

Ohio Board of Nursing  
Columbus, Ohio  
Minutes of Meeting  
May 19-20, 2005

Regular Meeting of the  
Board May 19-20, 2005

The regular meeting of the Ohio Board of Nursing (Board) was held on May 19-20, 2005. The president, vice-president, and executive director reviewed the agenda prior to the meeting.

On Thursday May 19, 2005, at 9:10 a.m. the meeting of 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 – (left at 12 Noon on Friday)  
Judith Brachman, Consumer Member  
Debra Broadnax, MSN, RN, CNS  
Elizabeth Buschmann, LPN  
Kathleen Driscoll, JD, MS, RN  
Lisa Klenke, MBA, RN, CNA-A  
Cynthia Krueger, RN, MSN  
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters  
J. Jane McFee, LPN  
Kathleen O'Dell, RN, M.Ed., N.C.S.N.  
Teresa Williams, LPN

Staff Members:

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

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

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

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

**Administrative Matters**  
Report of the President  
Announcements of  
meetings/scheduled  
events

President Smith:

- Apologized to the gallery for the late start in order to accommodate seating arrangements for the students;
- Distributed an article to the Board submitted by Board member Judith Brachman entitled "Nursing in America, Portrait of America"; and a positive note from a nurse commending the Board and staff members;
- Reminded the gallery that this was the first live paperless Board meeting should the meeting appear to become bogged down due to technical difficulties;
- Reported that Sue Daugherty, Executive Director, Serving Our Seniors, is

Announcements of meetings/scheduled events      scheduled to speak to the Board regarding drug repository during Open Forum; and

- Executive sessions will be held on Thursday May 19, 2005 and Friday May 20, 2005, as needed.

Housekeeping items/reminders      President Smith:

- On Thursday May 19, 2005 and on Friday May 20, 2005 welcomed the gallery and recognized students from Wright State University and Otterbein College;
- Requested Board members to introduce themselves and indicate their practice areas and hometowns; and
- Reminded Board members that motions to extend discussion should be for a minimum of 15-30 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 Thursday May 19, 2005, from 9:10 a.m. through 7:15 p.m. and on Friday May 20, 2005, from 9:00 a.m. through 3:15 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

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

The report agenda included the following agenda items:  
2.1.2 Draft Notes, 3/05: Center For Nursing Workforce Planning;  
2.2.3 Final Minutes, 10/04: Committee On Prescriptive Governance (CPG); and  
3.3.3 Board Member Guidelines Manual

Minutes of March 17-18, 2005 Board meeting      IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY ELIZABETH BUSCHMANN, THAT THE MINUTES OF THE MARCH 18-19, 2005 BOARD MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Minutes of April 18-19, 2005 Board Retreat meeting      IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY ANNE BARNETT, THAT THE MINUTES OF THE APRIL 18-19, 2005 BOARD RETREAT MEETING BE APPROVED AS SUBMITTED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN DRISCOLL, KATHLEEN O'DELL AND LISA KLENKE ABSTAINED.

Executive Director report      The Board received the Executive Director's written report submitted by John Brion. Director Brion provided verbal highlights of the report and answered questions for clarification as follows:

Director Brion reported that the new Board meeting room still needs electric installed and will be used for the July meeting. He commended Eric Mays for a good job. The former Board meeting conference room will be divided into 6 offices and 3 cubicle spaces with one conference room still available.

#### **Agency Updates**

##### *Senate Budget testimony*

The Executive Director presented budget testimony on behalf of the Board before the Senate Finance Committee on April 19th. It was communicated that the Board was pleased with the House of Representatives' proposal to exempt the Board from consolidation under the Department of Health or any other state agency. The budget appropriations for both years of the biennium are in keeping with Board requests submitted to the Office of Budget Management (OBM) and no request for additional funding was made. Director Brion reported that the Board should obtain all 5 new positions if all is approved in the Board's Budget request. It was, however, pointed out that should the plan to require that the Board develop and oversee a pilot program for medication aides be adopted, additional funding would be needed to allow for adequate staffing of such a program.

Executive Director  
report

*Nurse Licensure Compact*

The Board has been asked by Senator Kirk Schuring (R-Canton) to prepare a draft letter for solicitation of co-sponsors on nurse licensure compact legislation. Such a letter is being prepared and will be provided to Senator Schuring. Distribution of draft legislation with a request for cosponsors is typically the final step taken prior to introduction of a bill. Accordingly, a Senate bill should be introduced around the end of May or early June.

*Nurse Education Grant Program (NEGP)*

The official 'Notice of Funding Availability' was mailed to nursing education programs March 4, 2005. The following week, the 'Notice of Funding Availability' and related rules were posted to a special section of the Board's website. The RFP (request for proposals) was posted to the web April 4, 2005. All nursing programs in Ohio were notified of the RFP posting via certified letter to assure that each program was adequately notified of the opportunity to apply for grant funds. Board member Judy Brachman has joined the NEGP planning group, which is currently focusing on measurement criteria for grant applications. The program remains on course to make grant awards to Ohio nursing programs in September for the 2005-2006 school year. Director Brion added that Eric Mays has been busy fielding questions as the program has generated interest in the available funds for grants.

*Nursing Rewards Campaign*

The Nursing Rewards Campaign continues to enjoy success at attracting attention to the web site ([www.nursingrewards.com](http://www.nursingrewards.com)). Dan Shellenberger from the Ohio Government Telecommunications (OGT) has indicated that he would like to change and update the website and do another media buy in the fall (billboards and possibly radio) if funds are available at the close of the fiscal year.

Elizabeth Buschmann suggested that billboards not be in the industrial areas of the state. Mr. Brion indicated that he would look into her suggestion. Teresa Williams stated that she has not seen any billboards in the Southern Ohio area. Mr. Brion reminded the Board members most of the billboards are located in the larger cities.

Director Brion thanked the staff for their work on the Board Retreat and the paperless Board meeting and personally acknowledged Rosemary Booker for her work with the on-line renewal as a great achievement. Ms. Booker acknowledged other staff whom also contributed to the process. She stated there have been a few minor problems. About 7,050 nurses have renewed on line in the past two weeks.

The ED report also covered the following areas or programs:

- Rosemary Booker – Financial Administration and RN on-line renewal;
  - Eric Mays - Information Technology; Facilities and Telecommunications, Nurse Education Grant Program (NEGP);
  - Stacy Thacker – Human Resources - New Hires;
  - Cynthia Snyder – Legislative/Regulatory Specialist Report (See report below);
  - Norma Selders –Education, Licensure and Nursing Practice; Licensure, Renewals; Continuing Education; and Advisory Group for Continuing Education;
  - Jackie Loversidge - Nursing Education Progress Reports; Program Updates; Upcoming survey visits to Nursing Education Programs, 2005; and Proposed Programs;
- Lisa Ferguson-Ramos – Disciplinary Unit;
- Lisa Emrich - Monitoring & Alternative Programs Unit
  - Post Disciplinary Monitoring Stats
  - Alternative Program for Chemical Dependency Stats
  - Practice Intervention and Improvement (PIIP) Stats (November and December 2004)

Executive Director  
report

**Legislative/Regulatory Specialist (Cynthia Snyder)**

*House Bill 66 (Calvert, R-Medina) Biennial Budget Bill*

The budget bill is currently under consideration in the Senate Finance Committee. This committee is chaired by Senator John Carey (R-Wellston). Other committee members include: David Goodman (R-Bexley) Vice Chair; Ron Amstutz (R-Wooster); Steve Austria (R-Beavercreek); Gary Cates (R-West Chester); Patty Clancy (R-Cincinnati); Randy Gardner (R-Bowling Green); Tom Niehaus (R-New Richmond); Joy Padgett (R-Coshocton); Tom Roberts (D-Dayton) Ranking Minority Member; Dan Brady (D-Cleveland); Ray Miller (D-Columbus); and Charlie Wilson (D-Bridgeport).

