

**Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
May 18-19, 2006**

REGULAR MEETING OF THE BOARD MAY 18-19, 2006

The regular meeting of the Ohio Board of Nursing (Board) was held on May 18-19, 2006 at the Ohio Board of Nursing office located at 17 South High Street, Suite 400, Columbus, Ohio, 43215. The President, Vice-President, and Executive Director (ED) reviewed the agenda prior to the meeting.

On Wednesday, May 17, 2006 at 1:00 p.m. an orientation was held for new Board member, Janet L. Boeckman, at the Ohio Board of Nursing office.

On Thursday, May 18, 2006, at 9:05 a.m., President Cynthia Krueger called the Board meeting to order in open session.

Vice-President Teresa Williams read the Board mission statement each day and stated that the mission statement is printed on the agenda.

BOARD MEMBERS:

Cynthia Krueger, RN, MSN, President
Teresa Williams, LPN, Vice-President
Anne Barnett, BSN, RNC
Janet L. Boeckman, RN, MSN, CPNP
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
Elizabeth Buschmann, LPN
Kathleen Driscoll, JD, MS, RN
Mary Jean Flossie, LPN, LNHA (arrived at 10:40 a.m. Thursday)
Lisa Klenke, MBA, RN, CNA-A
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters (absent)
J. Jane McFee, LPN
Kathleen O'Dell, RN, M.ED, NCSN

STAFF MEMBERS:

Betsy Houchen, RN, MS, JD, Executive Director
Rosemary Booker, Fiscal Manager
Lisa Emrich, MSN, RN, Practice and Alternative Programs Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Unit Manager
Holly R. Fischer, JD, General Counsel
Diana Hisle, Executive Assistant
Eric Mays, BS, Operations Manager
Susan Milne, RN, MSN, JD, Advanced Practice Consultant (present Thursday)
Norma Selders, RN, MS, Education, Certification, & Licensure Unit Manager
Cynthia Snyder, JD, Legislative/Regulatory Specialist
Stacy Thacker, MS, Administrative Unit Manager
Katherine Bockbrader, JD, Assistant Attorney General
Leah O'Carroll, JD, Assistant Attorney General

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

ADMINISTRATIVE MATTERS

Report of the President

Announcements of meetings/scheduled events:

- President Krueger reported that on Wednesday, May 17, 2006 at 1:00 p.m. an orientation was held for new Board member, Janet L. Boeckman at the Ohio Board of Nursing office.

- On Thursday, President Krueger reviewed the following scheduled events for Thursday, May 18, 2006:

At 8:30 a.m. a Board Reception was held. At 10:00 a.m. speakers who will address the Board at Open Forum are: John Gates, parent of a student from Trumbull Career & Technical Center; and representatives from the National Nurses Organizing Committee (NNOC); Hedy Dumpel, Robin Graber, and Kathryn Ryan, to address the Board regarding a proposal to strengthen patient advocacy language in the Ohio Nurse Practice Act. A noon meeting of the Board Task Force on APN Practice is scheduled with a report to follow. At 1:30 p.m. an attorney representing Greg Kruez is scheduled to address the Board regarding the Hearing Officer's Report and Recommendation, and at 3:00 p.m. Executive Session is scheduled after which the Board will deliberate on disciplinary cases.

- On Friday, President Krueger reviewed the following scheduled events for Friday, May 19, 2006:

A noon meeting of the Center for Nursing Task Force is scheduled with a report to follow.

Housekeeping items/reminders

President Krueger:

- On Thursday, May 18, 2006 recognized students from the Wright State University, Central Ohio Technical College, Columbus State Community College and Otterbein University and welcomed the gallery;
- Reminded Board members to have all beverages capped to avoid spills due to the audio equipment;
- Announced that the meeting was being broadcast live to the Board staff and recorded for purposes of the minutes;
- Reminded Board members that motions to extend discussions should be for a minimum of fifteen or thirty minutes and that a motion table to extend discussions will be distributed to obtain Board member signatures, instead of printing individual motion slips; and
- Requested Board members to introduce themselves and indicate their practice areas and hometowns.

Report Agenda

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD ACCEPT THE REPORT AGENDA, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT.

2.2.3 REPORT OF THE COMMITTEE ON PRESCRIPTIVE GOVERNANCE OCTOBER 2005 MEETING MINUTES.

Minutes of March 16-17, 2006 Board Meeting

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE MINUTES OF THE MARCH 16-17, 2006 BOARD MEETING BE APPROVED, AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT.

Minutes of April 18-19, 2006 Board Retreat

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN DRISCOLL, THAT THE MINUTES OF THE APRIL 18-19, 2006 BOARD RETREAT BE APPROVED AS SUBMITTED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT.

Executive Director Report

The Board received the written ED Report submitted by ED Houchen as of May 5, 2006. ED Houchen highlighted the report and answered questions from the Board members:

Reports and Updates Administrative Unit

Staffing and Activities

The Board is happy to have AAG Leah O'Carroll working full-time and also welcomed several new staff members. Donna Czechowski joined the staff as the second Education Program Consultant. Paula Mackey and David Andrick joined the licensure area, and Janelle Freeman is the new AP Monitoring Agent. In April, Board staff celebrated "Administrative Professionals Day" and also in April, Board staff enjoyed "Bring Your Child to Work Day." A special thank-you goes to Rick Young, who planned and conducted some fun activities with the children and to Cynthia Snyder, who provided a tour of the Statehouse. In March, Bette Horst organized and facilitated an in-service for Board disciplinary staff.

Ohio Department of Jobs and Family Services (ODJFS) Proposed Rules

Board staff reviewed the proposed rules scheduled for an April 27, 2006 public hearing. After submission of the Board's comments on the current proposed rules for the Medicaid and the Medicaid-Waiver Programs, ODJFS representatives made revisions for the re-filing of the rules. (The April 25, 2006 letter to ODJFS was attached.)

Ohio Judiciary Quarterly Publication

Attached was an article written by Holly Fischer for publication in the *Ohio Judicial Conference* quarterly newsletter. The article addresses how Ohio courts are increasingly placing defendants into special programs that are not part of the court's regular docket, and some courts allow defendants to enter these programs without entering any plea of guilt, a standard requirement of the traditional "intervention in lieu of conviction" model. Without a conviction, finding of guilt, guilty plea, or intervention in lieu of conviction entry, Ohio Boards regulating health care practitioners are unable to take action based solely upon a drug-related crime.

Forum on Nurse Delegation

The Board has been invited to participate in a Forum on Nurse Delegation sponsored by Rutgers Center for State Health Policy. The invitational forum is being convened to bring together staff from Boards of Nursing, state government, and selected policy makers to discuss issues involved in nurse delegation of health care tasks to unlicensed personnel in home and community based settings. Lisa Emrich will be representing the Board at the Forum and also representing Ohio will be Director Merle Kearns of the Ohio Department of Aging.

National Council of State Boards of Nursing (NCSBN)

ED Houchen attended the Executive Officer Orientation, May 1-3, sponsored by NCSBN. During that time, ED Houchen talked with their research department regarding assisting the Board with a workforce survey analysis, education program annual reports, and with the Medication Aide Pilot Program data analysis.

Medical Surge Capacity Committee

The Board was invited by the Ohio Department of Health (ODH) to participate in the Medical Surge Capacity Committee. Lisa Emrich and Lesleigh Halliburton are representing the Board on the Committee.

Ohioans First

An initiative of the Patient Safety Discussion Forum, *Ohioans First*, is a project designed to assist organizations in implementing plans to eliminate identified dangerous abbreviations and reduce the incidence of medication errors. Lisa Emrich has been representing the Board on the Forum.

One of the strategies of *Ohioans First* is to develop a marketing campaign that included production of an informational CD-Rom that will be distributed and used to increase awareness of activities to reduce and eliminate medication errors. Board members viewed the CD-Rom during the meeting.

Board member Judith Brachman asked whether this group would be meeting again since the CD-Rom project is in its final stage and expressed concern that more emphasis needs to be placed on patient safety and protection and perhaps a "patient toolbox" or patient-specific information could be developed. Lisa Emrich will follow-up with ODH about future meetings.

In addition, the Executive Director Report covered Fiscal; Human Resources; Information Technology; Legislative/Regulatory; Education, Certification and Licensure; Compliance; Practice & Alternative Programs; and the Medication Aide Pilot Program. ED Houchen also highlighted the following:

- Eric Mays and Cary Dachtyl established broadband Internet access for the remote staff, which has made a significant impact on the efficiency of work;
- For the nursing law and rules on the Board web site, there will be a link to Andersons, the official legal site for law and rules. In re-printing and re-formatting the law and rules for the web site, there is a high potential for transcription errors to occur. The Board wants to assure that it is providing the public the correct versions. Board members will receive the Andersons versions of the law and rules for their laptops;
- Lisa Ferguson Ramos and Norma Selders developed a form for Nursing Education Program Complaints due to an increased number of complaints received; and
- Holly Fischer provided a training session on the Medication Aide program to investigators of the Board, Ohio Department of Health, and the Attorney General's office.

Legislative Chart

The Board received the Legislative Status Report as of April 7, 2006, submitted by Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant information. Ms. Snyder answered questions of the Board and stated the new information is highlighted to show changes from previous versions of the chart.

Fiscal Report

The Board received a written memo and financial report submitted by Rosemary Booker. The report covers expenditures and revenue for the fourth quarter of SFY 2006. Ms. Booker reviewed the report summary as of May 2, 2006 and stated the Board is 306 days into the fiscal year (84%) with 59 days (16 %) remaining. She reviewed the following expenditures and revenues. As noted in the quarterly report, total CE payments for FY06 is \$3,330.00. The current balance of the Nurse Special Issues fund is \$19,580.00 and all Nursing Reward Campaign invoices have been paid. Ms. Booker reviewed the Nurse Education Grant Fund (NEGP): \$1,450,000.00 Appropriation; \$538,303.80 Distributed; \$911,696.20 FY 06, Available balance; FY 06 remaining distribution schedule; June 1, 2006, \$155,795.40. Ms. Booker answered questions of the Board for clarification.

