



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD MAY 16-17, 2013

The regular meeting of the Ohio Board of Nursing (Board) was held on May 16-17, 2013 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, May 16, 2013 at 8:32 a.m., President Judith Church called the Board meeting to order. On Friday, May 17, 2013 at 8:37 a.m., President Church called the Board meeting to order. Vice-President J. Jane McFee read the Board mission each day and President Church recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves.

BOARD MEMBERS

Judith Church, RN, President
J. Jane McFee, LPN, Vice-President
Janet Arwood, LPN
Rhonda Barkheimer, RN, Board Supervising Member for Disciplinary Matters
Nancy Fellows, RN
Lisa Klenke, RN (Absent on Thursday)
Maryam Lyon, RN
Susan Morano, RN
Tracy Ruegg, RN
Roberta Stokes, RN
Sheryl Warner, Consumer Member

Unless noted in these minutes as exhibits, all written reports submitted to the Board are maintained in the Board office according to the Board record retention schedule.

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, the Board Reception was held at 8:00 a.m.; Executive Session was at 10:00 a.m.; David Daigle, LPN, and James McGovern, Esq., addressed the Board at 1:00 p.m.; Jodi Lynn Gordon, RN, and Elizabeth Collis, Esq., addressed the Board at 1:20 p.m.; Open Forum was held at 10:00 a.m. on Friday.

Approval of Minutes of the March 2013 Meeting

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board approve the minutes from the March 2013 Board meeting as submitted. Motion adopted by unanimous vote of the Board.

Approval of Minutes of the April 2013 Retreat

Action: It was moved by Susan Morano, seconded by Maryam Lyon, that the Board approve the minutes from the April 2013 Board Retreat as submitted. Motion adopted by majority vote of the Board with Roberta Stokes abstaining.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- The Board congratulated Dennis Corrigan, Board Compliance Agent, for national recognition of his work as a Board investigator by the National Council of State Boards of Nursing (NCSBN). "A Day in the Life of a Nursing Regulator" features an interview with Dennis and appears on the front page of the Spring 2013 *Leader-to-Leader* publication. The Board also recognized all the Board investigators for their outstanding dedication and commitment to public protection: Janelle Freeman, Tim Fulk, Keeley Harding, Diana Harris, Melissa Knauss, Pam Morse, Amy Sala, and Brian Torrence. The Board congratulated Brian Torrence for fifteen years of state service.
- Susan Hassmiller, the Director of the Future of Nursing: Campaign for Action, and the Senior Advisor for Nursing for the Robert Wood Johnson Foundation, will be in Columbus on June 11-12, 2013 at the invitation of the Ohio Action Coalition. She will also hold a series of focused meetings intended for specific stakeholder groups to discuss implementation of the IOM recommendations.
- On April 30, 2013, the Senate Finance Subcommittee on Medicaid convened panel discussions regarding workforce shortages and programs. The Board provided written information regarding the RN and APRN workforce data collection efforts in past years and the current initiative for the 2013 renewal period.
- To begin the 2013 renewal period, the Board mailed 190,522 RN, APRN, and CTP renewal notifications in early May.
- Jody Hostetler and Cathy Learn, Education Surveyors, presented a nursing education program update at the April joint meeting of the Ohio Council of Associate Nursing Degree Nursing Education Administrators (OCADNEA) and the Ohio Council of Deans and Directors of Baccalaureate and Higher Degree Nursing Programs.
- The Division of Practitioner Data Banks of the Health Resources and Services Administration (HRSA) conducted their compliance review for 2010-2011 to assure that state reporting to the Data Bank is complete and accurate. The Data Bank found the Board to be compliant.

Legislative Report

Tom Dilling reported that B. Houchen testified before the Senate Medicaid Finance Subcommittee of the Senate Finance and Appropriations Committee on April 24, 2013 to present the Board's support for the Governor's budget appropriation for FY2014-2015 as set forth in House Bill 59, the biennial budget bill.

T. Dilling updated the Board regarding SB 57 that authorizes a pilot project that will allow qualified emergency responders in Lorain County to obtain and administer naloxone to revive a person suffering from an apparent opioid-related overdose. A joint letter was sent to the Committee hearing SB 57 to inform the Committee that the Medical, Pharmacy and Nursing Boards adopted a statement on naloxone, and to express support for SB 57.

T. Dilling highlighted HB 139, admitting privileges for certain APRNs, and HB 98, military service credit applied to professional licensing. T. Ruegg asked the Board to consider supporting HB 139. T. Dilling will discuss the bill with interested parties and report back to the Board at the July meeting.

Joint Statement Opioid Prescribing

T. Dilling reported that Nursing Board staff worked with the Medical, Pharmacy and Dental Boards to develop a joint Regulatory Statement, "Guidelines for Prescribing Opioids for the Treatment of Chronic, Non-Terminal Pain, 80 mg of a Morphine Equivalent Daily Dose (MED) 'Trigger Point'." The Board's Committee on Prescriptive Governance will also review the statement at its May meeting.

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that the Board approve the regulatory statement for opioid prescribing as submitted. Motion adopted by unanimous vote of the Board members.

Fiscal Report

Kathy King, Fiscal Manager, presented the fiscal report for the third quarter of FY 2013. The Board thanked her for providing clear and comprehensive fiscal information.

NEW BUSINESS

Five-Year Review Rules

The Board reviewed the draft rule language for the five-year review rules: Ohio Administrative Code (OAC) Chapters 4723-4, Standards of Practice Relative to RN or LPN; 4723-6, Alternative Program for Chemically Dependent Nurses; 4723-18, Practice Intervention and Improvement Program; and 4723-20, Prevention of Disease Transmission.

As part of rule review, Executive Order 2011-01K, "Establishing the Common Sense Initiative" (EO), requires agencies to draft rules in plain English. Since 2005, and on a continuing basis, the Board has conducted a "plain English" review of its rules and amended or rescinded rule language that is unnecessary, ineffective, contradictory or redundant. In addition, based on direction from JCARR, a web site address is added where rules discuss required forms or applications. The web site will contain sample copies of the referenced forms or applications.

Pam Dickerson provided comments regarding proposed rule language to staff on April 14, 2013. These are addressed with respect to the individual rules. Board staff will also hold an interested party meeting May 28, 2013 to review the rules with stakeholders.

Unless otherwise noted, the Board agreed by general consensus with the following revisions:

Chapter 4723-4 (Standards of Practice Relative to RN or LPN)

Global changes were made as follows: change word “client” to patient as directed by Board in 2012; reference “advanced practice registered nurse” instead of “advanced practice nurse;” substitute references to types of APRNs (certified nurse practitioner, certified nurse mid-wife, certified registered nurse anesthetist, clinical nurse specialist), if possible.

Rule 4723-4-01

4-01 (B)(4): Staff recommended an updated definition of “clinical judgment.” The new definition replaces the application of “experience” with “reasoning within the context of the clinical environment.” P. Dickerson suggests a new definition of “critical thinking” to Rule 4-01, however, the new definition of “clinical judgment” encompasses the application of “reasoning” within the clinical environment in lieu of defining “clinical thinking.”

4-01 (B)(8)(renumbered): P. Dickerson suggested eliminating “nursing diagnosis.” This suggestion was made by P. Dickerson in 2008 when the Board last reviewed Chapter 4723-4. At the September 2008 Board meeting, the Board agreed to keep the definition of “nursing diagnosis” in rule upon the recommendation of the Board Committee on Practice. As P. Dickerson explains, the rationale for deleting this term is that electronic medical records may not have a field for nursing diagnosis, rather, the concept is incorporated into other areas of the nurse’s assessment, plan of care, and interventions. Staff has reviewed the issue and recommends keeping “nursing diagnosis” in rule, as it is an integral part of nursing practice. The Board agreed to keep nursing diagnosis in the rules.

Professional Boundaries Definition: P. Dickerson recommended adopting a rule that defines “professional boundaries” due to questions she has received indicating some nurses believe the term refers to differences in scopes of practice, rather than the boundaries a nurse maintains professionally with patients. In 2008, P. Dickerson suggested a definition be added for this concept and staff drafted language based on the NCSBN definition. At the July 2008 Board meeting, the Board decided not to add a definition.

The Board reviewed and discussed definitions from the NCSBN Model Nursing Practice Act, Article III, the *Journal for Nurse Practitioners* (2011:7(3): 195-200), and the Texas Medical Association publication, *Maintaining Professional Boundaries (for Medical Students)*, April 2002.

After discussion, the Board agreed not to add a definition for professional boundaries because the Nurse Practice Act and administrative rules currently address professional boundaries by specifying the circumstances/violations that cross professional boundaries.

Rule 4723-4-03

Comment: P. Dickerson suggested incorporating something to provide evidence of competent practice such as publications, precepting, or continuing education.

After discussion, the Board agreed to rely on its current rules on continuing education as assurance of competency.

4-03 (B): As part of basic knowledge of duties, responsibilities, and accountabilities, staff recommended adding a requirement that the nurse identify the patients to whom the nurse is to provide care.

After discussion, the Board agreed not to add a requirement that the nurse identify the patients to whom the nurse is to provide care; the Board believes the current language encompasses this requirement.

4-03 (H): Language was added to clarify that, with respect to the situations involving professional boundaries, the nurse shall not disseminate patient information for purposes other than patient care through social media, texting, emailing or any other form of communication (see P. Dickerson comment related to Rule 4-06).

Rule 4723-4-04

4-04 (B): As part of basic knowledge of duties, responsibilities, and accountabilities, staff recommended adding a requirement that the nurse identify the patients to whom the nurse is to provide care.

The Board agreed not to add a requirement that the nurse identify the patients to whom the nurse is to provide care; the Board believes the current language already encompasses this requirement.

4-04 (H): Language was added to clarify that, with respect to the situations involving professional boundaries, the nurse shall not disseminate patient information for purposes other than patient care through social media, texting, emailing or any other form of communication.

Rule 4723-4-05

4-05 (B) and (C): Staff recommended adding that the evaluation may be conducted by an advanced practice registered nurse holding the same certification as the individual being evaluated. The Board agreed to add this language.

Rule 4723-4-06

4-06 (O): P. Dickerson asked whether language could be added to address situations “where a nurse works in a setting where there is no other nurse”.

Paragraph (O) deals with supervision and evaluation of nursing practice, and establishes that a RN license is required to supervise and evaluate nursing practice. If a nurse works in a setting without any other nurse staff, the issue is who is supervising or evaluating the nurse’s practice? This Rule would appear to require that the employer/facility engage a RN to perform this task. The Rule does not mandate that the RN supervisor/evaluator be practicing on site *at all times* in order to conduct the supervision or evaluation (note, however, that as to PN practice, a RN, physician, podiatrist, etc. . . . must “direct” the PN’s practice). Proposed language was added to the paragraph to address these issues.

4-06 (P)(4): Clarified that this rule includes locum tenens arrangements.

4-06 (Q): The new rule language is consistent with the comment submitted by P. Dickerson, and to address the observed increase in prevalence of social media in compliance cases.

Rule 4723-4-07

Staff recommended changes in paragraph (A) to reflect current terminology, clarify requirements, and remove redundant language.

Rule 4723-4-08

Staff recommended changes in paragraph (A) to reflect current terminology and remove redundant language; and to clarify the requirement that the LPN *contributes* to assessment/evaluation of patient health status, and acts at the direction of a registered nurse or other healthcare provider (as set forth in Section 4723.01 (F)).

Chapter 4723-6 (Alternative Program for Chemical Dependent Nurses)

Global changes were made as follows: request that there be a title change to “Alternative Program for Chemical Dependency/Substance Use Disorder Monitoring”; clarify that “chemical dependency” as defined in Section 4723.35(A), ORC, includes or may otherwise be referred to as a “substance use disorder” to the extent the disorder involves dependency and not abuse. While the Board cannot completely replace the term “chemical dependency” because the law requires the Board to establish a “chemical dependency monitoring program”, the rules would be updated to begin to incorporate the term “substance use disorder” where possible.

Rule 4723-6-01

6-01 (H), (J), and (K): Staff recommended updating language to reflect current terminology and practices.

Rule 4723-6-02

6-02 (A)(2): Staff included the website address for the Alternative Program application.

6-02 (B)(10): Staff included the reference to “diversion” programs, as referenced in H.B. 303 as an exception to eligibility.

Rule 4723-6-03

6-03 (B)(10): Staff recommended language to capture products containing alcohol. The Board agreed on language excepting products topically applied for disinfection purposes.

6-03 (B)(12): Staff recommended language to establish a minimum one-year of full-time employment in a position requiring a license/certificate prior to consideration for release. This is consistent with recommendations adopted by NCSBN. The Board agreed on this language but determined not to define “full-time” as forty hours worked per week.

Rule 4723-6-04

6-04 (C): Language was added to clarify that Board staff is responsible for notifying the Board in a confidential written communication that an individual who is before the Board for disciplinary action has previously completed the Alternative Program. See also Rule 4723-16-07 (B)(2).

Rule 4723-6-05: No changes.

Rule 4723-6-06

6-06 (B): Clarified language related to confidentiality of records.

6-06 (D): The time period for record retention was added to mirror language amending Section 4723.35 (F)(1), ORC (H.B. 303).

Chapter 4723-18 (PIIP)

Global changes were made as follows: changes to the education portion of PIIP to increase access of educational options for PIIP participants by allowing them to self-select online or other CE activities that meet their required education topics, reduce the amount of paperwork associated with the education portion of PIIP, and to streamline the processes to make PIIP more efficient administratively; changes to make the language less cumbersome, such as references to “licensee or certificate holder” changed to “participant” or “individual”); change “advanced practice nurse” to “advanced practice registered nurse.”

Rule 4723-18-01

18-01 (H): Definition was revised to reflect legal standard imposed in Section 4723.28(B)(19), ORC (“acceptable and prevailing standards of safe nursing care or safe dialysis care”); also to reference that acceptable standards of safe care may be contained throughout Chapters 4, 8, 9 or 23 rather than in specific rules.

Rule 4723-18-02

18-02 (A): Language was changed to mirror 18-01(H), discussed above.

Rule 4723-18-03

18-03 (E): Staff recommended requiring that individuals be employed in a nursing or dialysis position at the time of their eligibility determination in order to be eligible for PIIP.

18-03 (G): Revised reference rule defining “impairment” (4723-3-02); by definition, if the supervising member finds evidence of impairment, the individual is not capable of practicing safely or practicing safely without treatment, restrictions or monitoring.

Rules 4723-18-04 and 18-05: Minor changes were made to clarify and simplify the language.

Rule 4723-18-06

Substantial changes were made to the rule to increase access of educational options for PIIP participants by allowing the use of any activity that qualifies under Chapter 4723-14 (CE) or under Section 4723.46 (provided by board-approved national certifying organizations), or is provided by an accredited post-secondary educational institution or the participant’s employer.

Rule 4723-18-07: Minor changes were made to clarify and simplify language.

Rule 4723-18-08

18-08 (C)(2): Language was revised to mirror language in definition section, 18-01(H).

18-08 (D)(2): A technical correction was made in the language (i.e., the APRN’s practice deficiency may be related to something other than violating the “scope of practice” under 4723.43 so correct reference should be as to an APRN who holds a certificate issued under 4723.41,ORC).

Rule 4723-18-09

18-09 (B)(2) and (C): Language was revised to mirror language in definition section, 18-01(H):

18-09 (E): Language was revised to mirror language proposed for Alternative Program Rule 4723-6-04 (C).

18-09 (F): Language was added to reflect that staff does not report successful PIIP completions to NCSBN for purposes of federal healthcare integrity and protection database reporting; mirrors language in Alternative Program Rule 4723-6-04 (D).

Rule 4723-18-10: Minor changes were made to clarify current law related to confidentiality of PIIP information and records.

Chapter 4723-20 (Prevention of Disease Transmission)

This Chapter was substantially revised in 2008 to comply with the federal Center for Disease Control, 2007 *Guideline for Isolation Precautions: Preventing Transmissions of Infectious Agents in Healthcare Settings* (CDC Guideline).

Rule 4723-20-01

20-01 (E)(1): Performance of hand hygiene was added to be consistent with the CDC Guideline.

20-01 (F): Deleted “universal blood and body fluid precautions” and replaced with “universal and standard precautions” to mirror change made by H.B. 303 (see 4723.07(K) and 4723.28 (B)(18)).

Rule 4723-20-02: No changes.

Rule 4723-20-03: Correction of typographical errors.

Rule 4723-20-04, 05, and 06: No changes.

Rule 4723-20-07: Changes were made to mirror Section 4723.07(K), ORC as amended by H.B. 303.

Technical Changes

The Board reviewed the draft rule language for individual rules that are not slated for five-year review, but need to be updated due to changes made by H.B. 303, S.B. 83, and H.B. 490 (129th GA), or for technical or non-substantive reasons.

Unless otherwise noted, the Board agreed by general consensus with the following revisions:

Chapter 4723-5 (Nursing Education Programs)

Rule 4723-5-04

5-04 (A)(2): The time frame for reviewing a program on conditional approval was amended based on changes made by H.B. 303 (Section 4723.06(A)(6)).

5-04 (B)(5): Language was added to reflect current processes through which a consent agreement may be entered to settle a matter in lieu of issuing a notice and conducting an adjudication.

Rule 4723-5-08

5-08 (P): Language was added mirroring language added by H.B. 303 (4723.06(A)(19)) as a basis for denying conditional approval to a person who submits false information to the Board. The word “person” is defined for purposes of Chapter 4723 in Rule 4723-3-01 (K) to include both natural persons and legal

entities or partnerships.

Chapter 4723-7 (Licensure)

Global language was added to reference the location of forms on the website as required by JCARR related to incorporation by reference.

Rule 4723-7-02

7-02 (E): Changes were made to reflect changes made by H.B. 303.

Rule 4723-7-03

7-03 (C): Language reflects the current processes with respect to the testing service.

7-03 (F)(3): Changes were made to reflect changes made by H.B. 303.

Rule 4723-7-04

7-04 (A)(4), (B)(8) and (9), and (G): Changes were made to reflect changes made by H.B. 303.

7-04 (B)(3): Clarification was made that the transcript must be translated into English.

7-04 (B)(4): Redundant language was removed.

7-04 (B)(6) and (F)(3): Language was added to clarify that electronic license verification from NCSBN is accepted.

7-04 (B)(9): Changes were made to reflect the addition of two hours of CE related to Ohio Nurse Practice Act and rules are required for endorsement.

After discussion, the Board agreed that the required CE should be “category A” which will require the endorsement applicant to obtain the CE from a provider unit headquartered in the State of Ohio (see Rule 4723-14-01 (C)). Lesleigh Robinson stated that there are several online courses available that meet this requirement.

Rules 4723-7-05 and 7-06: Identical changes were made for the same reasons as discussed with respect to Rule 4723-7-04.

Rule 4723-7-07

7-07 (A) and (C): Paragraph (A) was deleted, because effective with H.B. 303, the Board no longer issues wallet cards to any groups.

7-07 (D): Language was revised to be consistent with changes made to Rule 4723-3-01.

Rule 4723-7-08: Changes were made because effective with H.B. 303, the Board no longer issues wallet cards to any groups.

Rule 4723-7-09 7-09 (N): Paragraph was added as required by H.B. 490, which provided that military personnel spouses' renewal/reinstatement fees be waived in certain situations.

Chapter 4723-8 (Advanced Practice)

Global language was added to change "advanced practice nurse" to "advanced practice registered nurse," and reference the location of forms on the website as required by JCARR related to incorporation by reference.

Rule 4723-8-04

8-04 (G): The revised language reflects H.B. 303's amendment to Section 4723.431(A) so that an APRN must report to the Board changes in the "name and business address" rather than simply the "identity" of collaborating physicians.

Rule 4723-8-08

H.B. 303 deleted paragraph (C) of Section 4723.41 because the language was obsolete. However, CNS's who received certification under that exception prior to December 31, 2000, have different requirements at certificate renewal. Therefore, the reference to 4723.41(C) is maintained in the rule, but references are added indicating "as that division existed prior to March 20, 2013", the effective date of H.B. 303.

8-08 (J) and (K): Paragraphs were added as required by H.B. 490, which provided that military personnel spouses' renewal/reinstatement fees be waived in certain situations.

Rule 4723-8-10: Same change as in Rule 8-08 with respect to Section 4723.41(C), ORC.

Chapter 4723-9 (Prescriptive Authority)

Rule 4723-9-05

9-05 (B): H.B. 303 deleted requirements that out-of-state applicants have verification submitted from a physician who supervised their prescribing in another jurisdiction or with respect to their government employment.

9-05 (D): H.B. 303 now allows the CTP externship to be extended to two years.

Rule 4723-9-06

9-06 (B): H.B. 303 deleted requirements that out-of-state applicants have verification submitted from a physician who supervised their prescribing in another jurisdiction or with respect to their government employment.

Rule 4723-9-07

9-07 (H) and (I): Paragraphs were added to provide military exceptions from the reinstatement fee as specified in H.B. 490 and Section 5903.10, ORC. Note that CTP holders do not pay a late processing fee.

Chapter 4723-14 (Continuing Education)

Rule 4723-14-03

14-03 (C): Changes reflect the H.B. 303 requirement that nurses endorsing into Ohio obtain two hours in Ohio law and rules (Category A) prior to being eligible for licensure.