Unlike the House, the Senate Finance Committee has not divided into subcommittees, but the full committee is hearing all budget testimony. Education portions of the budget are being considered simultaneously in the Senate Education Committee, as are tax provisions in the Senate Ways and Means Committee. A substitute bill incorporating proposed Senate changes is expected to be presented on Tuesday May 24th, and the goal is to pass a bill out of committee on May 31st. A vote of the full Senate is tentatively planned for June 1st.

The Boards' consolidation plan continues to be discussed. Those boards that remain targeted for consolidation (as well as the Dental Board and a few others) have submitted an alternative proposal to the Senate. This would create an enhanced administrative support agency within the Department of Administrative Services (DAS), which would handle all the activities currently provided for these boards by the Central Service Agency (also under DAS). This plan would also call for standardized personnel, purchasing, and accountability policies to be utilized by the boards and commissions, but allow them to retain autonomy over individual program, budget, investigatory and personnel matters. As presented, this would afford the executive additional oversight while allowing the boards and commissions to maintain independence with respect to licensure and regulatory functions. All of the boards and commissions impacted by the House version of the consolidation proposal have endorsed this alternative approach. The Boards of Nursing, Medicine, and Pharmacy would not be impacted by the proposal.

There has been some informal discussion in the Senate that if consolidation is adopted for *any* boards, all boards and commissions should be included. The new proposal may make it easier because it would consolidate the boards and commissions that currently utilize the services of the Central Service Agency. The "big three" boards, Nursing, Medical, and Pharmacy, are not reliant on Central Service Agency for administrative support services since each handles these functions internally. In his testimony before the Senate Finance Committee on April 19th, Director Brion was asked whether the Board supported the new consolidation proposal. He responded that given the Board's current standard of effectiveness and efficiency, it was not supportive of any proposal that would alter its structure and operations.

Board staff have also discussed with the Senate the proposed medication technician pilot program. The delegation language and other provisions approved by the Board at the March meeting were submitted to the Senate Republican caucus for its consideration. A brief background and explanatory memo was also prepared. The Ohio Nurses Association and LPNAO have provided the Senate with the draft amendment prepared in the House for Representative Merle Kearns (R-Springfield). This amendment includes delegation language, but also includes a variety of other provisions sought by ONA and LPNAO. It is unclear at this point; whether the ONA language will be accepted by the Republicans in the Senate or whether they will pursue revised language that would be less objectionable to the long term care (LTC) industry. It is also unclear what position the nursing home associations have taken on the medication technician pilot program with members of the Senate.

Director Brion reminded the Board that they might need to revisit the language. He pointed out that one issue remaining is whether medication aides could function as a medication aide and STNA simultaneously. He stated that Senator Watchman believes this is a nursing delegation decision and discussions continue. Also, discussions continue on whether or not a HS diploma will be required. He noted that those

Legislative/Regulatory  
Specialist Report

individuals working in assisted living facilities who are not STNAs would be required to work as a personal care aide for a year in assisted living settings to qualify to train as a medication technician. Staff member Norma Selders stated that she thinks Senator Watchman believes that it is essential that nursing be involved. Director Brion stated that up to this point the Board has remained neutral on the med tech issue, however he believes a line needs to be drawn if med techs are allowed to function in any other role as it would be the same as an unlicensed nurse and would be unsafe. He believes that the board should draw a line at that point. Board member J. Jane McFee asked for further clarification. Director Brion explained that the med tech should only perform as a med tech and cannot function in both roles at the same time. Director Brion stated that this is his opinion only and that they need to separate the functions. Board member Lisa Klenke stated that she believes all activities are being done under the delegation rules. To divide the hours to perform each function and pass meds at certain times of the day is not an independent decision, but should be at the direction of a nurse. Anne Barnett agreed with Director Brion and that more med errors would occur if med techs were pulled in/out of the role and they would get confused. It would prevent confusion if they only functioned in a med tech role. Director Brion stated that he has concern regarding LPNs being replaced with med techs. Nursing care then becomes someone else's role. Kathleen Driscoll stated that it is a hard distinction to make regarding the nursing task vs. med tech task. Anne Barnett felt that this is a problem. During the rule writing process it can be hammered out. However, if included in law it needs to be settled now. Debra Broadnax thinks that the roles need to be separated. President Smith agreed. Judith Brachman stated that there needed to be a distinction in tasks i.e. shorter shifts, such as a 2-hour shift as a med tech/4 hour shift as a STNA. J. Jane McFee stated that she supports Director Brion's opinion regarding the need for LPNs in extended care facilities. Bertha Lovelace stated that she realizes how important passing meds is as part of nursing preparation and without the proper training, this is a serious venture. Jane McFee stated that in the LTC setting the LPN is in charge and does the delegating. She further stated that the LPN should not be replaced, but more time and cheaper hands are in demand. Norma Selders pointed out that in the OSU pharmacology program, the med tech did not have time to do other things. Ms. Selders stated that she could get the literature on that program for the legislators. Debra Broadnax also suggested that the federal guidelines for Dialysis Technicians be reviewed because the federal regulations address this topic. Cynthia Snyder stated that she would reserve the right with Senator Watchman to address this issue further. Director Brion stated that he would bring this issue up during a visit to Mansfield at a reception honoring the Community Health Workers with Senator Harris and Representative Hartnett.

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

*House Bill 117 (Reidelbach, R-Columbus) Alternative Health Care Practitioners*

This legislation is a revision of the bill debated during the last legislative session regarding the authority of regulatory boards to address activities of unlicensed individuals and entities. The bill was originally proposed in response to actions taken by the Ohio Dietetics Board against individuals who the board believed were engaging in regulated dietetic activities without a dietician's license. The actions were perceived by some legislators as being both heavy handed, and an inappropriate restriction on alternative health care practitioners and consumers.

*House Bill 117* would essentially allow individuals to provide alternative or complementary health care services without obtaining a professional license or satisfying any educational or training standards. "Complementary or alternative health care service" is defined as "the provision of any complementary or alternative health care treatment to a patient by an individual who is not a licensed health care professional." The legislation defines "complementary or alternative health care treatment" as "a method of treating an individual's health condition that is designed to be an alternative to prevailing or conventional methods used to treat the health condition." It also states "complementary or alternative health care treatment may be provided in addition to or in place of other treatment options."

Legislative/Regulatory Specialist Report     The bill prohibits alternative practitioners from using professional titles for which state licensure is required, and also includes notice and consent requirements for consumers of complementary and alternative health care services. Individuals are restricted from engaging in alternative or complementary health care services if they have certain felony convictions, or if their license as a nurse or other health care professional has been revoked. There are, however, significant exceptions to these restrictions.

The legislation is currently under serious discussion in the House Commerce and Labor Committee. Several committee members have expressed the view that as long as consumers are aware these practitioners are not licensed and regulated by the state, they should not be prohibited from availing themselves of the alternative or complementary health care services.

*Other legislative issues*

Hearings have begun on House Bill 196 (Kearns, R-Springfield) that would permit hospitals to grant admitting privileges to Advanced Practice Nurses (APNs). The legislation is permissive in nature and provides that the patient is under the supervision of the admitting APN when the services to be provided are within the scope of practice for that APN. In situations where the treatment or services are not within the admitting APN's scope, he or she is responsible for securing a doctor, dentist, or podiatrist who is on the medical staff to supervise the patient. It is expected that the physician lobby will oppose this legislation.

