

Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
September 15-16, 2005

REGULAR MEETING OF THE BOARD SEPTEMBER 15-16, 2005

The regular meeting of the Ohio Board of Nursing (Board) was held on September 15-16, 2005. The president, vice-president, and interim executive director (IED) reviewed the agenda prior to the meeting.

On Thursday September 15-16, 2005, at 9:00 a.m. the meeting of the full Board began its meeting at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. At 9:00 a.m., President Yvonne Smith called the meeting to order in open session.

BOARD MEMBERS:

Yvonne Smith, MSN, RN, CNS, President
Mary Jean Flossie, LPN, LNHA, Vice President (present until 3:00 p.m. Friday)
Anne Barnett, BSN, RNC (present until 2:30 p.m. Friday)
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
Elizabeth Buschmann, LPN
Kathleen Driscoll, JD, MS, RN
Lisa Klenke, MBA, RN, CNA-A
Cynthia Krueger, RN, MSN
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters
J. Jane McFee, LPN
Kathleen O'Dell, RN, M.ED. NCSN
Teresa Williams, LPN

STAFF MEMBERS:

Betsy Houchen, JD, MS, RN, Interim Executive Director
Rosemary Booker, Fiscal Manager
Lisa Emrich, MSN, RN, Monitoring Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Manager
Diana Hisle, Executive Assistant
Jacqueline Loversidge, RNC, MS, Nursing Education Consultant
Nancy Manns, RN, MS, Standards/Practice Consultant
Eric Mays, BS, Operations Manager
Susan Milne, RN, MSN, JD, Advanced Practice Consultant
Norma Selders, RN, MS, Nursing Practice & Education Manager
Cynthia Snyder, JD, Legislative/Regulatory Specialist
Stacy Thacker, Human Resources Manager

Katherine Bockbrader, JD, Assistant Attorney General
Tara Berrien, JD, Assistant Attorney General
P.R. Casey, JD, Assistant Attorney General

Unless noted in these minutes as exhibits, all written reports submitted to the Board shall be maintained on file in the Board office according to the Board's records retention schedule.

Vice President Mary Jean Flossie read the Board's mission statement and stated that the mission statement is printed on the agenda and on the condensed agenda.

ADMINISTRATIVE MATTERS

Report of the President

Announcements of meetings/scheduled events

President Smith:

- Reviewed on Thursday September 15, 2005 the following scheduled events:
8:30 AM Board Reception was held in Conference Room D; 9:00 AM – Roll Call; 11:00 AM – Two new Nursing Education Programs; Noon Meeting – Medication Aides (MAs) Rules Committee and at 3:30 PM Executive Session to deliberate on disciplinary cases;

- Reviewed on Friday September 16, 2005 the following scheduled events:
9:00 AM – Roll Call; 10:00 AM – Open Forum; Noon meeting - Board Task Force on Center for Nursing. Reports on the task force meetings to follow during the meeting; and
- Executive sessions will be held on Thursday September 15, 2005 and Friday September 16, 2005, as needed.

Housekeeping items/reminders

President Smith:

- On Thursday September 15, 2005 recognized students from Wright State University and on Friday September 16, 2005 welcomed the gallery;
- Reminded Board members to have all beverages capped to avoid spills due to the new audio equipment;
- Announced that the meeting is being recorded for purposes of the minutes;
- Requested Board members to introduce themselves and indicate their practice areas and hometowns; and
- Reminded Board members that motions to extend discussion should be for a minimum of fifteen-thirty minutes.

On Thursday afternoon September 15, 2004 IED Houchen informed the Board that the staff was having a silent auction and that Board members are invited to participate and view the baskets that are up for bid. The auction ends at 4:00 p.m. today. Ms. Houchen announced that staff has already met the Combined Charitable Campaign goal of \$7,500 and proceeds from a previous auction are being donated to the Katrina Hurricane Relief Fund. The total amount raised will be available at the next Board meeting.

Discussion of the Agenda, Report Agenda

The Board agreed by general consent to the changes to the ordering of the agenda necessitated by the timed agenda. The minutes are presented in the order of the agenda. The meeting took place on Thursday September 15, 2005, from 9:00 a.m. through 5:15 p.m. and on Friday September 16, 2005, from 9:00 a.m. through 3:30 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE REPORT AGENDA AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The report agenda included the following agenda items: Letter to the Governor regarding geographical and practice area needs of the Board in terms of future appointments; and DT Training Program Survey Visit for DCI, Cincinnati.

Minutes of July 21-22, 2005 Board meeting

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE MINUTES OF THE JULY 21-22, 2005 BOARD MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Interim Executive Director report

The Board received the IED's written report submitted by Betsy Houchen as of September 6, 2005.

IED Betsy Houchen highlighted the report as follows:

- **Medication Aide Pilot Program**

The Medication Aide Advisory Council convened in August with Judith Brachman, serving as Chairperson. The Council is meeting every two weeks reviewing and providing advice on the development of administrative rules for the medication aide pilot program. The sixteen-member group is working diligently to meet tight timeframes for completion. The staff group of Lisa Emrich, Holly Fischer, Betsy Houchen, Norma Selders, and Cynthia Snyder meet two to three times per week to draft and re-draft rules, discuss issues, and research other states' regulations. Additional information is provided later on the agenda.

- **NCSBN Delegate Assembly**

Several staff and Board members attended the Annual Meeting/Delegate Assembly the first week of August in Washington, DC. The meeting was primarily a business and voting meeting. Betsy Houchen and Yvonne Smith served as voting Delegates for the Board. Also attending were Board members Lisa Klenke and Kathleen Driscoll and staff Norma Selders and Rick Young. Among other reports and updates there were white papers and reports presented on TERCAP, education programs, delegation, and criminal records checks.

- **Regulatory Boards and Commissions**

Betsy Houchen attended three meetings with other Boards and Commissions. One meeting was with representatives of Boards and Commissions regarding consolidation plans. Another meeting was with the Ohio Board of Pharmacy and the Ohio Medical Board to discuss practice, legislative, and regulatory issues.

Sue Milne and Nancy Manns also attended. Lastly, the Joint Meeting of Regulatory Boards and Commissions meets every other month to provide updates and share information.

- **Coastal Disaster Relief**

The Ohio Board of Nursing worked to clarify how medical personnel, including nurses, can volunteer and effectively deal with licensing in other states. On September 2, 2005, the Ohio Department of Health and the Ohio Medical Reserve Corps (OMRC) Committee facilitated a conference call to coordinate the Medical Reserve Corps (MRC) activation in support of the American Red Cross (ARC) disaster operations. The OMRC Committee has been identifying and addressing multiple complex issues associated with medical volunteers including: licensure; liability; credentialing; verification that the individual volunteer is really the person who he/she claims he/she is, worker's comp, security, transportation, food and shelter, etc. These are especially problematic when volunteers are requested out-of-state. Federal agencies are developing procedures/processes to meet these legal/logistical needs. At this point there are two identified federal processes/procedures to meet these legal and logistical needs for medical volunteers: (1) Health and Human Services (HHS) – Hospital teams; and (2) Medical Reserve Corps/American Red Cross. These processes/procedures are for private, [non-government employed] citizens. For public health and/or other governmental employees there are policies and procedures through the Emergency Management Assistance Compact (EMAC). Through EMAC, a disaster-impacted state can request and receive assistance from other member states; EMAC addresses the legal and logistical needs for governmental employees. Public health and/or other governmental employees who are interested in being volunteers should follow procedures through their state/local employers. Ohio is asking that private, [non-government employed] medical volunteers go through the MRC or ARC for assignment to the affected areas. By working as part of the MRC, nurses with active, valid licenses in other states will be considered federal employees and will not need a license to practice in the state where they are going. Also, the ARC has established agreements with all states through Reciprocal Waivers, so if nurses with active, valid licenses in one state are activated through ARC, they will be able to practice in other states without having a license to practice in that state. Nurses who work for hospitals are advised to work through the hospital because many hospitals are organizing groups of volunteers. If medical personnel want to volunteer and are not working for a hospital, they should register on-line at www.serveohio.org. If chosen for an assignment, the MRC will contact the individual. Also, medical personnel may contact the local MRC Office to volunteer. Ms. Houchen reported that the Board consulted with its AAG regarding issuing temporary permits to displaced nurses, but is unable to obtain evidence to show the nurses have a valid active license in the impacted states. State boards are unable to access Louisiana's licensure data.

- **Board Meeting Audio Broadcast**

IT staff are currently researching a way to broadcast Board meetings over the Internet. An internal streaming audio broadcast may be tested as early as the November meeting allowing board staff to listen in their offices. If the network and related hardware can manage the load, it may be possible to broadcast a live audio stream over the Internet to students and other interested parties.

- **Data Exchange**

Board staff will be meeting with the Ohio Board of Regents (BOR) to discuss exchange of data. BOR has requested a mechanism that would allow them to compare their loan recipients against our licensee database to determine possible dates of program completion and licensure. Staff will insure that confidentiality is maintained and that only public information is shared.

- **Legislative/Regulatory**

Ms. Houchen reported that the Board received information from LPNAO regarding proposed statutory changes for LPNs. They received the draft language yesterday and staff will be reviewing and working with LPNAO to bring back information to the Board at its next meeting. On August 24th, Betsy Houchen and Cynthia Snyder met with Senator Kirk Schuring (R-Canton). The purpose of the meeting was to discuss Nurse Licensure Compact legislation.

- **On-line renewals**, as of August 19, 2005, are as follows for registered nurses, certificate of authority, and certificates to prescribe: May - 10,629; June - 13,275; July - 5,377; and August - 2,035. A total of 25-30 percent of nurses renewed online for the first time. The process went well with a lot of planning and staff involvement.

- **Emerging Issues**

Emerging Issues is scheduled for Tuesday, November 8, 2005. The program will be held in Studio One in the Vern Riffe Center. Seating will be limited to 250. There will be a registration fee of \$15. The program will focus on current issues for the Board such as: MAs and other recent legislation; issues related to the increase in professional boundary violations; dialysis technicians; the nursing students and advanced practice nurses. The following staff will be presenting: Jackie Loversidge, Melissa Knauss, Sue Milne, and Nancy Manns.

The IED report covered the following areas or programs:

- Rosemary Booker – Financial Administration;
- Eric Mays - Information Technology; Facilities and Telecommunications; Nurse Education Grant Program (NEGP);

- Stacy Thacker – Human Resources;
- Cynthia Snyder – Legislative/Regulatory Specialist Report (See report below);
- Norma Selders –Education, Licensure and Nursing Practice; Licensure, Renewals; Continuing Education; and Advisory Group for Continuing Education; Dialysis and Emerging Issues;
- Jackie Loversidge - Nursing Education Progress Reports; Program Updates; Upcoming survey visits to Nursing Education Programs, 2005; and Proposed Programs;
- Lisa Ferguson-Ramos – Disciplinary Unit; and
- Lisa Emrich - Monitoring & Alternative Programs Unit; Post-Disciplinary Monitoring Statistics; Alternative Program for Chemical Dependency Statistics; and Practice Intervention and Improvement (PIIP) Statistics (July and August 2005).

Ms. Ferguson-Ramos asked whether adding a breakdown with the statistics as requested was helpful or if additional information was needed. Board member Judith Brachman responded that it was a great report and that she appreciated the additional information. Ms. Brachman asked whether the Board would reconsider releasing information on nurses in Monitoring with consent agreements. She also requested staff member Lisa Emrich to bring back information on how many inquiries she gets for information and to gather more data for the Board's review. Ms. Emrich stated that most inquiries are from the general public and the media. Ms. Brachman asked whether Ms. Emrich could provide data over a two month period consisting of the number of inquiries and from whom to determine if this is a safety issue or not. Ms. Emrich responded that this would be a good timeframe to collect the information. Bertha Lovelace commented that providing this information to the public has the potential to become distorted based on individual perceptions. The Board, on a case-by-case basis, handles these cases and others may not handle the data appropriately. She further stated that these people are constantly being monitored and the Board can increase daily monitoring if necessary. Anne Barnett has concerns that some facilities would call to check on monitoring status, but other facilities might not. This would mean that the Board is notifying some, but not all employers. This would also be difficult for the Board to track. President Smith requested that staff come back in March 2006 with data on the number of calls received and from whom, and information regarding any liability to the Board. The Board agreed by general consent that the staff provide this information for further consideration.

