

Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
November 17-18, 2005

REGULAR MEETING OF THE BOARD NOVEMBER 17-18, 2005

The regular meeting of the Ohio Board of Nursing (Board) was held on November 17-18, 2005. The president, vice-president, and executive director (ED) reviewed the agenda prior to the meeting.

On Wednesday, November 17, 2004, at 10:00 a.m. a public rules hearing was held in the Board conference room, 17 South High Street, Suite 400, Columbus. To follow at 10:35 a.m., the meeting of the full Board began at the Ohio Board of Nursing board conference room and to follow a meeting of the Medication Aide Rule's Committee was held; at 3:00 p.m. the Board went into Executive Session to deliberate on disciplinary cases. On Thursday, November 17, 2005, at 9:10 a.m., the full Board began at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. At 9:10 a.m., President Yvonne Smith called the meeting to order in open session.

BOARD MEMBERS:

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

STAFF MEMBERS:

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

Katherine Bockbrader, JD, Assistant Attorney General (present Wednesday and Thursday)
Tara Berrien, JD, Assistant Attorney General (present Friday)
P.R. Casey, JD, Assistant Attorney General (present Thursday)

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

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

ADMINISTRATIVE MATTERS

Report of the President

Announcements of meetings/scheduled events:

- On Thursday, President Smith reviewed that on Wednesday, November 16, 2005 at 10:00 a.m. the Public Rules Hearing was held in the board conference room – 17 South High Street; and at 10:35 a.m. the meeting of the full Board began at the Ohio Board of Nursing board conference room and to follow the Medication Rule's Committee met. To follow at 3:00 p.m. the Board went into Executive Session to deliberate on disciplinary cases;
- On Thursday, President Smith reviewed the following scheduled events for Thursday, November 17, 2005:
- Mary Jean Flossie reported out of Executive Session at 4:30 p.m. She explained that the Medication Aide Rule's Committee meeting extended 1 hour to 3:00 p.m. on Wednesday; at 8:30 a.m. a Board Reception was held in Conference Room D; 9:00 a.m. – Roll Call; 11:00 a.m. – Two

new Nursing Education Programs; Noon Meeting – Board Task Force on Advisory Group Appointments. To follow, at 3:50 p.m. the Board went into Executive Session to discuss a personnel matter related to the employment of staff. At 6:30 p.m. the dinner for retiring Board members will be held at The Yard Club, in Hilliard; and

- Executive sessions would be held on Thursday, November 17, 2005 and on Friday, November 18, 2005, as needed.

President Smith reviewed on Friday, November 18, 2005 the following scheduled events:

- Mary Jean Flossie reported out of Executive Session at 5:30 p.m.; 9:00 a.m. – Roll Call; 10:00 a.m. – Open Forum with OAAPN representatives Jacalyn R. Golden MSN, CRNP, Legislative Chair and Jan Fuchs, MSN, CNS, scheduled to address the Board; and a Noon meeting for the Board Task Force on The Center for Nursing. Report on the task force meeting to follow during the meeting.

Housekeeping items/reminders

President Smith:

- On Wednesday, November 16, 2005; on Thursday, November 17, 2005 and on Friday, November 18, 2005 recognized students and welcomed the gallery;
- Reminded Board members to have all beverages capped to avoid spills due to the audio equipment;
- On Thursday, November 17, 2005 announced at the beginning that the meeting was not being recorded due to technical difficulties. Beginning at 11:50 a.m. the meeting was recorded for purposes of the minutes;
- Announced that the meeting was being broadcast live to the Board staff with the option to broadcast live to the public for the next President's consideration;
- Requested Board members introduce themselves and indicate their practice areas and hometowns; and
- Reminded Board members that motions to extend discussion should be for a minimum of fifteen-thirty minutes.

Discussion of the Agenda, Report Agenda

The Board agreed by general consent to the changes to the ordering of the agenda necessitated by the timed agenda. The minutes are presented in the order of the agenda. The meeting took place on Wednesday, November 16, 2005; from 10:35 a.m. through 4:30 p.m.; and on Thursday, November 17, 2005, from 9:10 a.m. through 5:30 p.m. and on Friday, November 18, 2005, from 9:00 a.m. through 2:30 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

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

The report agenda included the following agenda items: 2.2.3 April 2005 Minutes of the Committee on Prescriptive Governance (CPG); 6.2.1 Preliminary report on Emerging Issues Conference; and 6.5 Follow-up plans for organizational survey.

Minutes of September 15-16, 2005 Board meeting

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE MINUTES OF THE SEPTEMBER 15-16, 2005 BOARD MEETING BE APPROVED, AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Executive Director Report

The Board received the ED's written report submitted by Betsy Houchen as of November 8, 2005.

ED Betsy Houchen highlighted the report as follows:

Board Updates and Reports

Combined Charitable Campaign

Board staff surpassed all of the goals for the Combined Charitable Campaign, dollars raised, number of payroll deductions, and per capita contributions! The Board's monetary goal for this year was \$7,479, and the Board raised a total of \$9,571, with \$818 of that amount being designated to the American Red Cross for the Hurricane Katrina Relief effort. The goal for payroll deductions was 29 employees and 31 Board employees signed up for payroll deductions. The Board has also increased its per capita contributions from last year's amount of \$148.39 to \$170.91. A special thank you to staff members Rick Young and Stacy Thacker for their energy and coordination of this year's campaign.

The Advisory Council continues to meet and work on recommendations regarding the rules for the certified medication aide program. Chairperson Judith Brachman facilitates the Council's diligent work to review the rules and discuss various issues. The Board will review draft rules during this Board meeting and a full report will be given at that time.

Significant amounts of staff time have been devoted to researching information and drafting and re-drafting rules. Special recognition should be provided to Lisa Emrich, Holly Fischer, Norma Selders, and Cynthia Snyder.

On November 2nd, the Executive Director and Legislative/Regulatory Specialist met with Representative Shawn Webster (R-Hamilton). They informed him about the status of the Certified Medication Aide program. They also discussed the work of the Advisory Council, the rule making process, and implementation plans. He expressed no concerns or issues at that time.

The National Council for State Boards of Nursing is convening a panel of experts for a Medication Aide Practice Analysis Study. The Board has submitted the names of Lisa Emrich and Norma Selders for consideration for appointment to the panel by NCSBN. If one or both are chosen, they will participate in the January 2006 panel. The panel's study is to provide information about the activities that certified medication aides perform on the job.

Compact Legislation

The Board's action to delay the compact legislation was followed-up on by staff. A letter was sent to Senator Schuring, as he had requested. Board staff also contacted the Senator about the letter that was provided. Further, the Executive Director spoke with representatives from the Occupational Health Nurses Association and the entities attending the Nursing Summit held at ONA. Upon hearing the rationale for the delay, groups have voiced understanding.

Work With Other State Boards and Agencies

The Ohio Department of Jobs and Family Services (ODJFS) asked Board staff to review rules that are currently in the ODJFS clearance review process. The Bureau of Home and Community Services is amending the Ohio Home Care rules, which govern the ODJFS administered Medicaid-waiver services provided by home care agencies and independent providers to patients in their homes. There are specific rules detailing the service definitions and requirements for the provision of nursing services. Board staff provided comments making the rules consistent with the appropriate nursing law and rule references and including requirements that are consistent with the nursing law and rules. For example, the Board encouraged language that requires nurses to maintain professional boundaries with patients, create safe environments for the patients, and not breach confidentiality of patient information. The Bureau indicated the Board's comments were particularly helpful in their work.

Request for an AG Opinion

On October 21, 2005, the Board requested that the Attorney General clarify Opinion No. 2005-012. On March 31, 2005, in response to the Board's request, the Attorney General issued Opinion No. 2005-012, concerning the authority of a nurse to administer drugs with the intent and effect of terminating a pregnancy.

Since that time, the Board has received inquiries regarding whether a nurse can administer drugs with the intent of terminating an ectopic pregnancy. Opinion No. 2005-012 indicates that the Attorney General considers the words "live pregnancy" to refer "to a pregnancy with a living fetus or embryo, whether the fetus or embryo is viable or nonviable." It is unclear in the Opinion whether an "embryo," and thus a "live pregnancy," as that term is used in the Opinion, refers to a fertilized ovum pre-uterine attachment. Therefore, the Board requested that the Attorney General clarify Opinion No. 2005-012 to indicate whether the term, "live pregnancy" as used by the Attorney General that the Opinion includes an ectopic pregnancy. The request for the Opinion was attached.

Statewide Community Involvement

Patient Safety Project

The Patient Safety Discussion Forum (PSDF), facilitated by the Ohio Department of Health plan to produce a CD-Rom about the Ohioans First; "Elimination of Dangerous Abbreviations" project. Lisa Emrich has represented the Board at the PSDF on an on-going basis, and the Board is listed as one of the associating agencies that include other regulatory, educational, and professional agencies and associations.

Ohio KePro, Ohio's Medicare Quality Improvement Organization, requested the Board's participation in a teleconference, "Don't Hesitate, Vaccinate!" to promote vaccinations. The teleconference was held on November 8th and Sue Milne represented the Board. The State of Ohio Board's of Pharmacy and Medicine were also represented. The free educational teleconference discussed pneumococcal infection, mortality and treatment complications, and government and professional organizations support of standing orders and protocols for the pneumococcal vaccine.

Update on Consolidation of Boards

The Consolidation of twenty Boards and Commissions is moving ahead, although Senator Kevin Coughlin (R-Cuyahoga Falls) recently introduced a bill that would eliminate the consolidation plans and restore appropriations to the Boards for fiscal year 2007.

Nevertheless, on November 4th, The Boards & Commission's Consolidation Transition Team voted to adopt a plan placing all of the entities under a single agency, the Ohio Department of Commerce (DOC). Each Board and Commission would retain its staff, but the DOC Director would appoint Executive Directors and staff. The plan also requires the Boards to follow the DOC policies and procedures, but would allow them to retain autonomy to regulate their professions. The DOC was chosen as the umbrella agency because it has experience in overseeing fifteen other Boards already under its authority.

The ED report covered the following areas and programs:

- Rosemary Booker – Fiscal;
- Eric Mays - Information Technology; Facilities and Telecommunications; (Webpage Management; Infrastructure Management; Data Exchange; Board Meeting Audio Broadcast; and Office Space, Construction and Expansion);
- Stacy Thacker – Human Resources; (New Hires; Separations; Internal Promotions/Reassignments/Transfers; and Pending Personnel Actions);
- Cynthia Snyder – Legislative/Regulatory Specialist Report (See below);
- Norma Selders –Education, Licensure and Nursing Practice; Licensure and Renewal; Continuing Education; and Dialysis;
- Jackie Loversidge - Nursing Education (Progress Reports; Proposed Programs; Program Updates; and miscellaneous);
- Lisa Ferguson-Ramos – Disciplinary Unit; and
- Lisa Emrich - Monitoring & Alternative Programs Unit; Post-Disciplinary Monitoring Statistics; and Practice Intervention and Improvement (PIIP) Statistics.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Legislative/Regulatory Specialist

Five-Year Review Rules

The three chapters undergoing five-year review this year were filed with JCARR on Friday, October 14, 2005. The notice of public hearing accompanied the filing and was also distributed by e-news, and a link was established on the Board website that connects to the draft rules on the Ohio Register, the official repository of rules. From the Ohio Register website, interested parties can obtain the rules themselves, as well as documents that accompany the rules. At the time of this update, two groups had responded to the draft rules. OOAPN indicated its support for the proposed changes in the advanced practice chapters, and ONA submitted written comments that are under review by Board staff.