The nurse educator tax credit proposal has also been re-introduced in companion bills. Rep. Peter Ujvagi (D-Toledo) is the sponsor of House Bill 127, which had its first hearing in the House Ways and Means Committee. The Senate version, Senate Bill 104 sponsored by Senator Teresa Fedor (D-Toledo), has been referred for hearings to the Senate Ways and Means Committee.

Another measure similarly designed to address the nursing shortage is House Bill 172, sponsored by Rep. John Boccieri (D-New Middletown). This bill would exempt from state income tax, the salary of nurses who work in hospitals or nursing homes. This exemption would be available to a nurse for the first five years during which he or she is a full-time employee in these settings. House Bill 172 has also received a first hearing in the House Ways and Means Committee.

Legislative Chart     The Board received the Nursing Legislative Status Report as of May 12, 2005 submitted by Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant information. Ms. Snyder reviewed the chart and answered questions of the Board members for clarification.

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

The Board continued to review the chart and Ms. Snyder answered their questions for clarification.

Memo regarding H.B. 117     The Board received a written memo regarding H.B. 117 submitted by Cynthia Snyder, Legislative/Regulatory Specialist. An update was also provided in the Executive Director Report on H.B. 117. The memo included the following information for the Board's consideration: last year the Board reviewed and discussed a legislative proposal to permit the provision of certain health and nutrition services by unlicensed practitioners. The sponsor of that legislation, Rep. Linda Reidelbach (R-Worthington), has introduced a new proposal to address the same set of concerns that prompted last year's bill.

House Bill 117 would recognize in Ohio a new category of "complementary or alternative health care services" that could be provided to patients by individuals not licensed as health care professionals. The bill defines "complementary or alternative health care treatment" as "a method of treating an individual's health condition that is designed to be an alternative to prevailing or conventional methods used to treat the health condition". It further provides that "[c]omplementary or alternative health care

Memo regarding  
H.B. 117

treatment may be provided in addition to or in place of other treatment options." Proposed new Revised Code section 4783.02 states: "It is hereby declared to be the public policy of the state: (A) That the provision of complementary or alternative health care services enhances the health and welfare of the residents of Ohio; (B) That the regulation or licensure of complementary or alternative health care service providers is inappropriate and unnecessary." The practical application of the legislation would be to allow individuals to provide complementary or alternative health care services without being considered to be in violation of the Nurse Practice Act, the Medical Practice Act, or the licensing provisions applicable to dentists, optometrists, pharmacists, chiropractors, occupational therapists, physical therapists, athletic trainers, and providers of orthotics, prosthetics, and pedorthics. [Revised Code section 4783.06] While the bill includes no defined scope of practice, it does prohibit practitioners of complementary or alternative health care from engaging in certain health care services. These include performing surgery or other procedures that puncture the skin, performing an adjustment of the articulation of the joints, administering or prescribing any drugs or medical oxygen, and other enumerated activities. [Revised Code section 4783.04(A)] The bill also imposes on practitioners of complementary or alternative health care services a requirement that they meet specific patient disclosure requirements including advising prospective patients about the type of services to be provided, the degrees, training, experience or other credentials of the practitioner, and the fact that the practitioner is not licensed or regulated by the state of Ohio. The bill places responsibilities on eight of the health care regulatory boards, including the Board, to investigate allegations regarding complementary or alternative health care practitioners. When a board receives such a complaint, it must first determine that the alleged activities fall within the jurisdiction of the board. If the receiving board determines that the alleged activities fall within the jurisdiction of another licensing board referenced in the bill, it would be required to forward the complaint to the appropriate board. If the subject matter of the complaint is within the jurisdiction of the receiving board, that board would be required to conduct a preliminary investigation to determine whether the individual involved violated the prohibition on engaging in certain activities, or failed to provide the required disclosure of information. [Revised Code section 4783.06(B)] If the preliminary investigation reveals that the complementary or alternative health care practitioner failed to provide the required disclosure, and it is the first such occasion of this failure, the board is required to censure or reprimand the individual. Second or subsequent violations of the disclosure provisions would require that the investigating board forward the matter to the appropriate county prosecutor for possible prosecution. [Revised Code section 4783.07(A)]. If the investigating board determines that the complementary or alternative health care practitioner has engaged in any of the prohibited activities, and it is the first such occasion of this violation, the bill requires that the individual agree in writing not to engage in the prohibited activity. The board would also be permitted to impose limitations on the individual's practice that it determines are appropriate. For subsequent violations of this nature, the investigating board is required to refer the matter to the appropriate prosecuting attorney. Provisions are also included allowing for immediate referral to the county prosecutor in instances where an individual has been harmed, or when the investigating board determines it is necessary to prevent a complementary or alternative health care practitioner from providing complementary or alternative health care services. Referrals to the county prosecutor do not mandate that any further action be taken. [Revised Code sections 4783.07(B)(C) and (D)] House Bill 117 raises some significant questions. One question relates to the policy of the state in requiring the licensure and regulation of health care practitioners, whether alternative or otherwise. If the legislature decrees that licensure and regulation are not appropriate for complementary and alternative health care practitioners, why are they appropriate for other types of health care providers? Also, what is included within the term "complementary and alternative health care treatment"? Something that is considered complementary or alternative practice in 2005 may not be viewed in the same way in subsequent years. Further, what authority does a regulatory board such as the Board have over individuals not subject to its licensure or regulatory requirements? Finally, why should fees paid by nurses, dialysis technicians, and community health workers pay for investigations into the activities of individuals who do not provide financial support for the activities of the Board? The Medical Board and Board of Dietetics have shared with the sponsor their concerns with House Bill 117. The legislation is currently under consideration in the House Commerce and Labor

Memo regarding  
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Committee, chaired by Representative Tim Schaffer (R-Lancaster). Representative Schaffer has indicated to individuals from other boards that his office is fielding numerous calls and letters in support of the legislation, and relatively few opposed. He is convening a meeting of interested parties in the near future to discuss the matter. It appears that House Bill 117 has sufficient support in the House of Representatives to pass. It has been suggested that a commitment to move the bill has already been made to Representative Reidelbach, who has devoted an enormous amount of time and energy to this issue. It has also been suggested that the proponents of this measure, who are largely engaged in diet and nutrition counseling, will not abandon their efforts to promote enactment of such a bill.

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANE MCFEE, THAT THE BOARD EXTEND THE DISCUSSION FOR THIRTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ms. Snyder stated that she believes it is time for the Board to go on record regarding its position on this bill. President Smith questioned if the bill pointed out the differences in alternative patient care and complementary care and addressed the investigatory issues. Teresa Williams asked whether the Board could discipline anyone practicing as an imposter and if such a person could be referred to the AG's office. Anne Barnett stated that she opposed the bill and agrees with President Smith to some degree. Staff member Lisa Ferguson-Ramos stated her concerns regarding the regulatory function and believed that the sanctions allowed are somewhat problematic. Judith Brachman stated that alternative health care practitioners often work with the traditional medical/nursing community and it is not always a bad thing. There is an OSU clinic providing complementary care with the doctors certified in the field. However, she believes that the board needs to oppose this bill. President Smith stated that alternative and complementary care together can support health care professions; however, she has concerns regarding putting the public at risk with no oversight. Lisa Klenke pointed out that when last year's version was introduced; the Medical and Pharmacy Boards opposed it. The Nursing Board decided to monitor the bill for further movement. Director Brion met with Representative Reidelbach and shared the Board's concerns. Lisa Klenke stated that this bill expands beyond nutrition and this Board needs to protect the public and she would oppose it. Cynthia Snyder pointed out that this Board has not taken a position up to this point. The House Commerce and Labor Committee is holding hearings on the bill and it is a free enterprise issue for some consumers and interested parties. Representative Tim Shaffer R-Lancaster has met with other boards that are in support and he says support is pouring into his office from interested parties. There has been very little opposition. She further indicated that this is a difficult position for the Board to be in with public safety in jeopardy with no oversight. Director Brion stated that he is concerned and the Board needs to identify this as an unregulated professional without licensure with a "get out of jail free card" with a one-time exemption. This bill would threaten regulation in Ohio and the protection and safety of the public. President Smith pointed out the alternative therapy providers could see individuals who choose to go to them and if the practitioner oversteps their boundary, no oversight is provided. Cynthia Snyder is requesting that the Board adopt a formal position. Following the lengthy discussion;

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ADOPT THE POSITION IN OPPOSITION TO H.B. 117 BECAUSE OF THE HEALTH AND SAFETY ISSUES INHERENT IN ITS APPLICATION. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH OPPOSED.