EXECUTIVE SESSIONS

On Thursday, May 18, 2006 at 2:48 p.m.;

IT WAS MOVED BY TERESA WILLIAMS, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS AND/OR APPOINTMENT OF PUBLIC OFFICIAL(S), AND TO CONFER WITH LEGAL COUNSEL REGARDING PENDING AND IMMINENT COURT ACTION. MOTION ADOPTED BY A UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

On Thursday, May 18, 2006, at 3:25 p.m.;

IT WAS MOVED BY TERESA WILLIAMS, THAT THE BOARD RETURN FROM EXECUTIVE SESSION AND FOLLOWING THIS, THE BOARD WOULD DELIBERATE ON DISCIPLINARY MATTERS BEFORE THE BOARD. MOTION ADOPTED BY A UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

President Krueger asked the Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials refrain from participating in deliberations.

Report of Assistant Attorney General

On Thursday, May 18, 2006, during Executive Session, Board members received a written report on pending and imminent court actions, submitted by AAG Kathy Bockbrader.

SPECIAL ORDERS

Delegates for NCSBN Annual Meeting Delegate Assembly, August 2006

The Board received the preliminary agenda for the NCSBN Annual Meeting and Delegate Assembly to be held August 1 through August 4, 2006 in Salt Lake City, Utah. The NCSBN will cover the expenses for two Ohio representatives to attend as Delegates and in past years, additional Board and staff members have attended. President Krueger began the discussion regarding delegates for Delegate Assembly who are usually the President and Executive Director. The Board agreed by general consent for the President and Executive Director to attend the 2006 Delegate Assembly as Delegates. Discussion continued regarding sending other Board members and staff to the meeting. ED Houchen confirmed that the budget would allow for additional Board members and staff to travel. Board members J. Jane McFee, Elizabeth Buschmann and Janet L. Boeckman expressed their interest in attending. It was agreed by general consent to send three additional Board members and staff as selected. Judith Brachman stated her concern about sending numerous people because of the current budgetary environment. She further stated that she believes that NCSBN has not focused on consumer Board members and asked those who attend to suggest that a one-day session for consumer members to focus on patient safety issues and orientation for Board members who are consumers.

Review Board Brochure

The Board received a written memo submitted by ED Houchen with a draft brochure that combines two previous brochures, "Facts About the Ohio Board of Nursing" and "The Board of Nursing and the Rule Making Process." The two brochures were combined because the information in the two brochures was found to be repetitive. Further, in making revisions, it was determined that the brochure would be most useful not only to provide information about the functions and activities of the Board (including the volume of work), but to focus on what the Board would like to emphasize to licensees, certificate holders and the public, i.e., importance of renewing licenses or certificates, verification of licensure and certification, mandatory reporting of complaints, public participation, etc. Board members stated they liked the content of the newly drafted brochure.

In addition, staff recommended the following for the other brochures: Alternative Program for Chemical Dependency – staff to edit; PIIP – staff to edit; Dialysis Standards – staff to edit; Continuing Education – hold revision as rule to be considered this year; Scope of Practice – hold for revision. There continues to be a large supply of all the brochures available.

ED Houchen answered questions of the Board. It was agreed by general consent of the Board members to accept the drafted brochure and to follow the recommendations regarding the other brochures.

Needs assessment for Board member appointments based upon Board make-up, recommendations to the Governor in accordance with policy 4723-B-011

President Krueger asked about reappointments and Board member Anne Barnett stated that she would seek reappointment. President Krueger announced that she received the resignation of Mary Jean Flossie, LPN, who plans to pursue a business opportunity. She also stated that the term of Bertha Lovelace, Board Supervising Member, expires this year and Ms. Lovelace will not be eligible for reappointment. The Board discussed representation for the Board, i.e., geographical areas, practice, etc.,

to be provided to the Governor's office for future appointments. The Board recommended an APN with prescriptive authority, a nurse working in long-term care, or someone from the northeast or southeast area of the state.

Board member Debra Broadnax expressed interest in serving as the next Board Supervising Member for Discipline. A letter will be sent to the Governor's office expressing the Board's specific needs as suggested to fill the vacancies.

On behalf of the Board, President Krueger acknowledged appreciation of Ms. Flossie's service and Board work during her time as a Board member. The Board will miss her and wished her the best in her business endeavors.

Open Forum

At 10:00 a.m. on Friday, May 19, 2006, John Gates, parent of student Andrea Gates, addressed the Board regarding his concerns about the Trumbull Career & Technical Center (TCTC) LPN Program in relation to his daughter attending the program. Mr. Gates distributed his written presentation and discussed TCTC's Med-Pass requirement. Mr. Gates stated his concern regarding TCTC's program administration as described in his written presentation. Mr. Gates answered questions of the Board for clarification. President Krueger thanked Mr. Gates for addressing the Board.

Hedy Dumpel, Robin Graber, and Kathryn Ryan, representatives of the National Nurses Organizing Committee (NNOC) addressed the Board and provided copies of a letter from Robin Graber, RN, NNOC Leader and Spokesperson. Hedy Dumpel, RN, JD, California Nurses Association/NNOC provided information about the organization and requested the Board consider adopting an administrative rule as follows:

"Registered Nurses have the independent professional responsibility and therefore the right to act as patient advocates, as circumstances require, by initiating actions to improve health or to change decisions or activities, which in the professional judgment of the registered nurse are against the interest and wishes of the patient, or by giving the patient the opportunity to make informed decisions about health care before it is provided. Registered Nurses must always act in the exclusive interest of the patient."

Kathryn Ryan, RN, Ohio NNOC, shared concerns and issues encountered by nurses in relation to nurse staffing ratios. Robin Graber, RN, Ohio NNOC, shared various stories from Ohio nurses where they believed patient safety was compromised due to the shortage of nurses and mandated over time hours. The NNOC representatives answered questions of the Board for clarification.

REPORTS FROM BOARD MEMBERS

Board Task Force Reports

Board Task Force on Center for Nursing

Elizabeth Buschmann, Chairperson, highlighted the discussion of the Task Force on the Center for Nursing meeting held at noon on Friday, May 19, 2006. Ms. Buschmann thanked the Board for allowing her to attend the annual National Forum for Nursing Center conference and stated there was information on nursing outcome research, challenges and opportunities, and funding availability. Information was also received about designing a survey and the process of getting people to respond, global nursing shortages, and health policy. The concurrent sessions dealt with satisfaction, burnout, acute care, home care, nursing education, students and funding.

Ms. Buschmann highlighted the topics discussed in the Task Force meeting. There was a discussion about the development of information for the web page and the group received the DAS policy regarding web sites. It was noted that there is a publication available at goldenbuckeye.com about jobs and the workforce committee's final recommendations to the Governor. It was reported that NCSBN may assist the Board with the workforce survey and the group needs to work on the questions for the survey specifically for Ohio. Jane Mahowald plans to convene a

meeting of the nursing centers in Ohio and other interested parties in July. The Task Force will meet again July 21, 2006 at noon.

Board Task Force on APN Practice

Board member and Chairperson, Debra Broadnax, highlighted the meeting of the Board Task Force on APN Practice held at noon on Thursday, May 18, 2006. Ms. Broadnax stated that she was pleased to announce that the draft decision-making model for APN practice would be finalized upon making a few revisions in the document. The final draft will be presented to the Board at the July meeting. Board staff worked with interested parties to facilitate the completion of the decision-making model in a short time period. ED Houchen stated that she believes the Task Force process worked well with interested parties' participation. President Krueger commended the completion of work by the Task Force and interested parties.

ADVISORY GROUP CHAIR REPORTS

Report of the Committee on Prescriptive Governance

Debra Broadnax, Chairperson, Committee on Prescriptive Governance, reported that at the meeting held in April, the group reviewed and updated the formulary.

Reappointment of CPG Members

IT WAS MOVED BY LISA KLENKE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD RE-APPOINT THE FOLLOWING INDIVIDUALS AS MEMBERS TO THE COMMITTEE ON PRESCRIPTIVE GOVERNANCE WITH THE TERMS ENDING MAY 18, 2009: DEBRA BROADNAX, RN, CNS, AND DONNA LOCHER, RN, CNM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Report from Board Hospitality Liaison

Kathleen O'Dell, Hospitality Chairperson, reported that the current balance available in the hospitality fund is \$384.00. Ms. O'Dell noted that this fund is comprised of money given by each Board member and no state dollars are used for the fund.

GOVERNANCE-STRATEGIC PLANNING

Identification of potential law changes

Proposed legislative Initiatives

As a follow-up to the Board discussion at its Retreat, Board members received a written memo submitted by Cynthia Snyder regarding Legislative Initiatives. The memo presented options to address legislative initiatives. Ms. Snyder reviewed the memo and answered questions of the Board members.

LPNAO Amendment - LPNAO continues to lobby the legislature to amend Revised Code Sections 4723.01 and 4723.32 to clarify the LPN scope of practice and the LPN as a preceptor for students enrolled in a practical nursing program. At the time of this report, LPNAO reports it is doubtful that they will find a vehicle for the amendment.

The changes sought by LPNAO are consistent with the proposals discussed at the Board Retreat. There was one additional change proposed by the Board at the Retreat, the deletion of paragraph (C) from Section 4723.32. The language is viewed as unnecessary by Board staff, but ONA and LPNAO prefer to secure the scope of practice and preceptor changes without making this revision at this time. Board members received a letter from the LPNAO State President Barbara Barron, regarding the deletion of paragraph (C) of ORC Section 4723.32 explaining that the Board of Directors does not wish to include the deletion of Section 4723.32 (C) ORC, in the proposed changes. The Board agreed by general consent to work with LPNAO regarding the amendments discussed and agreed not to pursue the deletion of paragraph (C) from Section 4723.32 at this time.