LPNAO Proposed Legislative Changes

On October 7, 2005, the Executive Director met with Wynne Simpkins, Executive Director of LPNAO, to review proposed changes to the nursing statutes regarding the practice of LPNs. LPNAO is seeking a sponsor at this time, and plans to work cooperatively with the Board and other interested parties on the legislation. Staff is currently reviewing LPNAO's proposed changes.

Legislation

The legislature has held several voting sessions this fall and has maintained a comprehensive schedule of committee hearings. The alternative health care bill, House Bill 117 (Reidelbach, R-Worthington) received two hearings in the House Commerce and Labor Committee. The Board did not testify in the House, however based on the Board's discussion and vote of opposition of the bill during the May 2005 Board meeting, the Board testified in opposition in the Senate Committee and a written statement was submitted to the office of House Committee Chair Rep. Tim Schaeffer (R-Lancaster). Companion legislation, Senate Bill 98 sponsored by Senator Patty Clancy (R-Cincinnati), received four hearings in the Senate Health, Human Services, and Aging Committee. At the request of President Smith, Judith Brachman worked with staff to draft testimony in opposition to the bill and Ms. Brachman provided the testimony to the Senate Health, Human Services, and Aging Committee at its hearing on October 26, 2005. A copy of the testimony was attached. Also attached was a Gongwer News Service article about the testimony.

Legislative Chart

The Board received the Legislative Status Report as of October 17, 2005, submitted by Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant

information. Ms. Snyder reviewed the chart and answered questions of the Board members for clarification. Board Member Teresa Williams thanked Ms. Snyder for providing the chart on a CD.

Fiscal Report

The Board received a written memo with the attached financial report submitted by Rosemary Booker. The report covers expenditures and revenue that occurred during the first quarter of SFY 2006. Funds encumbered in FY 2005, and used to make purchases during FY 2006, were omitted. Ms. Booker answered questions for clarification. Ms. Booker explained that donations to the Special Issues Fund needed to be determined. The current balance is \$57,455.00.

Executive Sessions

On Wednesday, November 16, 2005

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

On Wednesday, November 16, 2005, at 3:00 p.m., the Board went into executive session to deliberate on cases before the Board. Board members Yvonne Smith and Bertha Lovelace, AAG Kathy Bockbrader, all staff members and visitors left the room during the deliberations on cases.

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

At 4:30 p.m. the Board reconvened in open session and on Thursday, November 17, 2005 at 9:10 a.m., Mary Jean Flossie reported that at 3:00 p.m. on Wednesday, November 16, 2005, the Board went into executive session to deliberate on cases before the Board.

On Thursday, November 17, 2005,

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

On Thursday, November 17, 2005, at 3:50 p.m. the Board went into executive session to discuss pending and imminent court action and to discuss a personnel matter related to the employment of staff. All staff members and all visitors left the meeting room, except for AAG Kathy Bockbrader and AAG P.R. Casey and Betsy Houchen, who remained during the discussion on pending and imminent court action and during the discussion on a personnel matter related to the employment of staff.

At 5:30 p.m., the Board reconvened in open session and Mary Jean Flossie reported that at 3:50 p.m. on Thursday, November 17, 2005, the Board went into executive session to discuss pending and imminent court action and to discuss a personnel matter related to the employment of staff.

Report of Assistant Attorney General

On Thursday, November 17, 2005, the Board received a written report, submitted by AAG Kathy Bockbrader on pending and imminent court actions,

Special Orders

Election of Board officers (President, Vice President, Supervising Member for Disciplinary Matters) for the period beginning after the November meeting through the following November meeting

Following the Board's guideline that nominations are made on Thursday and elections are held on Friday, the nominations for the office of President, Vice President, and Supervising Member for Disciplinary Matters were opened. Following nominations, a written ballot was prepared and distributed on Friday, November 18, 2005. Staff members Stacy Thacker and Lisa Ferguson-Ramos were assigned to tally the votes. The following nominations were made and accepted;

It was moved by Kathleen Driscoll, seconded by Anne Barnett, that Cynthia Krueger be nominated for President. Ms. Krueger accepted the nomination.

It was moved by Bertha Lovelace, seconded by Judith Brachman, that Debra Broadnax be nominated for President. Ms. Broadnax accepted the nomination.

It was moved by J. Jane McFee, seconded by Debra Broadnax, that Teresa Williams be nominated for Vice President. Ms. Williams accepted the nomination.

It was moved by Teresa Williams, seconded by J. Jane McFee, that Bertha Lovelace be nominated

for Supervising Member for Disciplinary Matters. Ms. Lovelace accepted the nomination.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT NOMINATIONS FOR THE OFFICE OF PRESIDENT BE CLOSED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT NOMINATIONS FOR THE OFFICE OF VICE PRESIDENT BE CLOSED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY TERESA WILLIAMS, THAT NOMINATIONS FOR THE OFFICE OF SUPERVISING MEMBER FOR DISCIPLINARY MATTERS BE CLOSED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

On Friday, November 18, 2005, President Smith asked staff members Stacy Thacker and Lisa Ferguson-Ramos to tally the written ballots. Following the vote and tally, President Smith announced the following results of the election: Cynthia Krueger was elected as President; Teresa Williams was elected as Vice President; Bertha Lovelace was re-elected to serve as the Supervising Member for Disciplinary Matters for the period beginning November 21, 2005 through the following November 2006 meeting.

Selection of Board member chairs of advisory groups for the period beginning January 1, through December 31 of the following year

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY TERESA WILLIAMS, THAT SELECTION AS CHAIRS OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION ISSUES AND ON CONTINUING EDUCATION BE DEFERRED UNTIL THE MARCH 2006 MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Kathleen Driscoll and Lisa Klenke expressed their desire to continue as chairs of the advisory groups.

It was moved by Cynthia Krueger, seconded by J. Jane McFee, that Debra Broadnax be selected as chair of the Advisory Group on Dialysis Care. Ms. Broadnax accepted the nomination.

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT DEBRA BROADNAX BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON DIALYSIS CARE FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Authorization of the use of hearing examiners for the period beginning January 1, through December 31 of the following year

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD AUTHORIZE THE USE OF HEARING EXAMINERS FOR THE HEARINGS FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Authorization of the use of signature stamps for the period beginning January 1, through December 31 of the following year

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD AUTHORIZE THE USE OF SIGNATURE STAMPS BY THE PRESIDENT, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS, EXECUTIVE DIRECTOR, AND THE MONITORING UNIT MANAGER FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Authorization of the executive director to make editorial changes to motions for the period beginning January 1, through December 31 of the following year

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO MAKE EDITORIAL CHANGES TO MOTIONS FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Authorization for the Manager of the Alternative Program for Chemical Dependency and the Practice Intervention and Improvement Program to sign the respective program contracts on behalf of the Board for the period beginning January 1, 2006 through December 31, 2006 of the following year

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD AUTHORIZE THE MONITORING UNIT MANAGER TO SIGN MONITORING UNIT CONTRACTS ON BEHALF OF THE BOARD FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Discuss Board fund

President Smith requested information from Teresa Williams regarding the Board fund. Ms. Williams stated that the fund's balance is \$199.13. Ms. Williams clarified that Board members created the Board fund from Board member contributions. She thanked the Board members for their contributions all year.

Discuss Board member mentors for new Board appointees, plan for orientation of new Board members

President Smith stated that the discussion of Board member mentors for new Board appointees and plan for orientation of new Board members would be deferred.

Discuss NCSBN slate of offices

President Smith stated that the discussion of NCSBN slate of offices would be deferred.

Rules hearing - (Also see Response to Rules Hearing)

The Board received a copy of the public notice announcing that a public hearing will be held at the Ohio Board of Nursing, 17 South High Street, Board Conference Room, Columbus, on Wednesday, November 16, 2005 beginning at 10:00 a.m. and continuing until all parties in attendance have had an opportunity to be heard.

The Board is proposing to amend the following existing rules: 4723-8-01, Definitions; 4723-8-02, Scope of Practice; 4723-8-03, Title Protection; 4723-8-04, Standard Care Arrangement for a Certified Nurse-Midwife, Certified Nurse Practitioner and Clinical Nurse Specialist; 4723-8-05, Quality Assurance Standards; 4723-8-06, National Certifying Organizations; 4723-8-07 Standards and Procedures for Approval as a Certified Nurse-Midwife, Certified Nurse Practitioner, Certified Registered Nurse Anesthetist, or Clinical Nurse Specialist; 4723-8-08, Certificate of Authority Renewal; 4723-8-09, Certificates of Authority for a Certified Nurse-Midwife, Certified Nurse Practitioner, Certified Registered Nurse Anesthetist, or Clinical Nurse Specialist in Another Jurisdiction; and 4723-8-10, Continuing Education Requirements.

The Board is also proposing to amend the following existing rules: 4723-9-01, Definitions; 4723-9-02, Requirements for a Course of Study in Advanced Pharmacology; 4723-9-03, Completing a Course of Study in Advanced Pharmacology; 4723-9-04, Externship Experience; 4723-9-05, Standards and Procedures for Obtaining an Externship Certificate to Prescribe; 4723-9-06, Standards and Procedures for Obtaining a Certificate to Prescribe; 4723-9-07, Certificate to Prescribe Renewal; 4723-9-08, Safety Standards for Personally Furnishing Drugs and Therapeutic Devices; 4723-9-09, Standards of Prescribing for Nurses with a Certificate to Prescribe; and 4723-9-10, Formulary.

The Board is also proposing to amend the following existing rules: 4723-23-01, Definitions; 4723-23-02, Standards and Procedures for Obtaining a Temporary Certificate to Practice as a Dialysis Technician; 4723-23-03, Standards and Procedures for Obtaining an Initial Certificate to Practice as an Ohio Certified Dialysis Technician; 4723-23-04, Procedures for Obtaining a Certificate to Practice as an Ohio Certified Dialysis Technician by Endorsement; 4723-23-05, Renewal of a Certificate to Practice as an Ohio Certified Dialysis Technician; 4723-23-06, Continuing Education Requirements; 4723-23-07, Procedures for Obtaining Approval or Reapproval as a Dialysis Technician Training Program; 4723-23-08, Requirements for a Dialysis Technician Training Program Approved by the Board; 4723-23-09, Information Required When Attesting to the Competence of an Applicant for a Temporary Certificate One to Practice as a Dialysis Technician or a Certificate to Practice as an Ohio Certified Dialysis Technician; 4723-23-10, Requirements for Approval and Reapproval of a Testing Organization that Conducts an Examination of a Dialysis Technician; 4723-23-11, Procedures for Providing Information to the Dialysis Technician Registry; 4723-23-12, Standards for Medication Administration by a Dialysis Technician; 4723-23-13, Standards and Procedures for Supervising a Dialysis Technician who Provides Dialysis Care in the Home; 4723-23-14, Standards for Safe Dialysis Care.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING WAIVE THE READING OF THE RULES THAT HAVE BEEN PROPOSED FOR CHANGES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Open Forum - 10:00 a.m. Friday, November 18, 2005

OAAPN representatives Jacalyn R. Golden, MSN, CRNP, Legislative Chair and Jan Fuchs, MSN, CNS, addressed the Board to request that the Board and the practice committee develop a subcommittee consisting of APNs and practice committee members. The subcommittee's charge would be to further develop and refine the Scope of Practice Decision Making Model for use by APNs in deciding whether

new procedures or technologies are within their scope of practice. The Board received a copy of the presentation distributed by Ms. Fuchs and Ms. Golden. A revised model would help individual APNs determine whether a new procedure or technology was within the APN's scope of practice.