Fiscal Report

The Board received the written financial report covering the quarterly report reflecting the expenditures and revenue that occurred during SFY 2005, with the following exception: Funds encumbered in SFY 2004 and used to make purchases during FY 05 were omitted. Ms. Booker answered questions of the Board for clarification. The report also contained the SFY 2005 Report Summary and Special Issues – Nursing Shortage Fund.

Executive Sessions

On Thursday May 19, 2005,  
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF AND TO DISCUSS PENDING AND IMMEDIATE COURT ACTION. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday May 19, 2005, at 3:00 p.m. the Board went into executive session to discuss a personnel matter related to the employment of staff and to discuss pending and imminent court action. All staff members and all visitors left the meeting room, except for Executive Director John Brion during the session to discuss a personnel matter related to the employment of staff. During the discussion on pending and imminent court action, all staff members and all visitors left the meeting room, except for John Brion, Betsy Houchen and AAG Kathy Bockbrader.

At 3:05 p.m., the Board reconvened in open session and Mary Jean Flossie reported that at 3:00 p.m. on Thursday May 19, 2005, the Board went into executive session to discuss a personnel matter related to the employment of staff and on pending and imminent court action.

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

On Thursday May 19, 2005,  
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON CASES BEFORE THE BOARD. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday May 19, 2005, at 3:05 p.m. the Board went into executive session to deliberate on cases before the Board. Board members Yvonne Smith, Bertha Lovelace, AAG Kathy Bockbrader, all staff members and visitors left the room.

At 7:15 p.m. the Board reconvened in open session and on Friday May 20, 2005 at 9:00 a.m., Mary Jean Flossie reported that at 3:05 p.m. on Thursday May 19, 2005, the Board went into executive session to deliberate on cases before the Board.

On Friday May 20, 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 Friday May 20, 2005, at 10:35 a.m. the Board went into executive session to deliberate on cases before the Board. Board members Yvonne Smith, Bertha Lovelace, AAG Kathy Bockbrader, all staff members and visitors left the room.

At 10:50 a.m., the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to deliberate on cases before the Board.

On Friday May 20, 2005,  
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMEDIATE COURT ACTION MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Friday May 20, 2005, at 1:05 p.m. the Board went into executive session to discuss pending and imminent court action. All staff members and all visitors left the meeting room, except for John Brion, Betsy Houchen and AAG Kathy Bockbrader.

- Executive Sessions At 1:15 p.m., the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to discuss pending and imminent court action.
- Report of Assistant Attorney General On Friday May 20, 2005, the Board received a written report on pending and imminent court actions from AAG Kathy Bockbrader.
- Special Orders  
Choose delegates for Delegate Assembly President Smith began the discussion regarding choosing the delegates for Delegate Assembly on August 2-5, 2005. Director Brion addressed this item during the Board Retreat and informed the Board that registration for the Annual Meeting for the 2005 Delegate Assembly in Washington D.C. was being waived for Member Boards attending. The NCSBN Board of Directors is reducing the financial burden for Member Boards. NCSBN will provide transportation, lodging, registration, and reasonable expenses to attend the meeting for two (2) representatives per Board. The deadline to submit the names to NCSBN is May 30, 2005. Director Brion stated that in the past the President and Executive Director attended the Delegate Assembly to represent the Board and that his expenses will be covered as an official NCSBN Board Member, therefore Betsy Houchen could attend in his place. In light of the deadline, during the Board Retreat the Board supported sending President Smith and Betsy Houchen as Delegates to the Annual Meeting in August. Another discussion began regarding sending other Board members and staff who are interested in attending the annual meeting. The members discussed budget constraints and those who had already attended keeping in mind that six people attended last year. Teresa Williams stated that she attended the meeting held in Chicago, however; if others did not want to attend, she would like to attend. Kathleen Driscoll stated that she would also attend if no one else wanted to go. Bertha Lovelace also indicated that she would be interested in attending. Director Brion informed the Board that he has decided not to run for the office of Director-at-Large again for the one-year position and he encouraged other Board members to run for the position. Individuals who are interested in attending the annual meeting need to register before the July Board meeting. Judith Brachman stated that she wanted to go on record in opposition of sending four more people just in terms of the current budgetary environment. Following discussion;
- IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT SIX PEOPLE BE ALLOWED TO ATTEND THE DELEGATE ASSEMBLY IN ADDITION TO THE THREE THAT ARE PAID FOR BY NATIONAL COUNCIL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED. KATHLEEN DRISCOLL ABSTAINED.
- Needs Assessment for Board member This item was deferred to the July Board meeting.  
Appointments based upon Board make-up, recommendations to the Governor in accordance with policy  
4723-B-011
- Open Forum At 10:00 a.m. on Friday May 20, 2005, Sue Daugherty, Executive Director, Serving Our Seniors, addressed the Board regarding the drug repository program and nurses' participation. Ms. Daugherty requested that the Board provide a letter stating its position on the drug repository program. The Board received written background information on the program, a letter from Ms. Daugherty to the Board asking for the Board's position, and a memo from Mark Keeley, R.Ph., Legislative Affairs Administrator, Ohio State Board of Pharmacy, submitted by Cynthia Snyder. Ms. Daugherty reviewed her request and answered questions of the Board for clarification. She stated that the nurses have concern that they may be viewed as dispensing medications and that they may lose their license if they participate in the program. President Smith thanked Ms. Daugherty for addressing the Board and informed her that the Board would bring this item back under New Business for consideration. Ms. Daugherty will be informed of the Board's decision in writing following the Board meeting.

Reports from Board  
Members

Task Force Reports

Board Task Force on Retreat April 18-19, 2005

President Smith began a discussion regarding the members' wishes to establish next year's Board Retreat date earlier to avoid scheduling conflicts. She asked when would the Board like to firm up the retreat dates. President Smith indicated that it would be especially helpful for the new Board members. It was suggested to set the dates during the July or September Board meetings. Following discussion, the Board agreed by general consent to set the April 2006 Board Retreat dates during the September Board meeting and select the task force members at that time. This item will be added under the special orders agenda items for the September Board meeting.