Short-term issues raised by the Board - As discussed at the Board Retreat, this year may offer few opportunities to pursue legislative initiatives until the post-election, lame duck session, and that will depend upon the outcome of the elections. Based on the Board's

priorities, the Board may want to consider addressing the following changes, as discussed, in November/December of this year: 1) Revise Section 4723.09 to clarify the licensure by endorsement or examination standard; 2) Add language to Section 4723.24 to grant an extension of time to complete the continuing education requirement for licensees and certificate holders who are engaged in active military duty in an area of hostilities for three months during the immediately preceding licensure period, and to exempt such individuals from the fee for reinstatement of a lapsed license [change to Section 4723.08]; 3) Revise paragraph (A) of Section 4723.24 to read "may be ineligible for license renewal" rather than the current language, "is ineligible for license renewal;" and 4) Revise paragraph (E)(4) of Section 4723.17 to replace the term "licensed physician" with "authorized prescriber." As most of these changes are not considered time-sensitive, should the Board be advised by the legislature that they be addressed in the 127th General Assembly (begins January 2007). The first step would be for a legislator to request Legislative Service Commission (LSC) draft language to accomplish these changes.

The Board, by general consent, expressed a desire to pursue immediate action to changes in Section 4723.09 regarding licensure by endorsement. Holly Fischer suggested that the Board might want to include a provision about licensure renewal/extension of licenses should the pandemic flu occur during the licensure renewal period.

Additional Substantive Board initiatives - The remaining issues identified by the Board are divided into two categories of fee related changes and other substantive revisions.

- Substantive Issues Other Than Fees - At the Retreat, the Board identified statutory changes (in addition to those discussed above) that it would like to implement on an expedited basis: adding an additional basis for disciplinary action upon failure to cooperate with an investigation (4723.28(B)) and clarification of the duty to report misconduct (4723.34). In addition, the Board indicated it would like to see Medication Aide-related technical corrections implemented by June 2007.

Again, for these changes, Ms. Snyder stated that it would be advisable to identify a legislator who is willing to request LSC to draft a bill to incorporate the Board-proposed changes other than the fee-related changes. This could be done yet this year. The goal in seeking a bill draft this year would be to lay the necessary groundwork for legislation to be introduced early in the 127th General Assembly. During the balance of this year, the Board could engage interested parties in discussions of the proposed statutory changes. A stand-alone bill, an amendment to another bill, or a provision in the 2008-2009 Budget would all be options. ED Houchen stated that she has talked with ONA and LPNAO regarding the Board working with them on legislative initiatives and both organizations stated their willingness to work with the Board.

- Fee Related Changes – Fee changes are best considered in the context of the biennial budget. Since the Board will soon be developing its budget proposal for the next biennium, this would be a logical time to propose fee increases to the current Office of Budget and Management (OBM). However, because it is a transition year, state agencies will also need to present budget-related initiatives to the incoming Governor and his OBM team. Depending upon the outcome of the Governor's race, fee increases may not be looked upon favorably by a new administration.

The Board agreed by general consent to move forward so that LSC would draft language for the issues noted above, but the Board agreed not to include any fee related changes at this time. An update will be provided at the July meeting.

HB 117

The Board received a written memo submitted by Cynthia Snyder noting that the legislature is presently considering a revised version of House Bill 117. This is the legislation sponsored by **Rep. Linda Reidelbach (R-Worthington)** that would recognize complementary or alternative health care practitioners in Ohio.

Upon prior review of HB 117, the Board voted in September 2005 to oppose the legislation due to concern for the safety and well being of Ohio health care consumers. In October 2005, Board member Judith Brachman testified in opposition to the Senate version of this proposal (Senate Bill 98), before the Senate Health and Human Services Committee.

In an effort to respond to many of the criticisms leveled at previous versions of House Bill 117, Rep. Reidelbach and proponents developed a new version of the bill (LSC 126 0409-6) that was accepted for consideration by the House Commerce and Labor Committee early in May. A scheduled hearing to take testimony on the new version was cancelled. Ms. Snyder stated that the Board was asked to provide feedback on the new proposal.

Ms. Snyder reviewed key provisions of this version of the bill: Complementary or Alternative Health Care Services definitions; Office of Complementary or Alternative Health Care Practices; Requirements for Registration; Consumer Disclosure Provisions; Referral to a Licensed Health Care Professional; Prohibited Activities; and Consumer Complaint Process.

Ms. Snyder noted that the bill does require registration of complementary or alternative practitioners. It does not however establish an educational or training standard, nor does it define a scope of practice. The absence of these critical elements means that the proposal continues to present a significantly different regulatory standard for this group of practitioners than exists for other health care professions licensed and regulated in Ohio.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT DISCUSSION CONTINUE FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Judith Brachman suggested that the Board continue its opposition, however, if the bill appears to be moving that the Board provide input for revisions. The Board agreed by general consent that another letter be written restating the Board's opposition to the new version of the bill.

Board Governance/Planning

Strategic Plan

The Board received a written memo submitted by ED Houchen with the Strategic Plan outcome measures for June 2006 through May 2007, as discussed at the Board Retreat. The major changes occurred in the Practice Area. In November and March, staff will report progress to the Board. Kathleen Driscoll inquired about the development of Interpretive Guidelines, as discussed at the Retreat. Lisa Emrich responded that she is still looking at practice issues in terms of process and development and how the Board will collect input from outside entities. ED Houchen stated that she believes Interpretive Guidelines can be used as long as the Board is not establishing a new rule or standard and staff will work in conjunction with the AG's office and Board as guidelines are developed.

Judith Brachman stated her concerns with wording throughout the plan where percentages are used instead of goals and suggested rewording next year for goal setting as she is concerned there could be a focus on attaining higher ratings.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, TO EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF BOARD MEMBERS PRESENT.

Following further suggestions and review, President Krueger commented that progress reports would be presented during the November Board meeting.

Retreat Evaluation and needs assessment (Refer to Retreat Minutes 1.2.1)

President Krueger asked if the Board had comments about the Retreat. Judith Brachman stated she thought it was well organized and she liked having a working Retreat with no outside facilitator because it allowed for more in-depth discussion of important items. The Board members agreed with Ms. Brachman's comments. Lisa Klenke asked if more education was needed on the disciplinary processes because the process is always a challenge for new Board members. Judith Brachman suggested continuing education on the legal process, substance abuse cases, intervention in lieu of conviction and convictions, and the court process. Kathleen Driscoll stated she agreed with Ms. Brachman and Anne Barnett suggested information be provided on the different levels of felonies. Holly Fischer suggested a County Assistant Prosecutor could provide a presentation, however, it was noted that such a presentation would not meet the CE requirement for one-hour on nursing law/rules. Norma Selders stated that an overview on the laws/rules could also be provided for Board members at another meeting. The Board agreed by general consent to have a presentation at 8:00 a.m. on Friday, July 21, 2006 Board meeting.

APPROVALS

Nursing Education Programs

New Program Approvals

ATS Institute of Technology Associate Degree Nursing Program, Highland Heights

The Board received and reviewed the report of a survey visit conducted by Kathleen B. Hill, Nursing Education Consultant, on May 12, 2006, for the proposed ATS Institute of Technology Associate Degree Nursing Program, Highland Heights. The purpose of the survey visit was to verify the accuracy of the information presented in the proposal for establishing a new nursing education program. Representatives from the ATS Institute of Technology Associate Degree Nursing Program were present to answer questions of the Board. Following review and discussion;

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE ATS INSTITUTE OF TECHNOLOGY ASSOCIATE DEGREE NURSING PROGRAM, HIGHLAND HEIGHTS EFFECTIVE MAY 18, 2006. THE PROGRAM HAS MET THE REQUIREMENTS SET FORTH IN CHAPTER 4723-5, AND HAS PROVIDED ALL INFORMATION REQUIRED BY RULE 4723-5-08 (C) OF THE OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

DETERMINATION OF PROGRAM APPROVAL STATUS

Marymount School of Practical Nursing, Garfield Heights

The Board received and reviewed the report of the April 24-26, 2006 survey visit to the Marymount School of Practical Nursing, Garfield Heights, conducted to determine approval status;

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE MARYMOUNT SCHOOL OF PRACTICAL NURSING, GARFIELD HEIGHTS, BE RESTORED TO FULL APPROVAL EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Trumbull Career & Technical Center School of Practical Nursing—Secondary, Warren

The Board received and reviewed the report of the April 3, 2006 focused survey visit conducted by Kathleen B. Hill, Nursing Education Consultant and Norma J. Selders, Manager, to the Trumbull Career & Technical Center (TCTC) School of Practical

Nursing -Secondary, Warren, conducted to determine compliance with Chapter 4723-5 of the Administrative Code (OAC).

The focused survey visit was made as a result of complaints to the Board of Nursing from parents of two students in this program. It was determined that while the program did not follow its own policy related to sending a probationary letter to students on probation, TCTC had provided interim reports to students regarding the students' performance. Attached to the survey report was a letter from TCTC to the Board explaining the interim reports and specifying how TCTC was addressing the Board's Recommendations for Enhancement. The Board expressed concerns regarding NCLEX pass rates and program completion rates.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, TO EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Representatives Linda Reader and Karen Johnson from TCTC were present, and addressed the Board regarding NCLEX scores, program completion rates, and the concerns identified by Mr. Gates (parent of student) during Open Forum. They clarified plans for correction and answered questions of the Board for clarification. The Board continued discussion to clarify the program's criteria for completion. Ms. Brachman stated that the program appeared to be on track in addressing the NCLEX and completion rates.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE TO EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The Board also received a copy of a letter to Linda Reader, RN, BSN, MED, TCTC LPN Program, from Ms. Hill regarding the program considering waiving the TCTC policy that requires a minimum grade of eighty percent (80%) in a course to pass the course. The letter addressed the implications of this action for the program and the program's approval status.