Legislative/Regulatory Specialist

The legislature remains in recess so there have been no voting sessions or legislative Committee hearings since the July Board meeting. The tentative fall schedule is as follows:

September 6th-8th Committee Hearings
September 13th-15th Committee Hearings
October 4th House and Senate Session
October 5th House and Senate Session
October 6th Committee Hearings
October 11th-13th Committee Hearings
October 18th House and Senate Session
October 19th House and Senate Session
October 20th Committee Hearings
October 25th House and Senate Session
October 26th House and Senate Session
October 27th Committee Hearings

Voting sessions are scheduled in November and December on an as-needed basis only. On August 24th, Betsy Houchen and Cynthia Snyder met with Senator Kirk Schuring (R-Canton). The purpose of the meeting was to discuss Nurse Licensure Compact legislation. The five-year rule review process continues for Ohio Administrative Code Chapters 4723-8, Advanced Practice Nurses; 4723-9, Prescriptive Authority; and 4723-23, Dialysis Technicians. Draft changes will be presented to the Board at the September meeting for approval to file with the Joint Committee on Agency Rule Review in October. A public hearing on the proposed rule changes will be held on November 16, 2005, in conjunction with the November Board meeting.

Legislative Chart

The Board received the Legislative Status Report as of August 12, 2005 submitted by Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant information. Ms. Snyder reviewed the chart and answered questions of the Board members for clarification. Board Member Teresa Williams thanked Ms. Snyder for providing the chart on a CD.

Fiscal Report

The Board received a written memo with the attached financial report submitted by Rosemary Booker. The report covers expenditures and revenue that occurred during the first quarter of SFY 2006. Funds encumbered in FY 2005, and used to make purchases during FY 2006, were omitted. Ms. Booker provided an update on the on-line renewals to date, and answered questions for clarification regarding the Special Issues Fund. Ms. Booker explained that donations to the Special Issues Fund needed to be determined. The current balance is \$55,250.00, which includes funds rolled forward from SFY 2004. Ms. Houchen stated that she and Ms. Booker needed to work out how the money can be spent on the nursing center. Ms. Houchen added that this information would be prepared and provided for the nursing center meeting tomorrow.

Executive Sessions

On Thursday September 15, 2005,

IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMINENT COURT ACTION AND TO DISCUSS A PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday September 15, 2005, at 11:23 a.m. the Board went into executive session to discuss pending and imminent court action and to discuss a personnel matter related to the employment of staff. All staff members and all visitors left the meeting room, except for AAG Kathy Bockbrader and Betsy Houchen who remained during the discussion on pending and imminent court action. Other than AAG Kathy Bockbrader, all staff members and all visitors left the meeting room during the discussion on a personnel matter related to the employment of staff.

At 12:04 p.m., the Board reconvened in open session and Mary Jean Flossie reported that at 11:40 a.m. on Thursday September 15, 2005, the Board went into executive session to discuss pending and imminent court action and to discuss a personnel matter related to the employment of staff.

On Thursday September 15, 2005

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD APPOINT BETSY HOUCHEEN AS EXECUTIVE DIRECTOR EFFECTIVE SEPTEMBER 18, 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Before going into executive session President Smith asked all Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials to refrain from participating.

On Thursday September 15, 2005,

IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON CASES BEFORE THE BOARD. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday September 15, 2005, at 3:15 p.m., the Board went into executive session to deliberate on cases before the Board. Board members Yvonne Smith and Bertha Lovelace, AAG Kathy Bockbrader, all staff members and visitors left the room during the deliberations on cases.

At 5:15 p.m. the Board reconvened in open session and on Friday September 16, 2005 at 9:00 a.m., Mary Jean Flossie reported that at 3:15 p.m. on Thursday September 15, 2005, the Board went into executive session to deliberate on cases before the Board.

Report of Assistant Attorney General

On Thursday September 15, 2005, the Board received a written report on pending and imminent court actions from AAG Kathy Bockbrader.

Special Orders

Plan for November celebration for retiring Board members

Hospitality Chairperson Teresa Williams reported that The Yard Club Restaurant in Hilliard, Ohio has been chosen for the retirement dinner on November 17, 2005. The dinner should cost around thirty dollars per person and all staff are invited to attend. Ms. Williams stated that she would need the total number attending in advance. She stated that a private room with either a buffet style menu or a choice of three different entrees is available. She has a menu available if anyone is interested in reviewing it. The retirement gifts will be purchased before October 1, 2005, with the dinner plans to be finalized by October 15, 2005.

Report on request regarding what is needed by Governor's office for re-appointment of Board members

The Board received a copy of the letter from the Executive Director to the Governor requesting that consideration be given to the Southeast area of Ohio and that practice areas need to include advanced practice with prescriptive authority, long-term care experience, and possibly a nurse educator. President Smith also confirmed that a letter from herself to the Governor would be sent endorsing all members who are up for reappointments and verifying that they are in good standing.

Review potential rule changes and propose to adopt new, revised, or rescinded rules (Under 3.2.1)

Appoint Board Task Force on Advisory Group Appointments for the period beginning after the September meeting through the following September meeting

President Smith requested volunteers for the Board Task Force on Advisory Group Appointments. President Smith explained the role of the task force was to offer recommendations to the full Board for advisory group appointments whose terms are scheduled to expire, and occasionally for appointments outside of the normal cycle. Board members Elizabeth Buschmann, Bertha Lovelace, Anne Barnett and Debra Broadnax volunteered. The task force will meet at noon Thursday November 17, 2005 to review applications to fill positions of those whose terms are expiring. Staff members will identify the vacancies that need to be filled and provide applications.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD APPOINT THE FOLLOWING BOARD MEMBERS TO THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS FOR THE PERIOD BEGINNING AFTER THE SEPTEMBER 2005 BOARD MEETING THROUGH THE SEPTEMBER 2006 BOARD MEETING: ANNE BARNETT, DEBRA BROADNAX, ELIZABETH BUSCHMANN AND BERTHA LOVELACE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Appoint Board Task Force on Retreat for following year and set dates

President Smith requested volunteers for the Board Task Force on Retreat. President Smith explained the role of the task force was to plan and set the agenda based on feedback from the full Board. A recommendation was made after the 2005 retreat that the next Retreat consist of one and one-half days of discussion with staff members and one half day of professional development for the Board. She also requested members to review dates in April for the 2006 retreat date. Following discussion, it was agreed by general consent to schedule the Board retreat on Tuesday April 18 and Wednesday April 19, 2006. Board members Anne Barnett, Cynthia Krueger, Kathleen O'Dell and Teresa Williams volunteered for the task force. The Board agreed by general consent with the suggested plans.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD APPOINT THE FOLLOWING BOARD MEMBERS TO THE BOARD TASK FORCE ON RETREAT FOR 2006 AND SCHEDULE THE BOARD RETREAT ON APRIL 18 AND APRIL 19, 2006: ANNE BARNETT, CYNTHIA KRUEGER, KATHLEEN O'DELL AND TERESA WILLIAMS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Review draft of Annual Report

The Board received a draft of the Annual Report for fiscal year 2005 (July 1, 2004 to June 30, 2005) submitted by IED Betsy Houchen. The report remained in the same format as last year's, but updated and edited. Strategic initiatives, taken from the Strategic Plan, are included for each program and function of the Board. President Smith stated the report was well done and suggested changing Interim Executive Director to Executive Director. Judith Brachman suggested an editorial change on page 13 of the report.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD APPROVE THE DRAFT OF THE ANNUAL REPORT AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Open Forum

No one was scheduled for Open Forum.

REPORTS FROM BOARD MEMBERS

Board Task Force Reports

Board Task Force on Center for Nursing

Board member Judith Brachman, Chairperson, highlighted the discussion of the Board Task Force on Center for Nursing meeting, which met at noon on Friday September 16, 2005. Ms. Brachman reported on the amount of money available in the Special Issues Fund, however the amount available for the virtual center

needs to be determined. The group discussed the goal of the nursing center, the web site, and focusing on regulatory excellence. During the next meeting the amount of money available will be determined as well as the costs that are involved. Ideas and comments will be sought regarding information on the web site such as the Board's workforce survey, practice issues, research information, nursing demand data, nursing graduation rates, regulatory issues, etc. The task force will meet again at noon Friday November 18, 2005.

Advisory Group Chair Reports

Report of the Advisory Group on Nursing Practice & Education Issues

Board member Kathleen Driscoll, Chairperson, highlighted the discussion of the Advisory Group on Nursing Practice and Education Issues meeting held in August. Ms. Driscoll provided the Advisory Group information from the NCSBN Annual meeting. They reviewed the two new nursing education program proposals presented during this meeting for approval. They also discussed clinical settings for the MAs and LPN high school programs. Discussion surrounded availability of seats in clinical settings. It was believed that some programs might not have access to clinical settings because other programs require more clinical hours. In regards to MAs, staff stated that a survey showed that more errors occurred when meds are being dispensed when performing other duties. There was a discussion regarding the appropriateness of LPN high school programs, specifically in terms of the level of maturity of students and graduates. There are 2 new high school programs being developed. The group will be revisiting these issues. Following discussion, the Board agreed by general consent that the concerns with LPN high school programs be placed on the January 2006 agenda with additional information provided for further discussion.

Report of the Advisory Group on Dialysis

Board member Debra Broadnax, Chair, Advisory Group on Dialysis highlighted the discussion of the Advisory Group on Dialysis meeting held on August 16, 2005. Ms. Broadnax reported that the first CE audit of Ohio Certified Dialysis Technicians (OCDT) had been conducted for the 2005 OCDT renewal. Three hundred and five OCDTs were audited; only fourteen have not responded or have completed the audit. Ms. Broadnax also reported that the Advisory Group had a lengthy discussion regarding dialysis practice in acute care settings and the ability of an RN who has knowledge of dialysis, but is not competent to perform all aspects of dialysis, to delegate dialysis care to the dialysis technician. The Advisory Group is closely watching federal legislation for guidance on this issue and how that may impact Ohio law and rules. Ms. Broadnax once again reported that members of the Advisory Group expressed concerns about the number of experienced members who will be leaving the group at the end of the year as a result of term limits on membership. The Advisory Group also discussed the issuance of temporary certificates being delayed pending investigation of a history of criminal activity. The group has asked that the law be clarified to determine if the Board has authority to delay the issuing of a temporary certificate during an investigation or if the Board only has the authority to do so prior to issuing an OCDT. The AAG is to look into the issue. The group discussed practice issues related to the LPN and the ability to administer medications during dialysis treatments. Ms. Broadnax stated that the group is formulating a letter to be sent to the approved testing organizations to request pass/fail rates of approved training programs on the respective national exams.

Report from Board Hospitality Liaison

Teresa Williams, Hospitality Chairperson, reported that the current balance available in the hospitality fund is \$373.66. Ms. Williams explained that the fund is comprised of personal contributions by Board members.

Other Board Member Reports

Update on Delegate Assembly (Also see 1.3 - IED report)

President Smith reported on the Annual Meeting/Delegate Assembly held the first week of August in Washington, DC. Yvonne Smith and Betsy Houchen attended as voting delegates and Lisa Klenke and Kathleen Driscoll also attended. Staff members in attendance were John Brion, Norma Selders and Rick Young. President Smith reported that resolutions were forwarded and adopted. She stated that the business book was provided to Board members on a CD for their reference.