Advisory Group Chair  
Reports

Final draft brochure  
Scopes of Practice  
RN/LPN

The Board received the draft brochure, "Scopes of Practice RN/LPN" for the Board's approval. Board member Anne Barnett complimented the staff on a nice job finishing the brochure. Mary Jean Flossie commented that the brochure is nice and looks closer to what the Board was looking for, however, the Board needs to continue to work on the scopes for clarification, which is always evolving. She further stated that more clarification would be needed in future. The Board needs to review the contents yearly. Board member Debra Broadnax agreed with Ms. Flossie and stated that it takes a lot of time and work, however the Board needs to determine if the information is helpful and answers the questions regarding what is the difference in the two scopes. Ms. Flossie stated that she believes the information will never be complete and is always evolving. Ms. Broadnax believes the brochure is helpful, but not as much as the Board prefers. President Smith asked whether the Board would like to revisit this brochure next May to review the contents. Director Brion informed the Board that the staff is currently establishing written procedures for reviewing all of the Board's publications on a planned schedule to bring back to the Board for approval. Director Brion also informed the Board that an individual has been retained by contract to design the brochures. The Board agreed by general consent to add the review of all of the brochures under Special Orders in May. Following review;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY ANNE BARNETT, THAT THE BOARD ADOPT THE SCOPES OF PRACTICE RN/LPN BROCHURE, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Appointment/Re-  
appointment of the  
Nurse Members of the  
Committee on  
Prescriptive  
Governance (CPG)

IT WAS MOVED BY LISA KLENKE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD RE-APPOINT ROY WALTON, CNS, AS THE CLINICAL NURSE SPECIALIST MEMBER OF THE COMMITTEE ON PRESCRIPTIVE GOVERNANCE (CPG) FOR A TERM BEGINNING MAY 18, 2005 AND ENDING ON MAY 18, 2008. IT WAS FURTHER MOVED THAT THE BOARD ALSO APPOINT JACALYN R. GOLDEN, CNP, AS THE CERTIFIED NURSE PRACTITIONER MEMBER OF THE CPG FOR A TERM BEGINNING MAY 18, 2005 AND ENDING ON MAY 18, 2008. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Report of the  
Advisory Group on  
Dialysis

Board member Debra Broadnax, Chair, Advisory Group on Dialysis reported that during the last Advisory Group on Dialysis meeting in April the group discussed an issue of not being able to obtain statistics from the testing organization. Now that the renewal period is over the numbers are looking better than what was anticipated, however, stats would be helpful regarding the numbers of pass/fail rates in the training programs to determine how the training programs are meeting standards. NNCO and BONENT are the two testing organizations. BONENT is the major one and is not willing to share the information with the Board. The group will keep trying to obtain this information. Ms. Broadnax stated that the information would measure the outcomes and help to establish what can be done to make a difference with the outcomes. The Board is only aware when the participant passes, however is not aware on how many times they took the examination, etc. Nancy Manns suggested that it have more of an impact if a request came from the Board, rather than the advisory group and to request both testing organizations or other testing organizations that are approved by the Board in the future. Debra Broadnax agreed with Ms. Manns and requested the Board's assistance. Following discussion;

Report of the Advisory Group on Dialysis	IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY J. JANE MCFEE, THAT THE BOARD REQUEST PASS/FAIL RATES FOR DIALYSIS TECHNICIAN EXAMINATIONS GIVEN BY APPROVED TESTING ORGANIZATIONS IN OHIO. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Report from Supervising Member for Disciplinary Matters	Board member Bertha Lovelace commented that work continues on a massive load of compliance cases. She stated that the Board staff are the experts and are tremendous at the jobs they are doing. Ms. Lovelace further stated that the backlog is almost cleared up.
Report from Board Hospitality Liaison	Board Hospitality Chair Teresa Williams informed the members that the balance of the Board's fund is \$293.00. She is asking for a ten-dollar contribution from each member during each meeting. Ms. Williams stated that she has developed a spreadsheet on her laptop to track balances. She thanked the members for their contributions.
<b>Governance-Strategic Planning</b>	
Identification of potential law changes Medication Technicians Interstate Licensure Compact	See agenda item 1.3 Executive Director Report for updates on the Medication Technicians and Interstate Licensure Compact.
Identification of potential rule changes	A draft of the rule changes will be presented during the July Board meeting.
Internal & External environment to support effective dialogue, respect, trust, and organizational growth Internal Communications Board Governance/Planning Strategic Plan Review	<p>The Board received the final draft revision of the Strategic Plan submitted by Director John Brion. President Smith asked the Board whether they were ready to move forward with the plan. The Board agreed that the plan was complete. Director Brion thanked all of the staff that participated in the process. The plan is based on NCSBN's best practices. The Board has reviewed all of the plans for each unit. Director Brion informed the Board that Betsy Houchen converted the plan into column format and that the information had not changed. President Smith thanked the staff and the Board members who initiated the work and the original formatting. Following discussion;</p> <p>IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE STRATEGIC PLAN FOR 2005-2006, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.</p>
Board Retreat April 18-19, 2005 follow-up/needs assessment ( <i>See 1.2.1</i> )	The Board received a written memo regarding the Retreat Follow up submitted by John Brion and Betsy Houchen. The memo contained a summary of topics discussed and the planned follow-up for the Board's review. President Smith pointed out that the April 18-19, 2005 Retreat had a different format than in the past and requested feedback from the Board members. Vice President Jeannie Flossie commented that the retreat was productive and fun. Judith Brachman commented that she liked the opportunity to get together somewhere other than the office and was disappointed that all of the Board members were not able to join them. She suggested that the second day needed to deal with additional Board issues. Ms. Flossie agreed with Ms. Brachman and added that she liked the way the agenda was set on the first day dealing with issues and allowed the Board staff to come back on the second day. The speaker, Les Helms, was very good; however, that time could have been cut down from a whole day to allow the other half of the day to focus on some definitive issues. Bertha Lovelace agreed with Ms. Brachman, but the retreat also served as an outlet. Anne Barnett suggested a couple of hours of serious discussion ending with a speaker would have been a more productive use of time on the second day. Teresa Williams asked what was the Board staff's input regarding the agenda. Director Brion responded that he heard positive input on the second day and that the information was helpful and that the first day was productive. It gave the staff direction to do more work behind the scenes. The second day was perceived as a down day. President Smith commented that the suggestions offered would be taken under consideration for the next retreat agenda to have a half-day session with a speaker with more time to discuss issues on the second day.

Budget review/Preparation See agenda item 1.3 Executive Director Report.

**Approvals**

Nursing Education Programs

Determination of Program The Board received and reviewed the report of the April 6-8, 2005 survey visit to the Mount Carmel College of Nursing, conducted to determine approval status;

Approval Status

Mount Carmel College of Nursing, Columbus IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY TERESA WILLIAMS, THAT THE MOUNT CARMEL COLLEGE OF NURSING, COLUMBUS, BE GRANTED FULL APPROVAL EFFECTIVE MAY 19, 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 MAY 18-19, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Medical College of Ohio/Bowling Green State University, BSN Program, Toledo The Board received and reviewed the report of the April 20, 2005 survey visit to the Medical College of Ohio/Bowling Green State University School of Nursing conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY BERTHA LOVELACE, THAT THE MEDICAL COLLEGE OF OHIO/BOWLING GREEN STATE UNIVERSITY, BSN PROGRAM, TOLEDO BE GRANTED FULL APPROVAL EFFECTIVE MAY 19, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Medical College of Ohio/University of Toledo, BSN Program, Toledo The Board received and reviewed the report of the April 20, 2005 survey visit to the Medical College of Ohio/University of Toledo School of Nursing Program conducted to determine approval status;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE MEDICAL COLLEGE OF OHIO/UNIVERSITY OF TOLEDO, BSN PROGRAM, TOLEDO, BE GRANTED FULL APPROVAL EFFECTIVE MAY 19, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Medical College of Ohio – Graduate Entry Master’s In Nursing Initiative (GEMINI), Toledo The Board received and reviewed the report of the April 13-15, 2005 survey visit to the Medical College of Ohio – Graduate Entry Master’s In Nursing Initiative (GEMINI), Toledo Program conducted to determine approval status;

