and its other employees or agents shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board, to ITT NORWOOD's students or applicants for admission, or to facilities with whom ITT NORWOOD contracts for student clinical experiences.

FAILURE TO COMPLY

ITT NORWOOD agrees that its conditional approval status will be considered at the November 2015 Board meeting, at which time the Board may grant or deny full approval status. If it appears that ITT NORWOOD has violated or breached any terms or conditions of the Consent Agreement or failed to comply with Chapter 4723 of the Ohio Revised Code (ORC) or any of the rules promulgated thereunder, prior to November 20, 2015, the Board may issue a Notice of Opportunity for Hearing and propose to withdraw ITT NORWOOD's conditional approval status. The Board reserves the right to take action based upon any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

DURATION/MODIFICATION OF TERMS

The terms, limitations and conditions of this Consent Agreement may be modified or terminated in writing at any time upon the agreement of both ITT NORWOOD and the Board.

ACKNOWLEDGMENTS/LIABILITY RELEASE

ITT NORWOOD acknowledges that it has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

ITT NORWOOD waives all of its rights under Chapter 119., ORC, as they relate to matters that are the subject of this Consent Agreement.

ITT NORWOOD waives any and all claims or causes of action it may have against the Board, and its members, officers, employees and/or agents arising out of matters that are the subject of this Consent Agreement.

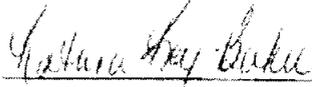
This Consent Agreement shall be considered a public record as that term is used in Section 149.43, ORC. The information contained herein may be reported to appropriate organizations, data banks and governmental bodies.

This Consent Agreement is not an adjudication order within the meaning Chapter 119., ORC. Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedures Act, Chapter 119., ORC.

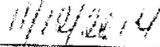
ITT NORWOOD agrees that the Board is legally authorized under Section 4723.06(A)(6), ORC, to enter this Consent Agreement with ITT NORWOOD, in lieu of a hearing under Chapter 119., ORC, in order to continue its conditional approval status, and waives any legal argument to the contrary.

EFFECTIVE DATE

ITT NORWOOD understands that this Consent Agreement is subject to ratification by the Board prior to signature by the Board President and shall become effective upon the last date of signature below.



KATRINA KEY-BAKER, M.S.N., R.N.
Program Administrator



DATE



JUDITH A. CHURCH, D.H.A., M.S.N., R.N.
President, Ohio Board of Nursing



DATE



Ohio Board of Nursing

www.nursing.ohio.gov

17 South High Street, Suite 400 • Columbus, Ohio 43215-7410 • (614) 466-3947

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**CONSENT AGREEMENT
BETWEEN
BRECKINRIDGE SCHOOL OF NURSING AND HEALTH
SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD
AND
OHIO BOARD OF NURSING**

This Consent Agreement is entered into by and between BRECKINRIDGE SCHOOL OF NURSING AND HEALTH SCIENCES @ ITT TECHNICAL INSTITUTE, NORWOOD, located at 4750 Wesley Avenue, Norwood, Ohio 45212 (ITT NORWOOD), and the Ohio Board of Nursing (Board), the state agency charged with enforcing Chapter 4723. of the Ohio Revised Code (ORC), and all administrative rules promulgated thereunder.

ITT NORWOOD voluntarily enters into this Consent Agreement being fully informed of its rights under Chapter 119., ORC, including the right to representation by legal counsel and the right to a formal adjudicative hearing on the issues considered herein.

This Consent Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Consent Agreement.

For purposes of this Agreement, "Consent Agreement" shall be defined as this Agreement, and the following record attached hereto and incorporated herein:

- July 26, 2013 Notice of Opportunity for Hearing (July 2013 Notice).

BASIS FOR ACTION

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

- A. The Board is empowered by Section 4723.06(A)(4), Ohio Revised Code (ORC), to define the minimum standards for educational programs of the schools of registered nursing and schools of practical nursing in this state. Section 4723.06(A)(6), ORC, authorizes the Board to grant conditional approval, by a vote of a quorum of the board, to a new prelicensure nursing education program or a program that is being reestablished after having ceased to operate, if the program meets and maintains the minimum standards of the board established by rules

adopted under section 4723.07 of the Revised Code. If the Board does not grant conditional approval, it shall hold an adjudication under Chapter 119. of the Revised Code to consider conditional approval of the program. If the Board grants conditional approval, at the first meeting following completion of the survey process required by division (A)(5) of Section 4723.06, ORC, the Board shall determine whether to grant full approval to the program. If the Board does not grant full approval or if it appears that the program has failed to meet and maintain standards established by rules adopted under Section 4723.07 of the Revised Code, the Board shall hold an adjudication under Chapter 119. of the Revised Code to consider the program. Based on results of the adjudication, the Board may continue or withdraw conditional approval, or grant full approval. Chapter 4723-5, Ohio Administrative Code (OAC), establishes requirements for nursing programs to meet and maintain in order to obtain conditional, provisional and full Board approval.