GOVERNANCE-STRATEGIC PLANNING

Identification of Potential Law Changes

Interstate Licensure Compact

IED Betsy Houchen updated the Board of the concerns raised by the Disciplinary staff regarding the interstate nurse licensure compact. After discussions and receipt of additional information, there is a growing sense regarding the risks involved with the compact legislation, and the staff now believed that the risks outweigh the benefits. Ms. Houchen reminded the Board that she and Cynthia Snyder met with Senator Schuring and discussed these concerns. He stated that he would look into the issues. They informed him that they would be bringing their concerns to the Board at this meeting and would be speaking with him to follow up. Ms. Houchen stated that she spoke to the Executive Director (ED) from the Mississippi Board

within the last few weeks. The ED stated that they might withdraw from the compact since NCSBN is sharing their data with JCAHO so that NCSBN would become the primary verification source for JCAHO. The Mississippi Board believes that is a problem. The Mississippi ED also shared other problems they are having with the compact. A nurse with a revoked Mississippi license can go to other states, get licensed and practice; also nurses with issues for which Mississippi would generally impose discipline go to other states, get a multi-state license, and return to Mississippi to practice. She further stated that some of these multi-state licensure issues are starting to be addressed, but not all of them. The staff believes that Ohio nursing standards are higher than many states. During the NCSBN Delegate Assembly meeting Ms. Houchen also heard other multi-state licensure states are having problems with discipline. The endorsement issues arising relative to Ohio's educational requirements, is another consideration since Ohio has a higher standard than some other states. In terms of the financial impact, the first year Mississippi lost \$70,000 and a greater loss is expected in the following year. However, the Mississippi ED thought that with better planning her board could be able to absorb the loss. Most states have raised their licensure fees to absorb the loss. Lisa Ferguson Ramos stated that costs could go up in terms of discipline. For each action involving a nurse with a multi-state license the entire Chapter 119. process would have to be followed and that would be costly. A nurse could be under disciplinary action in the home state, but the Board would not know the nurse was working in Ohio. Even though there was prior disciplinary action, the Board would be required to offer the full Chapter 119. process if it did not want the nurse to practice in Ohio. It becomes more complicated because the Board may not even have contact information to locate the nurse in order to issue a notice. At the Delegate Assembly meeting Rick Young was made aware that some states in the compact are having problems getting information from the nurse's home states. President Smith stated that she is hearing the Board needs to proceed cautiously. She asked whether or not the Board was interested in not proceeding with legislation at this point. This would give the other states more time to catch up with Ohio's higher standards. President Smith requested that after the MAs are under way that pros/cons be developed for the Board's consideration to get more answers and other information available. The Board's decision will be relayed to Senator Schuring with its rationale and that perhaps next spring or beyond the Board will reconsider all of the issues related to the compact. Following discussion,

IT WAS MOVED BY LISA KLENKE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD DELAY ACTION SEEKING THE INTRODUCTION OF INTERSTATE COMPACT LEGISLATION UNTIL SUCH TIME AS INFORMATION IS GATHERED TO ASSURE THAT THE BENEFITS OF MULTI-STATE LICENSURE OUTWEIGH ANY RISKS RELATED TO ENFORCEMENT CAPABILITIES, SAFETY OF THE CITIZENS OF OHIO, AND ANY OTHER IDENTIFIED CONCERNS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Identification of potential rule changes

Five-year rule review (Chapters 4723-8, 4723-9, and 4723-23)

The Board received a written memo, draft rules and explanatory charts regarding the five-year rule review on Chapters 4723-8, 4723-9, and 4723-23 submitted by Cynthia Snyder, Legislative/Regulatory Specialist.

Ms. Snyder answered questions for clarification on revisions for final review. The Board received comparison charts in table format plus a draft of the actual rules with proposed edits. Additional changes to the rules at this meeting will be approved in preparation for filing with JCARR.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD EXTEND THE DISCUSSION FOR THIRTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The Board continued to review and discuss the draft rules and proposed additional revisions. Ms. Snyder agreed to redraft the rules with suggested changes and provide a draft to the Board on Friday September 16, 2005 for final review and approval.

On Friday September 16, 2005 the Board received a memo highlighting the following revisions: Ohio Administrative Code Chapter 4723-8, proposed to be newly entitled "Advanced Practice Nurses" and Chapter 4723-9, Prescriptive Authority. These draft versions incorporated changes suggested by Board members during the discussion on Thursday, September 15th. The changes appear in the following rules:

Chapter 4723-8, Advanced Practice Nurses:

4723-8-05(A) [Page 5] Added "national" before "certification" in last line of the paragraph.

4723-8-07(F) [Page 8] Added "national" before "certification" in last line of the paragraph.

4723-8-07(J) [Page 8] In paragraphs (1) and (2), added the word "by" following the comma. Also deleted the word "by" from the stem.

4723-8-07(K) [Page 8] Moved the final sentence currently under paragraph (J), into paragraph (K). This is consistent with the change discussed in the context of rule 4723-9-06, and provides greater emphasis for the prohibition contained in the provision.

Chapter 4723-9, Prescriptive Authority:

4723-9-06(H) [Page 5] Deleted "as follows" from the stem. Inserted a comma in paragraph (1), and the word "by" after the comma in paragraph (2).

4723-9-06(I) [Page 5] Moved the final sentence currently under paragraph (H), into paragraph (I). This is consistent with 4723-8-07, and provides greater emphasis for the prohibition contained in the provision. As in rule 4723-8-07, this is a non-substantive change.

The Board did not recommend any changes to draft revisions for Chapter 4723-23, Dialysis Technicians. As a result, these will be prepared for JCARR filing in accordance with the draft provided for review at the September 15th meeting.

Following review;

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD APPROVE FOR FILING WITH THE JOINT COMMITTEE ON AGENCY RULE REVIEW (JCARR) PROPOSED REVISIONS TO OHIO ADMINISTRATIVE CODE RULES: 4723-8-01 TO 4723-8-10, CERTIFIED NURSE-MIDWIFE; CERTIFIED NURSE PRACTITIONER; CERTIFIED REGISTERED NURSE ANESTHETIST; CLINICAL NURSE SPECIALIST; 4723-9-01 TO 4723-9-10, PRESCRIPTIVE AUTHORITY; AND 4723-23-01 TO 4723-23-14, DIALYSIS TECHNICIANS.

IT WAS FURTHER MOVED THAT THE BOARD SCHEDULE A PUBLIC HEARING ON THE PROPOSED AMENDMENTS TO CHAPTERS 4723-8, 4723-9, AND 4723-23 FOR WEDNESDAY, NOVEMBER 16, 2005 AT 10:00 AM, TO BE HELD IN THE BOARD CONFERENCE ROOM AT THE OHIO BOARD OF NURSING OFFICES, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS OHIO, TO ALLOW FOR PUBLIC REVIEW AND COMMENT ON THE PROPOSED REVISIONS TO THESE CHAPTERS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

**Medication Aide rules, appointment of representative for Advisory Council and status report
Medication Aide rules**

The Board received two written memos on the Medication Aide Advisory Council and meetings and the draft rules for MAs, submitted by Chair Judith Brachman and Betsy Houchen, IED. Ms. Brachman reported that a meeting was held at noon on Thursday September 15, 2005 with the Rules Committee on MAs. She recognized staff members Cynthia Snyder, Norma Selders, Lisa Emrich and Holly Fischer, who also contributed to drafting the MA rules. She further stated that all of the members on the MA Advisory Council are working together to draft the rules. Ms. Brachman highlighted the discussion of the Rules Committee meeting yesterday and stated that the group would like to meet again on Wednesday in November after the rules hearing to continue its work. IED Betsy Houchen stated that issues on which the MA Advisory Council could not reach an agreement need the Board's input to take back to the Advisory Council meeting on September 26, 2005. The Advisory Council does not have voting authority and the Board will make the final decision regarding the rules. Ms. Houchen also explained that the Board needed to ratify the appointment of a family resident representative to the Advisory Council. Bertha Lovelace and Mary Jean Flossie had recommended a representative at the first meeting, however that representative could not continue. It is anticipated that another individual will be identified for ratification at the November Board meeting.

Ms. Houchen stated that the Rules Committee met yesterday to review the issues of primary concern submitted by the MA Advisory Council. These issues include:

- Nursing Assessment for as-needed (PRN) medications: A compromise position would be one that will work in the facilities and is safe for the patients. This issue may cause some facilities to have different staffing, etc. and that would be the facility's decision. Rule could be drafted to differentiate between as-needed over-the-counter (OTC) medications and other medications that are prescribed as-needed. All medications, given by a certified medication aide, including OTC, must be prescribed. Further, a nursing assessment by an RN would always be required to have been completed prior to delegation. Then an LPN or RN would make the determination that administration of the PRN medication was

appropriate. There would be provisions addressing situations where the nurse was on-site and others where the nurse is off-site, but immediately available by telecommunication. If the administration of as-needed medications became too frequent, a nursing or physician evaluation would be triggered. Language needs to be further developed.

- Topical medications administered to intact skin. The discussion is whether it should be limited to intact skin or to include other conditions. There were differing opinions within the advisory council. The task force agreed at yesterday's meeting that it should be kept to intact skin. The Board agreed by general consent that first aid could be applied, but topical medications should be only for intact skin;
- Chemotherapy agents: The Advisory Council discussed whether MAs should be allowed to administer oral chemotherapy or whether oral chemotherapy drugs should be excluded. Because the nurse establishes the nursing care plan, determines to delegate medication administration, administers the first dose, and evaluates the resident, the Board recommended not to exclude oral chemotherapy drugs. The Board did agree by consent that MAs should be prohibited from administering investigational drugs. Norma Selders stated that during the committee meeting yesterday they discussed that other drugs are just as dangerous and the question was where should the line be drawn. Mary Jean Flossie agreed with Ms. Selders that they should be allowed to give all or none and it is too hard to list all drugs;
- G & J Tubes: There were differing opinions among the Advisory Council members regarding MAs administering medications through G or J tubes. Some Board members believe that with proper training MAs could administer medications through G or J Tubes. Specific could be included in the curriculum with a medication course and clinical experience could be required. The Board agreed by general consent that the MAs should not be able to administer medications through G or J tubes. The Board will have another opportunity to comment on this issue in November and January. This could be prohibited within the pilot program, but perhaps allowed later under specific conditions with the proper training and education. Ms. Houchen stated that information from other states is varied and more research on problems, etc. can be provided on this issue; and
- Dual role aspect: Ms. Houchen referred to the last page in the second memo in reference to language from the Advisory Council recommending that MAs not accept STNA assignments that conflict with the administration of meds while passing medications. The Board agreed by general consent that MAs not accept assignments that conflict with the administration of meds while passing meds and asked the Advisory Council to review this in regards to as-needed medications.

Chairperson Judith Brachman asked the Board whether this process was working. The Board agreed to continue this process. Mary Jean Flossie requested the number of meetings, time, place, etc to help identify a family representative. President Smith stated that she appreciated the work of the entire group on the MAs.