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE MEDICAL COLLEGE OF OHIO – GRADUATE ENTRY MASTER’S IN NURSING INITIATIVE (GEMINI), TOLEDO, BE GRANTED FULL APPROVAL EFFECTIVE MAY 19, 2005, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The College of Mount St. Joseph Department of Nursing, BSN Program, Cincinnati The Board received and reviewed the report of the April 19-21, 2005 survey visit to The College of Mount St. Joseph Department of Nursing, BSN Program conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN O’DELL, THAT THE COLLEGE OF MOUNT ST. JOSEPH DEPARTMENT OF NURSING, BSN PROGRAM, CINCINNATI, BE GRANTED FULL APPROVAL EFFECTIVE MAY 19, 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 MAY 18-19, 2006 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

- Licensees/Certificate Holders  
RNS AND LPNS
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING MARCH 1, 2005 THROUGH APRIL 30, 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 UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Advanced Practice Nurses  
Certificates of Authority (COAs)
- IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED MARCH 1, 2005 THROUGH APRIL 30, 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 J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP- EXTERNSHIP) INITIALLY ISSUED MARCH 1, 2005 THROUGH APRIL 30, 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 DEBRA BROADNAX, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED MARCH 1, 2005 THROUGH APRIL 30, 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.
- Adjudication**  
Notices of Opportunity
- On Friday May 20, 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 J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BELL, MARY R.N. 135448 (CASE #04-0329); BRECKENRIDGE, SHELIA P.N. 074936 (CASE #04-2624); BRUBAKER, HEATHER R.N. 234713 (CASE #02-1550); DOWNS, TAMMY R.N. 291931 (CASE #04-2852); MITCHELL, PAMELA R.N. 191562 (CASE #02-1549); RODRIGUEZ, MARIA P.N. 069729 (CASE #04-0602); TURNER, VIRGINIA P.N. 023995 (CASE #05-0559); BOYKIN, CINDY P.N. 081194 (CASE# 04-0645); HUMPHREYS, PATTI R.N. 178548 (CASE# 02-0772); BLACK, CHARLOTTE P.N. 100365 (CASE # 04-0683); HARKINS, MADELYNN P.N. 036923 (CASE # 04-2294); HICKS, DEBORAH P.N. 067948 (CASE # 05-0652); NEIDERT, KATHLEEN R.N. 293065 (CASE # 04-0944); PROPER, MICHELE R.N. 256349 (CASE # 04-2750); DUNCAN, JEANETTE R.N. 317370 P.N. 086900 (CASE # 04-2095); REEL, JULIE P.N. 098755 (CASE # 04-0074); AND FREEMAN, DAVID R.N. 277995 (CASE # 03-1389). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Notice of Immediate Suspension and Opportunity for hearing IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BETZ, BRANDY R.N. 283731 (CASE #04-1163); BONOAN, BELINDA P.N. 065564 (CASE #03-1999); REITZ, KRISTOPHER R.N. 293136 (CASE #04-2904); WIECHERT, RHONDA P.N. 104721 (CASE #05-0686); MORGAN, CHRISTY R.N. 277102 (CASE #03-1642); MORROW, SHEILA R.N. 234323 (CASE #04-3040); FULTZ, PATRICIA P.N. 094721 (CASE #05-0301); HARDYMAN, REBECCA P.N. 113930 (CASE #03-1827); PERZYNSKI, KATHRYN R.N. 213814 P.N. 049487 (CASE #04-0705); REED, JASON R.N. 276884 (CASE #05-1201); VEDAA, JULIE R.N. 254880 (CASE # 03-1132); VIGNON, SHARON P.N. 106951 (CASE # 04-3002); WOLF, MARY R.N. 209532 (CASE # 05-0633); CLARK, SANDRA R.N. 158718 (CASE # 04-1952); FERRANTI, DEBORAH R.N. 253367 (CASE # 04-2512); GEORGE, DONNA R.N. 260754 (CASE # 04-1314); PRECHTL, RONDA R.N. 267535 (CASE # 05-0584); SPRAGG, ABBEY P.N. 113565 (CASE # 05-0826); TOLLIVER, MELISSA P.N. 098062 (CASE # 04-1957); AND KILGORE, ANGELA R.N. 287617 (CASE # 05-0326). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED. CYNTHIA KRUEGER ABSTAINED ON REED, JASON RN #276884 (CASE #05-1201).

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

Notices of Automatic Suspension and Opportunity for Hearing IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC FOR THE FOLLOWING: MOORE, MONIQUE P.N. 103642 (CASE #05-1017); SPARKS, KATHLEEN R.N. 097480 (CASE #05-0935); MELVIN, VALERIE R.N. 260168 (CASE #04-2692); GOLUS, KAREN R.N. 195179 (CASE #05-0936); READY, STEPHANIE P.N. 106862 (CASE #04-2026); AND ORAFU, IJEOMA R.N. 261439 (CASE #05-0389). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Summary of Suspensions and Opportunity for Hearing Retroactive to Date Issued  
Baumgartner, Lisa  
R.N. 247204  
IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN O'DELL, 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, MAY 3, 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: LISA BAUMGARTNER, RN #247204. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Cook, Nathan  
P.N. 112046  
IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, 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, APRIL 26, 2005, DELETING THE REFERENCE TO ANN NILES CRUMB AND SECTION 4723.28 B 19 ORC. AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY THE FOLLOWING LICENSEE PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC: NATHAN COOK, PN #112046. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Crumb, Ann  
P.N. 075923

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, 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, APRIL 26, 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: ANN CRUMB, PN #075923. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Tisza, Mary  
R.N. 211325

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY ANNE BARNETT, TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, MAY 6, 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: MARY TISZA, RN #211325. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Yoder, Eles  
R.N. 252155

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, 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, APRIL 27, 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: ELES YODER, RN #252155. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Jackson, Mark  
P.N. 073366

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY ANNE BARNETT, TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, MAY 11, 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: MARK JACKSON, PN #073366. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Surrenders  
Voluntary  
Surrenders

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING: CICERO, DARRELL R.N. 273990 (CASE #05-0537); BENDAU, FAYE R.N. 123772 (CASE #05-0403); MCPEEK, DONNA R.N. 228241 (CASE #03-1813); PECK, STEPHEN R.N. 204686 (CASE #04-0798); KOHR, MARY R.N. 180217 (CASE #05-0908); GETZ, NICOLE P.N. 094194 (CASE #03-0644); GREENLEAF, JOSEPH R.N. 298478 P.N. 102578 (CASE #05-0719); AND LODGE, MARY R.N. 168351 (CASE #04-2230). MOTION

Surrenders  
Voluntary  
Surrenders

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

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

Voluntary Non-  
Permanent  
withdrawal of  
NCLEX Application

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF NCLEX APPLICATION FOR LICENSURE FOR THE FOLLOWING: TISCH, GREGORY R.N. NCLEX (CASE #04-1916) AND SANFORD, LINDA P.N. NCLEX (CASE # 04-1468). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Voluntary  
Permanent  
withdrawal of  
Examination  
Application

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING: KLEIN, MALCOLM P.N. NCLEX (CASE #05-0748). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Voluntary  
Permanent  
withdrawal of  
Endorsement  
Application

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT AND SURRENDER OF TEMPORARY PERMIT FOR THE FOLLOWING: VARNELL, BONNIE IR 942132 (CASE #05-0705). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Consent Agreements