- B. ITT NORWOOD currently operates an Associate Degree in Nursing program, located in Norwood, Ohio. The controlling agency for ITT NORWOOD is ITT Education Services, Inc., a foreign for-profit corporation doing business in Ohio under the name "ITT Technical Institute." Penny Lou Bohnert, M.S.N., R.N., Program Administrator (Program Administrator), is legally authorized to enter this Consent Agreement on behalf of ITT NORWOOD and its controlling agency.
- C. ITT NORWOOD was granted conditional approval by the Board effective November 18, 2010.
- D. On July 26, 2013, the Board determined that standards established in Chapter 4723-5, OAC, have not been met or maintained by ITT NORWOOD and the Board issued a Notice of Opportunity for Hearing, a copy of which is attached hereto and incorporated herein (July 2013 Notice).
- E. ITT NORWOOD agrees that the Board is legally authorized under Section 4723.06(A)(6), ORC, to enter this Consent Agreement with ITT NORWOOD, in lieu of a hearing under Chapter 119., ORC, in order to continue its conditional approval status.
- F. On or about October 24, 2013, ITT NORWOOD, through counsel, provided information to the Board.
- G. ITT NORWOOD admits to the factual and legal statements contained in the July 2013 Notice, with one exception as to part of Paragraph 1.a.

of the July 2013 Notice, as specified below, and agrees to correct these deficiencies, so that its conditional approval status may be continued and its student enrollment not be adversely affected.

- H. ITT NORWOOD states that it has taken steps, including the following, to address the areas of citation in the July 2013 Notice as follows:
- a. Regarding Paragraph 1.a., ITT NORWOOD states that effective August 2, 2013, ITT NORWOOD appointed a new Program Administrator, Penny Lou Bohnert, M.S.N., R.N., and that the Program Administrator has the authority to effect all changes necessary to ensure compliance with Section 4723, ORC, and with Chapter, 4723-5, OAC. ITT NORWOOD denies that the former Program Administrator lacked the authority to effect all changes necessary to ensure compliance and states that contrary to the assertion of the previous Administrator, the ITT Norwood Administrator has always possessed the authority to effect change in the Program, provides leadership for the Nursing Program, and is accountable for the administration, planning, implementation and evaluation of the program. ITT NORWOOD also states that procedures have been adopted to ensure timely orientation of new faculty.
 - b. Regarding Paragraph 1.b., ITT NORWOOD states that Student #1 has completed CPR certification; that the Program Administrator has audited all student files and required that all CPR training be completed prior to clinical assignments; that it was determined that Student #2 had completed the clinical component of NU 230 prior to progression to NU 240 but that her NU 230 clinical evaluation grade had not yet been sent to ITT NORWOOD at the time of her progression; and that, going forward, the Program Administrator and Dean will audit student files prior to allowing progression. Also, ITT NORWOOD faculty adopted a revision to its existing student safety and security policy to address student illness in the classroom and clinical setting.
 - c. Regarding Paragraph 1.c., ITT NORWOOD states that Students #1 and #2 completed all NU 270 and NU 280 clinical experiences on or before July 28, 2013, and that both students graduated on July 28, 2013.
 - d. Regarding Paragraph 1.d., ITT NORWOOD states that the Program Administrator, in collaboration with faculty, has continued to develop the SPE and that the SPE will continue to drive the

ongoing review of the effectiveness and improvement of the Nursing Program at ITT Norwood.

- e. Regarding Paragraph 1.e., ITT NORWOOD states that it now only places students at clinical sites with which ITT NORWOOD has an affiliation agreement. ITT NORWOOD adds that it does utilize one clinical site in Northern Kentucky; that an affiliation agreement is in place with the Northern Kentucky site; that the instructor is licensed in both Ohio and Kentucky; and that the Kentucky Nursing Board has been notified of the arrangement.
 - f. Regarding Paragraph 1.f., ITT NORWOOD states that prior to the start of each quarter the Program Administrator will review all syllabi to ensure inclusion of all information required by Rule 4723-5-19, OAC. ITT NORWOOD also states that processes have been adopted to ensure that a grade awarded to a student in a course with a clinical component includes input from the student's clinical instructor.
 - g. Regarding Paragraph 1.g., ITT NORWOOD states it no longer utilizes any clinical site with which ITT NORWOOD does not have a current, valid affiliation agreement.
 - h. Regarding Paragraph 1.h., ITT NORWOOD states it has implemented measures to insure that student and faculty records are complete.
- I. ITT NORWOOD states it has taken extensive steps to address the areas of citation in the July 2013 Notice and that it is motivated to take any additional steps required to meet and maintain the requirements set forth in Section 4723, ORC, and in Chapter, 4723-5, OAC.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, ITT NORWOOD knowingly and voluntarily agrees with the Board to the following terms, conditions, and limitations: The Board denies full approval status to ITT NORWOOD and ITT NORWOOD's conditional approval status is hereby continued until November 20, 2014, at which time its status will be reviewed by the Board pursuant to Section 4723.06(A)(6), ORC, subject to the following terms and conditions:

- 1. ITT NORWOOD is hereby fined five hundred dollars (\$500.00). By May 1, 2014, ITT NORWOOD shall pay the fine of five hundred

dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board.

2. ITT NORWOOD shall not expand its program to any other locations prior to November 20, 2014.
3. By DECEMBER 23, 2013, ITT NORWOOD shall provide a copy of its current curriculum to the Board. ITT NORWOOD shall not make any change in its curriculum without advance approval by the Board or its designee.
4. ITT NORWOOD shall submit the reports and documentation required by this Consent Agreement or any other documents required by the Board in order to determine the program's compliance with Chapter 4723-5, OAC, to the attention of the Education Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. ITT NORWOOD shall verify, within ten days of submission, that the reports and documentation required by this Consent Agreement are received in the Board office.
6. By DECEMBER 23, 2013, ITT NORWOOD shall submit to the Board a chart identifying every course in its program with a clinical component; the cooperating entity that is being utilized for the course; the names of the students currently assigned to each cooperating entity; and a copy of the contract entered into with each cooperating entity.
7. Within thirty (30) days of any change regarding any cooperating entity (including changes involving any separate division within the same entity, facilities utilized for student clinical experiences, or termination of any existing agreement or the acquisition of any new affiliation agreement), ITT NORWOOD will report such change and provide documentation of the termination or new agreement to the Board.
8. By JANUARY 22, 2014, ITT NORWOOD shall submit to the Board a report describing the steps taken to develop and to implement a Systematic Plan for Program Evaluation that complies with all requirements of 4723-5-15, OAC, including but not limited to: steps taken to ensure collection and consideration of data from faculty and from nursing students; a summary and documentation of the results of the evaluation of each aspect of the program; and a description of how the SPE was utilized to plan and implement changes in the Program.

9. At least one (1) survey visit of ITT NORWOOD will be conducted, in accordance with Rule 4723-5-06, OAC, prior to the Board's consideration of ITT NORWOOD's program approval status at the November 2014 Board meeting. ITT NORWOOD acknowledges that representatives from the Board may conduct announced or unannounced survey visits, including but not limited to, auditing student records, to determine if ITT NORWOOD is complying with the terms and conditions of this Consent Agreement in addition to meeting and maintaining the requirements of Chapter 4723-5, OAC. ITT NORWOOD agrees to cooperate with all survey visits and ensure that all materials are timely made available to the Board or its representative.
10. ITT NORWOOD, through its administrator, shall submit written progress reports to the Board on or before the following dates: December 23, 2013; March 21, 2014, June 20, 2014, and September 19, 2014. These progress reports shall address ITT NORWOOD's progress in meeting the terms and conditions of this Consent Agreement, in addition to complying with the requirements of Chapter 4723-5, OAC.
11. In addition to the requirements set forth in Rule 4723-5-09, OAC, ITT NORWOOD shall inform the Board within ten (10) business days, in writing, of any change in its administrator.
12. By DECEMBER 23, 2013, ITT NORWOOD shall submit to the Board, for review and approval, a draft of notification to every facility with whom it has an affiliation agreement securing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC. The notification shall inform the facility that ITT NORWOOD's conditional approval status is subject to the terms and conditions of this Consent Agreement and that this Consent Agreement is available on the Board's website or will be provided by ITT NORWOOD upon the facility's request. Within thirty (30) days of receiving Board approval of the notification, ITT NORWOOD shall provide the notification to every facility with whom it has an affiliation agreement. Further, within thirty (30) days of providing the notification to every facility, ITT NORWOOD shall submit documentation to the Board identifying each facility that has received the Board-approved notification; identifying each facility that requested a complete copy of this Consent Agreement; and attesting that, when requested, ITT NORWOOD has provided a complete copy of this Consent Agreement to the requestor.