Following discussion and review;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY JANET L. BOECKMAN, THAT THE FINDINGS OF THE FOCUSED SURVEY VISIT AND THE RESPONSE FROM THE PROGRAM DIRECTOR FROM TRUMBULL CAREER AND TECHNICAL CENTER – SECONDARY PN PROGRAM, WARREN, BE ACCEPTED AS WRITTEN. IT IS FURTHER MOVED THAT THE PROGRESS REPORTS RELATED TO THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE BOARD FOUR WEEKS PRIOR TO THE JULY 20, 2006 AND NOVEMBER 16, 2006 BOARD MEETINGS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Choffin School of Practical Nursing, Youngstown

The Board received and reviewed the report of the March 21-23, 2006, survey visit to the Choffin School of Practical Nursing, Youngstown, conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE CHOFFIN SCHOOL OF PRACTICAL NURSING, YOUNGSTOWN, BE GRANTED FULL APPROVAL EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Lorain County Community College Practical Nursing Program, Elyria

The Board received and reviewed the report of the March 6-8, 2006, survey visit to the Lorain County Community College Practical Nursing Program, Elyria, conducted to determine approval status;

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN DRISCOLL, THAT THE LORAIN COUNTY COMMUNITY COLLEGE PRACTICAL NURSING PROGRAM, ELYRIA, BE GRANTED FULL APPROVAL EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 16, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Cuyahoga Community College Practical Nursing Program, Cleveland

The Board received and reviewed the report of the April 18-20, 2006 survey visit to the Cuyahoga Community College Practical Nursing Program, Cleveland, conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE CUYAHOGA COMMUNITY COLLEGE PRACTICAL NURSING PROGRAM, CLEVELAND, BE GRANTED FULL APPROVAL EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

James A. Rhodes State College, Associate Degree in Nursing Program, Lima

The Board received and reviewed the report of the April 23-25, 2006 survey visit to the James A. Rhodes State College, Associate Degree in Nursing Program, Lima, conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY JANET L. BOECKMAN, THAT THE JAMES A. RHODES STATE COLLEGE, ASSOCIATE DEGREE IN NURSING PROGRAM, LIMA, BE GRANTED FULL APPROVAL EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**CHWs Training Programs
Request for approval**

Chatfield College

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN DRISCOLL, THAT THE COMMUNITY HEALTH WORKER TRAINING PROGRAM OF CHATFIELD COLLEGE BE GRANTED FULL APPROVAL FOR TWO YEARS EFFECTIVE MAY 18, 2006 IN ACCORDANCE WITH RULE 4723-26-14 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

LICENSEES/CERTIFICATE HOLDERS

RNS

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY LISA KLENKE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING MARCH 1, 2006 THROUGH APRIL 30, 2006 TO REGISTERED NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

LPNS

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING MARCH 1, 2006 THROUGH APRIL 30, 2006 TO LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-

RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**ADVANCED PRACTICE NURSES
CERTIFICATES OF AUTHORITY (COA'S)**

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED MARCH 1, 2006 THROUGH APRIL 30, 2006 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CERTIFICATES TO PRESCRIBE (CTP & CTP EXTERNSHIP)

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED MARCH 1, 2006 THROUGH APRIL 30, 2006 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

OCDTs

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED MARCH 1, 2006 THROUGH APRIL 30, 2006 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CHWs

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES INITIALLY ISSUED MARCH 1, 2006 THROUGH APRIL 30, 2006 TO COMMUNITY HEALTH WORKERS (CHWs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CMAs

The Board received a written memo distributed by Lesleigh Halliburton, Program Coordinator, CMA Program, regarding a Pilot Program Implementation Plan with two attached documents, a Timeline and a Site Visit Implementation Plan. The Board asked about a cut-off date for receipt of applications to participate in the Pilot Program, but there is no cut-off date established in rule. Elizabeth Buschmann stated that she would like to attend a site visit in the Northwest area of Ohio. Ms. Halliburton answered questions of the Board for clarification. The Board agreed with the plans as presented.

Pilot Facilities: Nursing Homes

Heartland of Marysville, Marysville: Nursing Home

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT HEARTLAND OF MARYSVILLE, MARYSVILLE, OHIO IS NOT ELIGIBLE TO PARTICIPATE IN THE MEDICATION AIDE PILOT PROGRAM, AS THE DEPARTMENT OF HEALTH HAS FOUND IN THE TWO MOST RECENT SURVEYS OR INSPECTIONS OF THE HOME THAT THE NURSING HOME IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Heartland of Miamisburg, Miamisburg: Nursing Home

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT HEARTLAND OF MIAMISBURG, MIAMISBURG, OHIO IS NOT ELIGIBLE TO PARTICIPATE IN THE MEDICATION AIDE PILOT PROGRAM, AS THE DEPARTMENT OF HEALTH HAS FOUND IN THE TWO MOST RECENT SURVEYS OR INSPECTIONS OF THE HOME THAT THE NURSING HOME IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The Deupree Community, Cincinnati: Nursing Home

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD OF NURSING APPROVE THE DUPREE COMMUNITY, CINCINNATI, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN, KATHLEEN O'DELL, J. JANE MCFEE, TERESA WILLIAMS AND CYNTHIA KRUEGER OPPOSED. KATHLEEN DRISCOLL ABSTAINED.

Manor Care of Belden Village, Canton: Nursing Home

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN DRISCOLL, THAT MANOR CARE, BELDEN VILLAGE, CANTON, OHIO IS NOT ELIGIBLE TO PARTICIPATE IN THE MEDICATION AIDE PILOT PROGRAM, AS THE DEPARTMENT OF HEALTH HAS FOUND IN THE TWO MOST RECENT SURVEYS OR INSPECTIONS OF THE HOME THAT THE NURSING HOME IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Boardman Specialty Care, Boardman: Nursing Home

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE BOARDMAN SPECIALTY CARE, BOARDMAN, OHIO IS NOT ELIGIBLE TO PARTICIPATE IN THE MEDICATION AIDE PILOT PROGRAM, AS THE DEPARTMENT OF HEALTH HAS FOUND IN THE TWO MOST RECENT SURVEYS OR INSPECTIONS OF THE HOME THAT THE NURSING HOME IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Heartland of Chillicothe, Chillicothe: Nursing Home

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE HEARTLAND OF CHILLICOTHE, CHILLICOTHE, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Pilot Facilities: Residential Care Facilities

Kingston Residence of Sylvania, Sylvania: Residential Care Facility

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING APPROVE KINGSTON RESIDENCE OF SYLVANIA, SYLVANIA, OHIO AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED.

ALTERRA STERLING HOUSE OF FAIRFIELD, FAIRFIELD: Residential Care Facility

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE ALTERRA STERLING HOUSE OF FAIRFIELD, FAIRFIELD, OHIO AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

TRAINING PROGRAMS

KINGSTON CARE CENTER OF SYLVANIA, SYLVANIA

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD OF NURSING APPROVE KINGSTON CARE CENTER OF SYLVANIA, SYLVANIA, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CARINGTON HEALTH SYSTEMS MEDICATION AIDE TRAINING PROGRAM, CINCINNATI,

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD OF NURSING APPROVE CARINGTON HEALTH SYSTEMS MEDICATION AIDE TRAINING PROGRAM, CINCINNATI, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

BEEBER PHARMACIES OF ENGLWOOD, ENGLWOOD

IT WAS MOVED BY LISA KLENKE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING APPROVE BEEBER PHARMACIES OF ENGLWOOD, ENGLWOOD, OHIO AS A MEDICATION AIDE TRAINING PROGRAM FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF BATH, AKRON

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING APPROVE ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF BATH, AKRON, OHIO AS A MEDICATION AIDE TRAINING PROGRAM FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. ELIZABETH BUSCHMANN ABSTAINED.

ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF PARMA, PARMA

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING APPROVE ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF PARMA, PARMA, OHIO AS A MEDICATION AIDE TRAINING PROGRAM FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF ANDERSON, CINCINNATI

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE ARDEN COURTS MEDICATION AIDE TRAINING PROGRAM OF ANDERSON, CINCINNATI, OHIO AS A MEDICATION AIDE TRAINING PROGRAM FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

ADJUDICATION

NOTICES OF OPPORTUNITY

On Friday, May 19, 2006, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: ARMSTRONG, KELLY, A. R.N. 255774 (CASE #04-2464); MOONDA, DONNA, J. R.N. 177462 (CASE #05-1384); BRABSON, NANCY, L. P.N. 094914 (CASE #05-1676); MILINKOVICH, TAMRA, L. P.N. 114226 (CASE #05-2955); NOSKOWIAK, NANCY, L. R.N. 313538 (CASE #05-0456); CANALY, RICHARD, L. R.N. ENDORSE (CASE #06-0771); KEETON, WANDA, M. R.N. 145110 (CASE #05-0655); FARLEY, DEBRA, H P.N. 052853 (CASE #05-0859); FULLERTON, ATONYA, R P.N. 102377 (CASE #05-3119); KNOX, SANDRA, M. P.N. 101210 (CASE #06-0510); MARSH, ROBIN, L. P.N. 093632 (CASE #05-2811); MCCLURE, SHIRELLE, N. P.N. 094063 (CASE #06-0188); MOORMAN, CINDY, L. P.N. 056362 (CASE #06-0262); MUPANDUKI, EGENIA, N. R.N. 310536 (CASE #04-1418); SHORT, LISA, A. P.N. 081630 (CASE #05-3202); WRIGHT, DAWN, R. P.N. 099269 (CASE #03-0230); COOK, MICHELLE, L. P.N. 110774 (CASE #06-0757); ARNOLD, DIANA, J. P.N. NCLEX (CASE #05-2758); AND KELLY, ANN, S. R.N. 155469 (CASE #06-1015). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the May 2006 Board meeting.