14-03 (H): The Board previously expressed a concern about CTP holders using the waiver to meet CTP related CE; language is added to clarify that this is not permitted.

Rule 4723-14-05 (A)(1): Technical correction.

Rule 4723-14-10

14-10 (B)(2): Correction of typo.

14-10 (B)(5): Language added to mirror language in Rule 4723-5-25 for education programs.

Rule 4723-14-12 (A)(5)(b): Technical correction was made to correct cross-reference.

Chapter 4723-17 (IV Therapy)

Rule 4723-17-03

17-03 (A)(4): Language was deleted because the aspiration of IV lines to maintain patency is no longer prohibited (H.B. 303).

17-03 (B)(1)(h): Staff recommended adding language to include 0.3 percent sodium chloride and water. Although this fluid is not specifically stated in Section 4723.18(D), it is logically an infusion of one or more of the elements listed in that Section.

17-03 (B)(3) and (B)(4): Removed word “peripheral” consistent with change made by H.B. 303.

17-03 (B)(8): Staff recommended adding language requested by a practitioner in the community to allow an LPN to turn off a PCA if a complication arises, similar to stopping an infusion of blood.

Chapter 4723-23 (Dialysis Technicians)

H.B. 303 substantially restructured dialysis certification. Changes are made throughout Chapter 4723-23 to implement the new law.

Rule 4723-23-01: The law eliminated the prior system of issuing OCDT, “TC -1, 2, 3”. The new system is divided between certified dialysis technicians and certificate to practice as a “dialysis technician intern.” Language is removed to

reflect the removal of the TC 1, 2, 3 series.

23-01 (C): Definition was added for “Dialysis technician intern certificate”.

23-01 (F) and (J) and 23-02 (E): Definitions were added consistent with definitions for licensed nurses. The Board requested that the Advisory Group on Dialysis consider whether the intern certificate holder should be authorized to place a certificate on “inactive” status. This may be inconsistent with the policy behind placing an 18-month duration on the certificate and the law prohibiting renewal of the intern certificate (4723.76 (C)). However, other licensees and certificate holder have the option to place a certificate on inactive status, and the federal CMS “FAQs” indicate that if an individual has an approved leave of absence from work, this would not be counted in calculating the 18-month period.

Rule 4723-23-02: This rule will be rescinded and re-filed. Changes reflect the new system for certifying dialysis technician interns.

23-02 (G): Language was added to be consistent with language for nurse license applicants.

Rule 4723-23-03

23-03 (A)(1): The law (4723.75) does not require that the OCDT applicant hold a dialysis technician intern certificate. However, as a practical matter, applicants would not be able to demonstrate that they had practiced in Ohio for twelve months prior to the application date unless they did so while holding an intern certificate.

23-03 (B)(1)(c) The law states that the OCDT applicant must pass the certification exam within 18 months of completing a training program approved by the Board. However, unlike the law language related to dialysis intern certificates, there is no language discussing subtracting the time period spent in multiple training programs, if the applicant was enrolled in more than one program. See 4723.75. This is different than the language for intern certificates, which requires that the total amount of time enrolled in all training programs be deducted from eighteen-month period that the intern certificate is valid. See 4723.76. Originally, it appears that the intent was to deduct time spent in multiple programs to discourage program “hopping” and also to make the Ohio requirements more similar to federal guidelines, which require that the certification exam be taken within 18 months from the date an applicant is hired. Therefore, language was added to clarify that the Board will deduct from the eighteen months the applicant has to pass the examination the total time enrolled in training programs.

23-03 (B)(2): Note that for applicants who meet the requirements specified in 4723.75 (B)(2), ORC, i.e., they passed a certification exam in another jurisdiction, there is no requirement that the applicant submit evidence of completing a training program, or that the Board calculate the timing with respect to when they took the examination versus when they completed a training program.

23-03 (B)(2)(c): Changes were made to reflect addition of two hours of education are required related to Ohio Nurse Practice Act and rules (H.B. 303, 4723.75 (B)(2)(c). The new law does not refer to “continuing education”, rather, it specifies “education directly related to this chapter and the rules adopted under it.”

After discussion, the Board agreed that this education must qualify as “category A” continuing education, as defined in Rule 4723-14-01 (C).

23-03 (C): This describes the process for re-application if an applicant does not pass the certification examination within the 18-month period. See Section 4723.75 (C). The law requires that before obtaining the OCDT in this situation, the applicant repeat the training program and also apply for (and presumably, obtain) an intern certificate. The intern certificate application process requires criminal records check. See Section 4723.091. 4723.75 (C) (2) states that another criminal records check is required to obtain the OCDT in this situation.

The Board asked that the Advisory Group on Dialysis consider whether the applicant be required to obtain the intern certificate background check and then obtain another background check when re-applying for the OCDT if a check was on file with the Board and was not more than one year old.

23-03 (D): The time period that an application becomes forfeited is two years; staff recommends keeping this due to the fact that the individual holds an intern certificate for 18 months, although the time frame that other applications expire is one year.

23-03 (F): Language was added consistent with nurse license applications.

Rule 4723-23-04: This rule will be rescinded since the law does not provide for an endorsement process (see Rule 4723-03 (B)(2), which addresses applicants who obtained certification in another jurisdiction).

Rule 4723-23-05

23-05 (A): Language was added to be consistent with language on nurse license renewal rules.

23-05 (E): Language was recommended by staff to address fees associated with the timing of reactivation requests.

23-05 (K) and (L): Military waiver language was added as required by H.B. 490.

Rule 4723-23-06: Minor changes were made to streamline language.

23-06 (L): Language that referenced temporary certificate holders (now intern certificate holders) was deleted because those holders are not eligible to renew and thus have no continuing education requirements.

Rule 4723-23-09

23-09 (A): Changes were made to reflect the new system referencing dialysis technician intern certificates.

23-09 (B)(1) and (2): Language regarding the standard of care was revised to mirror that in Section 4723.28(B)(19). After discussion, the Board agreed that the employer attestation language for the two types of certificates should be the same.

Rule 4723-23-10 (E): Minor edit.

Rule 4723-23-11: This rule will be rescinded because H.B. 303 eliminated the registry requirement.

Rule 4723-23-14

23-14 (G) and (J): Language was added to mirror that for nurses in proposed Rules 4723-4-03 and 04 related to confidentiality and 4723-4-06, for nurses related to patient boundaries.

23-14 (I): Language was added to mirror that for nurses in Rule 4723-4-06 (P) related to providing false information.

Chapter 4723-25 (NEGP)

Rule 4723-25-02 (K): H.B. 303 added to the list of potential grantees “patient-centered medical homes.” A definition was added identical to that appearing on the Ohio Department of Health’s PCMH website.

Rule 4723-25-05 (F): The language limits total grant amounts to \$1 million, as discussed at the Board Retreat.

Rule 4723-25-06 (B): Language was added to reference PCMHs.

Chapter 4723-26 (Community Health Workers)

Rule 4723-26-01

26-01 (J), (L), and (M): Language was added similar to that for other licenses and certificates, for consistency.

Rule 4723-26-02

26-02 (A)(3): Corrections were made to reflect the new statutory citations implemented by H.B. 303.

26-02 (D): Language was added similar to that for dialysis technicians and medication aides.

Rule 4723-26-04

26-04 (A) and (F): Language was added to be consistent with language in the

renewal rule for other certificate holders/licensees.

26-04 (K) and (L): Military waiver language was added as required by H.B. 490.

Rule 4723-26-10

26-10 (I) and (L): Language was added to mirror that proposed in Rules 4723-4-03 and 04 for nurses, related to confidentiality, and 4723-4-06, for nurses related to patient boundaries.

Rule 4723-26-11

Global changes were made to mirror legislative changes made to Section 4723.28, ORC, by H.B. 303 with respect to nurses and dialysis technicians.

26-11 (B)(8): Language was added to mirror legislative change made to Section 4723.28(B)(8), ORC, by S.B. 83 (129th GA).

Chapter 4723-27 (Medication Aides)

Rule 4723-27-02 (M) and (V): Language was added to mirror that proposed in Rules 4723-4-03 and 04 for nurses, related to confidentiality, and 4723-4-06, for nurses related to patient boundaries.

Rule 4723-27-04

27-04 (A)(6): H.B. 303 amended the law related to criminal background checks for medication aides to eliminate the 5-year exception language, requiring a change to rule language.

27-04 (A)(6) & (7): Language was revised to reflect changes made by H.B. 303.

27-04 (F): Language was revised to mirror that for other certificate holders and nurses.

Rule 4723-27-05

27-05 (A)(1) and (B)(1): Language was revised to mirror that for other certificate holders and nurses.

27-05 (I) and (J): Language was added to be consistent with changes made by H.B. 490 related to military fee exemption.

Rule 4723-27-06

27-06 (A)(1): Changed to reflect correct cross-references.

27-06 (A)(3): Clarifying language was added.

Rule 4723-27-08 (B)(1): Added word, ninety “business” days.

Rule 4723-27-09

Global changes were made to mirror legislative changes made to Section 4723.28, ORC, by H.B. 303 with respect to nurses and dialysis technicians.

27-09 (B)(8): Language was added to mirror legislative change made to Section 4723.28(B)(8), ORC, by S.B. 83 (129th GA).

Rule 4723-27-10

(A)(4): Changed the amount because H.B. 303 amended 4723.08(A)(18), ORC, and specified that the reinstatement fees for all certificates are \$100.00.

EXECUTIVE SESSION

On May 16, 2013:

Action: It was moved by J. Jane McFee that the Board go into Executive Session to discuss pending or imminent court action with legal counsel. Motion adopted by roll call vote. The Board entered Executive Session at 10:00 a.m. and reported out of Executive Session at 10:25 a.m.

APPROVALS

Lisa Klenke, Nursing Education Program Liaison was absent for approval votes on Thursday, May 16, 2013.

Nursing Education Programs – New Programs

Brown Mackie College-Findlay Associate of Applied Science in Nursing

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Brown Mackie College-Findlay Associate of Applied Science in Nursing. It was further moved that the Program submit progress reports to the Board on or before October 29, 2014 and May 28, 2015. Motion adopted by unanimous vote of the Board members.

Nursing Education Programs – Determination of Approval Status

American Institute of Alternative Medicine Registered Nursing Education Program

Action: It was moved by Tracy Ruegg, seconded by Rhonda Barkheimer, that the Board place American Institute of Alternative Medicine Registered Nursing Education Program on Provisional approval, effective May 16, 2013 and until November 20, 2014, in accordance with Section 4723.06(A)(7), ORC. After fully considering the survey visit report and the response to the report, the Board determined that the Program failed to meet and maintain the requirements established in Rules 4723-5-10 (A); 4723-5-17 (A) and (B); 4723-5-20 (C); and 4723-5-21 (D) and (E), OAC. It was further moved that the Program submit progress reports to the Board on or before June 21, 2013; September 25, 2013; December 20, 2013; March 26, 2014; June 25, 2014; and September 24, 2014. Motion adopted by unanimous vote of the Board members.

American Institute of Alternative Medicine Practical Nursing Education Program

Action: It was moved by Nancy Fellows, seconded by Maryam Lyon, that the Board place American Institute of Alternative Medicine Practical Nursing Education Program on Provisional approval, effective May 16, 2013 and until November 20, 2014, in accordance with Section 4723.06(A)(7), ORC, and the Program's May 20, 2011 Consent Agreement. After fully considering the survey

visit report and the response to the report, the Board determined that the Program failed to meet and maintain the requirements established in Rules 4723-5-14 (F); and 4723-5-21 (D), OAC. It was further moved that the Program submit progress reports to the Board on or before June 26, 2013; September 25, 2013; December 18, 2013; March 26, 2014; June 25, 2014; and September 24, 2014. Motion adopted by unanimous vote of the Board members.

Akron Campus of Herzing University, Nursing Program

Action: It was moved by Judith Church, seconded by Susan Morano, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Akron Campus of Herzing University, Nursing Program for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Belmont College Practical Nursing Program

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that the Board place Belmont College Practical Nursing Program on Provisional approval in accordance with Section 4723.06(A)(7), ORC, effective May 16, 2013 and until November 20, 2014. After fully considering the survey visit report and the response to the report, the Board determined that the Program failed to meet and maintain the requirements established in Rule 4723-5-12 (A); 4723-5-14 (C), (D) and (E); 4723-5-20 (A); and 4723-5-21 (A), OAC. It was further moved that the Program submit progress reports to the Board on or before June 26, 2013; September 25, 2013; December 18, 2013; March 26, 2014; June 25, 2014; and September 24, 2014. Motion adopted by unanimous vote of the Board members.

Belmont College Associate Degree Nursing Program

The Board reviewed the survey report and response for Belmont College Associate Degree Nursing Program.

Capital University Department of Nursing

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Capital University Department of Nursing for a period of five years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before November 19, 2013 and May 21, 2014. Motion adopted by unanimous vote of the Board members.

The Christ College of Nursing and Health Sciences

Action: It was moved by Sheryl Warner, seconded by Roberta Stokes, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to The Christ College of Nursing and Health Sciences for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Clark State Community College Practical Nurse Program

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Clark State Community College Practical Nurse Program for a period of two years effective May 16, 2013. It was further moved that the Program submit progress reports to

the Board on or before July 24, 2013; January 28, 2014; and July 23, 2014. Motion adopted by unanimous vote of the Board members.

Cleveland State University School of Nursing

Action: It was moved by Roberta Stokes, seconded by Janet Arwood, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Cleveland State University School of Nursing for a period of two years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before July 24, 2013; January 28, 2014; and July 23, 2014. Motion adopted by unanimous vote of the Board members.

Hondros College

Action: It was moved by Maryam Lyon, seconded by Sheryl Warner, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Hondros College (Associate Degree Program) for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Ohio University School of Nursing

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Ohio University School of Nursing for a period of five years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before November 27, 2013 and May 28, 2014. Motion adopted by unanimous vote of the Board members.

Ohio Medical Career Center One Plus One Nursing Education Program

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Ohio Medical Career Center One Plus One Nursing Education Program for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Stark State College Associate Degree in Nursing Program

Action: It was moved by Nancy Fellows, seconded by Rhonda Barkheimer, that the Board place Stark State College Associate Degree in Nursing Program on Provisional approval in accordance with Section 4723.06(A)(7), ORC, effective May 16, 2013 and until November 20, 2014. After fully considering the survey visit report and the response to the report, the Board determined that the Program failed to meet and maintain the requirements established in Rule 4723-5-09 (B)(11); 4723-5-10 (A)(5); 4723-5-17 (A) and (B); 4723-5-19 (A); 4723-5-20 (B); and 4723-5-21 (D) and (E), OAC. It was further moved that the Program submit progress reports to the Board on or before June 21, 2013; September 25, 2013; December 20, 2013; March 26, 2014; June 25, 2014; and September 24, 2014. Motion adopted by unanimous vote of the Board members.

Terra State Community College Associate Degree Nursing Program

Action: It was moved by Judith Church, seconded by Sheryl Warner, move that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Terra

State Community College Associate Degree Nursing Program for a period of two years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before September 18, 2013; March 26, 2014; and January 21, 2015. Motion adopted by unanimous vote of the Board members.

Toledo School of Practical Nursing

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to the Toledo School of Practical Nursing for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

University of Cincinnati Blue Ash College

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to University of Cincinnati Blue Ash College for a period of two years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before July 24, 2013; March 26, 2014; and January 21, 2015. Motion adopted by unanimous vote of the Board members.

University of Cincinnati, BSN Program

Action: It was moved by Sheryl Warner, seconded by Maryam Lyon, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to the University of Cincinnati, BSN Program for a period of five years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Walsh University School of Nursing

Action: It was moved by Janet Arwood, seconded by Susan Morano, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Walsh University School of Nursing for a period of five years effective May 16, 2013. It was further moved that the Program submit progress reports to the Board on or before November 20, 2013 and May 21, 2014. Motion adopted by unanimous vote of the Board members.

Nursing Education Program Requests

Antonelli College Practical Nursing Program

Action: It was moved by Roberta Stokes, seconded by Rhonda Barkheimer, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Antonelli College Practical Nursing Program to September 2013. It was further moved that the Program submit progress reports on or before December 12, 2013 and April 17, 2014. Motion adopted by unanimous vote of the Board members.

Lincoln College of Technology RN Education Program

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Lincoln College of Technology RN Education Program to January 2014. It was further moved that the Program submit progress reports on

or before October 7, 2014 and May 12, 2015. Motion adopted by unanimous vote of the Board members.

Dialysis Technician Training Program

FMCNA-East Division Education Dept. Fairfield

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of FMCNA-East Division Education Dept. Fairfield for a period of two years effective May 16, 2013. Motion adopted by unanimous vote of the Board members.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved by Tracy Ruegg, seconded by Sheryl Warner, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary permits, initially issued by the Board March 1, 2013 through April 30, 2013 to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; temporary dialysis technician certificates; dialysis technician intern certificates; community health workers; and certified medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by majority vote of the Board.

ADJUDICATION AND COMPLIANCE

On Thursday, May 16, 2013, David Daigle and his attorney, James McGovern, Esq., addressed the Board regarding the Report and Recommendation involving Mr. Daigle; Courtney Hagele, AAG, responded. Jodi Lynn Gordon and her attorney, Elizabeth Collis, Esq., addressed the Board regarding the Report and Recommendation involving Ms. Gordon; Courtney Hagele, AAG, responded.

On Friday, May 17, 2013, Judith Church requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter. Lisa Klenke abstained from voting on certain disciplinary matters due to being absent for quasi-judicial case discussion on May 16, 2013.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Young, Sharon K., R.N. 251506, P.N. 070104 (CASE #13-0971); Price, Thomas G., R.N. 228966 (CASE #13-0924); Tonus, Anthony J., R.N. 304216

(CASE #13-0423); Bennett, Hayley A., P.N. 138823 (CASE #12-3254); Doringo, Claudia S., R.N. 251589 (CASE #12-5003); Alden, Lisa A., R.N. Endorse (CASE #12-4680); Thacker, Sandra L., R.N. 368835 (CASE #12-6798); Hoffman, Jacqueline P., R.N. 334186 (CASE #13-0402); Peters, Shauna Y., R.N. 203060 (CASE #12-3486); Thuma, Angela J., P.N. 116757 (CASE #12-5388); Sverha, Jessica A., R.N. 334570 (CASE #13-0308); Shearer, Michael R., R.N. 364062 (CASE #12-7411); McNeely, Melissa A., R.N. 383911 (CASE #13-0827); San Andres, Genevieve, R.N. 376461 (CASE #13-1204); Nahag, Marianne M., R.N. 329687 (CASE #13-0777); Haines, Diane F., R.N. 271249 (CASE #13-1224); Jernigan, Kimberly A., R.N. NCLEX (CASE #11-3348); Mullins, Patricia A., R.N. 294199, P.N. 093124 (CASE #13-1229); Hitchcock, Leslie L., R.N. 241303 (CASE #13-0445); Gambill, Dane R., R.N. 304808 (CASE #13-0826); Carroll, Ashley M., P.N. 133526 (CASE #13-1460); Click, Sheri N., R.N. 368900 (CASE #13-0862); Yoon, Eric J., R.N. 273870, NS 07773, NP 05791, RX 05791 (CASE #13-2236); Schaid, Jennifer L., R.N. 347044 (CASE #12-0180); Stamps, Rikole J., P.N. 112199 (CASE #13-1774); Francis, Lori, R.N. 282358, P.N. 096880 (CASE #12-6835); Orban, Melissa S., R.N. 333707 (CASE #13-1426); Fette, Douglas J., R.N. 225954 (CASE #12-3493); Sowers, John W., R.N. 239818 (CASE #13-0411); Walters, Rachel A., R.N. 297961 (CASE #12-1681); Thompson, Shanda R., R.N. 275194 (CASE #11-1607); Taylor, Elyn L., R.N. 352186 (CASE #13=0060); Fortaboh, Ajuseh N., P.N. 136989 (CASE #12-6753); Hofus, Ryan T., R.N. 341714 (CASE #12-3566); Porter, Lawanna A., R.N. 337958, P.N. 118264 (CASE #12-0903); Webster, Jonathan C., R.N. Endorse (CASE #13-1723); Jones, Audra E., R.N. 297742 (CASE #13-1837); Pinnell, Esther L., P.N. 056369 (CASE #12-4779); Jewell, Rebecca J., R.N. 287251 (CASE #11-4432); Laine, Jamila A., R.N. 364059 (CASE #13-1533); Shannon, Justin A., R.N. NCLEX (CASE #12-7111); Ducar, Lisa M., P.N. 107677 (CASE #110687); Elliott, Kimberley L., P.N. 108883 (CASE #13-1221); Swick, Cheryl, R.N. 287574 (CASE #10-4647); Maxwell, Katrina N., P.N. 130992 (CASE #12-3503); Garcia, Amanda N., R.N. 344717 (CASE #11-3296); Chapman, Dustin E., R.N. 372269 (CASE #12-2545); Bair, Matthew C., R.N. 356226 (CASE #12-7208); Chrisman, Billie J., P.N. 115678 (CASE #13-0861); and Hughes, David K., R.N. 326585 (CASE #13-1795).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the May 2013 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Roberta Stokes, seconded by Sheryl Warner, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Jones, Craig L., R.N. 366925 (CASE #13-1938); White, Leanne E., R.N. 278163 (CASE #12-0142); Nemes, Jacquelyn A., P.N. 124061 (CASE #12-4000); Hunt, Rhonda, P.N. 107526 (CASE #12-3722); Rasool, Amanda J.M., R.N. 329665 (CASE #12-3910); Eichelsderfer, Adina M., P.N. 140564 (CASE #13-2315); Honeycutt, Allen D., R.N. 353300 (CASE #13-2228); Yano, Alanna L., P.N. 115870 (CASE #13-0264); Njoroge, Edward M., R.N. 362239 (CASE #13-1984); and Collins, Jennifer D., P.N. 093711 (CASE #13-1610).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the May 2013 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Janet Arwood, seconded by Tracy Ruegg, that the Board issue a Notice of Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Butcher, Kimberly P., R.N. 324465 (CASE #13-1448); Gill, Gurkiran K., R.N. 337034 (CASE #13-1391); Patton, Laurice R., P.N. 098350 (CASE #13-0571); Von Harringa, Hannah, R.N. 377222 (CASE #13-1763); Cox, Penny J., R.N. 267409 (CASE #13-1830); Taylor, Shirley L., R.N. 253666 (CASE #13-2049); Williams, Kristine L., P.N. 104551 (CASE #13-0560); Schaeper, Sue A., P.N. 144847 (CASE #13-0315); Haynes, Rhonda, R.N. 311936 (CASE #13-2333); Gerhart, Susanne G., R.N. 263969 (CASE #13-1987); Brown, Jo Ann, P.N. 139524 (CASE #13-1447); Slone, Michelle R., P.N. 140304 (CASE #13-1079); Robinson, Ajhia R., P.N. 148524 (CASE #13-1080); Lett, Pamela L., P.N. 122750 (CASE #13-1154); and Downs, Mary B., P.N. 130375 (CASE #13-1713).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the May 2013 Board Meeting.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Sheryl Warner, seconded by Lisa Klenke, that the Board immediately suspend the license(s) and issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Collins, Jennifer M., R.N. 265014 (CASE #12-6445); Lamuth-Gregory, Marguerite C., R.N. 348944 (CASE #12-4393); Hill, Sayward S., R.N. 319679, P.N. 112929 (CASE #12-4444); Shinsky, Melissa M., P.N. 128031 (CASE #12-4282); Velsor, Jessica S., P.N. 131904 (CASE #12-4180); Brunty Jr., Jeffrey E., R.N. 316569 (CASE #13-1514); Dean, Loretta A., R.N. 350081 (CASE #12-1538); Lombardo, Pamela J., R.N. 339858 (CASE #12-4227); Lortz, Michelle L., P.N. 112299 (CASE #12-4876); Mattox, Megann A., R.N. 306994 (CASE #12-0132); Somogyi, Annamaria, R.N. 279360 (CASE #12-7277); and Young, Joshua J., P.N. 123172 (CASE #12-1040).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

The Immediate Suspension Notices for these cases had already been issued by the time the Notices of Opportunity for Hearing were approved during the meeting.