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

It was pointed out that the Medical Board had adopted white papers for clarification on invasive procedures. Ms. Fuchs stated that they are asking for guidelines and they want to take a proactive approach. Staff member Susan Milne stated that OOAPN would hold their retreat on February 24, 2006 and that she is invited to attend. Ms. Milne stated that she understands the concerns and views this as an opportunity to help APNs about questions of practice.

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

Consumer member Judith Brachman suggested that all guidelines needed to include a question about allowing time to communicate with the patient before and after procedures that are performed by APNs. Bertha Lovelace suggested for Board purposes and clarity that Ms. Fuchs and Ms. Golden provide to Ms. Milne APN scopes of practice for APNs in other states. Ms. Golden agreed to provide the information to Ms. Milne. She further stated that this same conversation took place years ago and with the growing number of APNs in Ohio, this issue needs to be addressed. President Smith thanked Ms. Fuchs and Ms. Golden for presenting their request to the Board and indicated that the Board would be discussing this item further under New Business.

REPORTS FROM BOARD MEMBERS

Board Task Force Reports

Board Task Force on Advisory Group Appointments

President Smith reported that the Board Task Force on Advisory Group Appointments met at noon on Thursday, November 17, 2005. Board member Elizabeth Buschmann, Chairperson; stated that the Board Task Force on Advisory Group Appointments; reviewed applications and made recommendations for appointments of members to the Board's advisory groups as follows:

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY ANNE BARNETT, THAT THE FOLLOWING BE REAPPOINTED TO THE BOARD ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION, TERMS BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2007:

- COA HOLDER: CAROL BOGGS;
- DIPLOMA NURSING EDUCATION: DALA DEWITT;
- ASSOCIATE DEGREE NURSING EDUCATION: ALICE PALMER; AND
- RN PRACTICE: JEAN SPRENGER.

IN ADDITION, IT WAS FURTHER MOVED THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION, TERMS BEGINNING IMMEDIATELY AND ENDING DECEMBER 31, 2007:

PRACTICAL NURSING EDUCATION: ANN KELLER; AND
BACCALAUREATE NURSING EDUCATION: CHERYL L. SCHRINER.

IT WAS FURTHER MOVED, THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON CONTINUING EDUCATION, TERM BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2007: PROVIDER: KIMBERLY J. STULTZ. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON DIALYSIS CARE, TERMS BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2007:

- DIALYSIS TECHNICIAN: BARBARA LINFERT, OCDT;
- ADMINISTRATOR OF A DIALYSIS CENTER: JAMES DILTS, RN; AND

- PHYSICIAN WHO SPECIALIZES IN NEPHROLOGY: ANIL AGARWAL, MD.

IN ADDITION, IT WAS FURTHER MOVED, THAT MARYAM LYON, RN, BE APPOINTED TO THE DIALYSIS ADVISORY GROUP, AS THE ALTERNATE FOR AN ADMINISTRATOR OF A DIALYSIS FACILITY FOR THE PERIOD JANUARY 1, 2006 AND ENDING DECEMBER 31, 2007. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Board Task Force on Center for Nursing

Board member Judith Brachman, Chairperson, Board Task Force on The Center for Nursing; which met at noon on Friday, November 18, 2005, highlighted the discussion of the meeting. Ms. Brachman stated that the focus would be on a web site separate from the Board's web site. There would be a link to the Center for Nursing from the Board's website, listing the topics available. ED Betsy Houchen stated that suggestions for topics from the Board are welcome. Regulatory issues will be the focus in relation to the Board's responsibilities. Some of the ideas that came up during the meeting were, Community Health Workers and Dialysis Technicians; history of the Board; survey data; links to other state boards of nursing and centers of nursing; TERCAP information; education; and the role of the Board compared to the role of associations.

Other ideas to consider are types of education in nursing; clinical nurse leaders; and NCSBN reporting. The next step will be for Board staff to maintain the Board's web site internally. During their next meeting the group will prioritize the topics that they would like to see on the web site. It was suggested that the group look at other web sites for comparison and to avoid duplication. Ms. Brachman stated that they have looked at some others already. She stated that they would be working with the Nursing Summit to coordinate work. President Smith reminded the group not to duplicate what others are doing, but to help people access available information. The task force will meet again at Noon on Friday, January 20, 2006. Ms. Brachman requested that another chair be appointed to this task force, as she would like to continue as chair of the Medication Aide Rule's Committee.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT ELIZABETH BUSCHMANN BE APPOINTED AS CHAIR OF THE BOARD TASK FORCE ON THE CENTER FOR NURSING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Board Task Force on Retreat

President Smith announced that a meeting needed to be scheduled in January for the Board Task Force on Retreat to begin plans for the April 18-19, 2006 Board Retreat. She further explained that the group would begin looking at items to be discussed. Judith Brachman suggested that parameters on Consent Agreements be discussed related to stayed suspensions when patient abuse is involved. President Smith stated that the Board members would have an opportunity to submit their suggestions for discussion before the agenda is finalized. A meeting of the task force was scheduled at 8:00 a.m. on Friday, January 20, 2006.

Advisory Group Chair Reports

Report of the Advisory Group on Nursing Practice & Education Issues

Board member Kathleen Driscoll, Chairperson, Advisory Group on Nursing Practice and Education Issues; highlighted the discussion of the meeting in October. The group welcomed Donna Cunningham, LPN, who was recently appointed to fill J. Jane McFee's vacated position. Norma Selders presented an update on the Medication Aide rules. The group began discussion of the revisions of Chapter 5, pre-licensure nursing education rules. They reviewed Rule 4723-5-01, Definitions and 4723-5-09 Program Administration. They are looking at streamlining the new program application process. They discussed the issue of minimum number of clinical hours at length. The group plans continued discussion of rules at its next meeting including qualifications of administrative personnel and faculty for RN and LPN programs, policies, and the systematic plan of evaluation. It was announced that NLN named the Excelsior College School of Nursing as one of four "Centers of Excellence." Jackie Loversidge reported on a meeting with Deaconess College of Nursing, which is located in St. Louis, but has been recently purchased by DeVry. At the moment, Deaconess plans to conduct business as usual. It presently has programs in Missouri, but also has a distance associate degree program with contracted, clinical precepting in the state of the student's residence. The NCSBN paper on clinical instruction in pre-licensure programs was provided to the advisory group. Positions vacant on the advisory group requiring reappointment were noted. The group supported a proposed change that would preclude new high school programs. The Board members had mixed responses to precluding new high school programs.

Report of the Advisory Group on CE

Board member Lisa Klenke, Chairperson, Advisory Group on Continuing Education; highlighted the discussion of the meeting in October. An overview was presented on Board activities from July through September. Debra Heidrich, Ohio Pain Initiative, presented information to the group on a proposal to mandate continuing education in pain management for all licensed nurses. Ms. Klenke reported that the Pain group and many other groups have strong feelings about their area of expertise. It was suggested to use *Momentum* to educate nurses on pain management issues, etc. Other items discussed were

including standards in the curriculum rules; a one time CE requirement of two hours in pain management; and modifying the Annual Report of the Approvers to include how many nurses are getting education on the specific topic of pain management. Ms. Klenke stated that this group has a lot of support for the mandated CE. She further stated that Pam Dickerson conducted a self-assessment on activities of Continuing Education. The group also reviewed Chapter 14 rules. Board member Mary Jean Flossie stated that she supported the pain and palliative care initiative and that the numbers of the aging population are growing and the Board needs to focus on the education of practitioners. Judith Brachman agreed with Ms. Flossie.

Report of the Advisory Group on Dialysis

Board member Debra Broadnax, Chairperson, Advisory Group on Dialysis; highlighted the discussion of the meeting in October. Ms. Broadnax thanked ED Betsy Houchen and AAG Kathy Bockbrader, who presented information clarifying the criminal records check requirements in relation to issuing temporary certificates for DTs.

The group completed their rule review and tabled the discussion on use of dialysis technicians in acute care settings until the final rules are available from CMS for guidance on that issue.

Ms. Broadnax stated that she thanked all of those who served on the advisory group and welcomed the new members.

Report from Supervising Member for Disciplinary Matters

Bertha Lovelace reported that the staff is moving into the 2004 cases and that they are addressing 2005 cases with good progress. She thanked the team for doing a good job and making progress.

Report from Board Hospitality Liaison

Teresa Williams, Hospitality Chairperson, reported that the current balance available in the hospitality fund is \$199.13. She announced that the dinner for retiring Board members would be held on November 17, 2005. Ms. Williams thanked Eric Mays and Rick Young who recommended the restaurant. Ms. Williams nominated Kathleen O'Dell for the Board Hospitality chair. Ms. O'Dell accepted the nomination.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, TO APPOINT KATHLEEN O'DELL, AS THE BOARD HOSPITALITY CHAIR FOR THE PERIOD JANUARY 1, 2006 AND ENDING DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

GOVERNANCE-STRATEGIC PLANNING

Identification of Potential Law Changes

Interstate Licensure Compact (See 9.2 and 1.3 ED Report)

Identification of potential rule changes

Response to Public Rules Hearing

The Board received a copy of the rules as proposed, changes suggested in testimony at the public hearing, and written comments relative to each suggested change on the following rules: 4723-8-04; 4723-8-07; 4723-8-08; 4723-9-06; 4723-9-08; 4723-23-02; 4723-23-06; and 4723-23-08.

On Thursday, November 17, 2006, Cynthia Snyder submitted to the Board a memo containing proposed revisions and potential changes to rule language based upon written and oral comments received by the Board. Following discussion and review, the Board members voted to revise the following proposed rules: 4723-8-04; 4723-8-07; 4723-8-08; 4723-9-06; 4723-9-08; 4723-23-02; 4723-23-06 and 4723-23-08.

On Friday, November 18, 2005, Cynthia Snyder, referred to the Memo that the Board received on Thursday, November 17, 2005, listing the rules that will be filed on Friday, November 18, 2006. She referred to several rules that need to be revised and re-filed to address issues of incorporation by reference: 4723-8-01(L); 4723-8-02(B) and (D); 4723-8-05(B); 4723-9-02(B); 4723-9-09(B)(2) and (H).

The process will require research to determine the appropriate cites, dates, versions, etc. Depending upon the time necessary to complete the revisions, the affected rules would either be "revised" or "refiled" with JCARR. If they are submitted to JCARR prior to December 1st, these rules should proceed on course with the rest of the five-year rule review rules. If the issues are not resolved until after December 1st, the Board will file "a notice of intent to re-file." This will potentially push back the effective date for the rules in question until April 1, 2006. Ms. Snyder stated that filing a notice of intent to re-file would give the Board more time to revise these rules.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING ADOPT PROPOSED CHANGES AND REVISE THE FOLLOWING RULES: 4723-8-04; 4723-8-07; 4723-8-08; 4723-9-06; 4723-9-08; 4723-23-02; 4723-23-06 and 4723-23-08. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING NOTIFY JCARR OF AN INTENT TO RE-FILE THE FOLLOWING RULES: 4723-8-01; 4723-8-02; 4723-8-05; 4723-9-02; AND 4723-9-09. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ms. Snyder announced that the JCARR hearing is scheduled for December 5, 2006. The rules will be presented at the January Board meeting for approval for final filing with an effective date of February 1, 2006. Work will continue on the "to be refiled," rules to bring back to the Board in January.