NOTICES OF IMMEDIATE SUSPENSIONS AND OPPORTUNITY FOR HEARING

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY LISA KLENKE, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BARRETT, MICHAEL, S R.N. 185931 (CASE #03-1627); MOORE, JULIA, D. R.N. 246602 (CASE #06-0824); YANT, LYNNETTE, M. R.N. 276835 (CASE #05-2949); ASBURY, ALLYSON, A. R.N. 257236 (CASE #06-0978); HUDAS, JEAN MARIE, K R.N. 202802 (CASE #05-3474); MCGRODER, DANIELLE, P.N. 108018 (CASE #05-0752); WILFING, AMY, D. P.N. 114258 (CASE #05-3216); COOMBE, LAWRENCE, D. P.N. 085690 (CASE #05-1261); HETRICK, LINDA, L. P.N. 119663 (CASE #06-0202); LOWERY, KEJIA, M. P.N. 108048 (CASE #05-3042); FICKEL, SHELLEY, D. P.N. 106231 (CASE #05-1022); FOX, ELLEN, M. P.N. 066071 (CASE #05-1417); KISH, CINDY, L. R.N. 250450 (CASE #05-3496); LEGG, NICOLE, S. P.N. 109049 (CASE #05-1371); PATTON, LAURICE, R. P.N. 098350 (CASE #05-2541); SOTO, LYNN, N. R.N. 187356 (CASE #06-0334); AND HENDERSON, LINDA, K R.N. 246030 (CASE #05-1649). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Immediate Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the May 2006 Board meeting.

NOTICES OF AUTOMATIC SUSPENSIONS AND OPPORTUNITY FOR HEARING

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASE(S): COX, BETH, C. R.N. 302006 (CASE #06-1150); SPILLER, ANGELA, S. P.N. 105734 (CASE #06-1170); PARRINO-NESTER, LISA, A. P.N. 065339 (CASE #06-1172); O'KERNICK, RETHA, P.N. 051583 (CASE #06-1148); ABDULLAH, AALIYAH, R. P.N. 111304 (CASE #06-0587); UNKEL, JOAN, A R.N. 128305 (CASE #06-1152); GERALD, TINA, M. P.N. 102758 (CASE #06-1185); TRITT, THERESE, A. R.N. 225050 (CASE #06-1149); FORD, PAMELA, E. P.N. 103861 (CASE #06-0384); ANDERSON, ARNAL, L. R.N. 190481 (CASE #06-0605); GAFFNEY, SANDRA, J. P.N. 083259 (CASE #06-1151); PICKENS, MARGARET, A. R.N. 255533 (CASE #06-1192); CHRISTIAN, DIONELLE, M. R.N. 293704 (CASE #06-0436); TORBERT, DEOSHA, D P.N. 119273 (CASE #06-1186); TURCO, JAMIE, L. P.N. 120263

(CASE #06-1195); AND BARGER, JEFFREY, J. P.N. 100041 (CASE #06-1194). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE ABSTAINED ON ALL CASES.

Complete copies of the Notices of Automatic Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the May 2006 Board meeting.

SURRENDERS

PERMANENT VOLUNTARY SURRENDERS

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING CASE(S): CLUTTER, TANDRA, S. P.N. 063802 (CASE #06-0495); MOEHRMAN, LORRAINE, J. R.N. 223478 (CASE #06-0635); SMEGAL, TRACY, A. R.N. 221988 (CASE #05-1582); DEFALCO, MELISSA, P.N. 091336 (CASE #06-0018); DILL, BARBARA, H. P.N. 101677 (CASE #05-3584); CRUMB, ANN, V. P.N. 075923 (CASE #05-0787B); LOMAX, DONNA, P.N. 049068 (CASE #03-1968); AND ENGLER, JULIA, A R.N. 227035 (CASE #06-0380). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the May 2006 Board meeting.

VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING CASE(S): MONAT, ABBIE, L. P.N. NCLEX (CASE #06-0548) AND YATES, SHANIKA, N P.N. NCLEX (CASE #05-3421). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING CASE(S): CASEY, KAREN, A. R.N. ENDORSE (CASE #06-0795). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

VOLUNTARY RETIREMENT

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE VOLUNTARY RETIREMENT FOR THE FOLLOWING CASE(S): HITLAN, ROSE, A. R.N. 207949 (CASE #04-2698); DANDY, ELEANOR, J. P.N. 015576 (CASE #06-0326); AND ERWIN, JUDITH, M. P.N. 078331 (CASE #06-0805). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CONSENT AGREEMENTS

On Friday, May 19, 2006, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY LISA KLENKE, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: CURTIS-SANFORD, JULIE, A. R.N. 274002 (CASE #04-0947); HARRIS, ROXANNE, M. R.N. 270546 (CASE #05-1646); LOWERY, KATHLEEN, M. R.N. 293547 (CASE #06-0564); NUGENT, CORA, P.N. 080330 (CASE #05-2266); RASMUSSEN, SHANNON, L. P.N. 108104 (CASE #05-1515); VALENTIN, IVETTE, R.N. 267256 (CASE #03-0527); VARNER, ASHLEY, E. P.N. 113277 (CASE #04-2270); WHEELER, RUTH, A. R.N. 167701 (CASE #06-0839); STEC, BRIAN, P. R.N. 296360 (CASE #05-1543); STEINMETZ, CHRISTINE, R.N. 216546 (CASE #05-2627); DAVIS, ARTHUR, J. R.N. 164687 (CASE #06-0593);

SMITH, DEANNA, R.N. 243601 (CASE #05-3563); YOUNG, NICHOLE, L. P.N. 110286 (CASE #04-1968); ANTHONY, GEORGIA, L. R.N. 213148 (CASE #04-0529); BOARD, JENNIFER, L. P.N. 096161 (CASE #05-2829); FISCHMANN, MARY, B. P.N. 122453 (CASE #06-0360); BATTAGLIA, KRISTA, J. R.N. 247402 (CASE #05-1133); BERKEBILE, CYNTHIA, L. P.N. 086379 (CASE #05-0121); JAROSZ, DANIELLE, M. P.N. 099363 (CASE #06-0189); PETTAWAY, TAMMI, A R.N. 272724 (CASE #05-3393); HILL, SHAWN, A. R.N. 324805 (CASE #06-0195); RODRIGUEZ, LUIS, A. D.T. 00567 (CASE #06-0483); SMITH, SANDRA, L. R.N. 240287 (CASE #05-2815); ALEXANDER, BRENDA, J. CHW APPLICANT (CASE #05-1126); CLARK, SHERRY, E R.N. 117160 (CASE #05-3473); HEATON, SAMANTHA, A. P.N. 111740 (CASE #06-0028); HILDITCH, DANIEL, P. P.N. 122454 (CASE #06-0067); BOGAN, SONYA, L. D.T. APPLICANT (CASE #06-0501); CAMPBELL, ABBEY, L. R.N. 324804 (CASE #06-0078); MATTISON, AUNDREA, L. P.N. 122455 (CASE #06-0033); LEGGE, SOPHRONIA, A. P.N. 103556 (CASE #01-1203); GRAHAM, DANIEL, W. P.N. 081410 (CASE #06-0581); HOBBS, SAUNDRA, S. P.N. 086984 (CASE #03-1198); PRUITT, NICHOLE, P.N. 098426 (CASE #04-1908); STREET, MARGARET, M. R.N. NCLEX (CASE #06-0626); WRIGHT, DANIEL, L. P.N. 085490 (CASE #04-1318); GILMOUR, PENNY, P.N. 067387 (CASE #05-2704); MORGAN, JEANNE, T. P.N. 073393 (CASE #05-2325); MORICK, CALLIE, J. R.N. 282316 (CASE #06-0924); CRISS, JODY, A. R.N. 254619 (CASE #06-0979); SELVARAJ, VANAJA, R.N. 323808 (CASE #06-0612); DREW, KENT, D. P.N. 116156 (CASE #05-0986); CARROLL, MELINDA, A R.N. 305058 (CASE #04-0037); LIVELY, ANDREA, D. R.N. 265083 (CASE #05-2554); MILLER, JOHN, J. R.N. 102432 (CASE #03-0537); RUSSO, GARY, D. P.N. 094984 (CASE #04-3085); WASHBURN, DAWN, M. P.N. 076533 (CASE #03-0885); FANNIN, LINDA, C R.N. 142774 (CASE #05-3128); HUMPHRIES, DARLENE, P.N. 103523 (CASE #04-1677); DORINGO, CLAUDIA, S. R.N. 251589 (CASE #06-0095); HAYWARD, TAMEA, R. P.N. 121102 (CASE #06-0531); SHAHADE, MARYANN, R.N. 222081 (CASE #06-0432); WIPPEL, ANITA, K. R.N. 282306 (CASE #06-0778); ALVARADO, TIFFNEY, N. R.N. 283960 (CASE #05-2251); HIGGINS, CHRISTINE, L. P.N. 041393 (CASE #05-2377); MCLAUGHLIN, GRACE, L. P.N. 073785 (CASE #03-0562); PFEIFFER, LISA, M. P.N. 113582 (CASE #05-2771); HORN, JO ANN, R.N. 131822 (CASE #05-3356); NOORI, MOZHGAN, R.N. 220354 (CASE #05-0528); COFFEY, JENNIFER, E. P.N. 118081 (CASE #06-0371); ADJEI, ERNEST, P.N. 122452 (CASE #06-0518); ELLINGTON, RODERICK, P.N. 094379 (CASE #05-0205); WOOD, CHERYL, L. R.N. 204765 (CASE #05-1291); BLANKENSHIP, EFFIE, K. R.N. 324803 (CASE #06-0941); NORTH, SHARON, G. R.N. 106455 (CASE #02-0673); SCHALCK, PAULETTE, F. R.N. 142110 (CASE #06-0685); CRAFT, ALLISON, L. R.N. 247273 (CASE #04-1755); ROADS, SUSAN, A. R.N. 198933 (CASE #03-1826); LAMAR, STEPHANIE, D. P.N. 122456 (CASE #06-0800); CLAPP, LISA, S. R.N. 322811 (CASE #06-0266); DILLON, CYNTHIA, A. P.N. 096938 (CASE #06-0005); HUGHES, JILL, L. R.N. 185722 (CASE #04-0246); KOSTECKI, LOUISE, R.N. 155859 (CASE #05-2936); O'DANIEL, VICKI, S. R.N. 288239 (CASE #05-2619); CAMPSEY, JAMES, M. R.N. 198635 (CASE #04-2290); BURDINE, CARL, R. D.T. APPLICANT (CASE #06-0675); GITCHEFF, CANDY, B. R.N. 252843 (CASE #06-1107); KIDD, ROBERT, J. R.N. 284386 (CASE #04-2890); VANCE, LYNETTE, A. R.N. 275778 (CASE #05-2689); WALTER, ROSE, M. R.N. 278773 (CASE #06-0562); MC ELROY, JEFF, W R.N. 250454 (CASE #05-3536); JONES, TAVA, R.N. 300845 (CASE #06-0932); THIGPEN, TIMOTHY, T P.N. 091340 (CASE #03-2116); OSBORNE, CHRISTOPHER, A. P.N. 113852 (CASE #04-2354); SZYMCZAK, NANCY, A. R.N. 241564 (CASE #05-1161); WARD, STEVEN, D. R.N. 240502 (CASE #04-2549B); SCHULTZ, JAMIE, M. R.N. 237719 (CASE #06-1045); SIMS, GEWORN, B. TC 1 02217 (CASE #05-2013); JOHNSON, DENISE, A. P.N. 083091 (CASE #05-1474); SCHUH, AMY, M. R.N. 292845 (CASE #05-2814); MARSHALL, PENNY, L. R.N. 215374 (CASE #05-2423); SENA, CYNTHIA, A. R.N. 184368 (CASE #05-2471); HAINES, JOHN, E. R.N. 311321 (CASE #05-1542); WHEAT, MELINDA, L. R.N. 314412 (CASE #05-2716); NICHOLS, SHERRIN, L P.N. 067906 (CASE #05-2920); AND STICKLES, TRACY, J. R.N. 278813 (CASE #03-0322).

JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASE(S): WHEELER, RUTH, A. R.N. 167701 (CASE #06-0839); GRAHAM, DANIEL, W. P.N. 081410 (CASE #06-0581); DREW, KENT, D. P.N. 116156 (CASE #05-0986); MCLAUGHLIN, GRACE, L. P.N. 073785 (CASE #03-0562); PFEIFFER, LISA, M. P.N. 113582 (CASE #05-2771); AND ELLINGTON, RODERICK, P.N. 094379 (CASE #05-0205). DEBRA BROADNAX ABSTAINED ON MARSHALL, PENNY, L. R.N. 215374 (CASE #05-2423) AND OPPOSED ON THE FOLLOWING CASE(S): STEINMETZ, CHRISTINE, R.N. 216546 (CASE #05-2627); GRAHAM, DANIEL, W. P.N. 081410 (CASE #06-0581); SHAHADE, MARYANN, R.N. 222081 (CASE #06-0432); AND CAMPSEY, JAMES, M. R.N. 198635 (CASE #04-2290). TERESA WILLIAMS OPPOSED ON THE FOLLOWING CASE(S): PFEIFFER, LISA, M. P.N. 113582 (CASE #05-2771). MARY JEAN FLOSSIE ABSTAINED ON THE FOLLOWING CASE(S): SENA, CYNTHIA, A. R.N. 184368 (CASE #05-2471); HAINES, JOHN, E. R.N. 311321 (CASE #05-1542); WHEAT, MELINDA, L. R.N. 314412 (CASE #05-2716); NICHOLS, SHERRIN, L. P.N. 067906 (CASE #05-2920); AND STICKLES, TRACY, J. R.N. 278813 (CASE #03-0322). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the May 2006 Board meeting.

HEARING EXAMINER REPORT & RECOMMENDATIONS

COPENHAVER, DONALD, R. R.N. 163366 (CASE #04-2510)

On Friday, May 19, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Copenhaver, Donald R. R.N. 163366 (Case #04-2510); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, deposition transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT IN THE MATTER OF DONALD COPENHAVER, THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION TO ADD ADDITIONAL MONITORING TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF A ONE (1) YEAR STAYED SUSPENSION. THE RATIONALE FOR THE MODIFICATION IS THAT THE BOARD HAS DETERMINED IN ITS EXPERTISE THAT ADDITIONAL MONITORING CONDITIONS ARE NECESSARY TO PROTECT THE PUBLIC AND FURTHER BASED UPON MR. COPENHAVER'S LACK OF REMORSE FOR HIS DRUG USE.

DONALD COPENHAVER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAT ONE (1) YEAR. THE SUSPENSION IS HEREBY STAYED SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF ONE (1) YEAR:

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

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

MONITORING

MR. COPENHAVER 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. COPENHAVER'S HISTORY. MR. COPENHAVER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

BEGINNING SEPTEMBER 1, 2006, MR. COPENHAVER 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 CERTIFICATION FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS THAT MR. COPENHAVER SUBMITS SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. COPENHAVER'S HISTORY.

EMPLOYMENT CONDITIONS

MR. COPENHAVER SHALL NOTIFY THE BOARD, IN WRITING, OF THE NAME AND ADDRESS OF ANY CURRENT EMPLOYER BY SEPTEMBER 1, 2006, OR ANY NEW EMPLOYER PRIOR TO BEGINNING EMPLOYMENT.

WITHIN SIXTY (60) DAYS OF THE MAILING OF THIS ORDER, MR. COPENHAVER SHALL PROVIDE HIS NURSING EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MR. COPENHAVER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT IN ANY POSITION REQUIRING A NURSING LICENSE.

IF AT ANYTIME DURING THE EFFECTIVE PERIOD OF THIS ORDER, THE BOARD'S SUPERVISING MEMBER OR DESIGNEE DETERMINE THAT THE BOARD SHOULD RECEIVE REPORTS FROM MR. COPENHAVER'S EMPLOYER, MR. COPENHAVER SHALL HAVE HIS EMPLOYER(S), SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

REPORTING REQUIREMENTS OF MR. COPENHAVER

MR. COPENHAVER SHALL REPORT TO THE BOARD IN WRITING, ANY VIOLATION OF THIS ORDER WITHIN THIRTY (30) DAYS OF THE OCCURRENCE OF THE VIOLATION.

MR. COPENHAVER 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 CARE.

MR. COPENHAVER 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.

MR. COPENHAVER 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.

MR. COPENHAVER SHALL SUBMIT ALL DOCUMENTATION REQUIRED BY THIS ORDER OR REQUESTED BY THE BOARD TO THE ATTENTION OF THE COMPLIANCE UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-7410.

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

MR. COPENHAVER 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 MR. COPENHAVER'S SUSPENSION WILL BE LIFTED AND MR. COPENHAVER'S LICENSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MR. COPENHAVER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MR. COPENHAVER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF NURSING LICENSE. UPON RECEIPT OF THIS NOTICE, MR. COPENHAVER MAY REQUEST A HEARING REGARDING THE CHARGES.

DURATION/MODIFICATION OF TERMS

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

THE BOARD FURTHER ORDERS DONALD COPENHAVER TO SURRENDER HIS REGISTERED NURSE LICENSE #R.N. 163366 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19th DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

GREG KRUEZ R.N. 289525 (CASE #05-1903)

On Thursday, May 18, 2006 Gregory Kruez and his attorney Elizabeth Collis addressed the Board regarding the Hearing Officer's Report and Recommendation. AAG Kathleen Bockbrader, JD, also addressed the Board members.

On Friday, May 19, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Kruez, Greg RN 289525 (Case #05-1903); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, deposition transcript, State's Exhibits, Respondent's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF GREG KRUEZ, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND THAT GREG KRUEZ'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

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

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

THE BOARD FURTHER ORDERS GREG KRUEZ TO SURRENDER HIS REGISTERED NURSE LICENSE #R.N. 289525 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE OPPOSED. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

ROWLAND, PHILLIP, P.N. 102585 (CASE #03-0097)

On Friday, May 19, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Rowland, Phillip, P.N. 102585 (Case #03-0097); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, and Report and Recommendation.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF PHILLIP ROWLAND, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND THAT PHILLIP ROWLAND'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

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

PHILLIP ROWLAND'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS PHILLIP ROWLAND TO SURRENDER HIS PRACTICAL NURSE LICENSE #P.N. 102585 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

QUEENER, BERNADETTE, M., R.N. 169684 (CASE #03-1639)

On Friday, May 19, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Queener, Bernadette M. RN 169684 (Case #03-1639); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibit, and Report and Recommendation.

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF BERNADETTE QUEENER, 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 TO INCREASE THE PERIOD OF SUSPENSION AND PROBATIONARY MONITORING AND TO ADD TERMS, CONDITIONS, AND LIMITATIONS FOR REINSTATEMENT AND DURING THE PROBATIONARY PERIOD AS WELL AS PERMANENT PRACTICE RESTRICTIONS. THE RATIONALE FOR THE MODIFICATION IS THAT THE BOARD HAS DETERMINED IN ITS EXPERTISE THAT MS. QUEENER'S VIOLATIONS WARRANT A LONGER PERIOD OF SUSPENSION AND MONITORING AND ADDITIONAL TERMS IN ORDER TO PROTECT THE PUBLIC.

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

BERNADETTE QUEENER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. QUEENER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND A TEMPORARY NARCOTIC RESTRICTION AND THE PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. QUEENER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO. MS. QUEENER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

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

QUEENER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. QUEENER SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. QUEENER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. QUEENER SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. QUEENER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. QUEENER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE. FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. QUEENER SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. QUEENER'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. QUEENER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. QUEENER'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. QUEENER INITIATING DRUG SCREENING, MS. QUEENER 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. QUEENER.