**Internal & external environment to support effective dialogue, respect, trust, and organizational growth (communication-analyze current communication strategies-determine need for change)
Monitor Activities of Board units to assure appropriate processes are in place and implemented**

Practice question on whether act of rupturing amniotic membranes is within the scope of practice of a RN

The Board received a draft letter submitted by IED Betsy Houchen and Norma Selders for the Board's review responding to a practice question on whether the act of rupturing amniotic membranes is within the scope of practice of a RN. Also, attached was a related Clinical Position Statement from the Association of Women's Health, Obstetric and Neonatal Nurses (AWHONN). Ms. Houchen stated that this letter could impact nursing practice and wanted the Board's input on this specific issue. The staff answered questions of the Board for clarification. Ms. Houchen stated the question came up because some hospitals want RNs to do this procedure. Susan Milne conducted research in ten other states and found that seven states specified that only an advanced practice nurse could do the procedure. Based on the nursing law and rules and the AWHONN position statement, the Board believes that rupturing of membranes should be performed only by nurse practitioners and nurse midwives who are certified in Ohio and only those nurse practitioners and nurse midwives who have successfully completed and documented specific education, training, and validation of competency. The Board would also advise that these advanced practice nurses must follow institutional policies and complete credentialing processes prior to performing this procedure and establish a Standard Care Agreement that addresses the procedure, and under what circumstances the procedure may be performed. Following discussion,

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE RESPONSE IN THE DRAFT LETTER AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Internal & External Environment To Support Effective Dialogue, Respect, Trust, And Organizational Growth

Internal Communications

Endorsement Applicants

The Board received a written memo submitted by Betsy Houchen and Norma Selders regarding questions that have been raised by Board staff regarding endorsement applicants. Specifically, whether or not applicants must complete a nursing education program to endorse into Ohio. Attached was a brief overview of the pertinent law and rules. The statute and rules have been reviewed regarding licensure in Ohio by testing and endorsement, and staff is seeking direction from the Board. To be licensed by examination in Ohio, the law and rules require that the applicant have completed a practical nursing education program to take the NCLEX-PN, or have completed a registered nurse education program to take the NCLEX-RN. To be licensed by endorsement in Ohio, the requirements in our law and rules are unclear. While the law specifies that educational preparation must be “substantially similar,” the rules require completion of a registered nurse program to endorse as a registered nurse and completion of a practical nurse program to endorse as a practical nurse. The law refers to the completion of a “nursing program” and the rules specify what type of program the Board expects the applicant to complete. A change of this requirement would require a law change. Because the law and rules are not clear for endorsement, the interpretation could be made that endorsement applicants do not need to have completed a nursing education program. Therefore, they would not meet the same standards as those who apply to become licensed by examination. The issue is whether endorsement applicants should meet the same standards as those who apply to become licensed by examination and thereby be required to complete a registered nurse education program to endorse as a registered nurse or a practical nurse education program to endorse as a practical nurse.

Norma Selders, staff member, described the discrepancy between the law and the rules of Chapter 7 OAC relating to licensure. The longtime practice has been to issue an interim permit, and then not issue the full license after review of the transcript if it showed that the applicant had not completed a program. One staff member recalls the rules being described as necessary to help the staff decide what was “substantially similar.” NCSBN reference materials indicate that there are five states that allow for licensure after evaluation of the program that are not traditional programs.

Another facet of the question is whether to allow a person who has completed a portion (or all) of the RN program sit for the PN NCLEX. Several states do allow an applicant to sit for the PN NCLEX with “equivalency education.” Mary Jean Flossie expressed her believe that Ohio should maintain the higher standard of requiring graduation from the appropriate program. Teresa Williams stated that she believed it was a patient safety issue and agrees with Ms. Flossie that the law should be changed to coincide with the current rules. Kathleen Driscoll questioned the “substantially similar” interpretation of courses, grades, clinical, etc. She wondered if the five other states had a lower standard or if passing the NCLEX provides the measure of a safe practitioner. Regardless, the problem of the law and rules being in conflict still exists. The Board consensus was that the applicant must complete a program that corresponds to the type of license for which he/she applies.

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE DISCUSSION BE EXTENDED FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Norma Selders offered to have staff provide language for a law change for the Board’s review at a subsequent meeting. In the interim, the current practice will be continued, since the law and rules allow it, with the understanding that the intent is to make changes to the law.

Following further discussion, the Board agreed by general consent that the staff provide the Board with draft language and various scenarios to amend the law so as to more closely reflect the current rules. The language is expected to include similar standards for applicants for examination and endorsement and to expect graduation from a program in order to be made eligible for the NCLEX.

Budget review/Preparation - (See agenda item 1.3 Interim executive director Report)

APPROVALS

Nursing Education Programs New Program Approvals

Bryant & Stratton College, Proposed Associate Degree Nursing Education Program, Willoughby Hills

The Board received and reviewed the report of a survey visit for the proposed Bryant & Stratton College, Proposed Associate Degree Nursing Education Program, Willoughby Hills, conducted on August 15, 2005 by Jackie Loversidge, RNC, MS, Nursing Education Consultant. The purpose of the survey visit was to verify the accuracy of information presented in the proposal for establishing a new nursing education program. Trish McQuillin Voss, RN, MSN, ND, Dean, Health Sciences Division, Director of Nursing Program and Ted Hansen, PhD, Campus Director were present.

IT WAS MOVED BY KATHLEEN DRISCOLL, AS CHAIR OF THE ADVISORY GROUP ON NURSING EDUCATION & PRACTICE ISSUES, SECONDED BY LISA KLENKE, THAT THE BOARD GRANT CONDITIONAL APPROVAL FOR THE BRYANT & STRATTON COLLEGE, PROPOSED ASSOCIATE DEGREE NURSING EDUCATION PROGRAM, WILLOUGHBY HILLS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ohio Northern University, Proposed BSN Degree Nursing Education Program, Ada

The Board received and reviewed the report of a survey visit for the proposed Bryant & Stratton College, Proposed Associate Degree Nursing Education Program, Willoughby Hills, conducted on August 25, 2005 by Jackie Loversidge, RNC, MS, Nursing Education Consultant. The purpose of the survey visit was to verify the accuracy of information presented in the proposal for establishing a new nursing education program. Beth Kaskel, RN, ND, Nursing Program Director was present.

IT WAS MOVED BY KATHLEEN DRISCOLL, AS CHAIR OF THE ADVISORY GROUP ON NURSING EDUCATION & PRACTICE ISSUES, SECONDED BY BERTHA LOVELACE, THAT THE BOARD GRANT CONDITIONAL APPROVAL FOR THE OHIO NORTHERN UNIVERSITY, PROPOSED BSN DEGREE NURSING EDUCATION PROGRAM, ADA. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Determination of Program Approval Status

Collins Career Center, Practical Nursing Program, Chesapeake

The Board received and reviewed the report of the June 3, 6 & 7, 2005 survey visit to the Collins Career Center, Practical Nursing Program, Chesapeake, conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE COLLINS CAREER CENTER, PRACTICAL NURSING PROGRAM, CHESAPEAKE BE GRANTED FULL APPROVAL EFFECTIVE SEPTEMBER 15, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE SEPTEMBER 21-22, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Central Ohio Technical College, Practical Nursing Program, Newark

The Board received and reviewed the report of the July 26-29, 2005 survey visit to the Central Ohio Technical College, Practical Nursing Program, Newark, conducted to determine approval status;

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE CENTRAL OHIO TECHNICAL COLLEGE, PRACTICAL NURSING PROGRAM, NEWARK BE GRANTED FULL APPROVAL EFFECTIVE SEPTEMBER 15, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE SEPTEMBER 21-22, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Central Ohio Technical College, Associate Degree, Registered Nurse Technology, Newark

The Board received and reviewed the report of the July 26-29, 2005 survey visit to the Central Ohio Technical College, Practical Nursing Program, Newark, conducted to determine approval status;

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY MARY JEAN FLOSSIE, THAT THE CENTRAL OHIO TECHNICAL COLLEGE, ASSOCIATE DEGREE NURSING PROGRAM, NEWARK BE GRANTED FULL APPROVAL EFFECTIVE SEPTEMBER 15, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE SEPTEMBER 21-22, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Columbus Public Schools, Practical Nursing Program, Columbus

The Board received and reviewed the report of the August 24, 2005 survey visit to the Columbus Public Schools, Practical Nursing Program, Columbus, conducted to determine compliance with Rule 4723-5-09(B), OAC. Tamar Gilson, RN, MS, Health Careers Coordinator was present. The Board also received and reviewed a written response from the Columbus Public Schools.

Jackie Loversidge presented her summary and recommendations as follows:

Rule 4723-5-09(B), OAC, states, in part “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 or rule 4723-5-11 of the Administrative Code and who shall have and assume the authority and responsibility for the administration, planning, implementation, and evaluation of the program . . .” Ms. Loversidge reported that non-compliance with this rule was discovered during the 5-year survey visit conducted in 2004. At that time, Ms. Loversidge had identified that faculty do not report to the registered nurse administrator (the Health Careers Coordinator), but that the faculty report to the person to whom the registered nurse administrator reports. Therefore, the registered nurse administrator did not have the full authority and responsibility for the program, as required by law. Upon this finding in 2004, Ms. Loversidge forwarded a strong recommendation to the Columbus Public Schools program indicating that, at the very minimum, a co-signature on faculty evaluations could demonstrate the authority of the Health Careers Coordinator. A recommendation for enhancement was presented to the Columbus Public Schools in lieu of a citation following a good-faith promise from representatives of the Columbus City School administration to take action. In the year following the survey visit, neither the interim six-month report, nor the one-year final report, indicated that action had been taken.

Another survey visit was conducted in August 2005, and based on the absence of action on the recommendation previously noted, Ms. Loversidge cited the program based on a finding of non-compliance of rule 4723-5-09(B), OAC, as stated above, and specifically that the authority for the program does not rest with the registered nurse administrator. While the Health Careers Coordinator’s position description includes varying levels of responsibility for all the facets included in Rule 4723-5-09(B)(1) through (9), OAC, the authority for the program rests solely with the Adult Education Director/Supervisor to whom she and the faculty report. The Health Careers Coordinator’s level of authority for the program must be established in a way that meets the requirements of the Ohio Administrative Code. In addition, Rule 4723-5-09(B)(8), OAC, states that the registered nurse administrator ensures that a written policy related to the evaluation of the faculty and instructional is in place and implementing the policy as written. At present, the Health Careers Coordinator who is the registered nurse administrator has no authority or responsibility for the faculty evaluation. Policies and procedures for evaluation of the nursing faculty must be changed to comply with this rule. Ms. Loversidge determined that the program is not in compliance with this rule, and recommends that the Board consider placing the program on provisional approval, for a period of no longer than six months. Following review and discussion;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE COLUMBUS PUBLIC SCHOOLS PRACTICAL NURSING PROGRAM, COLUMBUS, BE PLACED ON PROVISIONAL APPROVAL EFFECTIVE SEPTEMBER 15, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC DUE TO NON-COMPLIANCE WITH RULE 4723-5-09 OAC, AND THAT THIS APPROVAL STATUS BE RE-EVALUATED FOLLOWING A SURVEY VISIT ON OR ABOUT MARCH 15, 2006 TO DETERMINE COMPLIANCE WITH RULE 4723-5-09 OAC. IT IS FURTHER MOVED THAT PROGRESS REPORTS BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 16-18, 2005, AND THE JANUARY 19-20, 2006 BOARD MEETING DESCRIBING PROGRESS MADE TOWARD CORRECTING THE DEFICIENCIES IDENTIFIED IN THE ABOVE REFERENCED RULE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

**Dialysis Technician Training Programs
Requests for re-approval**

Collins Career Center, Coal Grove

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RE-APPROVE THE COLLINS CAREER CENTER DIALYSIS TECHNICIAN TRAINING PROGRAM FOR THE PERIOD OF OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2007. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

**National Certifying Organization
Advanced Practice**

Nurse practitioner etc. national certifying organizations

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING APPROVE FOR THE REMAINDER OF 2005 THE NATIONAL BOARD OF CERTIFICATION OF HOSPICE AND PALLIATIVE CARE NURSES (NBCHPN) AS A NATIONAL CERTIFYING ORGANIZATION FOR CLINICAL NURSE SPECIALISTS AND CERTIFIED NURSE PRACTITIONERS IN ACCORDANCE WITH SECTION 4723.46(A), ORC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Licensees/Certificate Holders

RNS AND LPNS

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY TERESA WILLIAMS, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING JULY 1, 2005 THROUGH AUGUST 31, 2005 TO REGISTERED NURSES AND LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX ABSTAINED ON RN-318581 NIKITA MICHELLE COPELAND.