Complete copies of the Post Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the May 2013 Board Meeting.

SURRENDERS

Permanent Voluntary Surrender

Action: It was moved by Susan Morano, seconded by Sheryl Warner that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Marino, M. Kathleen, R.N. 158021 (CASE #12-1320); Stevens, Robert S., R.N. 366032 (CASE #12-3964); Ackerman, Robert J., R.N. 227916 (CASE #11-3446); Ferguson, Teresa E., R.N. 256060 (CASE #12-4986); and Gartee, Anne E., R.N. 339540 (CASE #11-5147).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Action: It was moved by Susan Morano, seconded by Nancy Fellows that the Board accept the Voluntary Surrender for Full Approval status for the following case(s):

Hamrick School of Nursing PN Program (CASE #13-2197).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church, and Lisa Klenke abstaining.

Complete copies of the Permanent Voluntary Surrenders shall be maintained in the exhibit book for the May 2013 Board Meeting.

Voluntary Permanent Withdrawal of Endorsement Application

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board accept the Voluntary Permanent Withdrawal of Application for Licensure by Endorsement for the following case(s):

Lindberg, Deborah A., R.N. Endorse (CASE #12-7126).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Complete copies of the Voluntary Permanent Withdrawal of Application for Licensure by Endorsement shall be maintained in the exhibit book for the May 2013 Board Meeting.

CONSENT AGREEMENTS

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board approve the Consent Agreements for violations of Chapter 4723. ORC entered into by and between the Board in the following case(s):

Reid, Brittany V., D.T. applicant (CASE #12-7149); Sturdivant, Sharlonn N., P.N. NCLEX (CASE #12-7047); Trenchik, Gina J., R.N. 307851 (CASE #12-7548); Hutson, Leslie A., R.N. 284115 (CASE #09-4908); Ingram, Alicia R., D.T. 03599 (CASE #13-1511); Blagovich, Dawn R., R.N. 322909 (CASE #11-4317); Manz, Linda S., P.N. 067867 (CASE #11-2432); Goe, Sonya D., P.N. 104928 (CASE #12-5357); Cuthbert, Donna B., R.N. NCLEX (CASE #12-6523); Plickert, Rebecca J., D.T. applicant (CASE #13-0747); Gudenkauf, Christine E., P.N. NCLEX (CASE #12-3659); Boggs, Lisa D., R.N. 233977 (CASE #12-7275); Gerfen, Michelle R., R.N. 254652 (CASE #12-1280); Leeser, Kimberly C., P.N. 110870 (CASE #12-4518); King, Keiana J., P.N. 100075 (CASE #12-5504); King, Shawn D., P.N. 135119 (CASE #12-5171); Moore, Debra L., R.N. 221976 (CASE #11-4484); Smith, Margaret M., R.N. 169344, NA 11973 (CASE #13-0320); Ballenger, Catherine E., R.N. 376909 (CASE #13-0870); Hashman, Justin M., R.N. 346061, P.N. 125166 (CASE #12-1136); Rapposelli, Wendy B., R.N. 297304 (CASE #12-5364); Myers, Laura S., R.N. 290923 (CASE #11-3862); Walter, Melanie A., R.N. 351620 (CASE #12-5998); Hensley, Bridget, R.N. 346642 (CASE #13-0892); Cummins, Cathy J., P.N. 059802 (CASE #12-0201); Kauffman, Karin L., R.N. 198690 (CASE #12-3929); Lowery, Nicole L., R.N. 350582 (CASE #12-3025); Leimbach, Christine K., P.N. 124830 (CASE #11-5182); Johnson, Randall A., P.N. Endorse (CASE #13-0943); Colborn, Joann L., R.N. NCLEX (CASE #12-4932); Howard, Simeon C., R.N. 330576 (CASE #12-0172); Hawk, Kelli J., P.N. 106237 (CASE #11-5146); Kress, Sarah A., P.N. NCLEX (CASE #12-4110); Gum, Anmarie, R.N. 346524 (CASE #11-3108); Kyle (Redrick), Ebony M., P.N. 134610 (CASE #10-0101); Hyatt, Lisa K., P.N. 096208 (CASE #11-3243); Jacks, Theresa A., P.N. 103377 (CASE #11-4742); Mathison, Keri A., P.N. 106045 (CASE #10-5679); Jakubowski, Zenith A., R.N. 288784 (CASE #12-4182); Smith, April L., R.N. NCLEX, P.N. 146309 (CASE #12-7414); Stewart, Virginia S., R.N. 378994 (CASE #12-4147); Cocchi,

Kim M., P.N. 089792 (CASE #12-6323); Allen, Chastity L., P.N. 120098 (CASE #12-7268); Volz, Emily E., P.N. NCLEX (CASE #11-4649); Bradford, Audrey D., R.N. NCLEX (CASE #12-7113); Fulk, Tracy A., P.N. Endorse (CASE #13-1307); Haslage, Marcelle M., P.N. 142143 (CASE #12-0550); Moorhouse, Erica N., P.N. NCLEX (CASE #11-4830); McKean, Allison N., R.N. NCLEX (CASE #13-0956); Lahetta, Cassandra F., P.N. 131322 (CASE #12-2188); Lee, Beth Ann, R.N. 236622 (CASE #13-2048); Schreckengost, Terry J., P.N. 089047 (CASE #13-1314); Ribby, Tonya R., P.N. 096104 (CASE #12-7091); Dials, Sara J., R.N. 351537 (CASE #12-1275); Morris, Joseph S., R.N. 309177 (CASE #13-1464); Ruckreigle, Patrice M., R.N. 340237 (CASE #12-5909); Jones, Christina M., P.N. 081451 (CASE #12-4423); Seawright, Theresa, R.N. 220039, P.N. 070707 (CASE #12-1905); Grove, Marcia L., P.N. 089580 (CASE #12-1542); Laycock, James R., R.N. 286561 (CASE #12-6135); Hatfield, Jola F., R.N. 194571 (CASE #12-3967); Grabiec, Elizabeth A., R.N. 335968 (CASE #13-0678); Todd, Emily S., R.N. 304864 (CASE #13-2034); Boerger, Amy L., R.N. 368843, P.N. 106408 (CASE #11-3725); Bair, Angela J., R.N. 285600 (CASE #11-4995); Pitoscia, Rocky, R.N. 351068 (CASE #11-4056); McCready, William M., P.N. 087905 (CASE #13-2047); Anderson, Cory P., P.N. NCLEX (CASE #13-0433); Stevenson, Kendra S., D.T. applicant (CASE #12-4452); Ryan, Jane M., R.N. 223184 (CASE #13-1542); Peugh, Christopher M., R.N. 302645, P.N. 103713 (CASE #12-6506); Randall, Lisa E., P.N. 115477 (CASE #11-3254); Odell, Jami, R.N. 348007 (CASE #12-3529); Fowler, Mary Ann, P.N. 137260 (CASE #11-5357); Hobbs, William C., D.T. 02195 (CASE #13-1733); Moore, Linda J., P.N. 130457 (CASE #12-7092); King, Kristina L., R.N. 269731 (CASE #09-0538); McBride, Julie A., R.N. 249967, P.N. 087676 (CASE #12-2785); Belmont College AD Nursing Program (CASE #13-2174); Nettles, Monica, P.N. 118420 (CASE #12-7219); Lilly, Megan J., P.N. 133803 (CASE #13-2367); Carr, Tyra L., R.N. 254141 (CASE #13-1527); Fletcher, Patricia M., P.N. 091130, R.N. NCLEX (CASE #13-0871); Knowlton, Aaron K., R.N. NCLEX (CASE #12-1006); Moran, Theresa D., P.N. 083320 (CASE #13-2132); Schneider, Megan M., R.N. Endorse (CASE #13-0768); Bays, Nichole L., R.N. 297949 (CASE #11-1625); Brent, James R., R.N. 353605 (CASE #12-3839); Bennett, Mila R., R.N. 275447 (CASE #11-2831); Crabtree, Kevin R., R.N. NCLEX (CASE #12-6140); Nickschinski, Marcella A., R.N. 273009 (CASE #12-7139); Ferron, Valerie M., R.N. 354632 (CASE #11-4588); and Roberson, Christopher M., R.N. 305723 (CASE #13-1736).

Rhonda Barkheimer and Judith Church abstained from voting on all cases. Lisa Klenke abstained from voting on Belmont College AD Nursing Program (CASE #13-2174) only. Susan Morano abstained from voting on the following cases only: Leimbach, Christine K., P.N. 124830 (CASE #11-5182); Haslage, Marcelle M., P.N. 142143 (CASE #12-0550); and Lahetta, Cassandra F., P.N. 131322 (CASE #12-2188). Tracy Ruegg abstained from voting on Todd, Emily S., R.N. 304864 (CASE #13-2034) only.

Janet Arwood voted no on Hatfield, Jola F., R.N. 194571 (CASE #12-3967) only. Maryam Lyon voted no on Myers, Laura S., R.N. 290923 (CASE #11-3862) and Bair, Angela J., R.N. 285600 (CASE #11-4995) only. J. Jane McFee,

voted no on Seawright, Theresa, R.N. 220039, P.N. 070707 (CASE #12-1905) and Hatfield, Jola F., R.N. 194571 (CASE #12-3967) only. Susan Morano voted no on the following cases only: Goe, Sonya D., P.N. 104928 (CASE #12-5357); Myers, Laura S., R.N. 290923 (CASE #11-3862); Kauffman, Karin L., R.N. 198690 (CASE #12-3929); Morris, Joseph S., R.N. 309177 (CASE #13-1464); and Ryan, Jane M., R.N. 223184 (CASE #13-1542). Tracy Ruegg voted no on the following cases only: King, Keiana J., P.N. 100075 (CASE #12-5504); King, Shawn D., P.N. 135119 (CASE #12-5171); Hensley, Bridget, R.N. 346642 (CASE #13-0892); Bradford, Audrey D., R.N. NCLEX (CASE #12-7113); Hatfield, Jola F., R.N. 194571 (CASE #12-3967); and Knowlton, Aaron K., R.N. NCLEX (CASE #12-1006). Sheryl Warner voted no on Manz, Linda S., P.N. 067867 (CASE #11-2432); and Hatfield, Jola F., R.N. 194571 (CASE #12-3967) only.

Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the May 2013 Board Meeting.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Kelly, Stephen M., R.N. 320867 (CASE #12-0790)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board accept all of the Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **STEPHEN MICHAEL KELLY's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MR. KELLY's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. KELLY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. KELLY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. KELLY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. KELLY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. KELLY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the

completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MR. KELLY** shall pay the fine of one-thousand dollars (\$1,000.00) as ordered in the 2011 Consent Agreement, and further, the additional fine of five hundred dollars (\$500.00), for a total fine of one-thousand and five hundred dollars (\$1,500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MR. KELLY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. KELLY's** history. **MR. KELLY** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. KELLY** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Upon request of the Board or its designee and within sixty (60) days of that request, MR. KELLY** shall, at his own expense, obtain 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, **MR. KELLY** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. KELLY** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. KELLY's** license, and a statement as to whether **MR. KELLY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. KELLY** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. KELLY's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. KELLY** shall submit, at his

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 **MR. KELLY's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. KELLY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MR. KELLY's** history.

10. Within thirty (30) days prior to **MR. KELLY** initiating drug screening, **MR. KELLY** 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 **MR. KELLY**.
11. After initiating drug screening, **MR. KELLY** 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, **MR. KELLY** 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.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. KELLY** 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. KELLY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. KELLY

13. **MR. KELLY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MR. KELLY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.

15. **MR. KELLY** 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.
16. **MR. KELLY** 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 Compliance Unit of the Board.
17. **MR. KELLY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MR. KELLY** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. KELLY** 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) **MR. KELLY** submits a written request for reinstatement; (2) the Board determines that **MR. KELLY** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. KELLY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. KELLY** and review of the documentation specified in this Order.

Following reinstatement, MR. KELLY shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. KELLY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. KELLY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. KELLY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. KELLY's** history. **MR. KELLY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. KELLY** shall abstain completely from the use of alcohol or any products containing alcohol.

5. During the probationary period, **MR. KELLY** shall submit, at his 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 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 **MR. KELLY** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. KELLY's** history.

Treating Practitioners and Reporting

6. Within sixty (60) days of the execution of the probationary period, **MR. KELLY** 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, **MR. KELLY** 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.
7. **MR. KELLY** 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 **MR. KELLY** throughout the duration of this Order.
8. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. KELLY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

9. Prior to accepting employment as a nurse, each time with every employer, **MR. KELLY** shall **notify the Board, in writing.**
10. **MR. KELLY** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. KELLY** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MR. KELLY** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. KELLY

11. **MR. KELLY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
12. **MR. KELLY** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
13. **MR. KELLY** 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.
14. **MR. KELLY** 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 Compliance Unit of the Board.
15. **MR. KELLY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
16. **MR. KELLY** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MR. KELLY** 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.
18. **Prior to working as a nurse**, if requested by the Board or its designee, **MR. KELLY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MR. KELLY 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) 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 **MR. KELLY** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. KELLY shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MR. KELLY's suspension shall be lifted and MR. KELLY's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. KELLY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. KELLY** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. KELLY** 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 **MR. KELLY** has complied with all aspects of this Order; and (2) the Board determines that **MR. KELLY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. KELLY** and review of the reports as required herein. Any period during which **MR. KELLY** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Daigle, David P., P.N. 142565 (CASE #12-2588)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **DAVID P. DAIGLE's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years retroactive to June 26, 2012, with the conditions for reinstatement set forth below, and following reinstatement, **MR. DAIGLE's** license to practice nursing as a licensed practical nurse shall be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

The rationale for the modification is the following:

The Board finds that the aggravating factors identified by the Hearing Examiner on pages twelve through fourteen of the Report and Recommendation outweigh

the mitigating factors on pages fourteen and fifteen. As a nursing student, **MR. DAIGLE** knowingly sold Methadone, a Schedule II substance to an individual with the intent to make a profit. **MR. DAIGLE** made this decision not as youth but as an adult who had suffered from an addiction and participated in a recovery program for twenty years. The mitigating factors identified by the Hearing Examiner include that **MR. DAIGLE** only made a small profit on the sale of drugs and that the drugs did not cause harm, as they did not end up in the system of a user. The Board does not view these factors as mitigating within the context of public safety. These factors were unknown to **MR. DAIGLE**. Rather it is the poor judgment used by **MR. DAIGLE** when he decided to intentionally engage in drug trafficking that is significant.

Further, the Hearing Examiner recommended that **MR. DAIGLE** abstain from all drugs not legally prescribed, and alcohol, but did not recommend drug screening as a monitoring tool. Urine drug screening is one method of monitoring **MR. DAIGLE'S** compliance with these recommendations. Otherwise, the only source of **MR. DAIGLE'S** abstinence would be **MR. DAIGLE** himself, an individual who has already demonstrated that he is at risk to use poor judgment after many years of reported sobriety. In addition because he has not practiced as a nurse and will be suspended prior to reinstatement, **MR. DAIGLE** will need a nursing refresher course prior to practicing. The Board has also determined that the additional reinstatement and monitoring terms set forth in Attachment A are necessary to ensure that **MR. DAIGLE** is compliant and capable of practicing nursing safely. Finally, to ever permit **MR. DAIGLE** to practice as a licensed practical nurse in high risk and unsupervised areas such as home health, hospice and independent practice with a Felony Drug Trafficking conviction involving a Schedule II controlled substance and with the aggravating factors identified above, would be contrary to the Board's mission of public protection.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. DAIGLE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. DAIGLE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. DAIGLE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. DAIGLE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. DAIGLE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MR. DAIGLE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DAIGLE's** history. **MR. DAIGLE** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MR. DAIGLE** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. DAIGLE** shall submit, at his 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 **MR. DAIGLE's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. DAIGLE** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DAIGLE's** history.
7. Within thirty (30) days prior to **MR. DAIGLE** initiating drug screening, **MR. DAIGLE** 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 **MR. DAIGLE**.
8. After initiating drug screening, **MR. DAIGLE** 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, **MR. DAIGLE** 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.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. DAIGLE** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. DAIGLE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. DAIGLE

- 10. MR. DAIGLE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
- 11. MR. DAIGLE** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
- 12. MR. DAIGLE** 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.
- 13. MR. DAIGLE** 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 Compliance Unit of the Board.
- 14. MR. DAIGLE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
- 15. MR. DAIGLE** shall verify that the reports and documentation required by this Order are received in the Board office.
- 16. MR. DAIGLE** 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) **MR. DAIGLE** submits a written request for reinstatement; (2) the Board determines that **MR. DAIGLE** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. DAIGLE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. DAIGLE** and review of the documentation specified in this Order.

Following reinstatement, MR. DAIGLE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MR. DAIGLE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. DAIGLE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. DAIGLE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DAIGLE's** history. **MR. DAIGLE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. DAIGLE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. DAIGLE** shall submit, at his 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 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 **MR. DAIGLE** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DAIGLE's** history.
6. **MR. DAIGLE** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. DAIGLE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. DAIGLE** 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, **MR. DAIGLE** 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.
8. **MR. DAIGLE** 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 **MR. DAIGLE** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. DAIGLE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. DAIGLE** shall **notify the Board, in writing.**
11. **MR. DAIGLE** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. DAIGLE** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MR. DAIGLE** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. DAIGLE

12. **MR. DAIGLE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. DAIGLE** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. DAIGLE** 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.
15. **MR. DAIGLE** 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 Compliance Unit of the Board.
16. **MR. DAIGLE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. DAIGLE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. DAIGLE** 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.
19. Prior to working as a nurse, **MR. DAIGLE** shall complete a nurse refresher course approved in advance by the Board.

Permanent Narcotic Restriction

MR. DAIGLE shall not administer, have access to, or possess (except as prescribed for **MR. DAIGLE's** use by another so authorized by law who has full knowledge of **MR. DAIGLE's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. DAIGLE** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. DAIGLE** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MR. DAIGLE 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) 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 **MR. DAIGLE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. DAIGLE shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MR. DAIGLE's suspension shall be lifted and MR. DAIGLE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. DAIGLE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. DAIGLE** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. DAIGLE** 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 **MR. DAIGLE** has complied with all aspects of this Order; and (2) the Board determines that **MR. DAIGLE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. DAIGLE** and review of the reports as required herein. Any period during which **MR. DAIGLE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Woods, Stephanie, R.N. NCLEX (CASE #12-0860)

Action: It was moved by Tracy Ruegg, seconded by Susan Morano, that the Board accept all of the Findings of Fact, and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **STEPHANIE WOODS'S** application for licensure by examination to practice nursing as a registered nurse be **PERMANENTLY DENIED**.