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

Appointment of Representative for Medication Aide Advisory Council

The Board received a written memo regarding appointment of a representative for the Medication Aide Advisory Council. Following discussion;

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD APPOINT JUDY HOFFHINE TO THE MEDICATION AIDE ADVISORY COUNCIL AS THE REPRESENTATIVE OF FACILITY RESIDENTS AND FAMILIES OF FACILITY RESIDENTS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Medication Aide rules and status report

The Board received two written memos on the Medication Aide Advisory Council meetings along with the draft rules for Certified Medication Aides (CMAs), submitted by Chair Judith Brachman and ED Betsy Houchen. Ms. Brachman reported that a meeting was held on Wednesday, November 16, 2005, with the Rule's Committee on CMAs. She recognized staff members Cynthia Snyder, Norma Selders, Lisa Emrich and Holly Fischer, who continue to contribute to the drafting and redrafting of the CMA rules. Ms. Brachman highlighted the discussion of the Rule's Committee meeting yesterday and stated that the committee discussed and recommended various changes to the draft rules. ED Betsy Houchen stated that the Board received a table with the draft rules in their second mailing. She distributed new versions of 4723-27-01 Definitions; 4723-27-04 Certification as a Medication Aide; 4723-27-07 Medication Aide Training Programs; 4723-27-08 Standard Minimum Curriculum For Medication Aide Training Programs; and a document entitled "Basis For Fee Projections." Ms. Houchen summarized the changes from Wednesday's meeting and received input from the Board for suggested revisions. Revised drafts of the CMA rules will be completed after the Board meeting with the Board's revisions incorporated.

Draft rules 4723-27-07 Medication Aide Training Programs and 4723-27-08 Standard Minimum Curriculum For Medication Aide Training Programs, which were not included in a Board mailing, were reviewed during Wednesday's Medication Rule's Committee meeting. Ms. Houchen explained the rules proposed no restrictions on where training programs were housed as long as they offer the standard curriculum. Norma Selders is working on the curriculum model and the rules will set forth the required number of hours of content for training programs, etc. Work continues on the testing component.

Ms. Houchen then reviewed suggested changes from Wednesday's meeting to the draft rules in 4723-27-07 Medication Aide Training Programs and 4723-27-08 Standard Minimum Curriculum For Medication Aide Training Programs. The Board provided input to the suggested revisions. The Board thanked Ms. Selders for her work on the curriculum model.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD EXTEND DISCUSSION ON ITEM 3.2.2.1 FOR THIRTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The Board received the document entitled "Basis For Fee Projections," distributed by Ms. Houchen. The Board discussed and reviewed the following: Projections for Participation; Projected Personnel/Functions; Basis for Fees for Participating Facilities; Medication Aide Certificates; and Training Program Approval. Ms. Houchen answered questions for clarification and received input from the Board for suggested revisions.

Ms. Brachman requested that the CMA Rule's Committee meet again at the next Board meeting to review the rules. The Board agreed by general consent that the committee's next meeting be scheduled at Noon on Thursday, January 19, 2006.

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

Evaluation of Strategic Plan and Manager's goals

The Board received a written memo and table showing the progress in meeting the outcome measures of the Strategic Plan. ED Betsy Houchen answered questions for clarification from the Board members. Ms. Houchen requested direction from the Board regarding when they would like to review the plan again. The Board agreed by general consent that it would be helpful to have the review in March prior to the Board Retreat in April.

Internal Communications

Educational requirements for endorsement applicants

The Board received a written memo, submitted by Betsy Houchen and Norma Selders, providing options for the Board's consideration for educational requirements for endorsement applicants. At the last Board meeting, the Board discussed licensure requirements for endorsement and exam applicants. This is a follow-up to that discussion, as requested by the Board. The question presented was, should endorsement applicants meet the same standards as those who apply to become licensed by examination and thereby be required to complete a nursing education program to endorse as a registered nurse or as a practical nurse? The Board agreed by general consent that applicants for examination and endorsement should be required to complete a nursing education program. However, the question remains, can an applicant who completes a registered nurse education program be licensed in Ohio as a practical nurse by examination, or should applicants for LPN licensure be required to complete a practical nursing education program. The following options were provided with draft law and rule language, as requested by the Board:

EXAMINATION – Option 1

Impact: This option would require an LPN to complete a practical nursing education program and preclude an applicant who completed an RN education program from becoming licensed as a LPN in Ohio by examination.

EXAMINATION – Option 2

Impact: This option would allow an applicant who completed an RN education program to become licensed in Ohio as a LPN by examination. Approximately 28 Boards/Jurisdictions permit this, while approximately 24 do not.

ENDORSEMENT – Option 1

Impact: To endorse as an LPN, the applicant must have completed a practical nursing education program. An applicant who completed an RN education program could not endorse as an LPN.

ENDORSEMENT – Option 2

Impact: To endorse as an LPN, the applicant must have completed a nursing education program. An applicant who completed an RN education program could endorse as an LPN.

Staff member Norma Selders reviewed the options and answered questions of the Board for clarification. J. Jane McFee stated that students are taught the LPN scope of practice in PN education programs and individuals should graduate from a PN educational program to take the LPN examination. Lisa Klenke suggested RN students wanting to sit for the examination complete a transition course to become eligible to take the LPN examination. Judith Brachman agrees that the applicant must be a PN graduate and Teresa Williams also agreed and stated a bridge-type program would be acceptable. Mary Jean Flossie stated that completion of a PN program is different from an RN program and individuals could go into a PN program and graduate for licensure. She further stated that there should be room for some kind of curriculum content to include the LPN scope of practice and to include a similar content for some courses to provide a bridge-type course in the PN program. Kathleen Driscoll pointed out that part of the education of RNs is to understand the LPN scope of practice. Board members expressed concerns that individuals who completed an RN program, but sit for the LPN exam might have the tendency to practice beyond the LPN scope of practice. Bertha Lovelace stated that she is in favor of a transition course, however, she stated the RN educational program includes a different mindset and it could lead to disciplinary issues with overstepping the LPN scope of practice. She suggested that a transition course be completed before the individual would be allowed to take the LPN exam.

Judith Brachman stated that the draft proposed statutory and rule language was confusing and needs to be rephrased. Betsy Houchen stated that the language would be reviewed and refined. Jackie Loversidge stated that an RN student could apply for advanced placement in a PN program, however, most programs have limited space for these applicants. She further suggested that during the five-year review for the Chapter 5 rules in 2006, a structure could be provided in the rules for this type of transition with a bridge course. President Smith stated she supports a transition course, but

asked whether it needs to be even broader. Betsy Houchen asked if by completing a transition or bridge course, the student would have completed a PN program and the Board stated this would be the case. The Board agreed by general consent that an individual who completed an RN program would need to complete a bridge or transition course to be eligible to sit for the LPN examination. Also, the Board indicated that it is not approving the draft proposed law or rule language, but the consensus of the Board is that an individual must complete an LPN program to take the LPN examination; an individual who completed an RN program could apply for an advanced placement in a PN program to take a transition or bridge course and thereby complete the PN program. Staff should look at Chapter 5 rules for possible revisions.

Elizabeth Buschmann expressed concern that there are nurses practicing in other states as LPNs who did not complete LPN programs, but they would not be allowed to endorse into Ohio as LPNs. The Board stated that our mission is for safe practice, but the Board does not want to exclude those already practicing in other states in good standing. The consensus was that endorsement requirements could include experience, i.e., a minimum of five years practicing nursing, in good standing, in another state. Specifying a required time of practicing nursing would prevent circumvention of Ohio law by new graduates of RN programs seeking licensure as LPNs in states with different requirements than Ohio and then coming to Ohio seeking endorsement as an LPN.

President Smith suggested that staff bring language to the Board to address the immediate issue for endorsement candidates who did not complete a PN program. For now the Board staff should continue the current practice.

Board Governance/Planning

President Smith reminded the Board that the Board Governance survey would be distributed at the January meeting for members to complete to provide their perceptions as Board members. The results will be calculated and provided for review at the March meeting to assist in planning the Board Retreat.

APPROVALS

Nursing Education Programs

Determination of Program Approval Status

Apollo School of Practical Nursing, Lima

The Board received and reviewed the report of a survey visit for the proposed Apollo School of Practical Nursing, Lima, on September 14-16, 2005, conducted to determine approval status;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY J. JANE MCFEE, THAT THE APOLLO SCHOOL OF PRACTICAL NURSING, LIMA, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Northwest State Community College, Associate Degree Nursing Program, Archbold

The Board received and reviewed the report of a survey visit for the proposed Northwest State Community College, Associate Degree Nursing Program, Archbold, on September 6-9, 2005, conducted to determine approval status;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY LISA KLENKE, THAT THE NORTHWEST STATE COMMUNITY COLLEGE, ASSOCIATE DEGREE NURSING PROGRAM, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. CYNTHIA KRUEGER ABSTAINED.

Northwest State Community College, Practical Nursing Program, Archbold

The Board received and reviewed the report of a survey visit for the proposed Northwest State Community College, Practical Nursing Program, Archbold, on September 6-9, 2005, conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE NORTHWEST STATE COMMUNITY COLLEGE, PRACTICAL NURSING PROGRAM, ARCHBOLD, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. CYNTHIA KRUEGER ABSTAINED.

Columbiana County Career & Technical Center School of Practical Nursing, Lisbon

The Board received and reviewed the report of a survey visit for the proposed Columbiana County Career & Technical Center School of Practical Nursing, Lisbon on August 30-September 1, 2005, conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT THE COLUMBIANA COUNTY CAREER & TECHNICAL CENTER SCHOOL OF PRACTICAL NURSING, LISBON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ohio University Associate Degree Nursing Program, Athens

The Board received and reviewed the report of a survey visit for the proposed Ohio University Associate Degree Nursing Program, Athens, on September 19-21 & 29-30, 2005, conducted to determine approval status;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE OHIO UNIVERSITY ASSOCIATE DEGREE NURSING PROGRAM, ATHENS, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT AN INTERIM PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE MAY 18-19, 2006 BOARD MEETING AND A FINAL PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. ANNE BARNETT ABSTAINED.

Cuyahoga Community College, Associate Degree Program, Cleveland

The Board received and reviewed the report of a survey visit for the proposed Cuyahoga Community College, Associate Degree Program, Cleveland, on September 26-28, 2005, conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY MARY JEAN FLOSSIE, THAT THE CUYAHOGA COMMUNITY COLLEGE, ASSOCIATE DEGREE PROGRAM, CLEVELAND, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Sinclair Community College, Associate Degree Nursing Program, Dayton

The Board received and reviewed the report of a survey visit for the proposed Sinclair Community College, Associate Degree Nursing Program, Dayton on October 4-6, 2005, conducted to determine approval status;

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT THE SINCLAIR COMMUNITY COLLEGE, ASSOCIATE DEGREE NURSING PROGRAM, DAYTON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATION 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 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Malone College, School of Nursing Education, Canton

The Board received and reviewed the report of a survey visit for the proposed Malone College, School of Nursing Education, Canton, on October 11-13, 2005, conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE MALONE COLLEGE, SCHOOL OF NURSING EDUCATION, CANTON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH ABSTAINED.

Case Western Reserve University, Frances Payne Bolton School of Nursing, BSN Program, Cleveland

The Board received and reviewed the report of a survey visit for the proposed Case Western Reserve University, Frances Payne Bolton School of Nursing, BSN Program, Cleveland, on October 19-21, 2005, conducted to determine approval status;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY J. JANE MCFEE, THAT THE CASE WESTERN RESERVE UNIVERSITY, FRANCES PAYNE BOLTON SCHOOL OF NURSING, BSN PROGRAM, CLEVELAND, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 17, 2005 IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 15-17, 2006 BOARD MEETING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH ABSTAINED.