Advanced Practice Nurses

Certificates of Authority (COAs)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED JULY 1, 2005 THROUGH AUGUST 31, 2005 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Certificates to Prescribe (CTP & CTP Externship)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY ANNE BARNETT, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED JULY 1, 2005 THROUGH AUGUST 31, 2005 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OCDTs

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED JULY 1, 2005 THROUGH AUGUST 31, 2005 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

CHWs

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES INITIALLY ISSUED JULY 1, 2005 THROUGH AUGUST 31, 2005 TO COMMUNITY HEALTH WORKERS (CHWS) AS DEFINED IN SECTION 4723.84 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

ADJUDICATION

Notices of Opportunity

On Friday September 16, 2005, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: CLEAR, BRENDA P.N. 060875 (CASE #04-2898); COX, BETH R.N. 302006 (CASE #04-2668); DUFFY, CRISTIN P.N. 101449 (CASE #03-1229); EASLEY, NAOMI R.N. 129316 (CASE 03-0449); POLON, CORY R.N. 250753 (CASE #04-2561); YOUNG, NICHOLE P.N. 110286 (CASE #04-1968); DEFALCO, MELISSA P.N. 091336 (CASE #04-2409); GAMBLE, STEVEN R.N. ENDORSE (CASE #04-1869); CODNER, MONICA R.N. 288202 (CASE #05-2164); DEARING, CHRISTINA P.N. 092344 (CASE #05-1673); LASHUK, AARON P.N. 114817 (CASE #05-2046); LEVY, LORI P.N. 096620 (CASE #05-0951); VOELKER, DANIEL R.N. ENDORSE (CASE #05-2112); LUCAS, EVA P.N. 093502 (CASE #05-0036); DENNEY, CHERYL R.N. 244020 (CASE #04-2719); EBBERT, JANA R.N. 268720 (CASE #03-1415); SALMI, SANDRA R.N. 215350 (CASE #04-0265); DICK, SUZANNE R.N. 238991 (CASE #05-0870); NORTH, SHARON R.N. 106455 (CASE #02-0673); PIERSON, ANNE R.N. 207980 (CASE # 05-0837); TABOR, DIANE P.N. 060862 (CASE #05-2136); ADKINS, HERBERT R.N. ENDORSE (CASE #05-2077); DAVIES, EMILY R.N. 277773 P.N. 101106 05-0040); MULLINS, PAMELA P.N. NCLEX (CASE #05-1407); SULLIVAN, ROSEMARY P.N. NCLEX (CASE #05-1978); ADCOCK, JOSEPH R.N. 290525 (CASE #05-0843); ALLEN, JUDITH R.N. 164726 (CASE #03-2169); FRYE, PATRICIA P.N. 113375 (CASE #05-0307); MCDERMOTT, DONNA R.N. 258093 (CASE #03-0342); SAUNDERS, CHRISTINA R.N. 297757 (CASE #05-1240); AND BALLANTYNE, JOHN R.N. NCLEX (CASE #05-2289). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2005 Board meeting.

Notices of Immediate Suspensions and Opportunity for Hearing

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BATTAGLIA, KRISTA R.N. 247402 (CASE #05-1133); DORSEY, BONNIE P.N. 083198 (CASE #04-2881); HOWARD, STACEY P.N. 104996 (CASE #05-0516); JUST, SUSAN R.N. 226124 (CASE #05-0212); MANN, MARY P.N. 084311 (CASE #04-2261); MASSER, SANDRA P.N. 089899 (CASE #05-0218); TINCHER, SARA P.N. 092210 (CASE #04-2274); FOX, KAREN R.N. 143454 (CASE #05-2424); GRIFFIN, SUSAN R.N. 313507 (CASE #05-2433); HITLAN, ROSE R.N. 207949 (CASE #04-2698); KEYES, KACIE P.N. 114763 (CASE #05-0661); NUTTER, TRACEY R.N. 298299 (CASE #05-0371); BERKEBILE, CYNTHIA P.N. 086379 (CASE #05-0121); DUNBAR, CYNTHIA R.N. 196574 (CASE #05-2531); STETZER, CYNTHIA P.N. 105900 (CASE #04-2144); LITTLE, JULIANNE R.N. 174658 (CASE #04-1133); AND BRADFORD, MELISSA R.N. 273104 (CASE #04-1856). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Immediate Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the September 2005 Board meeting.

Notices of Automatic Suspensions and Opportunity for Hearing

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC FOR THE FOLLOWING: HENKEL, JODI R.N. 231960 (CASE #05-1761); BOURN, ANGELA P.N. 092976 (CASE #05-2626); MOUCH, RACHEL R.N. 296960 (CASE #05-2628); MUSGRAVE, PAMELA P.N. 085711 (CASE #05-2629); SMITH, TAHNA R.N. 233783

(CASE #05-2648); STEINMETZ, CHRISTINE R.N. 216546 (CASE #05-2627); CALDWELL, TERRY R.N. 186452 (CASE #05-2341); AND SATTERFIELD, ANNA R.N. 260550 (CASE #05-2259).
MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Automatic Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the September 2005 Board meeting.

Summary Suspension and Opportunity for Hearing Retroactive to Date Issued

FLETCHER, TANELLE P.N. 117376 (CASE #05-1765)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, AUGUST 17, 2005, AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY THE FOLLOWING LICENSEE PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC: FLETCHER, TANELLE P.N. 117376. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Summary Suspension and Notice of Opportunity for Hearing shall be maintained in the exhibit book for the September 2005 Board meeting.

REYNOLDS DEBORAH PN 075719 (CASE #05-1630)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC, AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY THE FOLLOWING LICENSEE PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC: REYNOLDS, DEBORAH P.N. 075719. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Summary Suspension and Notice of Opportunity for Hearing shall be maintained in the exhibit book for the September 2005 Board meeting.

Surrenders

Voluntary Surrenders

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING: FRITCH, SANDRA R.N. 271379 (CASE #03-0153); MCCOMB, JR., ANDREW P.N. 088453 (CASE #05-2154); STEPHAN, RUTH R.N. 232374 (CASE #05-1974); ARCHER, PAMELA P.N. 087577 (CASE #05-1484); MCPHERSON, LORA R.N. 223584 (CASE #03-1928); KELHOFFER, LISA P.N. 086305 (CASE #05-1786); BURDEN, TINA P.N. 093822 (CASE #05-2343); RUNYAN, PAULA R.N. 180811 (CASE #05-1758); SCHONFELD, JENNIFER P.N. 092623 (CASE #05-2520); KNAPP, MICHELLE R.N. 302888 (CASE #05-2484); AND PHILLIPS, TONI R.N. 141805 (CASE #04-2108). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the September 2005 Board meeting.

Voluntary Non-Permanent withdrawal of COA Application

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF COA FOR LICENSURE FOR THE FOLLOWING: MOUCH, RACHAEL R.N. 296960 (CASE #05-1295). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Voluntary Retirements

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD APPROVE THE VOLUNTARY RETIREMENTS FOR THE FOLLOWING: COSTIGAN, JUDITH P.N. 069394 (CASE #03-0386) AND SHELTON, CHRISTINE P.N. 051740 (CASE #03-2008). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Consent Agreements

On Friday September 16, 2005, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: ALLISON, STEVEN R.N. 294483 (CASE #04-2760); DEHAAN, ELIZABETH R.N. 180060 (CASE #03-1338); DUFFIN, JESSICA P.N. 110782 (CASE #04-1173); HANNAH, ROBERTA R.N. 221939 (CASE #02-1220); ZUPPO, HOLLY P.N. 102329 (CASE #05-2634); MANES, JACKIE R.N. 241267 (CASE #03-1016); MARTINEZ, CHERYL P.N. 094252 (CASE #03-0526); PICKENS, MARGARET R.N. 255533 (CASE #04-0928); SCHRINER, KENNETH R.N. 280218 (CASE #04-1969); TOOHIG, SUSAN R.N. 139142 (CASE #05-1479); TRITT, THERESE R.N. 225050 (CASE #04-2643); UNKEL, JOAN R.N. 128305 (CASE #03-1355); BROWN, KRISTA R.N. NCLEX (CASE #05-1554); DAVENPORT, JEFFELY R.N. 292230 (CASE #03-1979); EVANS, SHERRY P.N. 082075 (CASE #05-0997); FERGUSON, TERESA R.N. 256060 (CASE #05-1890); FISHER, WANDA P.N. 045581 (CASE #04-2665); GANNON, KATHRYN R.N. 260452 (CASE #05-0184); GENNARELLI, ELIZABETH R.N. 272059 (CASE #05-0923); HANEY, TERESA P.N. 089818 (CASE #05-0687); HAWKINS, REBECCA P.N. NCLEX (CASE #05-1551); HOUSEWORTH, SHARON R.N. 110556 (CASE #03-0091); JENNINGS, FRANCES P.N. 096639 (CASE #05-2168); BELL, ALICE R.N. 130699 (CASE #02-0142); MCCAIN, TAMARA R.N. 207285 (CASE #05-0123); MOUNTS, BARBARA R.N. 194937 (CASE #04-0546); PETERS, NANCY R.N. 240386 (CASE #05-0160); ROESER, JR., ROBERT P.N. 085140 (CASE #05-2239); SCOTT-PYATT, KARI P.N. 093239 (CASE #03-0534); TURCO, JAMIE P.N. NCLEX (CASE #05-0743); ANDERSON, ARNAL R.N. 190481 (CASE #04-0644); EVANGELISTA, CINDI R.N. NCLEX (CASE #05-1671); GERALD, TINA P.N. 102758 (CASE #05-2062); SWINGLE, TERESA P.N. 088849 (CASE #03-1746); DAVIS, FELICIA P.N. 114451 (CASE #05-0282); DUNN, LISA R.N. NCLEX (CASE #05-1167); GAFFNEY, SANDRA P.N. 083259 (CASE #05-0314); VON DE BUR, JODY R.N. 237607 (CASE #04-2766); WHITAKER, SHANNON P.N. 104805 (CASE #02-0789); WILSON, SAMANTHA P.N. 106091 (CASE #04-2662); BEHM-DALTON, MELISA R.N. 281430 (CASE #04-2404); BROOKS, AMY P.N. NCLEX (CASE #05-1775); COLEMAN, MARCELLINA D.T. 00757 (CASE #05-1186); DAVIS, MARY R.N. 105799 (CASE #03-0092); EFAW, ANGELA P.N. 113980 (CASE #05-0455); FIELDS, DIANE R.N. 158872 (CASE #03-0045); GEMMER, JEAN R.N. 165954 (CASE #04-0862); HORTON, JOHN R.N. 227572 (CASE #05-0664); LEMASTER, SHANNON R.N. NCLEX (CASE #05-1914); LUCENTE, LISA R.N. 220338 (CASE #05-0635); PFAHL, KIMBERLEE R.N. 233171 (CASE #04-1260); TAYLOR, SHERRY P.N. 107190 (CASE #02-1074); TORGLER, MARLA R.N. 186296 (CASE #05-0440); DE MARS, RICKY P.N. 097511 (CASE #05-0197); KUHN, KIMBERLY P.N. NCLEX (CASE #05-1596); MCQUEEN, DELORES P.N. NCLEX (CASE #04-1779); MIGLIOZZI, CHRISTOPHER R.N. 285393 (CASE #05-0746); BARGER, MICHELLE P.N. 090669 (CASE #05-0065); BEDNARSKI, HELEN P.N. 047914 (CASE #04-2349); BURCHAM, DANA R.N. 297052 (CASE #04-1219); CALDWELL, ASHLEY P.N. 112784 (CASE #05-0888); FRANCISCO, ELAINE R.N. 156078 (CASE #05-1207); FRIES, LISA P.N. 076959 (CASE #05-2470); FRODGE, KATHRYN P.N. 102722 (CASE #02-1227); GABRIEL, RHONDA R.N. 246272 P.N. 089492 04-1004); GRAHAM, DANIEL P.N. 081410 (CASE #05-1905); KURTNACKER, SHARON R.N. 288496 (CASE #05-0189); LEE, KRISTAL P.N. 110346 R.N. EXAM 04-1495); LOCKE, VICTORIA P.N. NCLEX (CASE #05-1718); NORRICK, MARYANNE P.N. 081305 (CASE #05-0822); STOLKOWSKI, CHRISTINE P.N. 045182 (CASE #03-0393); TECHAIRA, TERESA P.N. 091755 (CASE #05-2534); TORRES, MICHELE P.N. 101239 (CASE #05-0740); WALLINGFORD, TABITHA R.N. 205103 (CASE #05-2206); BAUER, NICOLE R.N. NCLEX (CASE #05-0806); BLACK, CHARLOTTE P.N. 100365 (CASE #05-1644); CASTILLO, DORA P.N. 100908 (CASE #05-0538); DAVIS, II, ROBERT P.N. 088677 (CASE #04-1903); DEAN, ELAINA P.N. NCLEX (CASE #05-2072); FLOWERS, CAROL P.N. 095038 (CASE #05-1790); HESSMAN, MELISSA R.N. 190014 P.N. 060450 04-1409); KLEIN, CHRISTOPHER R.N. 223958 (CASE #04-2948); MARINELLI, DANNEE R.N. 187186 (CASE #05-1005); MCKILLIPS, DENA R.N. 254455 (CASE #05-1971); MILLER, CHARLOTTE R.N. 215859 (CASE #03-1426); MYATT, SHANNON R.N. 298900 (CASE #05-2254); PERKINS, LISA P.N. NCLEX (CASE #05-0471); WEISBRODT, VICKI R.N. 240504 (CASE #05-2533); BARR, JENNIFER R.N. 302748 (CASE #04-2675); ROSE, DAVID R.N. 217871 (CASE #04-2042); MURPHY, PATRICIA R.N. 117403 (CASE #05-2633); CIRESI, ANNA R.N. ENDORSE (CASE #05-2413); WOOD, DAVID R.N. 205123 (CASE #05-2635); BASTIN, DEBORAH R.N. 233273 (CASE #05-0102); MARTIN, LISA R.N. 192874 (CASE #03-1319); TISZA, MARY R.N. 211325 (CASE #05-0989); NELSON, PAMELA TC 1 02028 (CASE #05-0382); COLLINS, DARA P.N. ENDORSE (CASE #05-2100); GEORGE, DONNA R.N. 260754 (CASE #04-1314); WALTER, LORI R.N. 281338 (CASE #05-0283); BURTON, SHANNON P.N. 109211 (CASE #04-0235) AND MCCALL, MARY P.N. NCLEX (CASE #05-2327). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS.

JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASE(S): HANNAH, ROBERTA R.N. 221939 (CASE #02-1220); MARTINEZ, CHERYL P.N. 094252 (CASE #03-0526); DAVENPORT, JEFFELY R.N. 292230 (CASE #03-1979); SCOTT-PYATT, KARI P.N. 093239 (CASE #03-0534); SWINGLE, TERESA P.N. 088849 (CASE #03-1746); DAVIS, FELICIA P.N. 114451 (CASE #05-0282); WHITAKER, SHANNON P.N. 104805 (CASE #02-0789); FIELDS, DIANE R.N. 158872 (CASE #03-0045); NELSON, PAMELA TC 1 02028 (CASE #05-0382); TISZA, MARY R.N. 211325 (CASE #05-0989); STOLKOWSKI, CHRISTINE P.N. 045182 (CASE #03-0393); TORRES, MICHELE P.N. 101239 (CASE #05-0740); MARTIN, LISA R.N. 192874 (CASE #03-1319) AND MCKILLIPS, DENA R.N. 254455 (CASE #05-1971). ANNE BARNETT OPPOSED ON THE FOLLOWING CASE(S): HANNAH, ROBERTA R.N. 221939 (CASE #02-1220), DAVIS, FELICIA P.N. 114451 (CASE #05-0282) AND WHITAKER, SHANNON P.N. 104805 (CASE #02-0789). ANNE BARNETT ABSTAINED ON THE FOLLOWING CASE: HORTON, JOHN R.N. 227572 (CASE #05-0664). MARY JEAN FLOSSIE ABSTAINED ON THE FOLLOWING CASE: MARTIN, LISA R.N. 192874 (CASE #03-1319). YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES ON ALL CASES.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the September 2005 Board meeting.

Hearing Examiner Reports

TOOLEY, WENDY R.N. 315170 (CASE #05-0257)

On Friday September 16, 2005, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Tooley, Wendy R.N. 315170 (Case #05-0257); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation of Hearing Examiner Christopher McNeil,

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF WENDY TOOLEY, THAT THE BOARD DENY MS. TOOLEY'S REQUEST FOR A NEW HEARING, ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT WENDY TOOLEY'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS WENDY TOOLEY TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 315170 IMMEDIATELY

UPON THIS REPORT AND RECOMMENDATION AND UPON APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE, THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

WENDY TOOLEY'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. CYNTHIA KRUEGER ABSTAINED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

No Requests for Hearings

BETZ, BRANDY R.N. 283731 (CASE #04-1163)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT IN THE MATTER OF BRANDY BETZ, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BETZ IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BETZ HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE

ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT BRANDY BETZ'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. BETZ SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. BETZ MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER SEPTEMBER 2007.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. BETZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. BETZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. BETZ SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BETZ'S HISTORY. MS. BETZ SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. BETZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BETZ SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. BETZ SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BETZ SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. BETZ SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. BETZ THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. BETZ'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BETZ SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. BETZ SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BETZ SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. BETZ'S LICENSE TO PRACTICE, AND STATING WHETHER MS. BETZ IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. BETZ SHALL SUBMIT, AT HIS/HER EXPENSE AND ON

THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. BETZ'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. BETZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BETZ'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. BETZ INITIATING DRUG SCREENING, MS. BETZ SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. BETZ.

AFTER INITIATING DRUG SCREENING, MS. BETZ SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. BETZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. BETZ SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. BETZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. BETZ

MS. BETZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. BETZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. BETZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. BETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. BETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. BETZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. BETZ SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. BETZ SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT

MS. BETZ HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. BETZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. BETZ AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. BETZ SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. BETZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. BETZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. BETZ SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BETZ'S HISTORY. MS. BETZ SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. BETZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. BETZ SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. BETZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BETZ'S HISTORY.

MS. BETZ SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. BETZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. BETZ SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. BETZ SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. BETZ SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. BETZ THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. BETZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. BETZ SHALL NOTIFY THE BOARD.

MS. BETZ SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. BETZ SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. BETZ IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. BETZ

MS. BETZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. BETZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. BETZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. BETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. BETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. BETZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. BETZ SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

PERMANENT NARCOTIC RESTRICTION

MS. BETZ SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. BETZ'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BETZ'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. BETZ SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. BETZ SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

MS. BETZ SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. BETZ TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. BETZ SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. BETZ'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. BETZ HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. BETZ VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. BETZ MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. BETZ HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. BETZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. BETZ AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. BETZ DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

REED, JASON R.N. 276884 (CASE #05-1201)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF JASON REED, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. REED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. REED HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT JASON REED'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JASON REED TO SURRENDER HIS REGISTERED NURSE LICENSE #R.N. 276884 IMMEDIATELY

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. CYNTHIA KRUEGER ABSTAINED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

SPARKS, KATHLEEN R.N. 097480 (CASE #05-0935)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF KATHLEEN SPARKS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SPARKS IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SPARKS HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE ORDER OF SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND THAT KATHLEEN SPARKS' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN TWO (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW THAT FOLLOWING REINSTATEMENT, MS. SPARKS SHALL BE SUBJECT TO THE PROBATIONARY TERMS,

CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. SPARKS MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER SEPTEMBER 2007.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. SPARKS SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. SPARKS SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. SPARKS SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SPARKS' HISTORY. MS. SPARKS SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. SPARKS SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SPARKS SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. SPARKS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SPARKS SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. SPARKS SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. SPARKS THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SPARKS' LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SPARKS SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. SPARKS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SPARKS SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. SPARKS' LICENSE TO PRACTICE, AND STATING WHETHER MS. SPARKS IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. SPARKS SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. SPARKS' INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF

SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. SPARKS SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SPARKS' HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. SPARKS INITIATING DRUG SCREENING, MS. SPARKS SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. SPARKS.

AFTER INITIATING DRUG SCREENING, MS. SPARKS SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. SPARKS SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. SPARKS SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. SPARKS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. SPARKS

MS. SPARKS SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. SPARKS SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. SPARKS SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. SPARKS SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. SPARKS SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. SPARKS SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. SPARKS SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. SPARKS SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. SPARKS HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. SPARKS IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. SPARKS AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. SPARKS SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. SPARKS SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. SPARKS SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. SPARKS SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SPARKS' HISTORY. MS. SPARKS SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. SPARKS SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. SPARKS SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. SPARKS SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SPARKS' HISTORY.

MS. SPARKS SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. SPARKS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. SPARKS SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. SPARKS SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. SPARKS SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. SPARKS THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. SPARKS SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. SPARKS SHALL NOTIFY THE BOARD.

MS. SPARKS SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. SPARKS SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S)

SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. SPARKS IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. SPARKS

MS. SPARKS SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. SPARKS SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. SPARKS SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. SPARKS SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. SPARKS SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. SPARKS SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. SPARKS SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

FAILURE TO COMPLY

MS. SPARKS' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. SPARKS HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. SPARKS VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. SPARKS MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. SPARKS HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. SPARKS IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. SPARKS AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. SPARKS DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS KATHLEEN SPARKS TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 097480 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

VEDAA, JULIE R.N. 254880 (CASE #03-1132)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF JULIE VEDAA, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. VEDAA IN THE ORDER OF IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. VEDAA HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE ORDER OF IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND THAT JULIE VEDAA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN (3) YEARS RETROACTIVE TO MAY 2005 WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. VEDAA SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. VEDAA MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER MAY 2008.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. VEDAA SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. VEDAA SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. VEDAA SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. VEDAA'S HISTORY. MS. VEDAA SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. VEDAA SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. VEDAA SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. VEDAA SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. VEDAA SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. VEDAA SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. VEDAA THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. VEDAA'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. VEDAA SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. VEDAA SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. VEDAA SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY

INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. VEDAA'S LICENSE TO PRACTICE, AND STATING WHETHER MS. VEDAA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. VEDAA SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. VEDAA'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. VEDAA SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. VEDAA'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. VEDAA INITIATING DRUG SCREENING, MS. VEDAA SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. VEDAA.

AFTER INITIATING DRUG SCREENING, MS. VEDAA SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. VEDAA SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. VEDAA SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. VEDAA SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. VEDAA

MS. VEDAA SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. VEDAA SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. VEDAA SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. VEDAA SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. VEDAA SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. VEDAA SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. VEDAA SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. VEDAA SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. VEDAA HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. VEDAA IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. VEDAA AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. VEDAA SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. VEDAA SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. VEDAA SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. VEDAA SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. VEDAA'S HISTORY. MS. VEDAA SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. VEDAA SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. VEDAA SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. VEDAA SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. VEDAA'S HISTORY.

MS. VEDAA SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. VEDAA SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. VEDAA SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. VEDAA SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. VEDAA SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. VEDAA THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. VEDAA SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. VEDAA SHALL NOTIFY THE BOARD.