The rationale for the modification is the following:

MS. WOODS purposefully deceived the public and disregarded the law when she knowingly engaged in unlicensed practice as a registered nurse in the State of Michigan for a period of six years. **MS. WOODS** provided fraudulent information to an employer and used the identity of another nurse to facilitate her fraud and **MS. WOODS'S** acts were intentional, willful, and deceitful. The Board in its expertise has determined that **MS. WOODS'S** practice in the State of Ohio would be a danger to public safety.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Brown, Nola A., R.N. 260349 (CASE #12-0319)

Action: It was moved by Nancy Fellows, seconded by Tracy Ruegg, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **NOLA A. BROWN's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **NOLA A. BROWN** to surrender her frameable wall certificate for her registered nurse license, R.N. #260349, immediately.

The rationale for the modification is the following:

The Board finds there are aggravating factors in that **MS. BROWN** has a long criminal history beginning in 1999, which includes multiple felony convictions that involve drug trafficking and crimes involving fraud and dishonesty. **MS. BROWN** lied to the Board on her 2001 renewal application. **MS. BROWN** had the opportunity to voluntarily report these additional crimes to the Board when

she entered into a Consent Agreement with the Board in September 2010 but failed to do so. The Board in its expertise has determined that **MS. BROWN's** practice as a nurse would be a danger to public safety.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Seconded by Janet Arwood, Andrea D., R.N. 265083, RX 07394, NP 07394 (CASE #11-4025 and #12-003127)

Action: It was moved by J. Jane McFee, that the Board consolidate the matters of Andrea Lively Case Number 12-003127 and 11-004025. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and Recommendation in the Hearing Examiner's Report and Recommendation, submitted in Case Number 11-004025, and ordered that **ANDREA D. LIVELY's** license to practice nursing as a registered nurse, certificate of authority to practice as a nurse practitioner, and certificate to prescribe in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **ANDREA D. LIVELY** to surrender her frameable wall certificate for her registered nurse license, R.N. #265083, her certificate of authority as a certified nurse practitioner, C.O.A. #07394, and her certificate to prescribe, C.T.P. Rx #07394, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Deemer, Jessica R., R.N. 368356 (CASE #12-0535)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **JESSICA RENEE DEEMER's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **JESSICA RENEE DEEMER** to surrender her frameable wall certificate for her registered nurse license, R.N. #368356, immediately.

The rationale for the modification is the following:

MS. DEEMER was engaged in the illegal use of chemicals and controlled substances, including Heroin, and lied about her use when she submitted her application for licensure by examination to practice as a registered nurse in the

State of Ohio. This prohibited the Board from evaluating the extent of **MS. DEEMER'S** use and making a determination regarding public safety. **MS. DEEMER'S** substance use disorder has been so severe that she has used Heroin in the presence of her daughter. Due to the severity of **MS. DEEMER'S** substance use disorder and fraud on her application the Board in its expertise has determined that **MS. DEEMER'S** practice would be a danger to public safety, and in accordance with Section 4723.28(K), Ohio Revised Code, specifies that the revocation of **MS. DEEMER'S** license be permanent.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Donley, Deborah, P.N. 147582 (CASE #12-0794)

Action: It was moved by Sheryl Warner, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **DEBRA LYNN DONLEY's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **DEBRA LYNN DONLEY** to surrender her frameable wall certificate for her practical nursing license, P.N. #147582, immediately.

The rationale for the modification is the following:

MS. DONLEY was convicted a felony drug abuse offense that involved intent to distribute a Schedule I controlled substance. **MS. DONLEY'S** activities involved intentionally transporting marijuana from the State of Washington into the State of Ohio in exchange for money. **MS. DONLEY** did this on at least one occasion after she had been licensed to practice as a nurse in the State of Ohio. **MS. DONLEY** denied suffering from a substance use disorder or any drug addiction that would be a contributing factor to her decision to engage in criminal activity. Once licensed as a nurse, **MS. DONLEY** would have been more aware of the impact of her activities as it relates to the health of the public and the citizens of the State of Ohio. The Board views this as an egregious violation and one that is not worthy of remediation. **MS. DONLEY'S** license is therefore Permanently Revoked.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Shields, Natasha R., P.N. 130830 (CASE #12-1247)

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that the

Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **NATASHA R. SHIELDS's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **NATASHA R. SHIELDS** to surrender her frameable wall certificate for her practical nursing license, P.N. #130830, immediately.

The rationale for the modification is the following:

In July 2008, **MS. SHIELDS** was granted an opportunity for licensure to practice nursing in the State of Ohio subject to a probationary Consent Agreement despite the fact that **MS. SHIELDS** had a prior misdemeanor conviction related to providing false information to a law enforcement officer. In May 2010, the Board offered **MS. SHIELDS** another opportunity to practice by an addendum to the Consent Agreement after she engaged in numerous violations of the July 2008 Consent Agreement. This case is based upon additional violations of the July 2008 Consent Agreement including but not limited to a repeat violation for failure to notify the Board of a change in employment. **MS. SHIELDS** has been given multiple opportunities by the Board to practice nursing. Her repeated violations of the Board's requirements demonstrate that she is not capable of being remediated or effectively monitored by the Board, which makes her practice a danger to public safety.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Turner-Hall, Mari A., P.N. 111696 (CASE #10-3748)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **MARI ANN TURNER-HALL's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. TURNER-HALL's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following:

MS. TURNER-HALL has been licensed since 2002 and has not had prior Board disciplinary action and **MS. TURNER-HALL** voluntarily removed herself

from practice by allowing her license to lapse after August 31, 2012.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. TURNER-HALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TURNER-HALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. TURNER-HALL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TURNER-HALL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. TURNER-HALL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. TURNER-HALL** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. TURNER-HALL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Anger Management; one (1) hour of Ohio Nursing Law and Rules; and four (4) hours of Professional Accountability and Legal Liability.

Monitoring

6. **Prior to requesting reinstatement by the Board, MS. TURNER-HALL** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. TURNER-HALL** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TURNER-HALL's** license, and a statement as to whether **MS. TURNER-**

HALL is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. **MS. TURNER-HALL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. TURNER-HALL's** license.

Reporting Requirements of MS. TURNER-HALL

8. **MS. TURNER-HALL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
9. **MS. TURNER-HALL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
10. **MS. TURNER-HALL** 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.
11. **MS. TURNER-HALL** 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 Compliance Unit of the Board.
12. **MS. TURNER-HALL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. TURNER-HALL** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. TURNER-HALL** 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. TURNER-HALL** submits a written request for reinstatement; (2) the Board determines that **MS. TURNER-HALL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. TURNER-HALL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. TURNER-HALL** and review of the documentation specified in this Order.

Following reinstatement, MS. TURNER-HALL shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. TURNER-HALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TURNER-HALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. TURNER-HALL shall notify the Board, in writing.**
4. **MS. TURNER-HALL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. TURNER-HALL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. TURNER-HALL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. TURNER-HALL

5. **MS. TURNER-HALL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. TURNER-HALL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. TURNER-HALL** 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.
8. **MS. TURNER-HALL** 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 Compliance Unit of the Board.
9. **MS. TURNER-HALL** shall submit the reports and documentation required

by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

10. **MS. TURNER-HALL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. TURNER-HALL** 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.
12. Prior to working as a nurse, **MS. TURNER-HALL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. TURNER-HALL 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) 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. TURNER-HALL** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. TURNER-HALL shall not function in a position or employment where the job duties or requirements involve management of nursing and 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.

MS. TURNER-HALL is prohibited from working in settings where the primary purpose is provision of care to geriatric patients.

FAILURE TO COMPLY

The stay of **MS. TURNER-HALL's** suspension shall be lifted and **MS. TURNER-HALL's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. TURNER-HALL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. TURNER-HALL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. TURNER-HALL** 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. TURNER-HALL** has complied with all aspects of this Order; and (2) the Board determines that **MS. TURNER-HALL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TURNER-HALL** and review of the reports as required herein. Any period during which **MS. TURNER-HALL** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Mahone, Alicia K., P.N. 130204 (CASE #12-1335)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **ALICIA KIM MAHONE's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. MAHONE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following:

MS. MAHONE needs to complete a nurse refresher course prior to practicing due to the period of time that she will be out of nursing practice. The Board in its expertise has determined that the additional reinstatement and monitoring terms are necessary to ensure that **MS. MAHONE** is capable of returning to safe nursing practice and for effective monitoring of **MS. MAHONE's** practice if her license is reinstated.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MAHONE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MAHONE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. MAHONE** shall submit a request to the Bureau of Criminal Identification and Investigation

(BCII) to conduct a criminal records check of **MS. MAHONE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MAHONE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **Prior to requesting reinstatement by the Board, MS. MAHONE** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. MAHONE** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MAHONE's** license, and a statement as to whether **MS. MAHONE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. MAHONE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. MAHONE's** license.
6. **MS. MAHONE** shall participate in stress management counseling approved in advance by the Board or its designee, and **MS. MAHONE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement. The psychiatrist's treatment plan may incorporate the stress management counseling component.

Reporting Requirements of MS. MAHONE

7. **MS. MAHONE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
8. **MS. MAHONE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
9. **MS. MAHONE** 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.

10. **MS. MAHONE** 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 Compliance Unit of the Board.
11. **MS. MAHONE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. MAHONE** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. MAHONE** 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. MAHONE** submits a written request for reinstatement; (2) the Board determines that **MS. MAHONE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. MAHONE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. MAHONE** and review of the documentation specified in this Order.

Following reinstatement, MS. MAHONE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. MAHONE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MAHONE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. MAHONE shall notify the Board, in writing.**
4. **MS. MAHONE** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. MAHONE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.**

MS. MAHONE shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. MAHONE

5. **MS. MAHONE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. MAHONE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. MAHONE** 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.
8. **MS. MAHONE** 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 Compliance Unit of the Board.
9. **MS. MAHONE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. MAHONE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MAHONE** 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.
12. Prior to working as a nurse, **MS. MAHONE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. MAHONE 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) 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. MAHONE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. MAHONE shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. MAHONE's suspension shall be lifted and MS. MAHONE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. MAHONE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MAHONE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MAHONE** 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. MAHONE** has complied with all aspects of this Order; and (2) the Board determines that **MS. MAHONE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MAHONE** and review of the reports as required herein. Any period during which **MS. MAHONE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Gordon, Jodi L., R.N. 311931 (CASE #12-2241)

Action: It was moved by Tracy Ruegg, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **JODI LYNN GORDON's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **JODI LYNN GORDON** to surrender her frameable wall certificate for her registered nurse license, R.N. #311931, immediately.

The rationale for the modification is the following:

MS. GORDON has been given multiple opportunities by this Board to continue to practice nursing in the State of Ohio. **MS. GORDON'S** involvement with the Board began when she was permitted to participate in the confidential Alternative Program for Chemically Dependent Nurses. Within months after her release from the Alternative Program, **MS. GORDON** relapsed and stole drugs from her employer. This was **MS. GORDON'S** second instance of theft of drugs from an employer. In this case **MS. GORDON** self-administered a drug that was not legally prescribed to her and then went to extensive and calculated efforts to deceive the Board and provided false documentation to indicate that a physician authorized the medication. In the process, **MS. GORDON** involved another licensed health care professional who had no knowledge of her actions. **MS. GORDON'S** dishonesty and repeated violations of the nursing law and violation of Board requirements demonstrate that she is not capable of being remediated or effectively monitored by the Board, which makes her practice a danger to public safety.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Sherban, Lisa A., P.N. 106261 (CASE #11-3286)

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **LISA ANN SHERBAN's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **LISA ANN SHERBAN** to surrender her frameable wall certificate for her practical nursing license, P.N. #106261, immediately.

The rationale for the modification is the following:

MS. SHERBAN stole Oxycodone from a home care patient and substituted it with Tylenol. **MS. SHERBAN** took the Oxycodone for her personal use. The medication diverted was a pain medication and **MS. SHERBAN'S** action put the patient at risk for inadequate pain relief. **MS. SHERBAN** also diverted drugs from her employer from 2007-2011. The Board finds that **MS. SHERBAN'S** acts are egregious and warrant permanent revocation.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Cannon, Jill M., P.N. NCLEX (CASE #12-0417)

Action: It was moved by Susan Morano, seconded by Tracy Ruegg, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **JILL MARIE CANNON'S** application for licensure by examination to practice nursing as a licensed practical nurse be **DENIED**.

The rationale for this modification is the following:

To the extent that the Report and Recommendation contains recommendations for "re-application", the Report and Recommendation is modified, as it is not possible at this time to impose conditions for licensure on an application that has not been submitted. **MS. CANNON** would need to submit a new application, and in the event the application is submitted, the Board may propose to deny the application and/or enter a settlement agreement imposing conditions for licensure; however, these actions and determinations are prospective in nature and are not before the Board at this time.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church, Lisa Klenke and J. Jane McFee abstaining.

Hinds, Christy A., P.N. 085069 (CASE #11-0175)

Action: It was moved by Sheryl Warner, seconded by Tracy Ruegg, that the Board Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **CHRISTY ANN HINDS's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The Board further Orders **CHRISTY ANN HINDS** to surrender her frameable wall certificate for her practical nursing license, P.N. #085069, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Overbey, Christina A., P.N. 099345 (CASE #12-0036)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **CHRISTINA ANNA OVERBEY's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years retroactive to January 17, 2012, with the

conditions for reinstatement set forth below, and following reinstatement, **MS. OVERBEY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice and Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is the following:

MS. OVERBEY has a serious substance use disorder and has a felony conviction for Endangering Children. A longer period of suspension in which **MS. OVERBEY** demonstrates to the Board that she can maintain sobriety and permanent practice restrictions from high risk and unsupervised areas and a temporary narcotic restriction following reinstatement of **MS. OVERBEY's** license are required to ensure that **MS. OVERBEY's** practice is not a danger to public safety.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. OVERBEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. OVERBEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. OVERBEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. OVERBEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. OVERBEY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. OVERBEY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Substance Abuse; and two (2) hours of Nurse Practice Act.
5. **Prior to requesting reinstatement by the Board, MS. OVERBEY** shall submit documentation of her full compliance with the terms and conditions imposed by the Licking County Court of Common Pleas in Case Number 11 CR 00226.

Monitoring

6. **MS. OVERBEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. OVERBEY's** history. **MS. OVERBEY** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. OVERBEY** shall abstain completely from the use of alcohol.
8. **Prior to seeking reinstatement by the Board, MS. OVERBEY** shall, at her own expense, obtain 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. OVERBEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. OVERBEY** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. OVERBEY's** license, and a statement as to whether **MS. OVERBEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. OVERBEY** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. OVERBEY's** license.
10. **For a minimum, continuous period of six (6) months immediately prior to seeking reinstatement, MS. OVERBEY** shall submit, at 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. OVERBEY's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. OVERBEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. OVERBEY's** history.
11. Within thirty (30) days prior to **MS. OVERBEY** initiating drug screening, **MS. OVERBEY** 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. OVERBEY**.
12. After initiating drug screening, **MS. OVERBEY** 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. OVERBEY** 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.
 13. **For a minimum, continuous period of six (6) months immediately prior to seeking reinstatement, MS. OVERBEY** 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. OVERBEY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 14. **Prior to requesting reinstatement by the Board, MS. OVERBEY** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. OVERBEY** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. OVERBEY's** license, and a statement as to whether **MS. OVERBEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 15. **MS. OVERBEY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. OVERBEY's** license.

Reporting Requirements of MS. OVERBEY

16. **MS. OVERBEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
17. **MS. OVERBEY** shall submit any and all information that the Board may

request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.

18. **MS. OVERBEY** 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.
19. **MS. OVERBEY** 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 Compliance Unit of the Board.
20. **MS. OVERBEY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
21. **MS. OVERBEY** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. OVERBEY** 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. OVERBEY** submits a written request for reinstatement; (2) the Board determines that **MS. OVERBEY** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. OVERBEY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. OVERBEY** and review of the documentation specified in this Order.

Following reinstatement, MS. OVERBEY shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. OVERBEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. OVERBEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. OVERBEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

OVERBEY's history. **MS. OVERBEY** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. OVERBEY** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. OVERBEY** shall submit, at 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 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. OVERBEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. OVERBEY's** history.
6. **MS. OVERBEY** 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. OVERBEY** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. OVERBEY** 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. OVERBEY** 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.
8. **MS. OVERBEY** 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. OVERBEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. OVERBEY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. OVERBEY** shall **notify the Board, in writing.**

11. **MS. OVERBEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. OVERBEY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. OVERBEY** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. OVERBEY

12. **MS. OVERBEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. OVERBEY** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. OVERBEY** 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.
15. **MS. OVERBEY** 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 Compliance Unit of the Board.
16. **MS. OVERBEY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. OVERBEY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. OVERBEY** 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.
19. Prior to working as a nurse, **MS. OVERBEY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. OVERBEY shall not administer, have access to, or possess (except as prescribed for **MS. OVERBEY's** use by another so authorized by law who has full knowledge of **MS. OVERBEY's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. OVERBEY** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. OVERBEY** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. OVERBEY 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) 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. OVERBEY** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. OVERBEY shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. OVERBEY's suspension shall be lifted and MS. OVERBEY's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. OVERBEY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. OVERBEY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. OVERBEY** 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. OVERBEY** has complied with all aspects of this Order; and (2) the Board determines that **MS. OVERBEY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. OVERBEY** and review of the reports as required herein. Any period during which **MS. OVERBEY** 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 and is hereby entered upon

the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

NO REQUEST FOR HEARING

Pease, Shelley L., R.N. 279608 (CASE #12-4467)

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows, that upon consideration of the charges stated against **SHELLEY LYNN PEASE** in the November 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PEASE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing **ORDERS** that **MS. PEASE'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **SHELLEY LYNN PEASE** to surrender her frameable wall certificate for her registered nurse license, R.N. #279608, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Purdon, Eva-Marie, P.N. 095449 (CASE #09-0911)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that upon consideration of the charges stated against **EVA-MARIE PURDON** in the July 24, 2009 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PURDON** 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 the Ohio Board of Nursing **ORDERS** that **MS. PURDON'S** license to practice nursing as a licensed practical nurse 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. PURDON'S** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PURDON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PURDON** shall appear in person for interviews before the full Board

or its designated representative as requested by the Board or its designee.

3. **Prior to requesting reinstatement by the Board, MS. PURDON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PURDON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PURDON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. PURDON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. PURDON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PURDON's** history. **MS. PURDON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. PURDON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. PURDON** shall, at her own expense, obtain 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. PURDON** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PURDON** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PURDON's** license, and a statement as to whether **MS. PURDON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. PURDON** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PURDON's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PURDON** shall submit, at 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. PURDON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. PURDON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PURDON's** history.
 10. Within thirty (30) days prior to **MS. PURDON** initiating drug screening, **MS. PURDON** 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. PURDON**.
 11. After initiating drug screening, **MS. PURDON** 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. PURDON** 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.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PURDON** 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. PURDON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. PURDON** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. PURDON** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any

information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PURDON's** license, and a statement as to whether **MS. PURDON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

14. **MS. PURDON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PURDON's** license.

Reporting Requirements of MS. PURDON

15. **MS. PURDON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MS. PURDON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
17. **MS. PURDON** 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.
18. **MS. PURDON** 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 Compliance Unit of the Board.
19. **MS. PURDON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
20. **MS. PURDON** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. PURDON** 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. PURDON** submits a written request for reinstatement; (2) the Board determines that **MS. PURDON** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. PURDON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an

interview with **MS. PURDON** and review of the documentation specified in this Order.

Following reinstatement, MS. PURDON shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. PURDON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PURDON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. PURDON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PURDON's** history. **MS. PURDON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PURDON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. PURDON** shall submit, at 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 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. PURDON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PURDON's** history.
6. **MS. PURDON** 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. PURDON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. PURDON** 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. PURDON** 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.
8. **MS. PURDON** 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. PURDON** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PURDON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. PURDON** shall **notify the Board, in writing.**
11. **MS. PURDON** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. PURDON** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. PURDON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. PURDON

12. **MS. PURDON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. PURDON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. PURDON** 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.
15. **MS. PURDON** 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 Compliance Unit of the Board.

16. **MS. PURDON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. PURDON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PURDON** 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.
19. Prior to working as a nurse, if requested by the Board or its designee, **MS. PURDON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MS. PURDON shall not administer, have access to, or possess (except as prescribed for **MS. PURDON's** use by another so authorized by law who has full knowledge of **MS. PURDON's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. PURDON** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. PURDON** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. PURDON 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) 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. PURDON** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. PURDON shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. PURDON's suspension shall be lifted and MS. PURDON's license to practice nursing as a licensed practical nurse will be automatically

suspended if it appears to the Board that **MS. PURDON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PURDON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PURDON** 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. PURDON** has complied with all aspects of this Order; and (2) the Board determines that **MS. PURDON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PURDON** and review of the reports as required herein. Any period during which **MS. PURDON** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Rambo, Calla R., R.N. 290442 (CASE #12-4913)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **CALLA RENEE RAMBO** in the November 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. RAMBO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. RAMBO'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **CALLA RENEE RAMBO** to surrender her frameable wall certificate for her registered nurse license, R.N. #290442, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Rourke, Aimee E., R.N. 225985 (CASE #12-3556)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that upon consideration of the charges stated against **AIMEE E. ROURKE** in the November 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS.**

ROURKE 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 the Ohio Board of Nursing ORDERS that **MS. ROURKE's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ROURKE's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ROURKE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ROURKE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. ROURKE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ROURKE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ROURKE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Reporting Requirements of MS. ROURKE

4. **MS. ROURKE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
5. **MS. ROURKE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
6. **MS. ROURKE** 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.
7. **MS. ROURKE** 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 Compliance Unit of the Board.
8. **MS. ROURKE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17

South High Street, Suite 400, Columbus, OH 43215-7410.