13. ITT NORWOOD is under a continuing duty to provide notification and, upon request, a complete copy of this Consent Agreement to any new facility providing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC.
14. By DECEMBER 23, 2013, ITT NORWOOD shall provide a copy of this Consent Agreement to all licensed nurses who are teaching nursing courses at ITT NORWOOD as faculty or as teaching assistants. By JANUARY 22, 2014, ITT NORWOOD shall submit documentation to the Board signed by all licensed nurses who are teaching nursing courses at ITT NORWOOD as faculty or as teaching assistants to verify that they received a copy of this Consent Agreement. A typed roster will also be provided to the Board listing the names and positions of each faculty member or teaching assistant who has signed a verification.
15. ITT NORWOOD is under a continuing duty to provide a copy of this Consent Agreement to any new faculty members or teaching assistants who are teaching nursing courses.
16. By DECEMBER 23, 2013, ITT NORWOOD shall provide written notification to all students that a copy of this Consent Agreement is available upon request. Such notification shall be displayed in a prominent manner in a common area, such as a student bulletin board. Upon request from a student, ITT NORWOOD shall provide a copy of this Consent Agreement. Further, by JANUARY 22, 2014, ITT NORWOOD shall submit documentation to the Board explaining how it provided written notification to all students and attesting that, when requested, ITT NORWOOD has provided a copy of this Consent Agreement.
17. ITT NORWOOD is under a continuing duty to provide written notification to all new students that a copy of this Consent Agreement is available upon request.
18. ITT NORWOOD, its administrator and its other employees or agents shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board, to ITT NORWOOD's students or applicants for admission, or to facilities with whom ITT NORWOOD contracts for student clinical experiences.

FAILURE TO COMPLY

ITT NORWOOD agrees that its conditional approval status will be considered at the November 2014 Board meeting, at which time the Board may grant or deny full approval status. If it appears that ITT NORWOOD has violated or breached any terms or conditions of the Consent Agreement or failed to comply with Chapter 4723 of the Ohio Revised Code (ORC) or any of the rules promulgated thereunder, prior to November 20, 2014, the Board may issue a Notice of Opportunity for Hearing and propose to withdraw ITT NORWOOD's conditional approval status. The Board reserves the right to take action based upon any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

DURATION/MODIFICATION OF TERMS

The terms, limitations and conditions of this Consent Agreement may be modified or terminated in writing at any time upon the agreement of both ITT NORWOOD and the Board.

ACKNOWLEDGMENTS/LIABILITY RELEASE

ITT NORWOOD acknowledges that it has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

ITT NORWOOD waives all of its rights under Chapter 119., ORC, as they relate to matters that are the subject of this Consent Agreement.

ITT NORWOOD waives any and all claims or causes of action it may have against the Board, and its members, officers, employees and/or agents arising out of matters that are the subject of this Consent Agreement.

This Consent Agreement shall be considered a public record as that term is used in Section 149.43, ORC. The information contained herein may be reported to appropriate organizations, data banks and governmental bodies.

This Consent Agreement is not an adjudication order within the meaning Chapter 119., ORC. Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedures Act, Chapter 119., ORC.

ITT NORWOOD agrees that the Board is legally authorized under Section 4723.06(A)(6), ORC, to enter this Consent Agreement with ITT NORWOOD, in lieu of a hearing under Chapter 119., ORC, in order to continue its conditional approval status, and waives any legal argument to the contrary.

EFFECTIVE DATE

ITT NORWOOD understands that this Consent Agreement is subject to ratification by the Board prior to signature by the Board President and shall become effective upon the last date of signature below.

Penny Lou Bohnert, R.N., M.S.N. 11/18/13
Penny Lou Bohnert, M.S.N., R.N. DATE
Program Administrator

Elizabeth Y. Collis 11.19.13
Elizabeth Y. Collis, Esq. DATE
Attorney For ITT Norwood

Judith A. Church, D.H.A., M.S.N., R.N. 11/22/2013
Judith A. Church, D.H.A., M.S.N., R.N. DATE
President, Ohio Board of Nursing

2013 NOV 19 PM 1:09
OHIO



Ohio Board of Nursing www.nursing.ohio.gov
17 South High Street, Suite 400 • Columbus, Ohio 43215-7410 • (614) 466-3947

July 26, 2013

NOTICE OF OPPORTUNITY FOR HEARING

Breckinridge School of Nursing and Health Sciences
@ ITT Technical Institute, Norwood
c/o Traci L. Fletcher-Garrett
Director, ITT Technical Institute Norwood Campus
4750 Wesley Avenue
Norwood, Ohio 45212

Dear Ms. Fletcher-Garrett:

In accordance with Chapter 119, Ohio Revised Code (hereinafter "ORC"), you are hereby notified that the Ohio Board of Nursing (hereinafter "Board") proposes under authority of Section 4723.06(A)(6), ORC, to withdraw conditional approval and deny full approval status to Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood ("Program") for the following reasons:

1. On or about December 11-12, 2012, the Board conducted a survey visit of the Program to review whether the Program was meeting and maintaining the standards for education programs established in Chapter 4723-5, Ohio Administrative Code (OAC), according to Rule 4723-5-06, OAC (December 2012 Survey Visit). On or about December 28, 2012, the Board sent the Program a Survey Visit Report identifying standards not met and maintained (December 2012 SVR). The December 2012 SVR attached a student key (December 2012 SVR Student Key). On or about February 14, 2013, the Board received documentation in response to the December 2012 Survey Visit from the Program (February 2013 Response). The Board reviewed the December 2012 SVR and the February 2013 Response at the March 20-21, 2013, Board Meeting. On or about May 7-8, 2013, the Board conducted a survey visit of the Program to review whether the Program was meeting and maintaining the standards for education programs established in Chapter 4723-5, OAC, according to Rule 4723-5-06, OAC (May 2013 Survey Visit). On or about May 24, 2013, the Board sent the Program a Survey Visit Report identifying standards not met and maintained (May 2013 SVR). The May 2013 SVR attached a student key (May 2013 SVR Student Key). On or about June 24, 2013, the Board received documentation in response to the May 2013 SVR from the Program (June 2013 Response). On July 26, 2013, the Board met and, having considered the December 2012 SVR and the February 2013 Response, and having considered the May 2013 SVR and the June 2013

Response, has determined that the following standards established in Chapter 4723-5, OAC, have not been met or maintained:

- a. Despite the requirements of Rule 4723-5-09(B) and (B)(4), OAC, that the Program Administrator shall have the authority, accountability, and responsibility for all aspects of the Program including but not limited to implementing an orientation process for new faculty, the following occurred: (i) The Program Administrator does not have the authority, accountability and responsibility for all aspects of the Program as the Program Administrator was not authorized to effect change in the Program as demonstrated by meeting minutes, the Systematic Plan of Evaluation (SPE), and statements made by the Program Administrator; and (ii) The Program Administrator did not ensure that the Program's orientation policy was implemented for every new employee of the Program.

Rule 4723-5-09(B), OAC, states that the program shall be administered by a registered nurse administrator who meets the qualifications set forth in Rule 4723-5-10 of the Administrative Code for a registered nursing education program. The program administrator shall have the authority, accountability, and responsibility for all aspects of the program, including but not limited to those items set forth in paragraphs (1) through (10) of Rule 4723-5-09(B), OAC, including implementing an orientation process for new faculty as set forth in 4723-5-09(B)(4).

- b. Despite the requirements of Rule 4723-5-12 (A)(1), (A)(4), and (A)(7), OAC, that the Program Administrator and faculty establish and implement written policies for student admission; student progression including the level of achievement a student must maintain in order to remain in the program or to progress and the requirements for satisfactory completion of each course; and procedures for student illness in the classroom and clinical settings, the following occurred: (i) The record for Student #1 did not contain evidence of CPR certification despite the Program's student admission policy that required the student to have obtained CPR certification [See attached December 2012 SVR Student Key, confidential and not for public disclosure]; (ii) The record for student #2 indicated successful completion of NU230 Adult Nursing II (NU230) with an awarded grade of "B," but the record did not contain an evaluation of student #2's performance in the clinical portion of the course, a requirement for satisfactory completion of NU230 [December 2012 SVR Student Key]; (iii) The Program did not implement its progression policy as written when the Program progressed student #2 to NU240 Gerontological Nursing without evidence of satisfactory completion of NU230; and

(iv) The Program did not establish written policies for student illness in the classroom and clinical settings.

4723-5-12, OAC, states that (A) The administrator of the program and the faculty shall establish and implement written policies for the following: (1) Student admission; (4) Student progression, which shall include the following: (a) The level of achievement a student must maintain in order to remain in the program or to progress from one level to another; and (b) The requirements for satisfactory completion of each course required in the nursing curriculum; and (7) Procedures for student illness in the classroom and clinical settings.