MS. VEDAA SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. VEDAA SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. VEDAA IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. VEDAA

MS. VEDAA SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. VEDAA SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. VEDAA SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. VEDAA SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. VEDAA SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. VEDAA SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. VEDAA SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

PERMANENT NARCOTIC RESTRICTION

MS. VEDAA SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. VEDAA'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. VEDAA'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. VEDAA SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. VEDAA SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

MS. VEDAA SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. VEDAA TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. VEDAA SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. VEDAA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. VEDAA HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. VEDAA VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. VEDAA MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. VEDAA HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. VEDAA IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. VEDAA AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. VEDAA DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS JULIE VEDAA TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 254880 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

CLARK, DEBORAH P.N. 077070 (CASE #02-0283)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF DEBORAH CLARK, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. CLARK IN THE IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. CLARK HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT DEBORAH CLARK'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS RETROACTIVE TO SEPTEMBER 2003 WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. CLARK SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND TEMPORARY PRACTICE RESTRICTIONS AND A TEMPORARY NARCOTIC RESTRICTION.

MS. CLARK MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER SEPTEMBER 2006.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. CLARK SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. CLARK SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. CLARK SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. CLARK'S HISTORY. MS. CLARK SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. CLARK SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. CLARK SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. CLARK SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. CLARK SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. CLARK SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. CLARK THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. CLARK'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. CLARK SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. CLARK SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. CLARK SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. CLARK'S LICENSE TO PRACTICE, AND STATING WHETHER MS. CLARK IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. CLARK SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. CLARK'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. CLARK SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. CLARK'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. CLARK INITIATING DRUG SCREENING, MS. CLARK SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. CLARK.

AFTER INITIATING DRUG SCREENING, MS. CLARK SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. CLARK SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. CLARK SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. CLARK SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. CLARK

MS. CLARK SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. CLARK SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. CLARK SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. CLARK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. CLARK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. CLARK SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. CLARK SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. CLARK SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. CLARK HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. CLARK IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. CLARK AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. CLARK SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. CLARK SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. CLARK SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. CLARK SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. CLARK'S

HISTORY. MS. CLARK SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. CLARK SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. CLARK SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. CLARK SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. CLARK'S HISTORY.

MS. CLARK SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. CLARK SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. CLARK SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. CLARK SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. CLARK SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. CLARK THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. CLARK SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. CLARK SHALL NOTIFY THE BOARD.

MS. CLARK SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. CLARK SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. CLARK IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. CLARK

MS. CLARK SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. CLARK SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. CLARK SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. CLARK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. CLARK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. CLARK SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. CLARK SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

TEMPORARY NARCOTIC RESTRICTION

MS. CLARK SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. CLARK'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. CLARK'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. CLARK SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. CLARK SHALL NOT COUNT NARCOTICS.

TEMPORARY PRACTICE RESTRICTION(S)

MS. CLARK SHALL NOT PRACTICE NURSING AS A LICENSED PRACTICAL NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. CLARK TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. CLARK SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. CLARK'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. CLARK HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. CLARK VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. CLARK MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. CLARK HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. CLARK IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. CLARK AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. CLARK DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS DEBORAH CLARK TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 077070 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

ROBINETTE, KRISTI R.N. 282067 (CASE #04-2829)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF KRISTI ROBINETTE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. ROBINETTE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. ROBINETTE HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT KRISTI ROBINETTE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS KRISTI ROBINETTE TO SURRENDER HER REGISTERED NURSING LICENSE RN. #282067 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

KRISTI ROBINETTE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

NEIDERT, KATHLEEN R.N. 293065 (CASE #04-0944)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, THAT IN THE MATTER OF KATHLEEN NEIDERT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. NEIDERT IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. NEIDERT HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT KATHLEEN NEIDERT'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. NEIDERT SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. NEIDERT MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER SEPTEMBER 2006.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. NEIDERT SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. NEIDERT SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. NEIDERT SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. NEIDERT'S HISTORY. MS. NEIDERT SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. NEIDERT SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. NEIDERT SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. NEIDERT SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. NEIDERT SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. NEIDERT SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. NEIDERT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. NEIDERT'S LICENSE.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. NEIDERT SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. NEIDERT SHALL PROVIDE THE PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. NEIDERT SHALL EXECUTE RELEASES TO PERMIT THE PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. NEIDERT'S LICENSE TO PRACTICE, AND STATING WHETHER MS. NEIDERT IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. NEIDERT SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. NEIDERT'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. NEIDERT SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. NEIDERT'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. NEIDERT INITIATING DRUG SCREENING, MS. NEIDERT SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. NEIDERT.

AFTER INITIATING DRUG SCREENING, MS. NEIDERT SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. NEIDERT SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. NEIDERT SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. NEIDERT SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. NEIDERT

MS. NEIDERT SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. NEIDERT SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. NEIDERT SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. NEIDERT SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. NEIDERT SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. NEIDERT SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. NEIDERT SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. NEIDERT SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. NEIDERT HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. NEIDERT IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. NEIDERT AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. NEIDERT SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. NEIDERT SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. NEIDERT SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. NEIDERT SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. NEIDERT'S

HISTORY. MS. NEIDERT SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. NEIDERT SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. NEIDERT SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. NEIDERT SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. NEIDERT'S HISTORY.

MS. NEIDERT SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. NEIDERT SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. NEIDERT SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. NEIDERT SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. NEIDERT SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. NEIDERT THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. NEIDERT SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. NEIDERT SHALL NOTIFY THE BOARD.

MS. NEIDERT SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. NEIDERT SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. NEIDERT IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. NEIDERT

MS. NEIDERT SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. NEIDERT SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. NEIDERT SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. NEIDERT SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. NEIDERT SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. NEIDERT SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. NEIDERT SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

PERMANENT NARCOTIC RESTRICTION

MS. NEIDERT SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. NEIDERT'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. NEIDERT'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. NEIDERT SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. NEIDERT SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

MS. NEIDERT SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. NEIDERT TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. NEIDERT SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. NEIDERT'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. NEIDERT HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. NEIDERT VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. NEIDERT MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. NEIDERT HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. NEIDERT IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. NEIDERT AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. NEIDERT DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS KATHLEEN NEIDERT TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 293065 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

BELL, MARY R.N. 135448 (CASE #04-0329)

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, THAT IN THE MATTER OF MARY BELL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BELL IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BELL HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT MARY BELL'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MARY BELL TO SURRENDER HER REGISTERED NURSING LICENSE R.N. #135448 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

MARY BELL'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

FULTZ, PATRICIA P.N. 094721 (CASE #05-0301)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT IN THE MATTER OF PATRICIA FULTZ, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FULTZ IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. FULTZ HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT PATRICIA FULTZ'S' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN TWO (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. FULTZ SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS.

MS. FULTZ MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER SEPTEMBER 2007.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. FULTZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. FULTZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. FULTZ SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FULTZ'S HISTORY. MS. FULTZ SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. FULTZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FULTZ SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. FULTZ SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FULTZ SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. FULTZ SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. FULTZ THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. FULTZ'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF SIX (6) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. FULTZ SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. FULTZ'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. FULTZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FULTZ'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. FULTZ INITIATING DRUG SCREENING, MS. FULTZ SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS AND CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. FULTZ.

AFTER INITIATING DRUG SCREENING, MS. FULTZ SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MS. FULTZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. FULTZ SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE-STEP PROGRAM, AND MS. FULTZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. FULTZ

MS. FULTZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. FULTZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FULTZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FULTZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. FULTZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. FULTZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. FULTZ SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. FULTZ SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. FULTZ HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. FULTZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. FULTZ AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. FULTZ SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS.

MS. FULTZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. FULTZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

MS. FULTZ SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FULTZ'S HISTORY. MS. FULTZ SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. FULTZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. FULTZ SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. FULTZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES

PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FULTZ'S HISTORY.

MS. FULTZ SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE STEP PROGRAM, AND MS. FULTZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. FULTZ SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MS. FULTZ SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. FULTZ SHALL CAUSE ALL TREATING PRACTITIONERS TO COMPLETE A MEDICATION PRESCRIPTION REPORT THAT IS TO BE MAILED BY THE PRACTITIONER DIRECTLY TO THE BOARD. THE MEDICATION REPORT IS TO BE COMPLETED FOR ANY AND ALL SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MS. FULTZ THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. FULTZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. FULTZ SHALL NOTIFY THE BOARD.

MS. FULTZ SHALL HAVE HIS/HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. FULTZ SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. FULTZ IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. FULTZ

MS. FULTZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. FULTZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FULTZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FULTZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. FULTZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. FULTZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. FULTZ SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

TEMPORARY NARCOTIC RESTRICTION

MS. FULTZ SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. FULTZ'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FULTZ'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. FULTZ SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. FULTZ SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

MS. FULTZ SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. FULTZ TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. FULTZ SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. FULTZ'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. FULTZ HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. FULTZ VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. FULTZ MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. FULTZ HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. FULTZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. FULTZ AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. FULTZ DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS PATRICIA FULTZ TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 094721 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

TURNER, VIRGINIA P.N. 023995 (CASE #05-0559)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF VIRGINIA TURNER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. TURNER IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. TURNER HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT VIRGINIA TURNER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN SIX (6) MONTHS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW.

MS. TURNER SHALL PAY THE \$500 FINE PAYABLE TO THE "TREASURER, STATE OF OHIO" IN ACCORDANCE WITH THE TERMS OF HER NOVEMBER 2002 CONSENT AGREEMENT WITH THE BOARD.

MS. TURNER IS HEREBY FINED AND SHALL PAY A \$500 FINE PAYABLE TO THE "TREASURER, STATE OF OHIO" FOR VIOLATING HER NOVEMBER 2002 CONSENT AGREEMENT WITH THE BOARD.

THE BOARD FURTHER ORDERS VIRGINIA TURNER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 023995 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF SEPTEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the September 2005 Board meeting.

Motion To Withdraw Notice Of Opportunity For Hearing

CHRONISTER, ANGELA R.N. 287902 (CASE #03-0538)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD WITHDRAW THE NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON SEPTEMBER 22, 2003 AND SUBSEQUENTLY RE-MAILED TWO MORE TIMES WITH NO SERVICE OBTAINED FOR ANGELA CHRONISTER RN 287902 AND TO DISMISS THE CHARGES BASED UPON THE BOARD HAVING RECEIVED INFORMATION THAT THE RESPONDENT IS DECEASED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Motion To Withdraw The Notice Of Opportunity For Hearing

BROWN, KRISTIE R.N. 250776 (CASE #03-2028)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD WITHDRAW THE NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MARCH 22, 2004 FOR KRISTIE BROWN, RN 250776, THE NURSE IS NOT RESPONDING TO THE BOARD AND THE NURSE'S LICENSE HAS BEEN LAPSED SINCE AUGUST 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Motion To Withdraw The Notice Of Immediate Suspension & Opportunity For Hearing

TABOR, DIANE P.N. 060862 (CASE #03-1138)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD WITHDRAW THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON NOVEMBER 19, 2004 FOR DIANE TABOR, PN 060862. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

PIERSON, ANNE R.N. 207980 (CASE #94-290)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD WITHDRAW THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON FEBRUARY 24, 1995 FOR ANNE PIERSON, RN 207980. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

SCHMIDT, CRYSTAL R.N. 217260 (CASE #00-0549)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD WITHDRAW THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON SEPTEMBER 22, 2003 FOR CRYSTAL SCHMIDT, RN 217260. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Monitoring Issues

Lift Narcotic Restriction

BRYANT, KAREN P.N. 095255 (CASE #04-1851)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT KAREN BRYANT, PN-095255, HAVING MET THE TEMPORARY NARCOTIC RESTRICTION REQUIREMENTS CONTAINED IN PARAGRAPH 19 OF HER NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD BE RELEASED EARLY FROM THE RESTRICTIONS CONTAINED IN PARAGRAPH 19 OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