On Friday May 20, 2005, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: SWAN, KATHLEEN P.N. 092207 (CASE #04-1084); WILLS, DAVID P.N. 084198 (CASE #04-1006); BROWN, MARQUITA P.N. NCLEX (CASE #05-0086); DELNAY, NANCY R.N. 244660 (CASE #04-1509); GONZALEZ, NANCY P.N. 091226 (CASE #02-1502); HOLLAND, SUSAN R.N. 115139 (CASE #03-0838); PRINSLOO, ALETTA IR 941978 (CASE #04-3036); SPENCER, LATISHA TC 1 02198 (CASE #05-0657); TAYLOR, SHERRY P.N. 101167 (CASE #02-0966); AVERDICK, NANCY R.N. 184169 (CASE #04-0680); BELLASSAI, ROBERT R.N. 294616 (CASE #05-0539); DELLINGER, JAMES R.N. 308509 (CASE #04-2381); HACKWORTH, LANA R.N. 142044 (CASE #04-2188); HOOD, GEORGE R.N. 255808 P.N. 091356 (CASE #03-1736); KNIGHT, JAMIE R.N. 264883 (CASE #04-2678); LEE, AMY IR 941023 (CASE #05-0832); OTIS, TYHESHA P.N. 102478 (CASE #04-1623); SHREVE, DEBORAH P.N. ENDORSE (CASE #05-0627); WHYTE, LEONARD P.N. NCLEX (CASE #05-0328); WITTEMAN, RUTH R.N. 131957 (CASE #04-2200); BAKER, KEISHA P.N. NCLEX (CASE #05-0499); FARSON, SERENA P.N. 114544 (CASE #04-0892); VANMOULKEN, MELANIE R.N. 290253 (CASE #04-2677); BOLSER, DARCEL R.N. 124814 (CASE #04-2185); AND DAVIS, SALLY R.N. 180722 (CASE #00-0839). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: HOLLAND, SUSAN R.N. 115139 (CASE #03-0838); BELLASSAI, ROBERT R.N. 294616 (CASE #05-0539). DEBRA BROADNAX ABSTAINED ON HOOD, GEORGE R.N. 255808 P.N. 091356 (CASE #03-1736). 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 May 2005 Board meeting.

Consent Agreements On Friday May 20, 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 ELIZABETH BUSCHMANN, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: GAITHER, RYAN P.N. NCLEX (CASE # 05-0472); COX, FRED P.N. NCLEX (CASE # 05-0570); ALBERT, WILLIAM P.N. NCLEX (CASE # 05-0718); BURKETT, JESSICA P.N. NCLEX (CASE # 05-0632); COTTERMAN, TERESA R.N. 243870 (CASE # 03-1865); CRUMBAKER, CATHY R.N. 228361 P.N. 053984 (CASE #05-0114); FRANCUS, VICKIE R.N. ENDORSE (CASE # 05-0487); GREGORY, DEJUAN D.T. APPLICANT (CASE # 04-3067); HALE, LOUISE P.N. 097622 (CASE # 04-2551); HALLAS, SHAWN P.N. NCLEX (CASE # 05-0717); HOWARD, YVONNE P.N. 091134 (CASE # 05-0938); LUCAS, KATHY R.N. 213027 (CASE # 05-1083); MOLLA, KAREN D.T. 00650 (CASE # 05-0561); MORRIS, CYNTHIA R.N. 130726 (CASE # 05-0234); WALLER, MELINDA P.N. NCLEX (CASE # 05-0564); COLEMAN, ADRIENNE P.N. NCLEX (CASE # 05-0762); BURCH, MILES TC 1 01008 (CASE # 02-0133); HUNTER, DANNA P.N. 083623 (CASE # 04-1750); MARSH, ANNETTE R.N. 263655 (CASE # 04-1529); RAY, TASHELL P.N. NCLEX (CASE # 05-0785); PETERS, VANESSA P.N. NCLEX (CASE # 05-0565); WELLMAN, DEBORAH R.N. 289365 (CASE # 04-1112); WHEELER, TERI R.N. 287893 (CASE # 05-1113); RANDAZZO, REBECCA R.N. 162366 (CASE # 04-1729); AND CROOM, DONNA R.N. NCLEX (CASE # 04-0903). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: BURKETT, JESSICA P.N. NCLEX (CASE # 05-0632). MARY JEAN FLOSSIE, ANNE BARNETT, JUDITH BRACHMAN, DEBRA BROADNAX, ELIZABETH BUSCHMANN, KATHLEEN DRISCOLL, LISA KLENKE, CYNTHIA KRUEGER, J. JANE MCFEE, KATHLEEN O'DELL AND TERESA WILLIAMS OPPOSED ON COTTERMAN, TERESA R.N. 243870 (CASE # 03-1865). 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 May 2005 Board meeting.

Consent Agreements On Friday May 20, 2005, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: ALLEN, TINA R.N. NCLEX P.N. 092179 (CASE #05-0299); FERGUSON, LINDA R.N. 234835 P.N. 061231 (CASE #04-0726); MARTIN, TARINA P.N. 101279 (CASE #03-0531); SHEPHERD, CHRISTINA P.N. 103029 (CASE #04-1282); WILAND, CHANDLER R.N. NCLEX (CASE #05-0502); ABDULLAH, AALIYAH P.N. 111304 (CASE #04-2398); COUGHLIN, CYNTHIA R.N. 191017 (CASE #04-0597); FERGUSON, MARTA R.N. 262451 P.N. 081368 (CASE #03-1785); FINNERTY, BETSY R.N. 172746 (CASE #04-2922); FISHER, STEVEN R.N. 280428 (CASE #03-1451); FOREMAN, KRISTINA P.N. 111648 (CASE #04-1094); MCCAIN, DEBBIE P.N. 083777 (CASE #03-2122); ROBERTS, COURTNEY P.N. 112489 (CASE #03-0798); WOLFE, SHEILA R.N. 305624 P.N. 092066 (CASE #05-0446); BLACKWOOD, ELIZABETH R.N. 252179 (CASE #04-2731); FOSTER, OLIVIA R.N. 229667 (CASE #03-0734); GOBIS, NANCY P.N. 100420 (CASE #02-1239); MIRAGLIA, MARIA R.N. 286057 (CASE #04-2492); BOURN, ANGELA P.N. 092976 (CASE #05-0585); MAINES, TIMOTHY R.N. 275152 (CASE #04-2935); MENEFEE, MATTIE P.N. 045185 (CASE #04-1250); NAXER, MARGARET R.N. 197203 (CASE #01-0466); STRALEY, JENNIFER P.N. ENDORSE (CASE #04-2989); VULTAGGIO, DOROTHY P.N. 072982 (CASE #03-2118); AND ASHTON, LORA R.N. 256620 P.N. 093270 (CASE #05-0175). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: ABDULLAH, AALIYAH P.N. 111304 (CASE # 04-2398);

Consent Agreements FISHER, STEVEN R.N. 280428 (CASE # 03-1451); ROBERTS, COURTNEY P.N. 112489 (CASE # 03-0798) AND FOSTER, OLIVIA R.N. 229667 (CASE # 03-0734). KATHLEEN ODELL OPPOSED ON THE FOLLOWING CASE: ABDULLAH, AALIYAH P.N. 111304 (CASE # 04-2398). ANNE BARNETT OPPOSED ON THE FOLLOWING CASES: MIRAGLIA, MARIA R.N. 286057 (CASE # 04-2492) AND BOURN, ANGELA P.N. 092976 (CASE # 05-0585). 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 May 2005 Board meeting.