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

MS. QUEENER 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. QUEENER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. QUEENER

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

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

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

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

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

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

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

MS. QUEENER SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

FOLLOWING REINSTATEMENT, MS. QUEENER SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

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

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

MONITORING

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

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

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

MS. QUEENER 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. QUEENER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

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

MS. QUEENER 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. QUEENER THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. QUEENER

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

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

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

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

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

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

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

TEMPORARY NARCOTIC RESTRICTION

MS. QUEENER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. QUEENER'S USE BY ANOTHER SO

AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. QUEENER'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. QUEENER SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. QUEENER SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

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

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

FAILURE TO COMPLY

THE STAY OF MS. QUEENER'S SUSPENSION WILL BE LIFTED AND MS. QUEENER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. QUEENER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. QUEENER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. QUEENER 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. QUEENER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. QUEENER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. QUEENER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. QUEENER DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS BERNADETTE QUEENER TO IMMEDIATELY SURRENDER HER REGISTERED NURSE LICENSE #R.N. 169684 AND FRAMEABLE WALL CERTIFICATE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

NO REQUESTS FOR HEARINGS

BARRETT, SUSAN, L. R.N. 190270 (CASE #03-0110);

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

THE BOARD FURTHER ORDERS SUSAN BARRETT TO IMMEDIATELY SURRENDER HER REGISTERED NURSE LICENSE #R.N. 190270 AND FRAMEABLE WALL CERTIFICATE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

DORSEY, BONNIE, S. P.N. 083198 (CASE #04-2881)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

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

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

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

FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. DORSEY SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. DORSEY'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. DORSEY SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. DORSEY'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. DORSEY INITIATING DRUG SCREENING, MS. DORSEY 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. DORSEY.

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

MS. DORSEY 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. DORSEY SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. DORSEY

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

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

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

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

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

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

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

MS. DORSEY SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

FOLLOWING REINSTATEMENT, MS. DORSEY SHALL BE SUBJECT TO THE FOLLOWING CONDITIONS AND RESTRICTIONS:

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

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

PERMANENT PRACTICE RESTRICTIONS

MS. DORSEY SHALL OBTAIN APPROVAL FROM THE BOARD OR ITS DESIGNEE PRIOR TO ACCEPTING ANY POSITION FOR WHICH A NURSING LICENSE IS REQUIRED. THE BOARD MAY, AS A CONDITION OF EMPLOYMENT APPROVAL, IMPOSE MONITORING TERMS, INCLUDING BUT NOT LIMITED TO, EMPLOYER REPORTS, RANDOM DRUG SCREENS, AND MEETING ATTENDANCE.

MS. DORSEY SHALL NOT PRACTICE NURSING AS A LICENSED PRACTICAL NURSE (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. DORSEY TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER; OR (6) WORKING NIGHT SHIFT.

FURTHER, MS. DORSEY SHALL NOT, WHILE WORKING IN A POSITION THAT REQUIRES A NURSING LICENSE, BE RESPONSIBLE FOR CALLING IN PRESCRIPTION MEDICATIONS OR PRESCRIPTION REFILLS.

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

PRIOR TO ACCEPTING A POSITION REQUIRING A NURSING LICENSE, MS. DORSEY SHALL PROVIDE A COPY OF THIS ORDER TO ANY PROSPECTIVE EMPLOYER/EMPLOYERS. FURTHER, MS. DORSEY IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT THAT REQUIRES A NURSING LICENSE.

PERMANENT NARCOTIC RESTRICTION

MS. DORSEY SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. DORSEY'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. DORSEY'S

HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. DORSEY SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. DORSEY SHALL NOT COUNT NARCOTICS.

REPORTING REQUIREMENTS

MS. DORSEY SHALL REPORT TO THE BOARD IN WRITING, ANY VIOLATION OF THIS ORDER WITHIN THIRTY (30) DAYS OF THE OCCURRENCE OF THE VIOLATION.

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

MS. DORSEY 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.

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

MS. DORSEY 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.

MS. DORSEY 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.

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

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

FAILURE TO COMPLY

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

THE BOARD FURTHER ORDERS BONNIE DORSEY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 083198 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF

MAY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

GALLON, REBECCA, L. P.N. 094229 (CASE #05-0992);

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, IN THE MATTER OF REBECCA GALLON, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. GALLON IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. GALLON HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT REBECCA GALLON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME, BUT NOT LESS THAN ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. GALLON SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

NOT LESS THAN SIX (6) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. GALLON SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. GALLON SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. GALLON SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

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

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

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

WITHIN THIRTY (30) DAYS PRIOR TO MS. GALLON INITIATING DRUG SCREENING, MS. GALLON 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. GALLON. AFTER INITIATING DRUG SCREENING, MS. GALLON 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. GALLON SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

MS. GALLON 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. GALLON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. GALLON

MS. GALLON SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT

REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

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

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

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

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

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

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

MS. GALLON SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

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

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

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

MS. GALLON 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. GALLON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

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

MS. GALLON 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. GALLON THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. GALLON

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

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

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

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

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

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

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

PERMANENT PRACTICE RESTRICTION(S)

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

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

FAILURE TO COMPLY

MS. GALLON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. GALLON HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. GALLON VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. GALLON 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. GALLON HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. GALLON IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. GALLON AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. GALLON DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS REBECCA GALLON TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 094229 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

BRADFORD, MELISSA, R. R.N. 273104 (CASE #04-1856)

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

THE BOARD FURTHER ORDERS MELISSA BRADFORD TO IMMEDIATELY SURRENDER HER REGISTERED NURSING LICENSE R.N. 273104 AND FRAMEABLE WALL CERTIFICATE.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE OPPOSED. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

CUNNINGHAM, MICHELLE, A. P.N. 105199 (CASE #04-2422)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, IN THE MATTER OF MICHELLE CUNNINGHAM, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. CUNNINGHAM IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. CUNNINGHAM HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF

OPPORTUNITY FOR HEARING AND THAT MICHELLE CUNNINGHAM'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MICHELLE CUNNINGHAM TO IMMEDIATELY SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 105199 AND FRAMEABLE WALL CERTIFICATE.

MICHELLE CUNNINGHAM'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

WILSON, CLIFFORD RN 201351 (CASE #05-2611)

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

THE BOARD FURTHER ORDERS CLIFFORD WILSON TO IMMEDIATELY SURRENDER HIS REGISTERED NURSING LICENSE R.N. 201351 AND FRAMEABLE WALL CERTIFICATE.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

RADOSEVIC, MARCO, P.N. NCLEX (CASE #05-2220).

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, IN THE MATTER OF MARCO RADOSEVIC, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. RADOSEVIC IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. RADOSEVIC HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT MARCO RADOSEVIC'S APPLICATION FOR LICENSURE BY EXAMINATION IS HEREBY PERMANENTLY DENIED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

HANNAH, WENDY, RN 244056 (CASE #04-1053)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

MS. HANNAH SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE

TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. HANNAH THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. HANNAH'S LICENSE.

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

NOT LESS ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. HANNAH SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. HANNAH SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER. FURTHER, MS. HANNAH 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 AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. HANNAH 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, MS. HANNAH THE BOARD MAY UTILIZE THE PSYCHIATRIST'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. HANNAH'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. HANNAH SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. HANNAH'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. HANNAH SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. HANNAH'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. HANNAH INITIATING DRUG SCREENING, MS. HANNAH 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. HANNAH.

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

MS. HANNAH 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. HANNAH SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. HANNAH

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

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

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

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

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

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

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

MS. HANNAH SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

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

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

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

MS. HANNAH 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. HANNAH SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. HANNAH 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. HANNAH SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD

WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. HANNAH 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. HANNAH THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. HANNAH

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

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

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

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

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

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

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

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

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

FAILURE TO COMPLY

MS. HANNAH'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. HANNAH HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. HANNAH VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. HANNAH 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. HANNAH HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. HANNAH IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. HANNAH AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. HANNAH DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS WENDY HANNAH TO IMMEDIATELY SURRENDER HER REGISTERED NURSE LICENSE #R.N. 090583 AND FRAMEABLE WALL CERTIFICATE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

MCNAY, JENNIFER PN 101914 (CASE #05-3088)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, IN THE MATTER OF JENNIFER MCNAY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MCNAY IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. MCNAY HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT JENNIFER MCNAY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME, BUT NOT LESS THAN FIVE (5) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. MCNAY SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND A PERMANENT NARCOTIC RESTRICTION AND PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

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

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MCNAY SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND

CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. MCNAY SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MCNAY SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. MCNAY'S LICENSE TO PRACTICE, AND STATING WHETHER MS. MCNAY IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. MCNAY SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. MCNAY'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. MCNAY SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCNAY'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. MCNAY INITIATING DRUG SCREENING, MS. MCNAY 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. MCNAY.

AFTER INITIATING DRUG SCREENING, MS. MCNAY 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. MCNAY SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT. MS. MCNAY 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. MCNAY SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. MCNAY

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

MS. MCNAY SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING

TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

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

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

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

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

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

MS. MCNAY SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

FOLLOWING REINSTATEMENT, MS. MCNAY SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. MCNAY SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO. MS. MCNAY SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD.

MONITORING

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

MS. MCNAY SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL. MS. MCNAY SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A

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

MS. MCNAY 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. MCNAY SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD EVERY SIX (6) MONTHS.

TREATING PRACTITIONERS AND REPORTING

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

MS. MCNAY 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. MCNAY THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. MCNAY

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

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

MS. MCNAY SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR

DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

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

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

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

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

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

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

FAILURE TO COMPLY

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

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

THE BOARD FURTHER ORDERS JENNIFER MCNAY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE # P.N. 101914 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

JOHNSTON, LUCINDA PN 107623 (CASE #02-1529)

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

THE BOARD FURTHER ORDERS LUCINDA JOHNSTON TO SURRENDER HER PRACTICAL NURSE LICENSE # P.N. 107623 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF MAY 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2006 Board meeting.