c. Despite the requirements of Rule 4723-5-13, OAC, the Program did not provide clinical experiences that met course objectives as written. Specifically: (i) The Program did not implement NU260 Maternal Child Nursing course objective eleven (11), "Safely administer pharmacotherapy to the pregnant patient and children," with students #1 and 2 [See attached May 2013 SVR Student Key, confidential and not for public disclosure]; (ii) In addition, students #1 and 2 were scheduled to complete the Program on June 8, 2013, and were enrolled in two nursing courses that require completion of clinical experience prior to Program completion. The first course, NU270 Complex Care, requires 120 clinical experience clock hours that include providing nursing care in a critical care setting. The second course, NU280 Roles II, requires 30 clinical experience clock hours of nursing practice under the supervision of a preceptor. As of the conclusion of the May 2013 Survey Visit neither student had been scheduled for the clinical experiences associated with each course despite the nearness of their scheduled Program completion date and the Program Catalog's policy statement that "The school will notify the student of the location, times and dates associated with the practicum or clinical component of any program course(s) that the student is registered to take in a quarter prior to the start of that component." As of June 8, 2013, neither student had been scheduled for the required clinical experiences and therefore neither student could complete the Program by the published completion date.

Rule 4723-5-13, OAC, states that (C) The curriculum objectives or outcomes, course objectives or outcomes, teaching strategies, and evaluation methods shall be: (3) implemented as written; (D) The program shall establish a curriculum plan that sets forth the sequence of courses, the laboratory and clinical experiences that are included in each course, and the units of credit or number of academic or clock hours allotted to theory, laboratory, and clinical experiences. Except as provided in paragraph (E) of this rule, the curriculum shall span a minimum length of two years of full-time study, with each year containing at least thirty weeks including examination time; (F) The curriculum shall consist of course content in nursing art and science, the physical biological and technological sciences, and social and

behavioral sciences. This content may be integrated, combined, or presented as separate courses as follows: (8) Clinical and laboratory experiences that: (a) Meet the established course objectives or outcomes; (b) Provide a student with the opportunity to practice cognitive, psychomotor, and affective skills in the performance of a variety of nursing functions with individuals or groups across the life span; (c) Provide a nursing student with the opportunity to practice technical skills including skills pertaining to intravenous therapy.

- d. Despite the requirements of Rule 4723-5-15, OAC, the Program failed to establish and implement a Systematic Plan of Evaluation (SPE) including but not limited to: (i) As of the completion of the December 2012 Survey Visit, the Program had not established a Systematic Plan of Evaluation (SPE) regarding each aspect of the program, including qualifications of faculty, teaching assistants and preceptors; program policies (with the exception of the grievance policy that was evaluated); evaluation plan of the program; program contractual relationships; responsibilities of faculty teaching a nursing course; responsibilities of faculty and instructional personnel in a clinical setting involving the delivery of nursing care to an individual or group of individuals; and retention of program records; (ii) A later SPE, dated April 8, 2013, did not include data collected from faculty and nursing students, or a summary and documentation of the results of the evaluation of each aspect of the program; and (iii) the SPE was not utilized to plan and implement changes in the Program.

Rule 4723-5-15, OAC, states that a written systematic plan of evaluation shall be established by the administrator of a program and shall include data collected from faculty, teaching assistants, preceptors, nursing students, graduates, and employers of graduates and shall: (A) Specify the responsibility, time frame, and procedure for evaluating each aspect of the program, including: (2) Qualifications of administrators, faculty, teaching assistants and preceptors as set forth in rule 4723-5-10 of the Administrative Code for a registered nursing education program, or rule 4723-5-11 of the Administrative Code for a practical nursing education program; (3) Program policies as set forth in rule 4723-5-12 of the Administrative Code; (5) Evaluation plan of the program as set forth in this rule; (6) Program contractual relationships as set forth in rule 4723-5-13 of the Administrative Code; (7) Responsibilities of faculty teaching a nursing course as set forth in rule 4723-5-19 of the Administrative Code; (8) Responsibilities of faculty and instructional personnel in a clinical setting involving the delivery of nursing care to an individual or group of individuals as set forth in rule 4723-5-20 of the Administrative Code; (9) Retention of program records as set forth in rule 4723-5-21 of the Administrative Code; (B) The results of the evaluation of each aspect of the program as set forth in paragraph (A) of this rule shall be summarized and documented; and (C) Documentation shall demonstrate that the results of the evaluation of each aspect of the program as set forth in paragraph (A) of this rule have been used to plan and implement changes in the program.