Dialysis Technician Training Programs Requests for approval

Advanced Medical Services, Columbus

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT THE ADVANCED MEDICAL SERVICES (MID-AMERICA) DIALYSIS TECHNICIAN TRAINING PROGRAM BE APPROVED FOR THE PERIOD OF NOVEMBER 30, 2005 THROUGH NOVEMBER 30, 2007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX ABSTAINED.

Requests for re-approval

Belmont at Crestview, St. Clairsville

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING RE-APPROVE THE BELMONT AT CRESTVIEW, ST. CLAIRSVILLE DIALYSIS TECHNICIAN TRAINING PROGRAM FOR THE PERIOD OF NOVEMBER 30, 2005 THROUGH NOVEMBER 30, 2007. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

HSI, Beachwood

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RE-APPROVE THE HSI, BEACHWOOD DIALYSIS TECHNICIAN TRAINING PROGRAM FOR THE PERIOD OF NOVEMBER 30, 2005 THROUGH NOVEMBER 30, 2007. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, TO AMEND THE PREVIOUS MOTION TO REMOVE THE DATES "NOVEMBER 30, 2005 THROUGH NOVEMBER 30, 2007" AND REPLACE WITH THE DATES OF "JANUARY 31, 2006 THROUGH JANUARY 31, 2008." MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

National Certifying Organization Advanced Practice

Nurse practitioner etc. national certifying organizations

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD RE-APPROVE FOR 2006 THE FOLLOWING NATIONAL CERTIFYING ORGANIZATIONS FOR CERTIFIED NURSE PRACTITIONERS, CERTIFIED NURSE-MIDWIVES, CERTIFIED REGISTERED NURSE ANESTHETISTS, AND CLINICAL NURSE SPECIALISTS SEEKING A CERTIFICATE OF AUTHORITY (COA) THAT HAVE MET THE CRITERIA SET FORTH IN SECTION 4723.46 (A), ORC: AMERICAN ACADEMY OF NURSE PRACTITIONERS; AMERICAN ASSOCIATION OF CRITICAL CARE NURSES CERTIFICATION CORPORATION; COUNCIL ON CERTIFICATION OF NURSE ANESTHETISTS AND COUNCIL ON RECERTIFICATION OF NURSE ANESTHETISTS; ACNM CERTIFICATION COUNCIL, INC.; AMERICAN NURSES CREDENTIALING CENTER; NATIONAL BOARD FOR CERTIFICATION OF HOSPICE & PALLIATIVE CARE NURSES; NATIONAL CERTIFICATION CORPORATION FOR THE OBSTETRIC, GYNECOLOGIC & NEONATAL NURSING SPECIALTIES; ONCOLOGY NURSING CERTIFICATION CORPORATION; AND PEDIATRIC NURSING CERTIFICATION BOARD. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Licensees/Certificate Holders

RNS AND LPNS

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING SEPTEMBER 1, 2005 THROUGH OCTOBER 31, 2005 TO REGISTERED NURSES AND LICENSED PRACTICAL NURSES AS DEFINED IN SECTION

4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. TERESA WILLIAMS ABSTAINED ON PN-120404 NATALIE FRASHER.

Advanced Practice Nurses

Certificates of Authority (COAs)

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

Certificates to Prescribe (CTP & CTP Externship)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED SEPTEMBER 1, 2005 THROUGH OCTOBER 31, 2005 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OCDTs

IT WAS MOVED BY LISA KLENKE, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED SEPTEMBER 1, 2005 THROUGH OCTOBER 31, 2005 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

CHWs

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

ADJUDICATION

Notices of Opportunity

On Friday, November 18, 2005, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: WHITACRE, CAROL P.N. 063707 (CASE #03-1280); DEERWESTER, DAVID D.T. APPLICANT (CASE #05-3001); ALLEN, FRANCES R.N. 237443 (CASE #05-2738); FLOWERS, DOROTHY P.N. 033834 (CASE #05-3025); KRAFT, KEVIN R.N. 305653 (CASE #04-2124); MARSHALL, PENNY R.N. 215374 (CASE #05-2423); OLSIN, JANIS R.N. 228560 (CASE #04-0964); RADOSEVIC, MARKO P.N. NCLEX (CASE #05-2220); RICH, ANGELA R.N. 306153 (CASE #04-1326); SOHL, SANDRA P.N. NCLEX (CASE #05-2797); THIGPEN, TIMOTHY P.N. 091340 (CASE #03-2116); ZIEGELHOFER, CAROLYN P.N. 107096 (CASE #04-1647); EVANS, JOSEPH P.N. 115820 (CASE #05-2697); FLETCHER-LEONARD, WILMA R.N. 201851 (CASE #04-1049); KELLY, ANN R.N. 155469 (CASE #05-2690); KOSTECKI, LOUISE R.N. 155859 (CASE #05-2936) AND WEILLER, ROBERT D.T. 00175 (CASE #05-0088). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Notices of Immediate Suspensions and Opportunity for Hearing

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: PETERSHEIM, RUTH P.N. 093445 (CASE #05-2819); BRINKMAN, ANN R.N. 274719 (CASE #03-2228); DAVIS, DIANA P.N.

099232 (CASE #04-2756); BONNER, PAMELA R.N. 257523 (CASE #05-1867); BOWMAN, LOREE R.N. 276473 (CASE #03-1580); FAULKNER, MONICA R.N. 314997 (CASE #05-1768); KUNTZ, KAREN P.N. 107404 (CASE #04-3032); BANUS, PATTY P.N. 082301 (CASE #03-0035); TOLSON, RONALD R.N. 298024 (CASE #05-0811); CHORBA, MARJORIE R.N. 240874 (CASE #05-0193); MCNAY, JENNIFER P.N. 101914 (CASE #05-3088); SENGER, TRACY R.N. 278813 (CASE #03-0322); STEC, BRIAN R.N. 296360 (CASE #05-1543); VANCE, LYNETTE R.N. 275778 (CASE #05-2689) AND NOORI, MOZHGAN R.N. 220354 (CASE #05-0528). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Notices of Automatic Suspensions and Opportunity for Hearing

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC FOR THE FOLLOWING CASE(S): HOLMES, DONNA R.N. 287672 (CASE #05-3184); KLEIN, CHRISTOPHER R.N. 223958 (CASE #05-2864); WILSON, CLIFFORD R.N. 201351 (CASE #05-2611); BOARD, JENNIFER P.N. 096161 (CASE #05-2829); FLACK, MELISSA R.N. 272051 (CASE #05-3079); GREGORY, LORA P.N. 101047 (CASE #05-2152); KRAUSE, TAMMY P.N. 088097 (CASE #05-3009); MORRIS, CYNTHIA R.N. 130726 (CASE #05-3206); QUINN, MARCY R.N. 239512 (CASE #05-3236); SANCHEZ, ELIZABETH P.N. 071002 (CASE #05-0601); SPARKS, TINA P.N. 113220 (CASE #05-3096); SPURLOCK, TERESA P.N. 101457 (CASE #05-3095); STENGER, JOANN P.N. 032684 (CASE #05-3235); AND GOBIS, NANCY P.N. 100420 (CASE #05-3117). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Summary Suspension and Opportunity for Hearing Retroactive to Date Issued

GRECO, STEVEN R.N. 276308 (CASE #05-2757)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, SEPTEMBER 30, 2005 AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY THE FOLLOWING LICENSEE PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC: GRECO, STEVEN R.N. 276308 (CASE #05-2757). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Surrenders

Voluntary Surrenders

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING CASE(S): GLADWELL, JENNIFER P.N. 086161 (CASE #05-2179); MARTINDELL, MISTY P.N. 096920 (CASE #05-2594); HUPCHICK, DIANA R.N. 105938 (CASE #04-1056); JUST, SUSAN R.N. 226124 (CASE #05-0212); DUNCAN, JEANETTE R.N. 317370 PN 086900 (CASE #04-2095); STEIN, CATHY P.N. 059113 (CASE #04-1626) AND WILDER, SHAWNA P.N. 108866 (CASE #05-1855). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Non-Voluntary Surrenders

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD ACCEPT THE PERMANENT NON-VOLUNTARY SURRENDER OF LICENSE FOR THE FOLLOWING CASE: BEECHER, ELLA PN 108522 (CASE #02-0845). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

A complete copy of the Non-Voluntary Surrender shall be maintained in the exhibit book for the November 2005 Board meeting.

Voluntary Non-Permanent withdrawal of Endorsement Application

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF ENDORSEMENT APPLICATION FOR LICENSURE FOR THE FOLLOWING: HARN, JENNIFER RN ENDORSEMENT (CASE #05-2308). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Consent Agreements