9. **MS. ROURKE** shall verify that the reports and documentation required by this Order are received in the Board office.
10. **MS. ROURKE** 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. ROURKE** submits a written request for reinstatement; (2) the Board determines that **MS. ROURKE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. ROURKE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. ROURKE** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. ROURKE's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. ROURKE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ROURKE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. ROURKE** shall **notify the Board, in writing.**
4. **MS. ROURKE** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. ROURKE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. ROURKE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. ROURKE

5. **MS. ROURKE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested

documentation directly to the Board.

6. **MS. ROURKE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. ROURKE** 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.
8. **MS. ROURKE** 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 Compliance Unit of the Board.
9. **MS. ROURKE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. ROURKE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. ROURKE** 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.
12. Prior to working as a nurse, if requested by the Board or its designee, **MS. ROURKE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. ROURKE 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) 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. ROURKE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. ROURKE shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. ROURKE's suspension shall be lifted and MS. ROURKE's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. ROURKE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. ROURKE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. ROURKE** 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. ROURKE** has complied with all aspects of this Order; and (2) the Board determines that **MS. ROURKE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ROURKE** and review of the reports as required herein. Any period during which **MS. ROURKE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Waller, Julie A., R.N. 329823 (CASE #12-2881)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the charges stated against **JULIE ANNE WALLER** in July 27, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WALLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. WALLER'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED.**

The Board further Orders **JULIE ANNE WALLER** to surrender her frameable wall certificate for her registered nurse license, R.N. #329823, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Zamarripa, Carrie M., P.N. 123982 (CASE #11-1098)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **CARRIE MARIE ZAMARRIPA** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. ZAMARRIPA** 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 the Ohio Board of Nursing ORDERS that **MS. ZAMARRIPA's** license to practice nursing as a licensed practical nurse 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. ZAMARRIPA's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ZAMARRIPA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ZAMARRIPA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. ZAMARRIPA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ZAMARRIPA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ZAMARRIPA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. ZAMARRIPA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and five (5) hours of Women and Drugs.

Monitoring

5. **MS. ZAMARRIPA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ZAMARRIPA's** history. **MS. ZAMARRIPA** shall self-administer the prescribed drugs only in the manner prescribed.

6. **MS. ZAMARRIPA** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. ZAMARRIPA** shall, at her own expense, obtain 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. ZAMARRIPA** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. ZAMARRIPA** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. ZAMARRIPA's** license, and a statement as to whether **MS. ZAMARRIPA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. ZAMARRIPA** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. ZAMARRIPA's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ZAMARRIPA** shall submit, at 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. ZAMARRIPA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. ZAMARRIPA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ZAMARRIPA's** history.
10. Within thirty (30) days prior to **MS. ZAMARRIPA** initiating drug screening, **MS. ZAMARRIPA** 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. ZAMARRIPA**.

11. After initiating drug screening, **MS. ZAMARRIPA** 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. ZAMARRIPA** 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.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ZAMARRIPA** 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. ZAMARRIPA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. ZAMARRIPA

13. **MS. ZAMARRIPA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. ZAMARRIPA** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. ZAMARRIPA** 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.
16. **MS. ZAMARRIPA** 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 Compliance Unit of the Board.
17. **MS. ZAMARRIPA** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. ZAMARRIPA** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ZAMARRIPA** 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. ZAMARRIPA** submits a written request for reinstatement; (2) the Board

determines that **MS. ZAMARRIPA** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. ZAMARRIPA** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. ZAMARRIPA** and review of the documentation specified in this Order.

Following reinstatement, MS. ZAMARRIPA shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. ZAMARRIPA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ZAMARRIPA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. ZAMARRIPA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ZAMARRIPA's** history. **MS. ZAMARRIPA** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. ZAMARRIPA** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. ZAMARRIPA** shall submit, at 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 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. ZAMARRIPA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ZAMARRIPA's** history.
6. **MS. ZAMARRIPA** 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. ZAMARRIPA** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS.**

- ZAMARRIPA** 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. ZAMARRIPA** 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.
8. **MS. ZAMARRIPA** 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. ZAMARRIPA** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. ZAMARRIPA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. ZAMARRIPA** shall **notify the Board, in writing.**
11. **MS. ZAMARRIPA** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. ZAMARRIPA** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. ZAMARRIPA** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. ZAMARRIPA

12. **MS. ZAMARRIPA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. ZAMARRIPA** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. ZAMARRIPA** 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.

15. **MS. ZAMARRIPA** 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 Compliance Unit of the Board.
16. **MS. ZAMARRIPA** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. ZAMARRIPA** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. ZAMARRIPA** 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.
19. Prior to working as a nurse, **MS. ZAMARRIPA** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. ZAMARRIPA shall not administer, have access to, or possess (except as prescribed for **MS. ZAMARRIPA's** use by another so authorized by law who has full knowledge of **MS. ZAMARRIPA's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. ZAMARRIPA** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. ZAMARRIPA** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. ZAMARRIPA 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) 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. ZAMARRIPA** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. ZAMARRIPA shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of **MS. ZAMARRIPA's** suspension shall be lifted and **MS. ZAMARRIPA's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. ZAMARRIPA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. ZAMARRIPA** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. ZAMARRIPA** 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. ZAMARRIPA** has complied with all aspects of this Order; and (2) the Board determines that **MS. ZAMARRIPA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ZAMARRIPA** and review of the reports as required herein. Any period during which **MS. ZAMARRIPA** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Buford, Rachel N., R.N. 335484 (CASE #11-2038)

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that upon consideration of the charges stated against **RACHEL NICOLE BUFORD** in the September 21, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BUFORD** 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 the Ohio Board of Nursing ORDERS that **MS. BUFORD's** license to practice nursing as a registered nurse 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. BUFORD's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BUFORD** shall obey all federal, state, and local laws, and all laws

and rules governing the practice of nursing in Ohio.

2. **MS. BUFORD** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. BUFORD** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BUFORD**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BUFORD's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. BUFORD** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. BUFORD** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BUFORD's** history. **MS. BUFORD** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. BUFORD** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. BUFORD** shall, at her own expense, obtain 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. BUFORD** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. BUFORD** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BUFORD's** license, and a statement as to whether **MS. BUFORD** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. BUFORD** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. BUFORD's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. BUFORD** shall submit, at 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. BUFORD's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. BUFORD** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BUFORD's** history.
 10. Within thirty (30) days prior to **MS. BUFORD** initiating drug screening, **MS. BUFORD** 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. BUFORD**.
 11. After initiating drug screening, **MS. BUFORD** 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. BUFORD** 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.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. BUFORD** 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. BUFORD** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BUFORD

13. **MS. BUFORD** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation

or information directly to the Board.

14. **MS. BUFORD** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. BUFORD** 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.
16. **MS. BUFORD** 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 Compliance Unit of the Board.
17. **MS. BUFORD** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. BUFORD** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. BUFORD** 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. BUFORD** submits a written request for reinstatement; (2) the Board determines that **MS. BUFORD** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. BUFORD** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. BUFORD** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. BUFORD's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. BUFORD** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BUFORD** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. BUFORD** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed

- to her by another so authorized by law who has full knowledge of **MS. BUFORD's** history. **MS. BUFORD** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. BUFORD** shall abstain completely from the use of alcohol or any products containing alcohol.
 5. During the probationary period, **MS. BUFORD** shall submit, at 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 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. BUFORD** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BUFORD's** history.
 6. **MS. BUFORD** 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. BUFORD** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. BUFORD** 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. BUFORD** 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.
8. **MS. BUFORD** 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. BUFORD** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BUFORD** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer,

MS. BUFORD shall notify the Board, in writing.

11. **MS. BUFORD** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment. MS. BUFORD** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment. MS. BUFORD** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. BUFORD

12. **MS. BUFORD** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. BUFORD** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. BUFORD** 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.
15. **MS. BUFORD** 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 Compliance Unit of the Board.
16. **MS. BUFORD** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. BUFORD** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. BUFORD** 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.
19. Prior to working as a nurse, if requested by the Board or its designee, **MS. BUFORD** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. BUFORD shall not administer, have access to, or possess (except as prescribed for **MS. BUFORD's** use by another so authorized by law who has full knowledge of **MS. BUFORD's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. BUFORD** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. BUFORD** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MS. BUFORD 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) 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. BUFORD** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. BUFORD shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. BUFORD's suspension shall be lifted and MS. BUFORD's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. BUFORD** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BUFORD** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BUFORD** 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. BUFORD** has complied with all aspects of this Order; and (2) the Board determines that **MS. BUFORD** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BUFORD** and review of the reports as required herein. Any period during which **MS. BUFORD** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Rabich, Erin L., R.N. 348047 (CASE #09-5696)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that upon consideration of the charges stated against **ERIN LEAH RABICH** in the October 15, 2012 Notice of Immediate Suspension and Opportunity for Hearing, and the November 16, 2012 Notice of Opportunity for Hearing (“the Notices”) and evidence supporting the charges, the Board finds that **MS. RABICH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. RABICH’s** license to practice nursing as a registered nurse 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. RABICH’s** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. RABICH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RABICH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. RABICH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RABICH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RABICH’s** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. RABICH** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the “Treasurer, State of Ohio,” to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. RABICH** shall, in

addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and ten (10) hours of Substance Abuse.

Monitoring

6. **MS. RABICH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RABICH's** history. **MS. RABICH** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. RABICH** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. RABICH** shall, at her own expense, obtain 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. RABICH** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MS. RABICH** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. RABICH's** license, and a statement as to whether **MS. RABICH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. RABICH** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. RABICH's** license.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. RABICH** shall submit, at 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. RABICH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. RABICH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RABICH's** history.
11. Within thirty (30) days prior to **MS. RABICH** initiating drug screening, **MS. RABICH** 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. RABICH**.
 12. After initiating drug screening, **MS. RABICH** 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. RABICH** 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.
 13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. RABICH** 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. RABICH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. RABICH

14. **MS. RABICH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. RABICH** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
16. **MS. RABICH** 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.
17. **MS. RABICH** 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 Compliance Unit of the Board.
18. **MS. RABICH** shall submit the reports and documentation required by this

Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

19. **MS. RABICH** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. RABICH** 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. RABICH** submits a written request for reinstatement; (2) the Board determines that **MS. RABICH** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. RABICH** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. RABICH** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. RABICH's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. RABICH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RABICH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. RABICH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RABICH's** history. **MS. RABICH** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. RABICH** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. RABICH** shall submit, at 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 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. RABICH** shall be negative, except for substances prescribed, administered, or

dispensed to her by another so authorized by law who has full knowledge of **MS. RABICH's** history.

6. **MS. RABICH** 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. RABICH** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. RABICH** 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. RABICH** 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.
8. **MS. RABICH** 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. RABICH** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. RABICH** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. RABICH** shall **notify the Board, in writing.**
11. **MS. RABICH** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MS. RABICH** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. RABICH** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

Reporting Requirements of MS. RABICH

12. **MS. RABICH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested

documentation directly to the Board.

13. **MS. RABICH** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. RABICH** 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.
15. **MS. RABICH** 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 Compliance Unit of the Board.
16. **MS. RABICH** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. RABICH** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. RABICH** 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.
19. Prior to working as a nurse, **MS. RABICH** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. RABICH shall not administer, have access to, or possess (except as prescribed for **MS. RABICH's** use by another so authorized by law who has full knowledge of **MS. RABICH's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. RABICH** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. RABICH** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MS. RABICH 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) 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. RABICH** to provide nursing services for fees, compensation, or

other consideration or as a volunteer.

MS. RABICH shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. RABICH's suspension shall be lifted and MS. RABICH's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. RABICH** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. RABICH** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. RABICH** 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. RABICH** has complied with all aspects of this Order; and (2) the Board determines that **MS. RABICH** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. RABICH** and review of the reports as required herein. Any period during which **MS. RABICH** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Roch, Christopher J., P.N. 127238 (CASE #12-3666)

Action: It was moved Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the charges stated against **CHRISTOPHER JOHN ROCH** in the August 9, 2012 Notice of Immediate Suspension and Opportunity for Hearing, and the September 21, 2012 Notice of Opportunity for Hearing ("the Notices"), and evidence supporting the charges, the Board finds that **MR. ROCH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MR. ROCH's** license to practice nursing as a licensed practical nurse 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, **MR. ROCH's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary

terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. ROCH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. ROCH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. ROCH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. ROCH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. ROCH's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. ROCH** shall submit documentation of his full compliance with the terms and conditions imposed by the Cuyahoga County Court of Common Pleas Case Number CR-11-556591-A.

Monitoring

5. **MR. ROCH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ROCH's** history. **MR. ROCH** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. ROCH** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MR. ROCH** shall, at his own expense, obtain 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, **MR. ROCH** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MR. ROCH** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR.**

- ROCH's** license, and a statement as to whether **MR. ROCH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. ROCH** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. ROCH's** license.
 9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. ROCH** shall submit, at his 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 **MR. ROCH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. ROCH** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ROCH's** history.
 10. Within thirty (30) days prior to **MR. ROCH** initiating drug screening, **MR. ROCH** 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 **MR. ROCH**.
 11. After initiating drug screening, **MR. ROCH** 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, **MR. ROCH** 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.
 12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. ROCH** 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. ROCH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. ROCH

13. **MR. ROCH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MR. ROCH** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MR. ROCH** 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.
16. **MR. ROCH** 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 Compliance Unit of the Board.
17. **MR. ROCH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MR. ROCH** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. ROCH** 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) **MR. ROCH** submits a written request for reinstatement; (2) the Board determines that **MR. ROCH** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. ROCH** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. ROCH** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MR. ROCH's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. ROCH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. ROCH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. ROCH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ROCH's** history. **MR. ROCH** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. ROCH** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. ROCH** shall submit, at his 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 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 **MR. ROCH** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ROCH's** history.
6. **MR. ROCH** 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. ROCH** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. ROCH** 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, **MR. ROCH** 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.
8. **MR. ROCH** 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 **MR. ROCH** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. ROCH** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. ROCH shall notify the Board, in writing.**
11. **MR. ROCH** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MR. ROCH** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MR. ROCH** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

Reporting Requirements of MR. ROCH

12. **MR. ROCH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. ROCH** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. ROCH** 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.
15. **MR. ROCH** 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 Compliance Unit of the Board.
16. **MR. ROCH** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. ROCH** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. ROCH** 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.
19. Prior to working as a nurse, **MR. ROCH** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MR. ROCH shall not administer, have access to, or possess (except as prescribed for **MR. ROCH's** use by another so authorized by law who has full knowledge of **MR. ROCH's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. ROCH** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. ROCH** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MR. ROCH 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) 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 **MR. ROCH** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. ROCH shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MR. ROCH's suspension shall be lifted and MR. ROCH's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. ROCH** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. ROCH** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. ROCH** 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 **MR. ROCH** has complied with all aspects of this Order; and (2) the Board determines that **MR. ROCH** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. ROCH** and review of the reports as required herein. Any period during which **MR. ROCH** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Appling, William A., R.N. 348410 (CASE #09-2369)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **WILLIAM ANTHONY APPLING** in the March 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. APPLING** 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 the Ohio Board of Nursing ORDERS that **MR. APPLING's** license to practice nursing as a registered nurse 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, **MR. APPLING's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. APPLING** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. APPLING** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. APPLING** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. APPLING**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. APPLING's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MR. APPLING** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. APPLING's** history. **MR. APPLING** shall self-administer the prescribed drugs only in the manner prescribed.

5. **MR. APPLING** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MR. APPLING** shall, at his own expense, obtain 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, **MR. APPLING** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. APPLING** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. APPLING's** license, and a statement as to whether **MR. APPLING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MR. APPLING** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. APPLING's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. APPLING** shall submit, at his 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 **MR. APPLING's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. APPLING** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. APPLING's** history.
9. Within thirty (30) days prior to **MR. APPLING** initiating drug screening, **MR. APPLING** 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 **MR. APPLING**.

10. After initiating drug screening, **MR. APPLING** 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, **MR. APPLING** 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.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. APPLING** 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. APPLING** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. APPLING

12. **MR. APPLING** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MR. APPLING** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. APPLING** 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.
15. **MR. APPLING** 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 Compliance Unit of the Board.
16. **MR. APPLING** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. APPLING** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. APPLING** 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) **MR.**

APPLING submits a written request for reinstatement; (2) the Board determines that **MR. APPLING** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. APPLING** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. APPLING** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. APPLING's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. APPLING** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. APPLING** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. APPLING** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. APPLING's** history. **MR. APPLING** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. APPLING** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. APPLING** shall submit, at his 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 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 **MR. APPLING** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. APPLING's** history.
6. **MR. APPLING** 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. APPLING** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. APPLING** 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, **MR. APPLING** 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.
8. **MR. APPLING** 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 **MR. APPLING** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. APPLING** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time and with every employer, **MR. APPLING** shall **notify the Board, in writing.**
11. **MR. APPLING** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. APPLING** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MR. APPLING** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. APPLING

12. **MR. APPLING** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. APPLING** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. APPLING** 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.

15. **MR. APPLING** 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 Compliance Unit of the Board.
16. **MR. APPLING** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. APPLING** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. APPLING** 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.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. APPLING** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MR. APPLING shall not administer, have access to, or possess (except as prescribed for **MR. APPLING's** use by another so authorized by law who has full knowledge of **MR. APPLING's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **six (6) months** in which **MR. APPLING** is working in a position that requires a nursing license. At any time after the six-month period previously described, **MR. APPLING** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MR. APPLING** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. APPLING** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MR. APPLING 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) 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 **MR. APPLING** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. APPLING shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MR. APPLING's suspension shall be lifted and MR. APPLING's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. APPLING** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. APPLING** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. APPLING** 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 **MR. APPLING** has complied with all aspects of this Order; and (2) the Board determines that **MR. APPLING** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. APPLING** and review of the reports as required herein. Any period during which **MR. APPLING** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Casey, Heather R., R.N. 305430, P.N. 106895 (CASE #12-1285)

Action: It was moved by Nancy Fellows, seconded by Tracy Ruegg, that upon consideration of the charges stated against **HEATHER RAE CASEY** in the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CASEY** 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 the Ohio Board of Nursing ORDERS that **MS. CASEY's** licenses to practice nursing as a licensed practical nurse and as a registered nurse are 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. CASEY's** licenses to practice nursing as a licensed practical nurse and as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CASEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CASEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. CASEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CASEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CASEY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. CASEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CASEY's** history. **MS. CASEY** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. CASEY** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. CASEY** shall, at her own expense, obtain 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. CASEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CASEY** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. CASEY's** license, and a statement as to whether **MS. CASEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. CASEY** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. CASEY's** license.

8. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. CASEY** shall submit, at 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. CASEY's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. CASEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CASEY's** history.
9. Within thirty (30) days prior to **MS. CASEY** initiating drug screening, **MS. CASEY** 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. CASEY**.
10. After initiating drug screening, **MS. CASEY** 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. CASEY** 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.
11. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. CASEY** 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. CASEY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. CASEY** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. CASEY** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional

- restrictions that should be placed on **MS. CASEY's** licenses, and a statement as to whether **MS. CASEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MS. CASEY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. CASEY's** licenses.
 14. **Prior to requesting reinstatement by the Board, MS. CASEY** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. CASEY's** fitness for duty and safety to practice nursing as a licensed practical nurse and as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. CASEY's** comprehensive physical examination and with a comprehensive assessment regarding **MS. CASEY's** fitness for duty and safety to practice nursing as a licensed practical nurse and as a registered nurse. Prior to the examination, **MS. CASEY** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. CASEY** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. CASEY's** licenses to practice, and stating whether **MS. CASEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 15. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physician examination and assessment as a basis for additional terms, conditions, and limitations on **MS. CASEY's** licenses.

Reporting Requirements of MS. CASEY

16. **MS. CASEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
17. **MS. CASEY** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
18. **MS. CASEY** 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.

19. **MS. CASEY** 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 Compliance Unit of the Board.
20. **MS. CASEY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
21. **MS. CASEY** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. CASEY** 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. CASEY** submits a written request for reinstatement; (2) the Board determines that **MS. CASEY** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. CASEY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. CASEY** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. CASEY's licenses shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. CASEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CASEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. CASEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CASEY's** history. **MS. CASEY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. CASEY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. CASEY** shall submit, at 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 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. CASEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CASEY's** history.