ZWAYER, DAVID R.N. 270495 (CASE #97-0770)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT DAVID ZWAYER, RN-270495, HAVING MET THE TEMPORARY NARCOTIC AND PRACTICE RESTRICTIONS CONTAINED RESPECTIVELY IN PARAGRAPH'S XV AND XVI OF HIS MAY 16, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE RESTRICTIONS CONTAINED IN PARAGRAPHS XV AND XVI. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

WALLACE, KIMMY P.N. 115800 (CASE #04-0322)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT KIMMY WALLACE, PN-115800, HAVING MET THE TEMPORARY NARCOTIC RESTRICTIONS CONTAINED IN PARAGRAPH 25 OF HER MAY 21, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE RESTRICTIONS CONTAINED IN PARAGRAPH 25. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Release from Probation

REESE, CHARMAINE P.N. 098680 (CASE #99-0716)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT CHARMAINE REESE, PN-098680, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 22, 2002, CONSENT AGREEMENT WITH THE BOARD AND HER MARCH 19, 2004, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND ITS ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

CANTRELL, LISA P.N. 115232 (CASE #03-1120)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY J. JANE MCFEE, THAT LISA CANTRELL, PN-115232, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 19, 2004, CONSENT AGREEMENT WITH THE BOARD, COMPLETING 18 OF HER 24 MONTH PROBATIONARY TERM, BE RELEASED EARLY FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Lifts of Suspension / Probation Only Permanent Practice Restriction Remains

CARPENTER, ELIZABETH P.N. 115926 (CASE #04-1270)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT ELIZABETH CARPENTER, PN-115926, HAVING MET THE REQUIREMENTS CONTAINED IN HER SEPTEMBER 10, 2004 CONSENT AGREEMENT WITH THE BOARD BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS. HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED OF THE CONSENT AGREEMENT REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

BELCHER, JANUARY P.N. 112487 (CASE #02-1482)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT JANUARY BELCHER, PN-112487, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 21, 2003 CONSENT AGREEMENT WITH THE BOARD BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS. HOWEVER, THE PERMANENT LICENSURE RESTRICTIONS CONTAINED OF THE CONSENT AGREEMENT REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

CHAMBERLAIN, SANDRA R.N. 380023 (CASE #01-1170)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT SANDRA CHAMBERLAIN, RN-380023, HAVING MET THE REQUIREMENTS CONTAINED IN HER SEPTEMBER 20, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

WINTERHALTER, VICTORIA R.N. 131610 NA 00656 (CASE #01-0249)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT VICTORIA WINTERHALTER, RN-131610 AND COA 00656 NA, HAVING MET THE REQUIREMENTS CONTAINED IN HER NOVEMBER 16, 2001 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

JOHNSON, SHERRIE P.N. 095287 (CASE #02-0803)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT SHERRIE JOHNSON, PN-095287, HAVING MET THE REQUIREMENTS CONTAINED IN HER NOVEMBER 21, 2003 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

SMITH, KATHLEEN R.N. 232925 (CASE #00-0207)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT KATHLEEN SMITH, RN-232925, HAVING MET THE REQUIREMENTS CONTAINED IN HER SEPTEMBER 20, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

BURNS, DESHANNA R.N. 314348 (CASE #04-1392)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT DESHANNA BURNS RN-314348, HAVING MET THE REQUIREMENTS CONTAINED IN HER SEPTEMBER 10, 2004 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

CISCO, ANN R.N. 224789 (CASE #03-1485)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT ANN CISCO RN-224789, HAVING MET THE REQUIREMENTS CONTAINED IN HER JANUARY 16, 2004 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DOERNER, JACQUELINE R.N. 127400 (CASE #00-0601)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT JACQUELINE DOERNER RN-127400, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 21, 2003 CONSENT AGREEMENT WITH THE BOARD, COMPLETING 30 OF HER 36 MONTH PROBATIONARY TERM, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

BROWN, TRACY P.N. 116691 (CASE #04-1074)

IT WAS MOVED BY J. KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT TRACY BROWN PN-116691, HAVING MET THE REQUIREMENTS CONTAINED IN HER SEPTEMBER 10, 2004 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

WHITE, GAIL P.N. 101088 (CASE #03-0536)

IT WAS MOVED BY J. LISA KLENKE, SECONDED BY ANNE BARNETT, THAT GAIL WHITE PN-101088, HAVING MET THE REQUIREMENTS CONTAINED IN HER JANUARY 21, 2005 CONSENT AGREEMENT WITH THE BOARD, COMPLETING NINE OF HER 12 MONTH PROBATIONARY TERM, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

ZWAYER, DAVID R.N. 270495 (CASE #97-0770)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD'S MAY 16, 2003, CONSENT AGREEMENT WITH DAVID ZWAYER RN-270495, BE MODIFIED TO DECREASE THE FREQUENCY OF MR. ZWAYER'S MEETING ATTENDANCE FROM THREE TO ONE MEETING PER WEEK, AND TO DECREASE THE LEVEL OF MR. ZWAYER'S EMPLOYMENT SUPERVISION FROM "ON SITE" TO "TELEPHONICALLY AVAILABLE."

THEREFORE, THE LANGUAGE IN PARAGRAPH VI OF THE CONSENT AGREEMENT WILL BE REPLACED WITH THE FOLLOWING:

MR. ZWAYER SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE-STEP PROGRAM, AND MR. ZWAYER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX MONTHS.

ALSO, THE LANGUAGE IN PARAGRAPH XI WILL BE REPLACED WITH THE FOLLOWING:

WHEN WORKING AS A NURSE, MR. ZWAYER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS EITHER ON SITE OR TELEPHONICALLY AVAILABLE AT ALL TIMES, AND SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Other

Disciplinary Template re Voluntary Retirement

The Board received the draft Disciplinary Template regarding Voluntary Retirement submitted by Bertha Lovelace and Lisa Ferguson-Ramos. Ms. Ramos reviewed the template that staff planned to use to resolve certain disciplinary cases. The Board action would still be discipline and would be reported to the federal databank and the discipline NURSIS database. The Board asked that staff develop guidelines for the use of the template. Following review and discussion;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD ADOPT THE DISCIPLINARY TEMPLATE FOR VOLUNTARY RETIREMENT AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OLD BUSINESS/PRIOR MEETING FOLLOW-UP

July 2005 Board meeting follow-up – (Under ED Report 1.3)

Board members pay for total number of hours for prep time

The Board received a written memo from Betsy Houchen and Stacy Thacker with an attachment of a draft Board policy regarding Board member compensation and reimbursement. It incorporated the content of existing Board Policies and Guidelines and sets forth policies for compensation and reimbursement; a listing of official duties; travel expense reimbursement; and procedures for documentation.

Ms. Houchen stated that in there is a differentiation between reimbursement and compensation. Mr. Thacker answered questions of the Board for clarification regarding reporting travel time on the Board member's time sheet.

Rosemary Booker clarified that travel expenses are separate from compensation paid for travel time. Mr. Thacker clarified Board members' questions regarding whether or not they were being paid for ten hours of preparation time automatically. Mr. Thacker requested that each Board member document for the record the first ten hours of preparation time on Board member's hours reporting form. He stated that he believed that all Board members were paid for the ten hours of preparation time. The Board members need to indicate travel time, hours worked, and rationale on the Board member's time sheet. The Board members requested that Mr. Thacker include a list on the form of what they are eligible to be paid in two columns (1) travel time and (2) official duties. Mr. Thacker agreed that he would revise the Board member's time sheet. Ms. Houchen agreed to revise the time sheet and update the policy for consistency. Lisa Klenke requested clarification regarding reimbursement and compensation so that the terms would be used correctly. Rosemary Booker answered questions regarding meal reimbursements for the entire day. Board members also need to indicate on their expense forms if receipts are not going to be provided. Ms. Booker agreed to provide Board members an updated OBM Travel Policy brochure.

Paperless Board meeting process

Board member Judith Brachman stated that the large documents received in the mailings are hard to read on the laptops. It is more difficult to scroll up and down in large documents such as current rules, chart, and proposed rules. She stated that providing a list of new items with each mailing was helpful. IT Manager Eric Mays responded that it would be difficult to reformat large documents. However, those could be separated into smaller documents with each having a different number. Lisa Klenke suggested having a laptop available for the staff to use for reference during the meeting so there would be less confusion about the page numbers on hard copies. Board members inquired about the status of disciplinary items in relation to the large document issues. Mr. Mays stated that not until the Board members are satisfied with the current program would the discipline version be implemented. They will be confronted with the same problem with the large documents. Ms. Klenke stated that she likes the paperless program in terms of ease to go back and find what she needs and that the program is well done. President Smith agreed and likes the changes highlighted in red on the policies and draft rules that indicates the revisions.

The Board agreed by general consent for the staff to solve the large documents issue. Mr. Mays suggested that Board members use the notation notes under Review & Comment (text edits, stamps, etc.) more often with those types of documents in order to catch their attention easily when scrolling.

Board member Lisa Klenke suggested that in the future all rules be reviewed page by page to save time and less confusion with page numbers.

Review of Board Policies for 2005

The Board received a memo submitted by Betsy Houchen for review of the attached Board Policies. The policies included recommendations for changes made by the Board at the July Board meeting and were highlighted in red. Only the policies for which additional changes were made were attached. At the July meeting the Board agreed to combine the Board Policies and Guidelines and convert the Guidelines into additional Policies. The result will be that the Board will have one set of Policies. The Guidelines will eventually be converted into Policies and staff will continue to present these to the Board at each meeting until completion. Ms. Houchen began reviewing each attached policy, which also included the ED evaluation language approved by the Board during the last meeting.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT THE 2005 BOARD POLICIES AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Results of the Organizational Survey

The Board received a Memo submitted by Stacy Thacker with information regarding the Survey of Organizational Excellence that was conducted in July 2005. Also attached were the Executive Summary, excerpts from the Data Report, and excerpts from the survey results for members of the Management Team. Mr. Thacker answered questions of the Board for clarification. Mr. Thacker stated that the Board received a 72% response rate. He further stated that the Board would be receiving updates on plans for improvement from the management team in the areas that scored lower than last year, and other areas that need attention based on this year's survey.

Board member Judith Brachman stated that this was a lot of material or data and it is difficult to relate it to the organization. She further stated that more commentary is needed to indicate how management is proceeding. Mr. Thacker responded that the survey relays constructs, which provides the results compared to last year. He further stated that the Board has agreed to compare its results with organizations of similar size.

NEW BUSINESS

Hotel reservations for 2006

President Smith informed the Board that they needed to confirm their reservations for 2006 at this meeting. She asked Board members whether they wished to continue staying at the Hyatt Hotel. Following discussion, the Board members agreed by general consent to continue staying at the Hyatt Hotel for 2006.

REVIEW OF MEETING/EVALUATION OF PROCESSES

The Board agreed by general consent to use the new format for the meeting minutes.

President Smith thanked all of the Board members and staff for their contributions and work and congratulated Betsy Houchen on her appointment to Executive Director.

Judith Brachman stated that she was disappointed that at the Delegate Assembly meeting there was no mention of having a consumer member forum meeting. She indicated that a national annual meeting for the Consumer Advocacy Council (CAC) includes all different kinds of Boards, and it is too broad. President Smith added that it would be helpful to have discussions with consumers from Boards with the same interests to make recommendations to a national council forum. IED Betsy Houchen agreed to forward a request to National Council on behalf of the Board to request that a Consumer Board Member Forum be established at the Mid-Year meeting.

FOR YOUR INFORMATION (FYI)

The Board received the following FYI items: NCSBN 2006 Event Dates; NCSBN Annual Meeting and Delegate Assembly; a copy of a news release regarding the retirement of the Director of the Department of Aging; and a revised Board Member roster. President Smith requested feedback from the Board members on the FYI items. There were no comments provided.

ADJOURN

The meeting was adjourned at 3:35 p.m. on September 16, 2005.

Yvonne Smith, MSN, RN, CNS
President



Attest:



Betsy Houchen, RN, MS, JD
Secretary