On Friday, November 18, 2005, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: ADCOCK, JOAN R.N. 133786 (CASE #05-08840); BAUMGARTNER, LISA R.N. 247204 (CASE #05-1139); BAYLESS, BONNIE R.N. 217028 (CASE #05-0688); DILLION, SHERRY P.N. 087241 (CASE #04-3086); HARRIS, NANCY R.N. 152895 (CASE #05-0100); LEMLEY, TERRIE R.N. 184037 (CASE #05-2456); NEAL, MISTY P.N. 101520 (CASE #05-2075); SAUP, MARY R.N. 197237 (CASE #05-0370); PADILLA, TONYA P.N. 069966 (CASE #05-1422); SMALLEY, MARGARET P.N. 069826 (CASE #04-1434); SCHERKENBACH, PAMELA R.N. 241053 (CASE #03-1320); ANSTEATT, JERI P.N. 079039 (CASE #04-2365); CLARK, LISA P.N. 094481 (CASE #05-2636); LAX, JAMI R.N. NCLEX (CASE #04-2638); PHILLIPS, JENNIFER P.N. 117932 (CASE #05-0774); SEGAR, KATHLEEN R.N. 179534 (CASE #05-2714); SHAFER, RHONDA P.N. 109696 (CASE #05-0653); SHARP, BRANDY P.N. 113420 (CASE #04-1172); TAYLOR, CORINN R.N. 274186 (CASE #04-1134); CAMPBELL, FANNIE P.N. 094213 (CASE #04-1422); COLE, JAZMA P.N. NCLEX (CASE #05-2096); EBBESKOTTE, SHERRY R.N. 241705 (CASE #03-0557); GRANT, MICHELLE R.N. 297230 (CASE #05-0529); HAYWARD, TAMEA P.N. NCLEX (CASE #05-1288); KOS, KIM R.N. 237832 (CASE #05-0685); LJUBI, DANIELLE P.N. 110800 (CASE #05-0767); ANDERSON, TAMICHA P.N. NCLEX (CASE #05-2338); ERHARD, DEANA R.N. 316931 (CASE #05-1692); MILLER, ELIZABETH P.N. 097580 (CASE #05-2494); NTIAMOAH, FELICIA P.N. NCLEX (CASE #05-1103); WEIGMAN, JOHN R.N. 267592 (CASE #05-2050); WILLIAMS, KATHLEEN R.N. 201315 (CASE #05-2712); CARPENTER, ELIZABETH R.N. NCLEX (CASE #05-2703); LOWERY, BRENT P.N. 117340 (CASE #05-1374); MICHEL, JANET R.N. 111355 (CASE #03-0556); REYNOLDS, DEBBIE R.N. 208020 (CASE #05-1107); SCHAFFTER, SUSAN R.N. 272458 (CASE #03-1503); BLACK, CYNTHIA P.N. NCLEX (CASE #05-2522); KING, CARLA R.N. 304341 (CASE #05-0879); LILLY, MARY R.N. 147465 (CASE #05-1541); LOHNES, DEBORAH P.N. 109066 (CASE #05-1677); MARSHALL, VANESSA R.N. 287027 (CASE #05-2947); SCHARSTEIN, AMY R.N. 213927 (CASE #04-0281); SMITH, JESSICA P.N. 110730 (CASE #03-1110); WILLIAMS, MELISSA P.N. NCLEX (CASE #05-2094); WILLIAMS, NANNETTE R.N. 270216 (CASE #05-0017); JACKSON, KRISTINE R.N. NCLEX (CASE #05-0690); SANFORD, LINDA P.N. NCLEX (CASE #05-1672); LOVE, DIANA P.N. NCLEX (CASE #05-2514); SIEHL, TAMMY R.N. 201297 (CASE #05-1629); CASAMATTA, MAJKEN R.N. 247222 (CASE #04-0882); NEMETH, JONELLE R.N. 234316 (CASE #03-1483); RABAL, JANICE P.N. 058551 (CASE #04-0325); TACKETT, BEVERLY R.N. 283525 (CASE #03-0297); ANTONELLI, CATHERINA R.N. 247946 (CASE #05-0871); BRUBAKER, HEATHER R.N. 234713 (CASE #02-1550); HADDIX, TAMARA R.N. 234098 (CASE #05-2981); HOBBS, JOSHUA P.N. NCLEX (CASE #05-2596); LEWIS, SANDRA P.N. 065608 (CASE #03-1565); MURPHY, TAMMY P.N. 097094 (CASE #05-2886); MUSGRAVE, PAMELA P.N. 085711 (CASE #05-2629); PASCO, CRISTA P.N. 105024 (CASE #03-0456); RANSOM, ROXANNE R.N. NCLEX (CASE #05-2020); REID, VIOLET P.N. 111429 (CASE #05-1047); WILLIAMS, MONICA P.N. NCLEX (CASE #05-2196); BOWEN, GRETCHEN R.N. 287000 (CASE #05-3144); BRADSHAW, EMMA R.N. 254989 (CASE #04-0411); DUNN, ANGELINA P.N. 108712 (CASE #04-2818); GLENN, MICAH R.N. 280079 (CASE #04-0520); GROBLEWSKI, DIANA P.N. 089116 (CASE #04-2669); HANSON, MATTHEW R.N. 268089 (CASE #05-2165); HUGHES, SALLY R.N. 260165 (CASE #05-2767); HUMMER, JEANNE R.N. 168048 (CASE #04-2221); KOVACS, JUDITH R.N. 092559 (CASE #04-0249); LACH, DONNA R.N. 228432 (CASE #05-0254); MASSER, SANDRA P.N. 089899 (CASE #05-0218); MATTES, MARILYN R.N. 302910 (CASE #05-3068); PEMBERTON, TINA P.N. 101445 (CASE #03-1419); SHARKEY, KERRY P.N. 080662 (CASE #04-2082); BURNSIDE, AMY P.N. 106275 (CASE #05-1898); UNDERWOOD, TARA R.N. 266848 (CASE #04-2171); FETTERS, MICHELE P.N. 086918 (CASE #05-0414); STILTNER, CHRISTINE P.N. 099019 (CASE #04-0949); WRIGHT, NANCY R.N. 259947 (CASE #05-2529); HEILMAN, DONNA R.N. 214624 (CASE #04-2001); COX, ALLISON R.N. 219714 (CASE #05-1237); STEPHENS, THOMAS R.N. 278526 (CASE #05-0155); HAINES, ADAM R.N. NCLEX (CASE #05-2117); MILLER, CHARLES R.N. 250251 (CASE #05-1380); RAGLAND, SHELLY P.N. 071291 (CASE #04-2619); WARNER, BEVERLY R.N. 228068 (CASE #05-1624) AND INGRAM, CINDY R.N. 233424 (CASE #05-3246). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASE(S): BAUMGARTNER, LISA R.N. 247204 (CASE #05-1139); PADILLA, TONYA P.N. 069966 (CASE #05-1422); WEIGMAN, JOHN R.N. 267592 (CASE #05-2050); MARSHALL, VANESSA R.N. 287027 (CASE #05-2947); WILLIAMS, NANNETTE R.N. 270216 (CASE #05-0017); LOVE, DIANA P.N. NCLEX (CASE #05-2514), CASAMATTA, MAJKEN R.N. 247222 (CASE #04-0882) AND MILLER, CHARLES R.N. 250251 (CASE #05-1380). KATHLEEN DRISCOLL OPPOSED ON THE FOLLOWING CASES: WEIGMAN,

JOHN R.N. 267592 (CASE #05-2050) AND ANTONELLI, CATHERINA R.N. 247946 (CASE #05-0871). ANNE BARNETT OPPOSED ON THE FOLLOWING CASE(S): SMALLEY, MARGARET P.N. 069826 (CASE #04-1434) AND REYNOLDS, DEBBIE R.N. 208020 (CASE #05-1107). LISA KLENKE ABSTAINED ON THE FOLLOWING CASE: LEMLEY, TERRIE R.N. 184037 (CASE # 05-2456). CYNTHIA KRUEGER ABSTAINED ON THE FOLLOWING CASE: HOBBS, JOSHUA P.N. NCLEX (CASE #05-2596). YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

Hearing Examiner Reports

WALKER, MELISSA PN 113996 (CASE #04-1251)

On Friday, November 18, 2005, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Walker, Melissa P.N. 113996 (Case #04-1251); 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. Grant Shoub was the Hearing Examiner designated in this matter pursuant to Section 119.09, Ohio Revised Code (ORC).

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT IN THE MATTER OF MELISSA WALKER, THAT THE BOARD ACCEPTED ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND ORDERED THAT MELISSA WALKER'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MELISSA WALKER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 113996 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.

MELISSA WALKER'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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

MORTON, DIANNE R.N. 255800 (CASE #01-0853)

In the matter of Morton, Dianne R.N. 255800 (Case #01-0853); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation. Grant Shoub was the Hearing Examiner designated in this matter pursuant to Section 119.09, Ohio Revised Code (ORC).

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT IN THE MATTER OF DIANNE MORTON, 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 FROM REVOCATION TO PERMANENT REVOCATION AND THAT DIANNE MORTON'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. MORTON'S PATTERN OF NON-COMPLIANCE WITH A DRUG REHABILITATION PROGRAM; MS. MORTON'S ADMITTED CONTINUED USE OF ADDICTIVE SUBSTANCES; AND MS. MORTON'S FAILURE TO RECOGNIZE HER INABILITY TO PRACTICE NURSING SAFELY.

THE BOARD FURTHER ORDERS DIANNE MORTON TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 255800 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.

DIANNE MORTON'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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

REILLY, AMY R.N. 248028 (CASE #04-2830)

In the matter of Reilly, Amy R.N. 248028 (Case #04-2830); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, Report and Recommendation, and Respondent's Motion to Submit Additional Evidence, and the State's response to Respondent's Motion. Grant Shoub was the Hearing Examiner designated in this matter pursuant to Section 119.09, Ohio Revised Code (ORC).

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND ORDER THAT AMY REILLY'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 ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. REILLY 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 SET FORTH BELOW.

AMY REILLY'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 ONE (1) YEAR.

MS. REILLY MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2006.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

EVALUATION AND EDUCATION

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. REILLY SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST, OTHER THAN MS. REILLY'S CURRENT TREATING PSYCHIATRIST, ADVANCED PRACTICE NURSE, COUNSELOR, OR THERAPIST, AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. REILLY SHALL PROVIDE THE PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. REILLY SHALL EXECUTE RELEASES TO PERMIT THE PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING, AND A STATEMENT INDICATING WHETHER MS. REILLY IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

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

MS. REILLY SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF THREE (3) HOURS OF CONTINUING NURSING EDUCATION IN BOUNDARIES.

REPORTING REQUIREMENTS OF MS. REILLY

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

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

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

DURATION

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

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

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

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

MS. REILLY SHALL CONTINUE IN PSYCHIATRIC TREATMENT OR COUNSELING WITH A TREATMENT PROVIDER APPROVED IN ADVANCE BY THE BOARD UNTIL RELEASED. THE PROFESSIONAL SHALL PROVIDE REPORTS TO THE BOARD ON A QUARTERLY BASIS.

EMPLOYMENT CONDITIONS

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

MS. REILLY 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. REILLY 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. REILLY IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. REILLY

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

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

MS. REILLY 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. REILLY 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. REILLY TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. REILLY 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.

MS. REILLY SHALL NOT PRACTICE NURSING AND/OR WORK IN A POSITION FOR WHICH A NURSING IS REQUIRED PROVIDING NURSING CARE OR SUPERVISION OF NURSING CARE TO PATIENTS UNDER THE AGE OF EIGHTEEN.

FAILURE TO COMPLY

MS. REILLY'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. REILLY HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. REILLY VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. REILLY 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. REILLY HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. REILLY IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. REILLY AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. REILLY 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 AMY REILLY TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 248028 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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. TERESA WILLIAMS AND JUDITH BRACHMAN OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

No Requests for Hearings

BESSEY, TAMI R.N. 243485 (CASE #05-0049)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF TAMI BESSEY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BESSEY IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BESSEY 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 TAMI BESSEY'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS TAMI BESSEY TO SURRENDER HER REGISTERED NURSING LICENSE RN #243485 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

TAMI BESSEY'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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

SLAGLE, JONNIE P.N. 112430 (CASE #04-1868)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF JONNIE SLAGLE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SLAGLE IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SLAGLE 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 JONNIE SLAGLE'S LICENSE TO PRACTICE NURSING AS A PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JONNIE SLAGLE TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE PN #112430 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY. JONNIE SLAGLE'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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

FRENCH, KELLY R.N. 272958 (CASE #05-0540)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF KELLY FRENCH, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FRENCH IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. FRENCH 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 KELLY FRENCH'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS KELLY FRENCH TO SURRENDER HER REGISTERED NURSING LICENSE RN #272958 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

KELLY FRENCH'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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

KAKIAS, CHARLA P.N. 081226 (CASE #05-0842)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF CARLA KAKIAS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. KAKIAS IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. KAKIAS 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 CHARLA KAKIAS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN TWO (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. KAKIAS SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. KAKIAS MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2007.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. KAKIAS 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. KAKIAS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. KAKIAS 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. KAKIAS 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. KAKIAS THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. KAKIAS' LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. KAKIAS 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. KAKIAS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. KAKIAS 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. KAKIAS' LICENSE TO PRACTICE, AND STATING WHETHER MS. KAKIAS 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. KAKIAS 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. KAKIAS' 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. KAKIAS 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. KAKIAS' HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. KAKIAS 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. KAKIAS 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. KAKIAS 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. KAKIAS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. KAKIAS

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

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

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

DURATION

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

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

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

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

MONITORING

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

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

MS. KAKIAS 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. KAKIAS 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. KAKIAS' HISTORY.

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

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. KAKIAS 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. KAKIAS SHALL NOTIFY THE BOARD.