6. **MS. CASEY** 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. CASEY** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. CASEY** 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. CASEY** 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.
8. **MS. CASEY** 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. CASEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CASEY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. CASEY** shall **notify the Board, in writing.**
11. **MS. CASEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. CASEY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. CASEY** shall have her employer(s) send documentation to the Board, along with the

first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. CASEY

12. **MS. CASEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. CASEY** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. CASEY** 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.
15. **MS. CASEY** 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 Compliance Unit of the Board.
16. **MS. CASEY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. CASEY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. CASEY** 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.
19. Prior to working as a nurse, **MS. CASEY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

The stay of MS. CASEY's suspension shall be lifted and MS. CASEY's licenses to practice nursing as a licensed practical nurse and as a registered nurse will be automatically suspended if it appears to the Board that **MS. CASEY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CASEY** via certified mail of the specific nature of the charges and automatic suspension of her licenses. Upon receipt of this notice, **MS. CASEY** 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. CASEY** has complied with all aspects of this Order; and (2) the Board determines that **MS. CASEY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CASEY** and review of the reports as required herein. Any period during which **MS. CASEY** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Hall, Jennifer S., R.N. 294884 (CASE #12-0008)

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that upon consideration of the charges stated against **JENNIFER SUE HALL** in the October 3, 2012 Notice of Immediate Suspension and Opportunity for Hearing, and the November 16, 2012 Notice of Opportunity for Hearing (“the Notices”) and evidence supporting the charges, the Board finds that **MS. HALL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. HALL’s** license to practice nursing as a registered nurse 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. HALL’s** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. HALL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HALL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HALL’s** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has

been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. HALL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses and Drug Abuse, ten (10) hours of Professionalism and Legal Accountability, and five (5) hours of Disciplinary Actions.

Monitoring

5. **MS. HALL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HALL's** history. **MS. HALL** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. HALL** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. HALL** shall, at her own expense, obtain 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. HALL** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MS. HALL** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HALL's** license, and a statement as to whether **MS. HALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HALL** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HALL's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. HALL** shall submit, at 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. HALL's** initiation of

- drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. HALL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HALL's** history.
10. Within thirty (30) days prior to **MS. HALL** initiating drug screening, **MS. HALL** 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. HALL**.
 11. After initiating drug screening, **MS. HALL** 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. HALL** 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.
 12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. HALL** 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. HALL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. HALL** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HALL** shall provide the psychiatrist with a copy of this Order and the Notices and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HALL's** license, and a statement as to whether **MS. HALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 14. **MS. HALL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the

psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HALL's** license.

Reporting Requirements of MS. HALL

15. **MS. HALL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MS. HALL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
17. **MS. HALL** 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.
18. **MS. HALL** 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 Compliance Unit of the Board.
19. **MS. HALL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
20. **MS. HALL** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. HALL** 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. HALL** submits a written request for reinstatement; (2) the Board determines that **MS. HALL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. HALL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. HALL** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. HALL's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. HALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. **MS. HALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. HALL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HALL's** history. **MS. HALL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HALL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HALL** shall submit, at 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 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. HALL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HALL's** history.
6. **MS. HALL** 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. HALL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. HALL** 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. HALL** 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.
8. **MS. HALL** 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. HALL** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HALL** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. HALL** shall **notify the Board, in writing.**
11. **MS. HALL** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MS. HALL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. HALL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

Reporting Requirements of MS. HALL

12. **MS. HALL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. HALL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. HALL** 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.
15. **MS. HALL** 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 Compliance Unit of the Board.
16. **MS. HALL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. HALL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. HALL** 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.

19. Prior to working as a nurse, **MS. HALL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MS. HALL shall not administer, have access to, or possess (except as prescribed for **MS. HALL's** use by another so authorized by law who has full knowledge of **MS. HALL's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HALL** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HALL** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. HALL 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) 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. HALL** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. HALL shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. HALL's suspension shall be lifted and MS. HALL's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. HALL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HALL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HALL** 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. HALL** has complied with all aspects of this Order; and (2) the Board determines that **MS. HALL** is able to practice according to acceptable and prevailing standards of safe nursing care without

Board monitoring, based upon an interview with **MS. HALL** and review of the reports as required herein. Any period during which **MS. HALL** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Janet Arwood, Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Hamilton, Renee L., P.N. 112985 (CASE #12-1389)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **RENEE LYN HAMILTON** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HAMILTON** 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 the Ohio Board of Nursing ORDERS that **MS. HAMILTON's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HAMILTON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HAMILTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAMILTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. HAMILTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HAMILTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HAMILTON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HAMILTON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the

following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and five (5) hours of Women and Drugs.

Monitoring

5. **MS. HAMILTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAMILTON's** history. **MS. HAMILTON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. HAMILTON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. HAMILTON** shall, at her own expense, obtain 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. HAMILTON** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HAMILTON** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HAMILTON's** license, and a statement as to whether **MS. HAMILTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HAMILTON** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HAMILTON's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HAMILTON** shall submit, at 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. HAMILTON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. HAMILTON** shall be negative, except for substances prescribed,

administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAMILTON's** history.

10. Within thirty (30) days prior to **MS. HAMILTON** initiating drug screening, **MS. HAMILTON** 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. HAMILTON**.
11. After initiating drug screening, **MS. HAMILTON** 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. HAMILTON** 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.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HAMILTON** 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. HAMILTON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **If requested by the Board or its designee, MS. HAMILTON** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HAMILTON** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HAMILTON's** license, and a statement as to whether **MS. HAMILTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. HAMILTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HAMILTON's** license.

Reporting Requirements of MS. HAMILTON

15. **MS. HAMILTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MS. HAMILTON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
17. **MS. HAMILTON** 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.
18. **MS. HAMILTON** 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 Compliance Unit of the Board.
19. **MS. HAMILTON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
20. **MS. HAMILTON** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. HAMILTON** 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. HAMILTON** submits a written request for reinstatement; (2) the Board determines that **MS. HAMILTON** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. HAMILTON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. HAMILTON** and review of the documentation specified in this Order.

Following reinstatement, MS. HAMILTON shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. HAMILTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAMILTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. HAMILTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAMILTON's** history. **MS. HAMILTON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HAMILTON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HAMILTON** shall submit, at 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 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. HAMILTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAMILTON's** history.
6. **MS. HAMILTON** 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. HAMILTON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.
7. **If requested by the Board or its designee and within ninety (90) days of such a request, MS. HAMILTON** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HAMILTON** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HAMILTON's** license, and a statement as to whether **MS. HAMILTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HAMILTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS.**

HAMILTON's license.

Treating Practitioners and Reporting

9. Within sixty (60) days of the execution of the probationary period, **MS. HAMILTON** 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. HAMILTON** 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.
10. **MS. HAMILTON** 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. HAMILTON** throughout the duration of this Order.
11. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HAMILTON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

12. Prior to accepting employment as a nurse, each time with every employer, **MS. HAMILTON** shall **notify the Board, in writing.**
13. **MS. HAMILTON** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. HAMILTON** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. HAMILTON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. HAMILTON

14. **MS. HAMILTON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. HAMILTON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.

16. **MS. HAMILTON** 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.
17. **MS. HAMILTON** 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 Compliance Unit of the Board.
18. **MS. HAMILTON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. HAMILTON** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. HAMILTON** 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.
21. Prior to working as a nurse, **MS. HAMILTON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MS. HAMILTON shall not administer, have access to, or possess (except as prescribed for **MS. HAMILTON's** use by another so authorized by law who has full knowledge of **MS. HAMILTON's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HAMILTON** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HAMILTON** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. HAMILTON 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) 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. HAMILTON** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. HAMILTON shall not function in a position or employment where the job

duties or requirements involve management of nursing and 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

The stay of MS. HAMILTON's suspension shall be lifted and MS. HAMILTON's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. HAMILTON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HAMILTON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HAMILTON** 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. HAMILTON** has complied with all aspects of this Order; and (2) the Board determines that **MS. HAMILTON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HAMILTON** and review of the reports as required herein. Any period during which **MS. HAMILTON** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Knapp, Nichole J., P.N. 104707 (CASE #10-2546)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **NICHOLE JEAN KNAPP** in the July 30, 2010 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. KNAPP** 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 the Ohio Board of Nursing ORDERS that **MS. KNAPP's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KNAPP's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. KNAPP** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KNAPP** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. KNAPP** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KNAPP**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KNAPP's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Reporting Requirements of MS. KNAPP

4. **MS. KNAPP** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
5. **MS. KNAPP** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
6. **MS. KNAPP** 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.
7. **MS. KNAPP** 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 Compliance Unit of the Board.
8. **MS. KNAPP** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
9. **MS. KNAPP** shall verify that the reports and documentation required by this Order are received in the Board office.
10. **MS. KNAPP** 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. KNAPP**

submits a written request for reinstatement; (2) the Board determines that **MS. KNAPP** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. KNAPP** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. KNAPP** and review of the documentation specified in this Order.

Following reinstatement, MS. KNAPP shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. KNAPP** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KNAPP** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. KNAPP shall notify the Board, in writing.**
4. **MS. KNAPP** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. KNAPP** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. KNAPP** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. KNAPP

5. **MS. KNAPP** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. KNAPP** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. KNAPP** 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.
8. **MS. KNAPP** 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 Compliance Unit of the Board.
9. **MS. KNAPP** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
 10. **MS. KNAPP** shall verify that the reports and documentation required by this Order are received in the Board office.
 11. **MS. KNAPP** 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.
 12. Prior to working as a nurse, if requested by the Board or its designee, **MS. KNAPP** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. KNAPP 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) 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. KNAPP** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. KNAPP shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. KNAPP's suspension shall be lifted and MS. KNAPP's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. KNAPP** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. KNAPP** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. KNAPP** 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. KNAPP** has complied with all aspects of this Order; and (2) the Board determines that **MS. KNAPP** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. KNAPP** and review of the reports as required herein. Any period during which **MS. KNAPP** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Rodriguez, Sarah N., P.N. 125927 (CASE #12-1283)

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that upon consideration of the charges stated against **SARAH NICHOLE RODRIGUEZ** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. RODRIGUEZ** 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 the Ohio Board of Nursing ORDERS that **MS. RODRIGUEZ's** license to practice nursing as a licensed practical nurse is hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations for a minimum period of three (3) months.

MS. RODRIGUEZ's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. RODRIGUEZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RODRIGUEZ** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. RODRIGUEZ** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RODRIGUEZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RODRIGUEZ's** criminal records check reports to the Board. **MS. RODRIGUEZ's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. RODRIGUEZ** shall pay the fine of five hundred dollars (\$500.00), by

certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

5. **Within six (6) months of the effective date of this Order, MS. RODRIGUEZ** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability, five (5) hours of Geriatric Care, and five (5) hours of Disciplinary Actions.

Employment Conditions

1. **MS. RODRIGUEZ** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
2. **MS. RODRIGUEZ, within fifteen (15) days of the effective date of this Order**, if working in a position in which a nursing license is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. RODRIGUEZ** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment. MS. RODRIGUEZ** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a nursing position. MS. RODRIGUEZ** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. RODRIGUEZ

3. **MS. RODRIGUEZ** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
4. **MS. RODRIGUEZ** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
5. **MS. RODRIGUEZ** 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.

6. **MS. RODRIGUEZ** 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 Compliance Unit of the Board.
7. **MS. RODRIGUEZ** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
8. **MS. RODRIGUEZ** shall verify that the reports and documentation required by this Order are received in the Board office.
9. **MS. RODRIGUEZ** 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

The stay of **MS. RODRIGUEZ's** suspension shall be lifted and **MS. RODRIGUEZ's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. RODRIGUEZ** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. RODRIGUEZ** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. RODRIGUEZ** 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. RODRIGUEZ** has complied with all aspects of this Order; and (2) the Board determines that **MS. RODRIGUEZ** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. RODRIGUEZ** and review of the reports as required herein. Any period during which **MS. RODRIGUEZ** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Skorepa, Arthur D., P.N. 144827 (CASE #12-4248)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that upon consideration of the charges stated against **ARTHUR D. SKOREPA** in the November 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. SKOREPA** 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 the Ohio Board of Nursing ORDERS that **MR. SKOREPA's** license to practice nursing as a licensed practical nurse 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, **MR. SKOREPA's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. SKOREPA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. SKOREPA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. SKOREPA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. SKOREPA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. SKOREPA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. SKOREPA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: 5.4 hours of Professional Accountability and Legal Liability, ten (10) hours of Substance Abuse, and five (5) hours of Disciplinary Actions.

Monitoring

5. **MR. SKOREPA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SKOREPA's** history. **MR. SKOREPA** shall self-

administer the prescribed drugs only in the manner prescribed.

6. **MR. SKOREPA** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MR. SKOREPA** shall, at his own expense, obtain 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, **MR. SKOREPA** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. SKOREPA** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. SKOREPA's** license, and a statement as to whether **MR. SKOREPA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. SKOREPA** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. SKOREPA's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. SKOREPA** shall submit, at his 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 **MR. SKOREPA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. SKOREPA** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SKOREPA's** history.
10. Within thirty (30) days prior to **MR. SKOREPA** initiating drug screening, **MR. SKOREPA** 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 **MR. SKOREPA**.

11. After initiating drug screening, **MR. SKOREPA** 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, **MR. SKOREPA** 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.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. SKOREPA** 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. SKOREPA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. SKOREPA

13. **MR. SKOREPA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MR. SKOREPA** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MR. SKOREPA** 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.
16. **MR. SKOREPA** 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 Compliance Unit of the Board.
17. **MR. SKOREPA** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MR. SKOREPA** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. SKOREPA** 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) **MR. SKOREPA** submits a written request for reinstatement; (2) the Board determines that **MR. SKOREPA** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. SKOREPA** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. SKOREPA** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. SKOREPA's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. SKOREPA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. SKOREPA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. SKOREPA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SKOREPA's** history. **MR. SKOREPA** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. SKOREPA** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. SKOREPA** shall submit, at his 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 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 **MR. SKOREPA** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SKOREPA's** history.
6. **MR. SKOREPA** 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. SKOREPA** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. SKOREPA** 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, **MR. SKOREPA** 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.
8. **MR. SKOREPA** 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 **MR. SKOREPA** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. SKOREPA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. SKOREPA** shall **notify the Board, in writing**.
11. **MR. SKOREPA** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MR. SKOREPA** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MR. SKOREPA** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. SKOREPA

12. **MR. SKOREPA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. SKOREPA** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. SKOREPA** 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.

15. **MR. SKOREPA** 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 Compliance Unit of the Board.
16. **MR. SKOREPA** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. SKOREPA** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. SKOREPA** 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.
19. Prior to working as a nurse, **MR. SKOREPA** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MR. SKOREPA shall not administer, have access to, or possess (except as prescribed for **MR. SKOREPA's** use by another so authorized by law who has full knowledge of **MR. SKOREPA's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. SKOREPA** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. SKOREPA** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MR. SKOREPA 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) 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 **MR. SKOREPA** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. SKOREPA shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MR. SKOREPA's suspension shall be lifted and MR. SKOREPA's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. SKOREPA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. SKOREPA** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. SKOREPA** 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 **MR. SKOREPA** has complied with all aspects of this Order; and (2) the Board determines that **MR. SKOREPA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. SKOREPA** and review of the reports as required herein. Any period during which **MR. SKOREPA** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Stack, Jennifer L., P.N. 105651 (CASE #12-5997)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the charges stated against **JENNIFER LYNN STACK** in the November 16, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. STACK** 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 the Ohio Board of Nursing ORDERS that **MS. STACK's** license to practice nursing as a licensed practical nurse 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. STACK's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. STACK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STACK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. STACK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. STACK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. STACK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. STACK** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STACK's** history. **MS. STACK** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. STACK** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. STACK** shall, at her own expense, obtain 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. STACK** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. STACK** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STACK's** license, and a statement as to whether **MS. STACK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. STACK** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. STACK's** license.

8. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. STACK** shall submit, at 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. STACK's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. STACK** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STACK's** history.
9. Within thirty (30) days prior to **MS. STACK** initiating drug screening, **MS. STACK** 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. STACK**.
10. After initiating drug screening, **MS. STACK** 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. STACK** 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.
11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. STACK** 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. STACK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. STACK

12. **MS. STACK** shall sign release of information forms allowing health professionals and other organizations to submit requested

documentation or information directly to the Board.

13. **MS. STACK** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. STACK** 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.
15. **MS. STACK** 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 Compliance Unit of the Board.
16. **MS. STACK** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. STACK** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. STACK** 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. STACK** submits a written request for reinstatement; (2) the Board determines that **MS. STACK** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. STACK** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. STACK** and review of the documentation specified in this Order.

Following reinstatement, MS. STACK shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. STACK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STACK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. STACK** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STACK's** history. **MS. STACK** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. STACK** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. STACK** shall submit, at 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 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. STACK** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STACK's** history.
6. **MS. STACK** 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. STACK** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. STACK** 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. STACK** 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.
8. **MS. STACK** 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. STACK** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. STACK** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. STACK** shall **notify the Board, in writing.**
11. **MS. STACK** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. STACK** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. STACK** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. STACK

12. **MS. STACK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. STACK** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. STACK** 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.
15. **MS. STACK** 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 Compliance Unit of the Board.
16. **MS. STACK** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. STACK** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. STACK** 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.
19. Prior to working as a nurse, **MS. STACK** shall complete a nurse refresher course or extensive orientation approved in advance by the

Board.

Permanent Narcotic Restriction

MS. STACK shall not administer, have access to, or possess (except as prescribed for **MS. STACK's** use by another so authorized by law who has full knowledge of **MS. STACK's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. STACK** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. STACK** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. STACK 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) 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. STACK** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. STACK shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. STACK's suspension shall be lifted and MS. STACK's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. STACK** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. STACK** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. STACK** 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. STACK** has complied with all aspects of this Order; and (2) the Board determines that **MS. STACK** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. STACK** and review of the reports as required herein. Any period during which **MS. STACK** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Thornton, Lori A., R.N. 354396 (CASE #12-5308)

Action: It was moved by Tracy Ruegg, seconded by Nancy Fellows, that upon consideration of the charges stated against **LORI ANNE THORNTON** in the November 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. THORNTON** 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 the Ohio Board of Nursing ORDERS that **MS. THORNTON's** license to practice nursing as a registered nurse 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. THORNTON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. THORNTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. THORNTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. THORNTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THORNTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. THORNTON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. THORNTON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of

Documentation, ten (10) hours of Anger Management, eight (8) hours of Professionalism, five (5) hours of Chemical Dependency/Substance Abuse, and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

5. **MS. THORNTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THORNTON's** history. **MS. THORNTON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. THORNTON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. THORNTON** shall, at her own expense, obtain 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. THORNTON** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. THORNTON** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. THORNTON's** license, and a statement as to whether **MS. THORNTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. THORNTON** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. THORNTON's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. THORNTON** shall submit, at 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. THORNTON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. THORNTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THORNTON's** history.

10. Within thirty (30) days prior to **MS. THORNTON** initiating drug screening, **MS. THORNTON** 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. THORNTON**.
11. After initiating drug screening, **MS. THORNTON** 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. THORNTON** 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.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. THORNTON** 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. THORNTON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. THORNTON

13. **MS. THORNTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. THORNTON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. THORNTON** 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.
16. **MS. THORNTON** 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 Compliance Unit of the Board.

17. **MS. THORNTON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. THORNTON** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. THORNTON** 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. THORNTON** submits a written request for reinstatement; (2) the Board determines that **MS. THORNTON** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. THORNTON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. THORNTON** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. THORNTON's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. THORNTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. THORNTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. THORNTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THORNTON's** history. **MS. THORNTON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. THORNTON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. THORNTON** shall submit, at 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 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. THORNTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THORNTON's** history.

6. **MS. THORNTON** 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. THORNTON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. THORNTON** 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. THORNTON** 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.
8. **MS. THORNTON** 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. THORNTON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. THORNTON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. THORNTON** shall **notify the Board, in writing.**
11. **MS. THORNTON** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. THORNTON** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. THORNTON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date

they were received.

Reporting Requirements of MS. THORNTON

12. **MS. THORNTON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. THORNTON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. THORNTON** 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.
15. **MS. THORNTON** 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 Compliance Unit of the Board.
16. **MS. THORNTON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. THORNTON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. THORNTON** 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.
19. Prior to working as a nurse, if requested by the Board or its designee, **MS. THORNTON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. THORNTON shall not administer, have access to, or possess (except as prescribed for **MS. THORNTON's** use by another so authorized by law who has full knowledge of **MS. THORNTON's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **six (6) months** in which **MS. THORNTON** is working in a position that requires a nursing license. At any time after the six-month period previously described, **MS. THORNTON** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. THORNTON** shall not count narcotics or

possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. THORNTON** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MS. THORNTON 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) 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. THORNTON** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. THORNTON shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of **MS. THORNTON's** suspension shall be lifted and **MS. THORNTON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. THORNTON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. THORNTON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. THORNTON** 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. THORNTON** has complied with all aspects of this Order; and (2) the Board determines that **MS. THORNTON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. THORNTON** and review of the reports as required herein. Any period during which **MS. THORNTON** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Wolfe, Ann E., R.N. 207832 (CASE #09-3129)

Action: It was moved by Nancy Fellows, seconded by Sheryl Warner, that upon consideration of the charges stated against **ANN ELIZABETH WOLFE** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WOLFE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing **ORDERS** that **MS. WOLFE's** license to practice nursing as a registered nurse is hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations for a minimum period of two (2) years, set forth below.