POST DISCIPLINE MONITORING

LIFTS

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY KATHLEEN O'DELL, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS WITH THE BOARD BE RELEASED FROM THEIR CONSENT AGREEMENTS WITH THE BOARD AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: HANNING, W. KEITH, P.N. 115021 (CASE #04-1741); HOLIVAY, CANDIS, M R.N. 311461 (CASE #04-0229); AND BARNER, RICKY, D. R.N. 221777 (CASE #04-1570). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS WITH THE BOARD BE RELEASED FROM THEIR CONSENT AGREEMENTS WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTIONS THAT WILL REMAIN IN EFFECT, AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: HOLBROOK, CARRI, A. R.N. 314415 (CASE #04-1386); LUCAS, AMY, M. P.N. 114703 (CASE #04-1937); AND PHILPOT, JESSICA, E. P.N. 118628 (CASE #05-0632). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS WITH THE BOARD BE RELEASED FROM THEIR CONSENT AGREEMENTS EARLY FROM THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS, AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: STALTER, KRISTY , K R.N. 214027 (CASE #03-1479) AND BAIR, CAREN, S. P.N. 099843 (CASE #04-1175). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY MARY JEAN FLOSSIE, THAT THE FOLLOWING BE RELEASED FROM THEIR NARCOTIC RESTRICTIONS WITHIN THEIR RESPECTIVE CONSENT AGREEMENTS, AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: MILLER, WENDY, S. P.N. 089764 (CASE #01-0727); ALBERT, WILLIAM, D. P.N. 118625 (CASE #05-0718); AND DAVIS, CRYSTAL, G. R.N. 316857 (CASE #04-1385). MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

REINSTATEMENTS

MOSLEY, ERIKA, J. R.N. 285907 (CASE #01-0467)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT, AFTER MEETING THE REQUIREMENTS OF LICENSURE RENEWAL AND HAVING MET THE REQUIREMENTS FOR LICENSE RESTATEMENT CONTAINED WITHIN ERIKA MOSLEY'S JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD, ERIKA MOSLEY'S LICENSE TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF OHIO BE REINSTATED AND SUBJECT TO THE TERMS AND CONDITIONS OF PROBATION THAT ARE CONTAINED WITHIN THE CONSENT AGREEMENT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

WOOTEN, KIMBERLY , A R.N. 310922 (CASE #04-0051)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD RELEASE KIMBERLY WOOTEN FROM THE NARCOTIC RESTRICTION AS WELL AS REDUCE THE NUMBER OF MEETINGS PER WEEK FROM THREE TO ONE WITHIN THE RESPECTIVE CONSENT AGREEMENT. THIS MODIFICATION HAS BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

WITHDRAW NOTICES OF OPPORTUNITY

MEADORS, JEAN, L. R.N. 242832 (CASE #94-336)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD WITHDRAW THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MAY 19,

1995 FOR JEAN MEADORS, RN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

DOLD, JEFFREY, J. R.N. 284376 (CASE #04-1013)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE BOARD WITHDRAW THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MARCH 18, 2005 FOR JEFFREY DOLD, RN AND TO DISMISS THE CHARGES BASED UPON THE BOARD HAVING RECEIVED INFORMATION THAT THE RESPONDENT IS DECEASED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE WAS ABSENT.

OTHER

Revised policies on “Processing and Disposition of Complaints” and “Discipline Priorities and Guidelines”

The Board members received a written memo regarding the revised policies on “Processing and Disposition of Complaints” and “Discipline Priorities and Guidelines,” submitted by Lisa Ferguson-Ramos. Ms. Ramos reviewed information contained in the memorandum and answered questions. Following suggested changes by the Board;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE BOARD APPROVE THE REVISED POLICIES ON “PROCESSING AND DISPOSITION OF COMPLAINTS” AND “DISCIPLINE PRIORITIES AND GUIDELINES,” AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF BOARD MEMBERS PRESENT.

OLD BUSINESS/PRIOR MEETING FOLLOW-UP

March 2006 Board meeting follow-up – (Under ED Report)

NEALP Update

The Board received a written update on the Nursing Education Assistance Loan Program (NEALP) submitted by Rosemary Booker. The report indicated the total amounts of loans awarded; the number of new loans awarded; the number of returning loans awarded; NEALP Appropriated Balance and NEALP Cash Balance as of April 19, 2006. Ms. Booker answered questions for the Board. Judith Brachman requested that monthly disbursements be provided to show the allotments of money held back and projected demands on the program. Ms. Booker stated that she would inquire with the Board of Regents to get clarification on the information requested by Ms. Brachman.

Ms. Booker informed the Board that she would be attending a meeting with the Board’s Budget Analyst at OBM today to receive guidance on the upcoming FY’07. Beginning June 1st the budget process for FY’08-09 will begin.

Revised Board Policy

The Board received a written memo submitted by ED Houchen, attached with the draft Board Policy, which reflected the Board Retreat discussion regarding Advisory Groups. The draft policy revises the existing Board Policy (4723-B-13) on Advisory Groups and the portion of the Board Guidelines addressing Committees of the Board. This policy makes some changes in the operation of the Advisory Groups, establishes Board Committees (rather than Task Forces), and sets forth a means to broaden public participation through Special Issue Meetings. It also makes changes in the members for the Advisory Groups and the frequency of meetings. There was discussion about obtaining outside expertise through Board Committees. ED Houchen discussed the process used with the APN Task Force in developing the Decision Making Model for APNs, which proved to be effective and successful. The Board Committee structure should allow the Board to establish specific Committees based on identified practice topics and seek expertise of the public based on the specific issue. Further, Special Issues Meetings would be held based on either general or specific topics. Following discussion and suggested changes;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE BOARD APPROVE THE REVISED BOARD POLICY (4723-B-13), AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Paperless Board meeting process

President Krueger requested feedback from the Board members on the paperless meeting process with the addition of compliance documents. Stacy Thacker stated that he would be addressing some of the issues that Board members identified and he plans to create a standardized process for the compliance documents. He asked other Board members about problems and asked them to call Lisa Ferguson-Ramos if they had problems in the future. The Board members requested that items be placed in one folder and a list of what is included in each mailing with the complete name of each item spelled out. It was also requested that an email be sent to Board members alerting them when compliance items are being mailed.

Report on Mid-Year meeting March, 2006

ED Houchen reported on the NCSBN Mid-Year Meeting. She reported that a roundtable session was held for Executive Directors from nursing and medical boards. Debra Broadnax reported on a meeting regarding the APN Vision Paper and issues that surrounded the paper. Teresa Williams reported that she attended a presentation on policy-making and rule changes, which was very interesting and a presentation on the second day about Hurricane Katrina and the effects on the different boards. J. Jane McFee reported that she attended a presentation on the availability of a Spanish version of NCLEX and thanked the Board for allowing her to attend. Debra Broadnax suggested that the Board have a disaster plan in place in terms of communications, etc. ED Houchen stated that the Board follows the state disaster plan and is currently participating on the Medical Surge Capacity Committee.

Update on response to March 17, 2006 Open Forum Presenters

ED Houchen informed the Board that the FYI items include communications regarding the ongoing work with the ODJFS to address the issues presented by Maria Matzik in March, and communications with Ms. Matzik.

Follow up on invitation re: Nursing in Ohio – Year 2015 Initiative

ED Houchen reported that she talked with Jan Lanier regarding “Nursing in Ohio – Year 2015 Initiative” and the group is planning a kick-off event in the fall of 2006. They would like Board representation for the kick-off meeting and at the small group meetings that will be organized after the kick-off. Board member Lisa Klenke volunteered as the Board’s representative.

New Business

New Board Member’s Affiliation Form

The Board members received a draft form, submitted by Holly Fischer, to follow-up on a Retreat discussion. Ms. Fischer stated that the form would help determine potential conflicts as well as Board Member’s areas of expertise and that all Board members could also use the form to update information. Some Board members requested the form be e-mailed to them, and staff agreed to do so.

Thursday May 18, 2006 - Open Forum follow-up

John Gates

President Krueger asked the Board members if there was further discussion regarding information presented by Mr. Gates. There were no follow-up questions.

Robin Graber, NNOC

President Krueger asked the Board members if there was further discussion regarding information presented by the NNOC representatives. Following discussion, the Board directed staff to send a letter outlining what the Board already has in place in the Nurse Practice Act in relation to advocacy language and the Board’s jurisdiction.

2005 NCLEX Stats

The Board received the Summary of 2005 NCLEX Statistics, submitted by Donna Czechowski, Nursing Education Consultant. Ms. Czechowski reviewed the statistics and answered questions of the Board for clarification. Judith Brachman asked about the Ohio requirement that programs have a pass rate of 95% of the national average, questioning whether it is a high enough standard. Discussion continued and it was noted that the size of the school was a variable to consider in setting a pass rate. Norma Selders noted that the requirements of how a program corrects a low passing rate would be reviewed through the five-year rule review process. Ms. Brachman suggested that staff emphasize the issue so programs are working on the issue.

REVIEW OF MEETING/EVALUATION OF PROCESSES

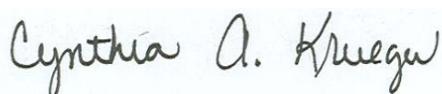
Teresa Williams requested that staff members who are sitting in the audience make Board members aware when they cannot hear discussions. Eric Mays stated that he would check on turning up the volume. Board members inquired about the amount of work and compliance items in the packet and asked if fewer items could be placed in the packets so that Board members have more time to prepare. ED Houchen stated that the staff is sensitive to keeping the number of items in the packet low. She stated that staff would work to have most of the items prepared in the mailings.

FOR YOUR INFORMATION (FYI)

The Board received the following FYI items: Memo regarding the Draft APN Vision Paper; APRN Vision Paper Memo with Q/As; VSN Paper Response to NCSBN; AACNs Response to the Vision Paper; ODH Updated Recommendations for HIV, HCV, & HBV Infected Healthcare Workers; 2006 Revised Board Member Rosters; 2006 CE Advisory Group Roster; Article on the Ohio State Board of Pharmacy New Prescription Drug Database; Call for 2007 NCSBN Nominations Committee; Tri-Council Letter; and a letter from Southern State Community College and a response letter. President Krueger asked for questions from the Board members on the FYI items. There was a question about Southern State Community College and President Krueger reported that they might have identified an interim director to resolve the issue.

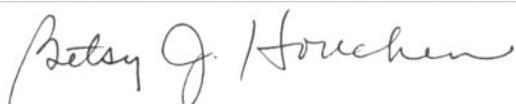
ADJOURN

The meeting was adjourned at 4:00 p.m. on May 19, 2006.



Cynthia Krueger, RN, MSN
President

Attest:



Betsy Houchen, RN, MS, JD
Secretary