MS. KAKIAS 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. KAKIAS 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. KAKIAS IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. KAKIAS

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

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

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

PERMANENT PRACTICE RESTRICTION(S)

MS. KAKIAS 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. KAKIAS TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER. MS. KAKIAS 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. KAKIAS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. KAKIAS HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. KAKIAS VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. KAKIAS 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. KAKIAS HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. KAKIAS IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. KAKIAS AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. KAKIAS 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 CHARLA KAKIAS TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE PN #081226 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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

SCHAFFTER, ROXANNE R.N. 198713 (CASE #04-1217)

IT WAS MOVED BY KATHLEEN DRSCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT IN THE MATTER OF ROXANNE SCHAFFTER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SCHAFFTER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SCHAFFTER 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 ROXANNE SCHAFFTER'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 TWO (2) YEARS RETROACTIVE TO JULY 2005 WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. SCHAFFTER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. SCHAFFTER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. SCHAFFTER 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. SCHAFFTER'S HISTORY. MS. SCHAFFTER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SCHAFFTER 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. SCHAFFTER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SCHAFFTER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SCHAFFTER 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. SCHAFFTER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SCHAFFTER 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. SCHAFFTER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER'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. SCHAFFTER 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. SCHAFFTER'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. SCHAFFTER

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

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

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

DURATION

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

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

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

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

MONITORING

MS. SCHAFFTER 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. SCHAFFTER'S HISTORY. MS. SCHAFFTER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER'S HISTORY.

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

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. SCHAFFTER 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. SCHAFFTER SHALL NOTIFY THE BOARD.

MS. SCHAFFTER 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. SCHAFFTER 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. SCHAFFTER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. SCHAFFTER

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

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

MS. SCHAFFTER 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. SCHAFFTER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. SCHAFFTER'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SCHAFFTER'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. SCHAFFTER SHALL NOT

POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. SCHAFFTER SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

MS. SCHAFFTER SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE (1) AS A DIRECT CARE PROVIDER 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. SCHAFFTER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. SCHAFFTER 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. SCHAFFTER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. SCHAFFTER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. SCHAFFTER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. SCHAFFTER 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. SCHAFFTER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. SCHAFFTER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. SCHAFFTER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. SCHAFFTER 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 ROXANNE SCHAFFTER TO SURRENDER HER REGISTERED LICENSE #R.N. 198713 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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

SWARTZBAUGH, VICKIE R.N. 178014 (CASE #00-0217)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY LISA KLENKE, THAT UPON CONSIDERATION OF THE BOARD'S ORDER TO SUBMIT A PSYCHIATRIC EVALUATION PURSUANT TO SECTION 4723.28 G ORC, AND MS. SWARTZBAUGH'S FAILURE TO SUBMIT TO THE EXAMINATION, THAT THE BOARD FIND THAT MS. SWARTZBAUGH HAS ADMITTED THE TRUTH OF THE ALLEGATIONS SET FORTH IN THE AUGUST 18, 2005 LETTER TO MS. SWARTZBAUGH AND THAT THE BOARD FURTHER FIND THAT MS. SWARTZBAUGH IS UNABLE TO PRACTICE NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE DUE TO A MENTAL OR PHYSICAL IMPAIRMENT AND THAT MS. SWARTZBAUGH'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW.

CONDITIONS FOR REINSTATEMENT

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

MS. SWARTZBAUGH SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. SWARTZBAUGH SHALL ENTER INTO A CONSENT AGREEMENT WITH THE BOARD FOR PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS DETERMINED BY THE BOARD FOR A MINIMUM PERIOD OF TIME DETERMINED BY THE BOARD. IF THE BOARD AND MS. SWARTZBAUGH ARE UNABLE TO AGREE TO TERMS, CONDITIONS, AND LIMITATIONS IN A CONSENT AGREEMENT, THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE DETERMINED AFTER A HEARING IS HELD.

MS. SWARTZBAUGH SHALL, AT HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION FROM A PSYCHIATRIST APPROVED IN ADVANCE BY THE BOARD AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF SUCH EVALUATION. PRIOR TO THE EVALUATION, MS. SWARTZBAUGH SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THE BOARD ORDER AND ALL PUBLIC DOCUMENTS CONCERNING MS. SWARTZBAUGH, AND SHALL EXECUTE RELEASES TO PERMIT THE PSYCHIATRIST TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE PSYCHIATRIST SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, RECOMMENDATIONS FOR TREATMENT AND MONITORING, AND ANY RESTRICTIONS THAT SHOULD BE PLACED ON MS. SWARTZBAUGH'S PRACTICE. THE PSYCHIATRIST SHALL SUBMIT A STATEMENT TO THE BOARD THAT MS. SWARTZBAUGH IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

REPORTING REQUIREMENTS OF MS. SWARTZBAUGH

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

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

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

NURSE REFRESHER COURSE

MS. SWARTZBAUGH SHALL COMPLETE A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

MS. SWARTZBAUGH SHALL SURRENDER TO THE BOARD HER OHIO REGISTERED NURSE LICENSE, 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 18TH DAY OF NOVEMBER 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

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

**Post Discipline Monitoring
Lift Narcotic Restriction**

KASKEY, KIMBERLY R.N. 229820 (CASE #04-0620)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT KIMBERLY D. KASKEY, RN-229820, HAVING COMPLETED 15 OF THE 24 MONTH TEMPORARY NARCOTIC RESTRICTION CONTAINED IN PARAGRAPH 29 OF HER MAY 21, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE RESTRICTIONS CONTAINED IN PARAGRAPH 29. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Releases from Probation

HAGER, KIMBERLY P.N. 103069 (CASE #02-0425)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT KIMBERLY HAGER, PN-103069, HAVING MET THE CONDITIONS CONTAINED IN HER September 10, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

CARLENA HARRIS, PN-106042 and RN-315171 (CASES # 99-0786 & 04-1379)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT CARLENA HARRIS, PN-106042 and RN-315171, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS; HOWEVER THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DENNIS JAMES RYAN, RN 260541 (CASE #02-0503)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT DENNIS JAMES RYAN, RN-260541, HAVING MET THE CONDITIONS CONTAINED IN HIS JANUARY 16, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

GARY ALAN MINNIX, JR., PN 117373 (CASE #03-0756)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT GARY ALAN MINNIX, JR., PN-117373, HAVING MET THE CONDITIONS OF HIS NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DENA MARIE COMBS, PN 113829, (CASE # 03-1325)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY J. JANE MCFEE, THAT DENA MARIE COMBS, PN-113829, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS; HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

LISA NICOLE JEFFRIES, PN 099806, (CASE #S 01-0781, 01-0335, & 99-0962)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT LISA NICOLE JEFFRIES, PN-099806, HAVING MET THE CONDITIONS CONTAINED IN HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

TONYA MARIE BRANHAM, PN 117368, (CASE #S 94-1554 & 04-2148)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT TONYA MARIE BRANHAM, PN-117368, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE

RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS; HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

PETRA JAMILLE HILL, PN 109467, (CASE #S 01-0137 & 03-0150)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT PETRA JAMILLE HILL, PN-109467, HAVING MET THE CONDITIONS, AND COMPLETED TWENTY OF THE TWENTY-FOUR MONTHS OF THE PROBATIONARY PERIOD CONTAINED IN HER MARCH 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED EARLY FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

MICHAEL R. RODE, RN 315169, (CASE #04-1478)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT MICHAEL R. RODE, RN-315169, HAVING MET THE CONDITIONS, AND COMPLETED TWELVE OF THE TWENTY-FOUR MONTHS OF THE PROBATIONARY PERIOD CONTAINED IN HIS NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED EARLY FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

EVELYN WIMMS, PN 096109, (CASE #04-1576)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT EVELYN WIMMS, PN-096109, HAVING MET THE CONDITIONS CONTAINED IN HER NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

CECELIA MCLESTER, AKA CECELIA L. GRAVES, PN 117366, (CASE #04-1543)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT CECELIA GRAVES, PN-117366, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER NOVEMBER 19, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE PROBATION; HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

JENNIFER PALARDY, AKA JENNIFER LYNN DAWSON, RN 314417, (CASE #04-1009)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT JENNIFER LYNN DAWSON, RN-314417, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER SEPTEMBER 10, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS; HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

FRANCES JENNINGS (RISHER), PN 096639, (CASE #S 01-0432, 01-0762, 03-2061)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT FRANCES RISHER, PN-096639, HAVING MET THE PROBATIONARY CONDITIONS CONTAINED IN HER MAY 17, 2002, CONSENT AGREEMENT WITH THE BOARD, AND HER SEPTEMBER 20, 2002, MARCH 19, 2004, AND SEPTEMBER 16, 2005 ADDENDUMS TO THE CONSENT AGREEMENT, BE RELEASED FROM THE PROBATIONARY TERMS AND CONDITIONS; HOWEVER, THE PERMANENT PRACTICE RESTRICTIONS CONTAINED IN THE CONSENT AGREEMENT AND ADDENDUMS REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

TAMMY A. DAVIS, RN 189735, (CASE #02-0635)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT TAMMY A. DAVIS, RN-189735, HAVING MET THE CONDITIONS CONTAINED IN HER JANUARY 13, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

TAMMY BATTLE, RN 314416, PN 077287, (CASE #03-2148)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT TAMMY BATTLE, RN-314416 AND PN-077287, HAVING MET THE CONDITIONS CONTAINED HER

SEPTEMBER 10, 2004, CONSENT AGREEMENT WITH THE BOARD, COMPLETING FOURTEEN OF THE 24 MONTH PROBATIONARY PERIOD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DEBRA DOONE, RN 270919, (CASE #04-1998)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT DEBRA DOONE, RN-270919, HAVING MET THE CONDITIONS CONTAINED IN HER MARCH 18, 2005, CONSENT AGREEMENT WITH THE BOARD, COMPLETING EIGHT OF THE TWELVE MONTHS OF HER PROBATIONARY PERIOD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

JAMES CHARLES CELESTINO, RN-278434, (CASE #S 01-0364, 03-1643, 04-2547)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT JAMES CHARLES CELESTINO, RN-278434, HAVING MET THE CONDITIONS CONTAINED IN HIS MARCH 22, 2002, CONSENT AGREEMENT WITH THE BOARD AND THE MARCH 18, 2005, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DENISE L. LOUIS, PN 073401, (CASE #S 01-1109, 03-0025)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT DENISE L. LOUIS, PN-073401, HAVING MET THE CONDITIONS CONTAINED IN HER SEPTEMBER 19, 2003 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

ROBERTA LEACH RN 254433 (CASE #S #01-0950 & 04-0803)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY CYNTHIA KRUEGER, THAT ROBERTA SUE LEACH, RN-254433, HAVING MET THE CONDITIONS CONTAINED IN HER SEPTEMBER 10, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

DEANNA K. LAFEVRE, PN 076233, (CASE #03-0356)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT DEANNA K. LAFEVRE, PN-076233, HAVING MET THE CONDITIONS CONTAINED IN HER JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Modifications

MARGARET STREET, PN 073833, (CASE #S 00-0805, 03-2002)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD'S JANUARY 16, 2004 CONSENT AGREEMENT WITH MARGARET M. STREET, PN-073833, BE MODIFIED TO REDUCE MS. STREET'S REQUIRED MEETING ATTENDANCE FREQUENCY FROM THREE TO ONE PER WEEK AND TO REDUCE THE LEVEL OF MS. STREET'S SUPERVISION FROM ON SITE REGISTERED NURSE SUPERVISION TO ON SITE OR TELEPHONIC SUPERVISION BY A REGISTERED NURSE AT ALL TIMES. THESE MODIFICATIONS WILL NOT PROHIBIT THE BOARD FROM DETERMINING WHETHER MS. STREET IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. THEREFORE, PARAGRAPH 8 WILL BE REPLACED WITH THE FOLLOWING LANGUAGE:

MS. STREET SHALL EVERY WEEK ATTEND ONE (1) PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, CADUCEUS, OR OTHER MEETINGS SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, OR COCAINE ANONYMOUS. MS. STREET SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS BEGINNING DECEMBER 1, 2005.