MS. WOLFE shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. WOLFE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WOLFE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Within six (6) months of the effective date of this Order, MS. WOLFE** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Within six (6) months of the effective date of this Order, MS. WOLFE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, two (2) hours of Professional Accountability and Legal Liability, two (2) hours of Substance Abuse, and two (2) hours of Chemical Dependency.

Monitoring

5. **Within forty-five (45) days of the effective date of this Order, MS. WOLFE** shall, at her own expense, obtain 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. WOLFE** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WOLFE** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WOLFE's** license, and a statement as to whether **MS. WOLFE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care
6. **MS. WOLFE** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. WOLFE** license.
 7. **MS. WOLFE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WOLFE's** history. **MS. WOLFE** shall self-administer prescribed drugs only in the manner prescribed.
 8. **MS. WOLFE** shall abstain completely from the use of alcohol or any products containing alcohol.
 9. **Within forty-five (45) days of the effective date of this Order**, during the probationary period, **MS. WOLFE** shall begin submitting, at 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 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. WOLFE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WOLFE's** history.
 10. **MS. WOLFE** 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. WOLFE** shall provide satisfactory documentation of such attendance to the Board every six (6) months, beginning forty-five (45) days after the effective date of this Order.

Treating Practitioners and Reporting

11. Prior to initiating screens, **MS. WOLFE** 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. WOLFE** 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.

12. **MS. WOLFE** 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. WOLFE** throughout the duration of this Order.
13. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WOLFE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

14. **MS. WOLFE** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting nursing employment.
15. **MS. WOLFE, within fifteen (15) days of the effective date of this Order**, if working in a position in which a nursing license is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. WOLFE** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. WOLFE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a nursing position**. **MS. WOLFE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. WOLFE

16. **MS. WOLFE** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. **MS. WOLFE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
18. **MS. WOLFE** 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.

19. **MS. WOLFE** 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 Compliance Unit of the Board.
20. **MS. WOLFE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
21. **MS. WOLFE** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. WOLFE** 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

The stay of MS. WOLFE's suspension shall be lifted and MS. WOLFE's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. WOLFE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WOLFE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. WOLFE** 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. WOLFE** has complied with all aspects of this Order; and (2) the Board determines that **MS. WOLFE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WOLFE** and review of the reports as required herein. Any period during which **MS. WOLFE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Cannon, Cheryl A., R.N. 213424 (CASE #12-2211)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that upon consideration of the charges stated against **CHERYL A. CANNON** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CANNON** has committed acts in violation

of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. CANNON'S** request to reinstate her license to practice as a registered nurse is **PERMANENTLY DENIED**, and her license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **CHERYL A. CANNON** to surrender her frameable wall certificate for her registered nurse license, R.N. #213424, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Price, Carla C., P.N. 105119 (CASE #10-1096)

Action: It was moved by Susan Morano, seconded by Nancy Fellows, that upon consideration of the charges stated against **CARLA CHRISTINE PRICE** in the July 30, 2010 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PRICE** 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 the Ohio Board of Nursing ORDERS that **MS. PRICE's** license to practice nursing as a licensed practical nurse 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. PRICE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PRICE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PRICE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. PRICE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PRICE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PRICE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. PRICE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Critical Thinking, and four (4) hours of Professional Accountability and Legal Liability.

Monitoring

5. **MS. PRICE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PRICE's** history. **MS. PRICE** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. PRICE** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. PRICE** shall, at her own expense, obtain 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. PRICE** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. PRICE** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PRICE's** license, and a statement as to whether **MS. PRICE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. PRICE** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PRICE's** license.
9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. PRICE** shall submit, at 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. PRICE's** initiation

of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. PRICE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PRICE's** history.

10. Within thirty (30) days prior to **MS. PRICE** initiating drug screening, **MS. PRICE** 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. PRICE**.
11. After initiating drug screening, **MS. PRICE** 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. PRICE** 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.
12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. PRICE** 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. PRICE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PRICE

13. **MS. PRICE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. PRICE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. PRICE** 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.
16. **MS. PRICE** 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 Compliance Unit of the Board.

17. **MS. PRICE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. PRICE** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. PRICE** 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. PRICE** submits a written request for reinstatement; (2) the Board determines that **MS. PRICE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. PRICE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PRICE** and review of the documentation specified in this Order.

Following reinstatement, MS. PRICE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. PRICE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PRICE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. PRICE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PRICE's** history. **MS. PRICE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PRICE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. PRICE** shall submit, at 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 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. PRICE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PRICE's** history.

6. **MS. PRICE** 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. PRICE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. PRICE** 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. PRICE** 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.
8. **MS. PRICE** 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. PRICE** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PRICE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. PRICE** shall **notify the Board, in writing.**
11. **MS. PRICE** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. PRICE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. PRICE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. PRICE

12. **MS. PRICE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. PRICE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. PRICE** 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.
15. **MS. PRICE** 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 Compliance Unit of the Board.
16. **MS. PRICE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. PRICE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PRICE** 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.
19. Prior to working as a nurse, **MS. PRICE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. PRICE shall not administer, have access to, or possess (except as prescribed for **MS. PRICE's** use by another so authorized by law who has full knowledge of **MS. PRICE's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. PRICE** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. PRICE** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MS. PRICE 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) 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. PRICE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. PRICE shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. PRICE's suspension shall be lifted and MS. PRICE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PRICE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PRICE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PRICE** 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. PRICE** has complied with all aspects of this Order; and (2) the Board determines that **MS. PRICE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PRICE** and review of the reports as required herein. Any period during which **MS. PRICE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Coleman, Jeremy D., P.N. 119889 (CASE #12-2970)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **JEREMY D. COLEMAN** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. COLEMAN** 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 the Ohio Board of Nursing ORDERS that **MR. COLEMAN's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less

than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. COLEMAN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. COLEMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. COLEMAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. COLEMAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. COLEMAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. COLEMAN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. COLEMAN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: four (4) hours of Professional Accountability and Legal Liability, fifteen (15) hours of Documentation, five (5) hours of Disciplinary Actions, and five (5) hours of Nurses and Drugs.

Monitoring

5. **MR. COLEMAN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. COLEMAN's** history. **MR. COLEMAN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. COLEMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MR. COLEMAN** shall, at his own expense, obtain 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, **MR. COLEMAN** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. COLEMAN** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. COLEMAN's** license, and a statement as to whether **MR. COLEMAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **The chemical dependency professional shall submit a written opinion to the Board that includes a specific recommendation whether MR. COLEMAN's license should be subject to temporary practice and temporary narcotic restrictions.**

8. **MR. COLEMAN** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. COLEMAN's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. COLEMAN** shall submit, at his 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 **MR. COLEMAN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he 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 **MR. COLEMAN** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. COLEMAN's** history.
10. Within thirty (30) days prior to **MR. COLEMAN** initiating drug screening, **MR. COLEMAN** 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 **MR. COLEMAN**.
11. After initiating drug screening, **MR. COLEMAN** 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, **MR. COLEMAN** 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.

12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. COLEMAN** 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. COLEMAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. COLEMAN

13. **MR. COLEMAN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MR. COLEMAN** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MR. COLEMAN** 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.
16. **MR. COLEMAN** 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 Compliance Unit of the Board.
17. **MR. COLEMAN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MR. COLEMAN** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. COLEMAN** 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) **MR. COLEMAN** submits a written request for reinstatement; (2) the Board determines that **MR. COLEMAN** has complied with all conditions of

reinstatement; and (3) the Board determines that **MR. COLEMAN** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. COLEMAN** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. COLEMAN's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. COLEMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. COLEMAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MR. COLEMAN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. COLEMAN's** history. **MR. COLEMAN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. COLEMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. COLEMAN** shall submit, at his 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 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 **MR. COLEMAN** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. COLEMAN's** history.
6. **MR. COLEMAN** 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. COLEMAN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. COLEMAN** 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, **MR. COLEMAN** 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.

8. **MR. COLEMAN** 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 **MR. COLEMAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. COLEMAN** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. COLEMAN** shall **notify the Board, in writing.**
11. **MR. COLEMAN** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. COLEMAN** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MR. COLEMAN** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. COLEMAN

12. **MR. COLEMAN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. COLEMAN** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. COLEMAN** 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.
15. **MR. COLEMAN** 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 Compliance Unit of the Board.

16. **MR. COLEMAN** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. COLEMAN** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. COLEMAN** 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.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. COLEMAN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

If recommended by the chemical dependency professional pursuant to the chemical dependency evaluation required above, MR. COLEMAN's license shall be subject to the following Temporary Narcotic Restrictions:

MR. COLEMAN shall not administer, have access to, or possess (except as prescribed for **MR. COLEMAN's** use by another so authorized by law who has full knowledge of **MR. COLEMAN's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. COLEMAN** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. COLEMAN** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

If recommended by the chemical dependency professional pursuant to the chemical dependency evaluation required above, MR. COLEMAN's license shall be subject to the following Temporary Practice Restrictions:

MR. COLEMAN 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) 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 **MR. COLEMAN** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. COLEMAN shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of **MR. COLEMAN's** suspension shall be lifted and **MR. COLEMAN's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. COLEMAN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. COLEMAN** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. COLEMAN** 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 **MR. COLEMAN** has complied with all aspects of this Order; and (2) the Board determines that **MR. COLEMAN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. COLEMAN** and review of the reports as required herein. Any period during which **MR. COLEMAN** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Simpson, Jessica M., R.N. 305029 (CASE #09-2545)

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that upon consideration of the charges stated against **JESSICA MARIE SIMPSON** in the March 19, 2010 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SIMPSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. SIMPSON's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SIMPSON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SIMPSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SIMPSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. SIMPSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SIMPSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SIMPSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. SIMPSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. SIMPSON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMPSON's** history. **MS. SIMPSON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. SIMPSON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. SIMPSON** shall, at her own expense, obtain 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. SIMPSON** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MS. SIMPSON** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SIMPSON's** license, and a statement as to whether **MS.**

SIMPSON is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. **MS. SIMPSON** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SIMPSON's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SIMPSON** shall submit, at 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. SIMPSON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. SIMPSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMPSON's** history.
10. Within thirty (30) days prior to **MS. SIMPSON** initiating drug screening, **MS. SIMPSON** 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. SIMPSON**.
11. After initiating drug screening, **MS. SIMPSON** 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. SIMPSON** 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.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SIMPSON** 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. SIMPSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SIMPSON

13. **MS. SIMPSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. SIMPSON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. SIMPSON** 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.
16. **MS. SIMPSON** 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 Compliance Unit of the Board.
17. **MS. SIMPSON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. SIMPSON** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. SIMPSON** 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. SIMPSON** submits a written request for reinstatement; (2) the Board determines that **MS. SIMPSON** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. SIMPSON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SIMPSON** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. SIMPSON's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SIMPSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SIMPSON** shall appear in person for interviews before the full

Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. SIMPSON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMPSON's** history. **MS. SIMPSON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SIMPSON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. SIMPSON** shall submit, at 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 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. SIMPSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMPSON's** history.
6. **MS. SIMPSON** 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. SIMPSON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SIMPSON** 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. SIMPSON** 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.
8. **MS. SIMPSON** 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. SIMPSON** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SIMPSON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SIMPSON** shall **notify the Board, in writing**.
11. **MS. SIMPSON** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. SIMPSON** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. SIMPSON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. SIMPSON

12. **MS. SIMPSON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SIMPSON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SIMPSON** 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.
15. **MS. SIMPSON** 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 Compliance Unit of the Board.
16. **MS. SIMPSON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SIMPSON** shall verify that the reports and documentation required by this Order are received in the Board office.

18. **MS. SIMPSON** 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.

19. Prior to working as a nurse, if requested by the Board or its designee, **MS. SIMPSON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

The stay of **MS. SIMPSON's** suspension shall be lifted and **MS. SIMPSON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. SIMPSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SIMPSON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SIMPSON** 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. SIMPSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. SIMPSON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SIMPSON** and review of the reports as required herein. Any period during which **MS. SIMPSON** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Schubert, Deborah K., R.N. 292979 (CASE #11-3934)

Action: It was moved by Roberta Stokes, seconded by Janet Arwood, that upon consideration of the charges stated against **DEBORAH KAY SCHUBERT** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SCHUBERT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. SCHUBERT'S** license to practice nursing as a registered nurse is **Reprimanded** and **Fined**, and **MS. SCHUBERT** is subject to the following conditions:

Within six (6) months of the effective date of this Order, MS. SCHUBERT

shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Within six (6) months of the effective date of this Order, MS. SCHUBERT shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, 5.4 hours of Professional Accountability and Legal Liability, and six (6) hours of Critical Thinking.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Woods, Coralie D., R.N. 286816 (CASE #11-1992)

Action: It was moved by Maryam Lyon, seconded by Tracy Ruegg, that upon consideration of the charges stated against **CORALIE DIANE WOODS** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WOODS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. WOODS's** license to practice nursing as a registered nurse is **Reprimanded** and **Fined**, and **MS. WOODS** is subject to the following conditions:

Within six (6) months of the effective date of this Order, MS. WOODS shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Educational Needs Assessment and Learning Plan

1. **Within six (6) months of the effective date of this Order, MS. WOODS** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. WOODS** shall have the educator provide the Board with a written report of an assessment of **MS. WOODS**, which identifies **MS. WOODS's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. WOODS** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. WOODS** shall

- also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. WOODS's** employer(s), former employers, and Board staff. Following the assessment, **MS. WOODS** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. WOODS** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. WOODS** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. WOODS** shall complete such learning plan. **MS. WOODS** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. WOODS** has successfully completed the learning plan, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. WOODS's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. WOODS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. WOODS** shall be responsible for all costs associated with meeting this requirement.
2. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. WOODS's** license.
 3. **Within six (6) months of the effective date of this Order, MS. WOODS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Medication Administration and five (5) hours of Professional Boundaries.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Davis, Vickie L., P.N. 146251 (CASE #12-2465)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that upon consideration of the charges stated against **VICKIE LYNN DAVIS** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. DAVIS** 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 the Ohio Board of Nursing ORDERS that **MS. DAVIS's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement

set forth below, and that following reinstatement, **MS. DAVIS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DAVIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DAVIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. DAVIS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DAVIS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DAVIS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DAVIS** shall submit documentation of her full compliance with all terms and conditions imposed by the Indiana State Board of Nursing's Findings of Fact, Conclusions of Law and Order, effective February 7, 2012.

Monitoring

5. **MS. DAVIS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DAVIS's** history. **MS. DAVIS** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. DAVIS** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. DAVIS** shall, at her own expense, obtain 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. DAVIS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DAVIS** 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, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DAVIS's** license, and a statement as to whether **MS. DAVIS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. DAVIS** 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, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. DAVIS's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DAVIS** shall submit, at 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. DAVIS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. DAVIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DAVIS's** history.
 10. Within thirty (30) days prior to **MS. DAVIS** initiating drug screening, **MS. DAVIS** 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. DAVIS**.
 11. After initiating drug screening, **MS. DAVIS** 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. DAVIS** 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.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DAVIS** 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. DAVIS** shall

provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. DAVIS

13. **MS. DAVIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. DAVIS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
15. **MS. DAVIS** 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.
16. **MS. DAVIS** 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 Compliance Unit of the Board.
17. **MS. DAVIS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. DAVIS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. DAVIS** 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. DAVIS** submits a written request for reinstatement; (2) the Board determines that **MS. DAVIS** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. DAVIS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. DAVIS** and review of the documentation specified in this Order.

Following reinstatement, MS. DAVIS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of one (1) year.

1. **MS. DAVIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DAVIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **MS. DAVIS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DAVIS's** history. **MS. DAVIS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. DAVIS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. DAVIS** shall submit, at 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 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. DAVIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DAVIS's** history.
6. **MS. DAVIS** 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. DAVIS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. DAVIS** 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. DAVIS** 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.
8. **MS. DAVIS** 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. DAVIS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. DAVIS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. DAVIS** shall **notify the Board, in writing.**
11. **MS. DAVIS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. DAVIS** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. DAVIS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. DAVIS

12. **MS. DAVIS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. DAVIS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. DAVIS** 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.
15. **MS. DAVIS** 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 Compliance Unit of the Board.
16. **MS. DAVIS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. DAVIS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. DAVIS** 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.
19. Prior to working as a nurse, **MS. DAVIS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. DAVIS shall not administer, have access to, or possess (except as prescribed for **MS. DAVIS's** use by another so authorized by law who has full knowledge of **MS. DAVIS's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **six (6) months** in which **MS. DAVIS** is working in a position that requires a nursing license. At any time after the six-month period previously described, **MS. DAVIS** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. DAVIS** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. DAVIS** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

MS. DAVIS 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) 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. DAVIS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. DAVIS shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. DAVIS's suspension shall be lifted and MS. DAVIS's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. DAVIS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DAVIS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. DAVIS** 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. DAVIS** has complied with all aspects of this Order; and (2) the Board determines that **MS. DAVIS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DAVIS** and review of the

reports as required herein. Any period during which **MS. DAVIS** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Gawell, Shannon E., P.N. 076693 (CASE #12-1799)

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that upon consideration of the charges stated against **SHANNON E. GAWELL** in the January 21, 2011 Notice of Opportunity for Hearing and the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. GAWELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. GAWELL's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GAWELL's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. GAWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GAWELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. GAWELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GAWELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GAWELL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. GAWELL** shall submit documentation of her full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas Case Number 11CR 10 5483.

Reporting Requirements of MS. GAWELL

5. **MS. GAWELL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. GAWELL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. GAWELL** 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.
8. **MS. GAWELL** 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 Compliance Unit of the Board.
9. **MS. GAWELL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. GAWELL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. GAWELL** 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. GAWELL** submits a written request for reinstatement; (2) the Board determines that **MS. GAWELL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. GAWELL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. GAWELL** and review of the documentation specified in this Order.

Following reinstatement, MS. GAWELL shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. GAWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GAWELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. GAWELL** shall **notify the Board, in writing.**
4. **MS. GAWELL** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MS. GAWELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. GAWELL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

Reporting Requirements of MS. GAWELL

5. **MS. GAWELL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. GAWELL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. GAWELL** 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.
8. **MS. GAWELL** 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 Compliance Unit of the Board.
9. **MS. GAWELL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. GAWELL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. GAWELL** 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.
12. Prior to working as a nurse, if requested by the Board or its designee, **MS. GAWELL** shall complete a nurse refresher course or extensive orientation

approved in advance by the Board.

Permanent Practice Restrictions

MS. GAWELL 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) 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. GAWELL** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. GAWELL shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of **MS. GAWELL's** suspension shall be lifted and **MS. GAWELL's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. GAWELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. GAWELL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. GAWELL** 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. GAWELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. GAWELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. GAWELL** and review of the reports as required herein. Any period during which **MS. GAWELL** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Spurrier, Opal, P.N. 133260 (CASE #10-3086)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that upon consideration of the charges stated against **OPAL CHRISTINE SPURRIER** in the September 23, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SPURRIER** 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 the Ohio Board of Nursing **ORDERS** that **MS. SPURRIER's** license to practice nursing as a licensed practical nurse 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. SPURRIER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SPURRIER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPURRIER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. SPURRIER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SPURRIER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SPURRIER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Educational Needs Assessment and Learning Plan

4. **Prior to requesting reinstatement by the Board, MS. SPURRIER** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. SPURRIER** shall have the educator provide the Board with a written report of an assessment of **MS. SPURRIER**, which identifies **MS. SPURRIER's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. SPURRIER** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. SPURRIER** shall also execute releases prior to the assessment to permit the educator to

obtain any information deemed appropriate and necessary for the assessment including information from **MS. SPURRIER's** employer(s), former employers, and Board staff. Following the assessment, **MS. SPURRIER** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. SPURRIER** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. SPURRIER** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. SPURRIER** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. SPURRIER** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. SPURRIER** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. SPURRIER's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. SPURRIER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. SPURRIER** shall be responsible for all costs associated with meeting this requirement.

5. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. SPURRIER's** license.
6. In the event that the educator's recommendations require **MS. SPURRIER** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. SPURRIER** a license to practice nursing as a licensed practical nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. SPURRIER's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. SPURRIER's** license shall be terminated. **MS. SPURRIER** shall not gain or attempt to gain employment as a licensed practical nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Reporting Requirements of MS. SPURRIER

7. **MS. SPURRIER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
8. **MS. SPURRIER** shall submit any and all information that the Board may

- request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
9. **MS. SPURRIER** 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.
 10. **MS. SPURRIER** 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 Compliance Unit of the Board.
 11. **MS. SPURRIER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
 12. **MS. SPURRIER** shall verify that the reports and documentation required by this Order are received in the Board office.
 13. **MS. SPURRIER** 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. SPURRIER** submits a written request for reinstatement; (2) the Board determines that **MS. SPURRIER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. SPURRIER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SPURRIER** and review of the documentation specified in this Order.