- e. Despite the requirements of Rule 4723-5-17, OAC, the Program utilized agencies and cooperating entities for student clinical experiences without entering into written affiliation agreements with the agencies and cooperating entities; did not enter into an affiliation agreement with another precensure program to utilize its faculty to supervise and evaluate student clinical experiences; and did not contact another jurisdiction's board of nursing prior to utilizing facilities in the jurisdiction for its students' clinical experiences. Examples include, but are not limited to: (i) Students #1, 2, 3, 4 and 5 participated in clinical experiences at clinical agencies in Kentucky [December 2012 SVR Student Key]. The Program did not have affiliation agreements with the clinical agencies that were utilized. Further, the Program assigned students #1, 2, 3, 4 and 5 to be supervised and evaluated by clinical instructors employed by ITT Technical Institute, 9500 Ormsby Station Road, Louisville, Kentucky (ITT Kentucky). The ITT Kentucky clinical instructors had no employment relationship with the Program and the Program did not enter into an affiliation agreement with ITT Kentucky to utilize its faculty to provide clinical instruction to the Program's students. Further the Program Administrator did not contact the Kentucky Board of Nursing to determine its requirements for the Program's nursing students engaging in clinical experiences in Kentucky, or otherwise document the Program's compliance with the Kentucky Board of Nursing requirements; and (ii) One or more Program students engaged in clinical experiences through Greystone Healthcare Management in Cincinnati, Ohio, on or about December 11 and 12, 2012. The Program did not have an affiliation agreement with this clinical agency.

Rule 4723-5-17, OAC, states that (A) When a program has any type of cooperative relationship with another entity or a separate division within the same entity including, but not limited to, clinical agencies, a written agreement with the cooperating entity shall: (1) Exist and be current; (2) Be entered into and signed by representatives of both the program and the entity or division with which it has entered into a cooperative relationship; and (3) Be on file at the program office; (C) A Program proposing to utilize a facility for clinical experience in another jurisdiction or foreign country shall: (1) Contact the board of nursing or other entity regulating nursing in that jurisdiction or foreign country and document compliance.

- f. Despite the requirements of Rule 4723-5-19, OAC, faculty responsible for teaching nursing courses did not provide students a syllabus that included the number of clinical hours that would be provided; faculty responsible for teaching nursing courses did not provide students a syllabus that included the name of the faculty and/or teaching assistant teaching the course; and faculty evaluated a student's course achievement without input from the clinical

instructor as required. Specifically: (i) The syllabi provided during the December 2012 Survey Visit for NU230 Adult Nursing II, NU250 Mental Health Nursing and NU260 Maternal/Child Nursing did not contain the number of clinical hours to be provided (120, 60, 60/60 respectively); (ii) The syllabi for the courses NU110 Clinical Nursing Concepts/Techniques I, NU205 Pharmacology, NU121 Dosage Calculations, NU250 Mental Health Nursing and NU260 Maternal/Child Nursing did not contain the names of the faculty teaching each course; and (iii) Despite the requirement that a student must successfully pass the clinical in order to pass NU230 Adult Nursing II, the faculty responsible for teaching the course awarded a passing grade of a "B" to student #2 without clinical evaluation documentation or input from the clinical instructor [December 2012 SVR Student Key].

Rule 4723-5-19, OAC, states that faculty teaching a nursing course shall: (A) Provide a syllabus or outline to each nursing student that includes at least: (4) The number of clinical hours, if applicable; (9) The name of the faculty who will be teaching the course; (D) Evaluate each nursing student's achievement and progress with input from the teaching assistant or preceptor, if utilized.

- g. Despite the requirements of Rule 4723-5-20, OAC, program faculty and a teaching assistant/preceptor did not fulfill their responsibilities in the clinical setting. Specifically: (i) faculty Tama Stevens was responsible for directing the clinical experiences associated with NU230 Adult Nursing and evaluating the performance of student #2 in the course's required 120 hour clinical experience with the input of the student's clinical instructor [December 2012 SVR Student Key]. Despite these requirements, during the December 2012 Survey Visit, there was no documentation that student #2 was evaluated in his/her clinical performance, achievement and progress of the clinical objectives or outcomes. There was no documentation that the clinical instructor provided supervision, designed as directed the student's clinical experience to meet course objectives or outcomes, or that the instructor contributed to the evaluation of the student's clinical performance; and (ii) Program faculty did not provide for supervision of each student in accordance with Chapter 4723, OAC, when students #1, 2, 3, 4 and 5 were assigned to clinical instructors employed by ITT Kentucky for supervision and evaluation of the students' clinical experiences [December 2012 SVR Student Key]. The ITT Kentucky clinical instructors had no employment relationship with the Program and the Program did not enter into an affiliation agreement with ITT Kentucky to utilize its faculty to provide clinical instruction to the Program's students.