FURTHER, PARAGRAPH 19 WILL BE REPLACED WITH THE FOLLOWING LANGUAGE:

WHEN WORKING AS A NURSE, MS. STREET SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS EITHER PRESENT ON SITE OR TELEPHONICALLY AVAILABLE AT ALL TIMES. FURTHER, MS. STREET SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

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

Reinstatement

JEANETTE M. SETTY, RN-231026, (CASE # 02-0295)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT, HAVING MET THE REQUIREMENTS CONTAINED IN HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD, THE LICENSE OF JEANETTE M. SETTY, RN-231016, TO PRACTICE AS A REGISTERED NURSE IN OHIO BE REINSTATED SUBJECT TO THE PROBATIONARY TERMS AND CONDITIONS CONTAINED IN THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Other

Proposed guidelines for Voluntary Retirements

The Board received a written memo with the attached proposed additions to the Complaint and Disciplinary Protocol, which Board staff developed. The additions are guidelines for the use of a Voluntary Retirement agreement as a means of resolving a disciplinary case. The Board asked that staff develop the guidelines for the use of the template. Following review and discussion;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD ACCEPT THE GUIDELINES FOR VOLUNTARY RETIREMENTS, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Default Orders

On Wednesday, November 16, 2005, Lisa Ferguson-Ramos presented information and distributed a copy of 4723.28 (G), ORC, for the Board's information concerning the use of "Default Orders" on cases where the Board orders an evaluation and the licensee fails to submit to the examination. Ms. Ferguson reviewed the statute stating that if the Board finds reason to believe that an individual under investigation may have a physical or mental impairment that may affect the individual's ability to provide safe nursing care, the Board may compel the individual to submit to a mental or physical examination. Failure of any individual to submit to an examination, when directed, constitutes an admission of the allegations, unless the failure is due to circumstances beyond the individual's control, and a default and final order may be entered without the taking of testimony or presentation of evidence. Ms. Ferguson answered questions of the Board for clarification.

OLD BUSINESS/PRIOR MEETING FOLLOW-UP

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

NEALP Update

The Board received a written update on the Nursing Education Assistance Loan Program submitted by Rosemary Booker. Ms. Booker answered questions for the Board's clarification.

Follow-up on Board Members pay for total number of hours for prep time and Board member's compensation and travel reports, revised reporting forms (Board Policies B-014 and B-017)

The Board received a written memo submitted by Betsy Houchen and Stacy Thacker with an attached copy of the revised Board policy regarding Board member compensation and reimbursement. The policy incorporated the content of existing Board Policies 4723-B-014 and 4723-B-017 and sets forth one policy for compensation and reimbursement. Ms. Houchen reviewed additions and pointed out that rather than restating State travel policies, the State's Travel Policy was attached. As the State policy changes, the Board policy would be updated as well. Also, a new form was developed, the Board Member Timesheet for Compensation; instructions were included, and will be printed on the back of the form. Further, Ms. Houchen designated one individual, the payroll officer, for the Board members to submit their information. The payroll officer will then coordinate with other staff as needed. Ms. Houchen stated that there is a differentiation between reimbursement and compensation and hoped that this change will clarify the processes. Mr. Thacker answered questions of the Board for clarification regarding reporting travel time on the Board member's time sheet. The Board members reviewed the revised policy with suggested changes. Board member Lisa Klenke stated that official duties are not defined in the law, but are defined by the Board. Ms. Houchen suggested adding "Others, as approved by the Board." The Board agreed by

general consent to the addition. A concern was expressed regarding the list of official duties on the back of the time sheet, which did not include Board meeting preparation time.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ms. Houchen agreed that the ten hours of preparation time to review materials should be added to reflect the official duties as written in the policy. Bertha Lovelace asked whether the Board members needed to document up to the ten hours or all hours. Mary Jean Flossie believed that they should document all hours and not leave it open to be added automatically to eliminate any confusion. Mr. Thacker responded that the Board members should document ten hours, so that the time would not be in question of whether to be paid. He further directed Board members to document the times spent on official duties. Ms. Flossie agreed that the preparation time needed to be logged to be consistent. The Board requested that the duties reflect what can be considered as preparation time. Ms. Houchen responded that time spent on official duties could be reviewed in terms of the budget if the Board wished to include total preparation time. The Board began a discussion regarding situations that require work to be done on the evenings during Board meetings and whether it should be compensated in addition to or separate from preparation time before arriving for the Board meeting. The Board also raised questions about raising the limit from ten to fifteen hours, as suggested by Ms. Flossie. Mr. Thacker responded that the purpose of this policy is for the Board's consideration to decide how they wish to be compensated and they could be paid for all of their preparation time or impose a limit in terms of budgetary constraints. He also reminded the Board that they had previously explored other options and decided to remain with the ten hour limit, however, the Board can make changes to their own policy at any time. President Smith added that preparation time spent after arriving in Columbus was not included in the time logged over the three-month period.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY TERESA WILLIAMS, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Judith Brachman suggested that the Board continue logging their time spent reading (packet) materials after they arrive in Columbus on Wednesday nights, but not include the material they read after the meeting begins. Ms. Flossie believed that the hours should also be considered as preparation time in addition to being compensated for Board meeting time. Kathleen Driscoll stated that she has concerns of increasing the limit too much in terms of budget issues. She suggested extending the time for two additional hours at the most, given the variations of speeds of reading, especially for new members. President Smith stated that she appreciated the hesitation to increase the preparation time without a budget analysis and suggested that the Board approve the policy with the amendments as suggested and direct staff to review budget constraints first. Teresa Williams agreed and stated her concerns regarding the impact of potentially five new Board members. Judith Brachman agreed to leave the preparation limit to ten hours. She suggested if the Board wished to reconsider an increase that it be based on the increased numbers of disciplinary matters for the next budget proposal and be prepared to submit the numbers. Following review;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD APPROVE BOARD POLICY 4723-B-014, AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY TERESA WILLIAMS, THAT THE BOARD RESCIND BOARD POLICY 4723-B-017. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Revised Board Policies

The Board received a written memo with the attached Board Policy 4723-B-018 "Evaluation of Executive Director" for review. The recommendations for changes made at the September Board meeting were highlighted in red. Following review;

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE BOARD APPROVE BOARD POLICY 4723-B-018, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Paperless Board meeting process

President Smith requested feedback from the Board members on the paperless meeting process. Judith Brachman stated that it would be helpful in the second mailing to also list the items in the first mailing. Also, she asked if the number of pages could be indicated on large documents. Teresa Williams noted that the members seem to be more proficient and that she likes it a lot. Lisa Klenke asked whether the consent agreements could be added onto their laptops. Cynthia Krueger agreed that she also would like to see the consent agreements included on the laptops and both indicated their willingness to try the paperless system for consent agreements and notices.

NEW BUSINESS

Follow up on Open Forum Proposal

President Smith directed the Board's attention to the Open Forum presentation by the OAAPN representatives Jacalyn R. Golden MSN, CRNP, Legislative Chair and Jan Fuchs, MSN, CNS, requesting that the Board and the practice committee develop a subcommittee consisting of APNs and practice committee members to further develop and refine the Decision Making Model for use by APNs. This would help APNs in deciding whether new procedures or technologies are within their scope of practice.

The Board discussed the pros and cons of establishing a separate committee and suggested that the staff bring back recommendations and review the advisory groups. The Board further directed staff to bring back options to be evaluated at the January meeting.

REVIEW OF MEETING/EVALUATION OF PROCESSES

Discussion of election process

President Smith began a discussion regarding evaluation of the election process. She suggested that the process be evaluated each time after changes are implemented. She asked if the Board had any concerns or thoughts for policy revisions in the future. Judith Brachman suggested allowing nomination of others as well as self-nomination for offices. Mary Jean Flossie believed that some members might not feel comfortable promoting themselves and hoped that reviewing the process would provide for a well-planned process. Bertha Lovelace suggested setting a deadline for a ballot of candidates but allow nominations to be accepted after the deadline. President Smith agreed that the Board should not limit an opportunity for a member or the Board because of a missed deadline. She further stated that members could decide for themselves if they wanted to send a note to show their interest in running, wait to make their interest known, or allow someone else to nominate them for a show of support. Following discussions, the Board agreed by general consent not to change the policy at this time; however, the next time the policy is reviewed they will consider including the option of self-nomination.

Other

President Smith stated, according to feedback from the staff, the broadcast has been helpful for them to know when to come into the Board meeting. She reminded Board members and staff members to speak into the microphones because their voices are not carrying very well over the broadcast.

President Smith stated that the staff is asking direction from the new officers regarding whether or not to go live to the public with the broadcast in January. Teresa Williams stated that inter-office broadcasting is fine; however, she is not sure if it should go live to the public at this time. She requested if a light could be installed to indicate when the broadcast is on. President Smith responded that the broadcast is not turned on until the meeting is open and is turned off when the Board is not in session. Mary Jean Flossie suggested that a staff member be assigned to monitor the broadcast. Lisa Klenke added that the broadcast is good for the students to have access that are unable to travel to Columbus. The Board agreed by general consent to wait until January and re-evaluate whether to go live to the public with broadcasting. Judith Brachman asked whether the recording could be made available after the meeting for download to play for students with an explanation of what is happening throughout the recording. Lisa Klenke reminded the Board that broadcasting could be an alternative to taking meetings/conferences on the road and would also meet that goal if made available to the public.

Teresa Williams requested that the business phone and fax numbers, and e-mail addresses be added to the staff roster for all of the units along with the new Board member information.

Ms. Williams, spoke about concerns regarding security. She asked about the Board conference room windows and whether the view should be blocked off from the elevators using blinds/curtains/tinted windows, etc. or whether both doors of the entry should be locked and opened to only those who enter with a visitor badge. Or should a staff member be assigned to sit at the door to monitor who comes into the meeting. AAG Tara Berrien reminded the Board that the meeting is an open meeting to the public. ED Betsy Houchen responded that she would take their concerns back to the Management Team for discussion to perhaps resolve some of the security issues without imposing on the open meeting requirements.

Mary Jean Flossie reminded the Board of the importance of its mission and why it is reviewed at each meeting to remind them of its primary focus to protect the public as different issues are discussed and decided. She further stated that the safety precautions listed by Ms. Williams sounded like excellent suggestions for assuring safety.

President Smith thanked the Board and announced that all retiring Board members need to return in January. The retiring members continue in office for sixty days after their terms expire or until the Governor makes appointments/reappointments.

Bertha Lovelace thanked Yvonne Smith on behalf of the Compliance Unit. President Smith served as Ms. Lovelace's backup on cases involving the Cleveland Clinic and also established many new processes while serving as the Supervising Member.

President Smith thanked the Board and stated that it was her pleasure to serve as the Supervising Member and as the President for the last two years. She further stated that she will miss everyone and it has been a pleasure to serve on the Board of Nursing.

FOR YOUR INFORMATION (FYI)

The Board received the following FYI items: Letter from the President to Governor Taft regarding reappointments; Letter from the President and Executive Director to Senator Kirk Schuring regarding the Licensure Compact; Revised Annual Report; Letter from Executive Director to NCSBN requesting a consumer forum; Memo from the Board Executive Director regarding request for consumer forum; and NCSBN Council Connector.

President Smith requested feedback from the Board members on the FYI items. There were no comments provided.

ADJOURN

The meeting was adjourned at 2:30 p.m. on November 18, 2005.

Yvonne Smith, MSN, RN, CNS
President



Attest:



Betsy Houchen, RN, MS, JD
Secretary