Following reinstatement, MS. SPURRIER shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. SPURRIER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPURRIER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. SPURRIER** shall **notify the Board, in writing.**

4. **MS. SPURRIER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. SPURRIER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. SPURRIER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. SPURRIER

5. **MS. SPURRIER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. SPURRIER** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. SPURRIER** 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.
8. **MS. SPURRIER** 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 Compliance Unit of the Board.
9. **MS. SPURRIER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. SPURRIER** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. SPURRIER** 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.
12. Prior to working as a nurse, if requested by the Board or its designee, **MS. SPURRIER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. SPURRIER shall not administer, have access to, or possess (except as prescribed for **MS. SPURRIER's** use by another so authorized by law who has full knowledge of **MS. SPURRIER's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. SPURRIER** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. SPURRIER** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. SPURRIER 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) 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. SPURRIER** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SPURRIER shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of **MS. SPURRIER's** suspension shall be lifted and **MS. SPURRIER's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SPURRIER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SPURRIER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SPURRIER** 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. SPURRIER** has complied with all aspects of this Order; and (2) the Board determines that **MS. SPURRIER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SPURRIER** and review of the reports as required herein. Any period during which **MS. SPURRIER** 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 and is hereby entered upon

the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Doepke, Angela L., R.N. 375152 (CASE #12-2732)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **ANGELA L. DOEPKE** in the July 27, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. DOEPKE** 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 the Ohio Board of Nursing ORDERS that **MS. DOEPKE's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DOEPKE's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DOEPKE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOEPKE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. DOEPKE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DOEPKE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DOEPKE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DOEPKE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Ohio Nursing Law and Rules, 5.4 hours of Professional Accountability and Legal Liability, and thirty (30) hours of Critical Thinking.

Monitoring

5. **Prior to requesting reinstatement by the Board, if requested by the Board or its designee, MS. DOEPKE** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. DOEPKE** shall provide the psychiatrist with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DOEPKE's** license, and a statement as to whether **MS. DOEPKE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. DOEPKE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. DOEPKE's** license.

Reporting Requirements of MS. DOEPKE

7. **MS. DOEPKE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
8. **MS. DOEPKE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
9. **MS. DOEPKE** 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.
10. **MS. DOEPKE** 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 Compliance Unit of the Board.
11. **MS. DOEPKE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. DOEPKE** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. DOEPKE** 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. DOEPKE** submits a written request for reinstatement; (2) the Board determines that **MS. DOEPKE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. DOEPKE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. DOEPKE** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. DOEPKE's license shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. DOEPKE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOEPKE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

3. **If the Board or its designee requests a psychiatric evaluation and within ninety (90) days of such a request, MS. DOEPKE** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. DOEPKE** shall provide the psychiatrist with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DOEPKE's** license, and a statement as to whether **MS. DOEPKE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a psychiatric evaluation is requested, MS. DOEPKE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. DOEPKE's** license.

Employment Conditions

5. Prior to accepting employment as a nurse, each time with every employer, **MS. DOEPKE** shall **notify the Board, in writing.**
6. **MS. DOEPKE** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. DOEPKE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. DOEPKE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. DOEPKE

7. **MS. DOEPKE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. DOEPKE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
9. **MS. DOEPKE** 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.
10. **MS. DOEPKE** 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 Compliance Unit of the Board.
11. **MS. DOEPKE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. DOEPKE** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. DOEPKE** 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.
14. Prior to working as a nurse, if requested by the Board or its designee, **MS. DOEPKE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

MS. DOEPKE 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) 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. DOEPKE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. DOEPKE shall not function in a position or employment where the job duties or requirements involve management of nursing and 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

The stay of MS. DOEPKE's suspension shall be lifted and MS. DOEPKE's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. DOEPKE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DOEPKE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. DOEPKE** 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. DOEPKE** has complied with all aspects of this Order; and (2) the Board determines that **MS. DOEPKE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DOEPKE** and review of the reports as required herein. Any period during which **MS. DOEPKE** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

Campbell, Tracey L., P.N. 142237 (CASE #12-2245)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon

consideration of the charges stated against **TRACEY LANE CAMPBELL** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CAMPBELL** 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 the Ohio Board of Nursing ORDERS that **MS. CAMPBELL's** license to practice nursing as a licensed practical nurse is hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations for a minimum period of two (2) years.

MS. CAMPBELL's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. CAMPBELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CAMPBELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. CAMPBELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CAMPBELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CAMPBELL's** criminal records check reports to the Board. **MS. CAMPBELL's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. CAMPBELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Professional Accountability and Legal Liability, and five (5) hours of Ethics.

Employment Conditions

5. **MS. CAMPBELL** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
6. **MS. CAMPBELL, within fifteen (15) days of the effective date of this Order**, if working in a position in which a nursing license is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. CAMPBELL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing

to any new employer **prior to accepting nursing employment.** **MS. CAMPBELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a nursing position.** **MS. CAMPBELL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. CAMPBELL

7. **MS. CAMPBELL** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. CAMPBELL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
9. **MS. CAMPBELL** 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.
10. **MS. CAMPBELL** 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 Compliance Unit of the Board.
11. **MS. CAMPBELL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. CAMPBELL** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. CAMPBELL** 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

The stay of MS. CAMPBELL's suspension shall be lifted and MS. CAMPBELL's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. CAMPBELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CAMPBELL** via certified mail

of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. CAMPBELL** 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. CAMPBELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. CAMPBELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CAMPBELL** and review of the reports as required herein. Any period during which **MS. CAMPBELL** 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 and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer, Judith Church and Lisa Klenke abstaining.

WITHDRAWAL OF NOTICE OF OPPORTUNITY FOR HEARING

Conley, Tracy A., R.N. 278294 (CASE #12-2665)

Action: It was moved by Lisa Klenke, seconded by Janet Arwood, that the Board withdraw the July 27, 2013 Notice of Opportunity for Hearing that was issued to Conley, Tracy A., R.N. 278294 (CASE #12-2665), as Ms. Conley's license to practice in the State of Ohio was permanently revoked by the Board on September 21, 2102 in Case #09-1944.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

NOTICE OF TEMPORARY SUSPENSION AND OPPORTUNITY FOR HEARING

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board Temporarily Suspended the license(s) and issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Blakeley, Paul R., R.N. 161938, NA 01178 (CASE #13-1897); Brown, Margaret C., R.N. 227081 (CASE #13-1908); and Allen, Margaret K., R.N. 310788 (CASE #13-1382).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

NOTICE OF IMMEDIATE AND AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board Immediately and Automatically suspend the license(s) and issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Rogers, Gara B., P.N. 135243 (CASE #13-2365).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

DEFAULT ORDERS

Butler, Jamie L., P.N. 126017 (CASE #11-3350)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board find that **MS. BUTLER** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control. Section 4723.28(B)(16) provides that the Board can suspend or place restrictions on a license for violation of Chapter 4723 or any rules adopted under that chapter.

In accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that **MS. BUTLER** has admitted the truth of the allegations set forth in the May 29, 2012 Examination Order issued to **MS. BUTLER** and that **MS. BUTLER's** ability to safely practice nursing is impaired. The Board ORDERS that **MS. BUTLER's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. BUTLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BUTLER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **Prior to requesting reinstatement by the Board, MS. BUTLER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BUTLER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BUTLER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **MS. BUTLER** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Drive, Newark, Ohio 43055. Prior to the evaluation, **MS. BUTLER** shall provide the Examiner with a copy of this Order and the May 29, 2012 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. BUTLER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. BUTLER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. BUTLER** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of chemical dependency, psychiatric or other mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 4., above. If the Board and **MS. BUTLER** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

6. **MS. BUTLER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MS. BUTLER** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
8. **MS. BUTLER** 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.
9. **MS. BUTLER** 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.
10. **MS. BUTLER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

11. **MS. BUTLER** shall verify that the reports and documentation required by this Order are received in the Board office.

12. **MS. BUTLER** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

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

MS. BUTLER is hereby further informed that, if **MS. BUTLER** timely requests a hearing, **MS. BUTLER** is entitled to appear at such hearing in person, by **MS. BUTLER's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. BUTLER** may present **MS. BUTLER's** position, arguments, or contentions in writing. At the hearing **MS. BUTLER** may also present evidence and examine witnesses appearing for and against **MS. BUTLER**.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Fultz, Mark R., R.N. endorse (CASE #11-4999)

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that upon consideration of the allegations contained in the May 29, 2012 examination order, and **MR. FULTZ's** stipulation that his failure to attend the examination as ordered was not due to circumstances beyond his control, the Board orders that **MR. FULTZ's** application for licensure to practice nursing as a registered nurse in the State of Ohio be denied, as of November 19, 2012, with conditions for reapplication set forth in the November 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Reinhard, Paul M., R.N. 240848 (CASE #11-2202)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that the Board find that **MR. REINHARD** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control. Section 4723.28(B)(16) provides that the Board can suspend or place restrictions on a license for violation of Chapter 4723 or any rules adopted under that chapter.

In accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that **MR. REINHARD** has admitted the truth of the allegations set forth in the January 23, 2013 Examination Order issued to **MR. REINHARD** and that **MR. REINHARD's** ability to safely practice nursing is impaired. The Board ORDERS that **MR. REINHARD's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MR. REINHARD** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. REINHARD** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. REINHARD** shall, at his own expense, submit to a mental health examination, specifically addressing his capacity to function in a clinical nursing capacity, by Dr. Richard Friedell, Comprehensive Psychiatric Services, Inc., located at 24400 Highpoint Road, Suite 6, Beachwood, Ohio 44122; or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. REINHARD** shall provide the Examiner with a copy of this Order and the January 23, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. REINHARD's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. REINHARD** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. REINHARD** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR.**

REINHARD are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MR. REINHARD** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. REINHARD** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MR. REINHARD** 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.
8. **MR. REINHARD** 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.
9. **MR. REINHARD** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MR. REINHARD** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. REINHARD** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

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

MR. REINHARD is hereby further informed that, if **MR. REINHARD** timely requests a hearing, **MR. REINHARD** is entitled to appear at such hearing in person, by **MR. REINHARD's** attorney, or by such other representative as is permitted to practice before the Board, or **MR. REINHARD** may present **MR. REINHARD's** position, arguments, or contentions in writing. At the hearing **MR. REINHARD** may also present evidence and examine witnesses appearing for and against **MR. REINHARD**.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Skeese, Susan M., R.N. 216255 (CASE #12-3033)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board find that **MS. SKEESE** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control. Section 4723.28(B)(16) provides that the Board can suspend or place restrictions on a license for violation of Chapter 4723 or any rules adopted under that chapter.

In accordance with Section 4723.28(B)(16) and Section 4723.28(G), ORC, the Ohio Board of Nursing finds that **MS. SKEESE** has admitted the truth of the allegations set forth in the January 4, 2013 Examination Order issued to **MS. SKEESE** and that **MS. SKEESE's** ability to safely practice nursing is impaired. The Board ORDERS that **MS. SKEESE's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. SKEESE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SKEESE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. SKEESE** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her ability to safely function in a clinical nursing capacity, by Dr. Abdullahi Mubarak, Pain Evaluation and Management Center of Ohio, 1550 Yankee Park Place, Centerville, Ohio 45458, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. SKEESE** shall provide the Examiner with a copy of this Order and the January 4, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations

- for treatment and monitoring, and any restrictions that should be placed on **MS. SKEESE's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. SKEESE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. SKEESE** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. SKEESE** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. SKEESE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. SKEESE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. SKEESE** 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.
8. **MS. SKEESE** 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.
9. **MS. SKEESE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. SKEESE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. SKEESE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

In accordance with Chapter 119, ORC, **MS. SKEESE** is hereby informed that **MS. SKEESE** is entitled to a hearing on this matter. If **MS. SKEESE** wishes to request such hearing, the request must be made in writing and must be

received in the Board office within thirty (30) days of the time of mailing of this notice.

MS. SKEESE is hereby further informed that, if **MS. SKEESE** timely requests a hearing, **MS. SKEESE** is entitled to appear at such hearing in person, by **MS. SKEESE's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. SKEESE** may present **MS. SKEESE's** position, arguments, or contentions in writing. At the hearing **MS. SKEESE** may also present evidence and examine witnesses appearing for and against **MS. SKEESE**.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Graber, Lisa M., P.N. 099099 (CASE #12-3280)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that upon consideration of the allegations contained in the October 31, 2012 examination order and the findings contained in the March 2013 Default Order, the Board finds that **MS. GRABER** has committed acts in violation of the Nurse Practice Act, as set forth in the March 2013 Default Order, and the Board orders that **MS. GRABER's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of March 22, 2013, with conditions for reinstatement set forth in the March 2013 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Hatfield, Amanda L., P.N. 132882 (CASE #11-3257)

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that upon consideration of the allegations contained in the September 24, 2012 examination order and the findings contained in the January 2013 Default Order, the Board find that **MS. HATFIELD** has committed acts in violation of the Nurse Practice Act, as set forth in the January 2013 Default Order, and the Board orders that **MS. HATFIELD's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of January 25,

2013, with conditions for reinstatement set forth in the January 2013 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Benndorf, Sherrill D., P.N. Endorse (CASE #12-1820)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that upon consideration of the allegations contained in the November 14, 2012 examination order and the findings contained in the March 2013 Default Order, the Board finds that **MS. BENNDORF** has committed acts in violation of the Nurse Practice Act, as set forth in the March 2013 Default Order, and the Board orders that **MS. BENNDORF's** application to practice nursing as a licensed practical nurse in the State of Ohio is hereby denied, as of March 22, 2013, with conditions for reapplication set forth in the March 2013 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

Steiner, Tammy B., P.N. 125601 (CASE #12-2484)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the allegations contained in the September 17, 2012 examination order and the findings contained in the January 2013 Default Order, the Board finds that **MS. STEINER** has committed acts in violation of the Nurse Practice Act, as set forth in the January 2013 Default Order, and the Board orders that **MS. STEINER's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of January 25, 2013, with conditions for reinstatement set forth in the January 2013 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of May, 2013.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

VOLUNTARY RETIREMENT

Action: It was moved by Lisa Klenke, seconded by Tracy Ruegg, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following:

McDowell, Coralee A., R.N. 169365 (CASE #13-0573); and Scolaro, Megan E., P.N. 131141 (CASE #13-0577).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING

Miller, Carrie L., R.N. 250301 (CASE #13-2151)

Action: It was moved by Tracy Ruegg, seconded by Nancy Fellows, that upon consideration of the evidence by the president and the executive director and the Ohio Board of Nursing, that there is clear an convincing evidence that continued practice by Miller, Carrie L., R.N. 250301 (CASE #13-2151), presents a danger of immediate and serious harm to the public, that, in accordance with Section 4723.281, Ohio Revised Code, the Board Summarily Suspend Carrie Miller's license to practice nursing as a registered nurse in the State of Ohio and issue a Notice of Opportunity for Hearing.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

MONITORING

LIFTS OF SUSPENSION/PROBATION

Action: It was moved by Roberta Stokes, seconded by Janet Arwood, that the following, having met the terms and conditions of their Consent Agreements or Adjudication Orders with the Board, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from their respective Consent Agreements or Adjudication Orders:

Trice, Lawrence M., P.N. 133414 (CASE #12-1258); Taylor, Ashley R., R.N. 363205 (CASE #10-1458); Laverock, Melissa A., R.N. 379334 (CASE #11-4876); Gannon, Kathryn L., R.N. 260452 (CASE #05-0184); Hubbard, Kathy R., P.N. 092765 (CASE #08-0544); Strong, Tanesha D., P.N. 149155 (CASE #12-0143); Dyer, Daphna M., P.N. 147876 (CASE #11-3581); Bowyer, Christie L., P.N. 127083 (CASE #09-4252); Allen, Victoria M., R.N. 299836 (CASE #06-0406); Groom, Melinda A., R.N. 348548 (CASE #11-0169); Cross, Ashley, R.N. 338786 (CASE #11-3144); and Ceschan, Lisa J., P.N. 122419 (CASE #09-5856).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

LIFT OF SUSPENSION/PROBATION ONLY PERMANENT PRACTICE RESTRICTION(S) REMAIN

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the following, with the recommendation by Rhonda Barkheimer, Supervising

Member for Disciplinary Matters, be released from the terms and conditions of their Consent Agreements or Adjudication Orders with the exception of the permanent practice restriction(s) that will remain in effect:

Starkey, Constance L., P.N. 094668 (CASE #08-1561); Hines, Cassandra A., P.N. 087163 (CASE #09-4698); and Williams, Lori L., P.N. 117136 (CASE #07-3120).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

LIFT OF SUSPENSION/PROBATION ONLY – EARLY RELEASE – PERMANENT PRACTICE RESTRICTION(S) REMAIN

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released early from the terms and conditions of their Consent Agreements or Adjudication Orders with the exception of the permanent practice restriction(s) that will remain in effect:

Kratko, Meghan C., R.N. 292091 (CASE #09-5874) and Kelley, Mary K., R.N. 132590 (CASE #09-3749).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

LIFT OF TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Sheryl Warner, seconded by Nancy Fellows, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from their temporary narcotic restriction(s) within their Consent Agreements or Adjudication Orders:

Baumann, Angela M., R.N. 301445, P.N. 107589 (CASE #11-2587); Williams, Melissa D., R.N. 337121 (CASE #11-1636); Turner, Sharon R., R.N. 305170 (CASE #12-1152); Smith, Sandra L., R.N. 240287 (CASE #10-0610); and Vandervort, Mary B., R.N. 286620 (CASE #12-0247).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

LIFT OF TEMPORARY PRACTICE RESTRICTION

Action: It was moved by Susan Morano, seconded by Lisa Klenke, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from their temporary practice restriction(s) within their Consent Agreements or Adjudication Orders:

LeFever, Virginia W., R.N. 168441 (CASE #11-2006).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by Tracy Ruegg, seconded by Susan Morano, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be reinstated subject to the terms of the September 21, 2012 Consent Agreement.

Everett, Ashley M., R.N. 350618 (CASE #12-5974).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board reinstate the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, subject to the probationary terms of their Adjudication Orders:

Bletsch, Erin A., P.N. 131547 (CASE #11-1340) and Evans, Leslee A., P.N. 099148 (CASE #10-3278).

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

MOTION TO APPROVE

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board accept the following approvals made by Rhonda Barkheimer, Supervising Member for Disciplinary Matters:

Colyer, Michelle N., P.N. 123249 (CASE #12-6404)- Approval to work as a nurse per the terms and conditions of the January 24, 2013 Addendum to the Consent Agreement.

Abbott (Short), Paula F., R.N. 283101, NP 08849, RX 08849 (CASE #12-1237)- Approval to practice as a Certified Nurse Practitioner for Northeast Surgical Wound Management Services, which includes providing care in patients' residences.

Shinaberry, Adrienne N., R.N. 314598 (CASE #09-5635)- Approval to accept a position with Crisis Intervention and Recovery Center.

Hunter, Robin M., P.N. 078779 (CASE #97-0164)- Approval to accept a position with Grace Home Healthcare Services, Inc. in Trotwood, Ohio.

Corbin, Lisa M., R.N. 311557 (CASE #07-2955)- Approval to accept a Unit Manager position with McNaughton Point Nursing Rehabilitation.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

MISCELLANEOUS MONITORING MOTION

Action: It was moved by Tracy Ruegg, seconded by Maryam Lyon, that the Board notify Mullen (Heine), Leslie A., R.N. 368745 (CASE #10-4986), that in accordance with the prior determination made by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, the Ohio Board of Nursing does not agree to terminate or otherwise modify the terms, conditions, and limitations of Ms. Mullen's March 2011 Consent Agreement.

Motion adopted by majority vote of the Board members with Rhonda Barkheimer and Judith Church abstaining.

REPORTS TO THE BOARD

Open Forum – Friday, May 17, 2013 at 10:00 a.m.

There were no participants for Open Forum.

Reports

Strategic Plan

B. Houchen reviewed the Strategic Plan and noted the revisions discussed at the Board Retreat were incorporated.

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that the Board approved the Strategic Plan, as submitted. Motion adopted by unanimous vote of the Board.

Compliance Protocols

Disciplinary Complaint Protocol

Action: It was moved by Susan Morano, seconded by Rhonda Barkheimer, that the Board approve the Disciplinary Complaint Protocol as submitted. Motion adopted by unanimous vote of the Board.

Discipline Priorities and Guidelines Protocol

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board approve the Discipline Priorities and Guidelines Protocol as submitted. Motion adopted by unanimous vote of the Board.

Settlement Conference Protocol

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board approve the Settlement Conference Protocol as submitted. Motion adopted by unanimous vote of the Board.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Designation of Delegates and Alternates for 2013 NCSBN Delegate Assembly

The Board discussed the NCSBN Annual Meeting and Delegate Assembly to be held August 14-16, 2013. The President and Vice-President will attend as delegates and Lisa Emrich, who will attend as a member of the NCSBN Leadership Succession Committee, will be the alternate delegate. B. Houchen will attend as a member of the NCSBN Board of Directors. NCSBN will cover the expenses of these individuals. This year will include the presentation of the R. Louise McManus Award to Betsy Houchen and a celebration of the 35th Anniversary of NCSBN.

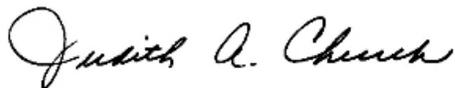
Board Committee for Committee on Prescriptive Governance (CPG) Appointments

The Board Committee on CPG Appointments will meet on Thursday, July 25, 2013 at 12:00 noon, to review applicants for the CNS position on CPG. Board members Lisa Klenke, Tracy Ruegg, Roberta Stokes, and Sheryl Warner volunteered to be on the Committee.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting was adjourned for the day on Thursday, May 16, 2013 at 2:35 p.m. On Friday, May 17, 2013, the meeting adjourned at 10:40 a.m.

Judith Church, DHA, MSN, RN
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