Rule 4723-5-20, OAC, states that (C) All experiences for a nursing student in a clinical setting involving the delivery of nursing care to an individual or group of individuals shall be performed under the direction of a faculty member who functions only as a faculty member during the nursing student's clinical experience. The faculty member providing direction shall: (2) Communicate clinical objectives or outcomes to: (b) The teaching assistant and preceptor, if utilized; (4) Make assignments, in conjunction with the teaching assistant or preceptor, if utilized, for the student's experience, consistent with the specific objectives or outcomes of the course in which the student is enrolled; (5) Provide for supervision of each student in accordance with this chapter; and (6) Evaluate the student's experience, achievement, and progress in relation to the clinical objectives or outcomes, with input from the teaching assistant or preceptor, if utilized; (F) The teaching assistant or preceptor providing supervision of a nursing student shall at least: (2) Design, at the direction of a faculty member, the student's clinical experience to achieve the stated objectives or outcomes of the nursing course in which the student is enrolled; (3) Clarify with the faculty member: (a) The role of the teaching assistant or preceptor; (b) The responsibilities of the faculty member; (c) The course and clinical objectives or outcomes; (d) The clinical experience evaluation tool; and (4) Contribute to the evaluation of the student's performance by providing information to the faculty member and the student regarding the student's achievement of established objectives or outcomes.

- h. Despite the requirements of Rule 4723-5-21, OAC, the Program Administrator did not develop and implement a record retention plan as required, including but not limited to: (i) The record for student #1 [December 2012 SVR Student Key] did not contain documentation of CPR certification as required by the Program; (ii) The record for student #2 did not contain a clinical evaluation record for NU230 although the student was determined to have successfully passed the course with a grade of "B" [December 2012 SVR Student Key]; and (iii) The records for faculty Tama Stevens, Leslie Artez and Michelle Cohen-Fesman did not contain copies of their academic transcripts; (iv) Records for faculty Tama Stevens, hired August 6, 2012, and Michelle Cohen-Fesman, hired September 19, 2012 contained documentation that their licenses were not verified until October 10, 2012.

Rule 4723-5-21, OAC, states that the administrator of the program shall develop and implement a record retention plan that shall include Rule 4723-5-21, OAC, states that the administrator of the program shall develop and implement a record retention plan that shall include: (A) Records for currently enrolled nursing students that include: (1) Admission or transfer records; and (3) Clinical experience evaluation records; (B) Records for all graduates of the program that shall include complete transcripts indicating the credential granted and the date of completion of the program; (D) Records for each faculty and teaching assistant currently being utilized in the program that shall include documentation of: (1) Academic credentials, including copies of official academic transcripts; and (3) Verification of current,

valid licensure as a registered nurse in Ohio at the time of appointment, and at each licensure renewal.

Section 4723.06(A)(6), ORC, provides that, for a prelicensure nursing education program that has been granted conditional approval by the Board, at the first meeting following completion of the survey process required by Section 4723.06(A)(5), ORC, the Board shall determine whether to grant full approval to the program. If the Board does not grant full approval or if it appears that the program has failed to meet and maintain standards established by rules adopted under section 4723.07 of the Revised Code, the Board shall hold an adjudication under Chapter 119 of the Revised Code to consider the program. Based on results of the adjudication, the Board may continue or withdraw conditional approval, or grant full approval.

Accordingly, the Board is authorized to propose to deny full approval and withdraw conditional approval of the Program based upon its failure to meet and maintain the standards established in rules adopted under Section 4723.07, ORC.

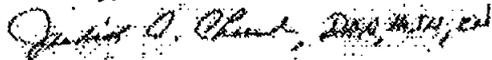
In accordance with Chapter 119, ORC, you are hereby informed that the Program is entitled to a hearing in this matter. If the Program wishes to request such hearing, the request must be made in writing and must be received in the Board office within thirty (30) days of the time of mailing of this notice.

You are hereby further informed that, if the Program timely requests a hearing, Section 119.07, ORC, states that "at the hearing [the Program] may appear in person, by its attorney, or by such other representative as is permitted to practice before the [Board], or may present [its] position, arguments, or contentions in writing." At the hearing the Program may also present evidence and examine witnesses appearing for and against the Program.

Should you choose to request a hearing, please mail or deliver the request, in addition to any other correspondence regarding this matter, to Lisa Ferguson-Ramos, Compliance Unit Manager, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus OH, 43215-7410, or to the email address, hearing@nursing.ohio.gov.

If the Board fails to receive a request for a hearing within thirty (30) days of the time of mailing of this notice, the Board may, in the Program's absence and upon consideration of the factual and legal allegations set forth in this Notice of Opportunity for Hearing, withdraw conditional approval and deny full approval status.

Sincerely,



Judith A. Church, D.H.A., M.S.N., R.N.
President, Ohio Board Of Nursing

Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood
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cc: Henry G. Appel, Senior Assistant Attorney General
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