Consent Agreements On Friday May 20, 2005, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: CHAPMAN, CHERYL R.N. 234079 (CASE #04-1034); BELLIS, DAWN P.N. 073601 (CASE #05-0946); CREECH, MARILYN R.N. 193936 (CASE #04-0838); EDWARDS, ASIA P.N. ENDORSE (CASE #05-0522); HUGGINS, WANDA P.N. 065330 (CASE #02-0268); JONES, SUSAN P.N. 102503 (CASE #03-0262); KILBANE, VIRGINIA R.N. 253940 P.N. 073443 (CASE #00-0761); POSPICHEL, BOBBI P.N. 113621 (CASE #03-2063); BRADLEY, KAREN P.N. 035212 (CASE #01-1200); HOLBEN, JULIE P.N. NCLEX (CASE # 05-1019); LISS, DANA R.N. 263550 (CASE #04-1252); TRUITT, VALERIE R.N. 284131 (CASE #05-0939); WARNER, CYNTHIA R.N. 211328 (CASE #03-1150); FOSTER, CONNIE P.N. 104758 (CASE #04-2531); NAYMIK, JOLENE R.N. 126719 (CASE #03-1460); SPARKS, TINA P.N. 113220 (CASE #05-1259); AND WOODS, APRIL R.N. NCLEX (CASE # 05-0572). JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: TRUITT, VALERIE R.N. 284131 (CASE #05-0939); WARNER, CYNTHIA R.N. 211328 (CASE #03-1150) AND NAYMIK, JOLENE R.N. 126719 (CASE #03-1460). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. 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 May 2005 Board meeting.

Hearing Officer Reports  
Vanessa Hunnewell,  
RN #206123 (Case  
#04-1933)

On Friday May 20, 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 Vanessa Hunnewell, RN #206123 (Case #04-1933); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, Post Hearing Briefs, Report and Recommendation, and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY LISA KLENKE, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF VANESSA HUNNEWELL, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR PERMANENT REVOCATION AND THAT VANESSA HUNNEWELL'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS VANESSA HUNNEWELL TO SURRENDER HER REGISTERED NURSE NURSING LICENSE AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

Vanessa  
Hunnewell, RN  
#206123 (Case  
#04-1933)

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.

MS. HUNNEWELL'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 20<sup>th</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED. ELIZABETH BUSCHMANN OPPOSED.

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

Marlene Shamrock,  
RN #117377 (Case  
#02-0996b)

On Friday May 20, 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 Marlene Shamrock, RN #117377 (Case #02-0996b); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF MARLENE SHAMROCK, THAT THE BOARD DENIED RESPONDENT'S REQUEST FOR A NEW HEARING, AND ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR PERMANENT REVOCATION AND THAT MARLENE SHAMROCK'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MARLENE SHAMROCK TO SURRENDER HER REGISTERED NURSING LICENSE R.N. #117377 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

MS. SHAMROCK'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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH, BERTHA LOVELACE AND CYNTHIA KRUEGER ABSTAINED.

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

No Requests for  
Hearings  
Emory, Dawn P.N.  
091400 (Case 304-  
0856)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY CYNTHIA KRUEGER, THAT IN THE MATTER OF DAWN EMORY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. EMORY IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. EMORY 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 DAWN EMORY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. EMORY 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 TEMPORARY NARCOTIC RESTRICTION.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

**MONITORING**

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

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. EMORY 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

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TO THE EVALUATION, MS. EMORY SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. EMORY 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. EMORY'S LICENSE TO PRACTICE, AND STATING WHETHER MS. EMORY 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. EMORY 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. EMORY'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. EMORY 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. EMORY'S HISTORY.

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

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

**REPORTING REQUIREMENTS OF MS. EMORY**

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

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

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

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

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

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

**MONITORING**

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

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

MS. EMORY 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

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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. EMORY 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. EMORY'S HISTORY.

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

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

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

**REPORTING REQUIREMENTS OF MS. EMORY**

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

MS. EMORY 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.

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

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

**TEMPORARY NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

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

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

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**DURATION**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. EMORY HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. EMORY IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. EMORY AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. EMORY 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 DAWN EMORY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 091400 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

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0696)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT IN THE MATTER OF FRANK YURAN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. YURAN IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. YURAN 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 FRANK YURAN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MR. YURAN 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.

MR. YURAN MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER MAY 2006.

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

MR. YURAN SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

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NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MR. YURAN 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, MR. YURAN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MR. YURAN 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.

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MR. YURAN 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, MR. YURAN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MR. YURAN 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 MR. YURAN'S LICENSE TO PRACTICE, AND STATING WHETHER MR. YURAN 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, MR. YURAN 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 MR. YURAN'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 MR. YURAN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. YURAN'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MR. YURAN INITIATING DRUG SCREENING, MR. YURAN 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

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SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO MR. YURAN.

AFTER INITIATING DRUG SCREENING, MR. YURAN SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER. FURTHER, MR. YURAN 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.

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

MR. YURAN SHALL SUBMIT TO A CRIMINAL RECORDS CHECK PRIOR TO REINSTATEMENT.

**REPORTING REQUIREMENTS OF MR. YURAN**

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

MR. YURAN 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.

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

MR. YURAN 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.

MR. YURAN 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.

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

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

**DURATION**

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

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

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

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

**MONITORING**

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

MR. YURAN SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MR. YURAN 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 MR. YURAN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. YURAN'S HISTORY.

MR. YURAN SHALL ATTEND A MINIMUM OF ONE (1) MEETING PER WEEK OF A SUPPORT OR PEER GROUP MEETING APPROVED IN ADVANCE BY THE BOARD, OR A TWELVE-STEP PROGRAM, AND MR. YURAN 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, MR. YURAN SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING ADDRESSES AND TELEPHONE NUMBERS. FURTHER, MR. YURAN 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.

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

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

MR. YURAN 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. MR. YURAN 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, MR. YURAN IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MR. YURAN**

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

MR. YURAN 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.

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

MR. YURAN 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.

MR. YURAN 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.

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

MR. YURAN 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**

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

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**PERMANENT PRACTICE RESTRICTION(S)**

MR. YURAN 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 MR. YURAN TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MR. YURAN 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**

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

**DURATION**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MR. YURAN HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MR. YURAN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MR. YURAN AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MR. YURAN 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 FRANK YURAN TO SURRENDER HIS LICENSED PRACTICAL NURSE LICENSE #P.N. 097968 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Belford, Maryellen  
R.N. 246717 (Case  
#03-2205)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT IN THE MATTER OF MARYELLEN BELFORD, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BELFORD IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BELFORD HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED

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IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT MARYELLEN BELFORD'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MARYELLEN BELFORD TO SURRENDER HER REGISTERED NURSING LICENSE R.N. #246717 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

MARYELLEN BELFORD'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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2004 Board meeting.

Riffle, Nicqueline  
R.N. 153077 (Case  
#04-1898)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY ELIZABETH BUSCHMANN, THAT IN THE MATTER OF NIQUELINE RIFFLE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. RIFFLE IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. RIFFLE 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 NIQUELINE RIFFLE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. RIFFLE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

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NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. RIFFLE 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. RIFFLE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. RIFFLE 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. RIFFLE 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. RIFFLE THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. RIFFLE'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. RIFFLE 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. RIFFLE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. RIFFLE 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. RIFFLE'S LICENSE TO PRACTICE, AND STATING WHETHER MS. RIFFLE IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. RIFFLE 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. RIFFLE'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. RIFFLE 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. RIFFLE'S HISTORY.

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

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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. RIFFLE.

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

MS. RIFFLE SHALL SUBMIT TO A CRIMINAL RECORDS CHECK PRIOR TO REINSTATEMENT.

**REPORTING REQUIREMENTS OF MS. RIFFLE**

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

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

MS. RIFFLE 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. RIFFLE SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. RIFFLE HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. RIFFLE IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND

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PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. RIFFLE AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

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

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

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

**MONITORING**

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

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

MS. RIFFLE 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. RIFFLE 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. RIFFLE'S HISTORY.

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

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

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

**REPORTING REQUIREMENTS OF MS. RIFFLE**

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

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

MS. RIFFLE 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.

**NURSING REFRESHER COURSE**

PRIOR TO WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED, MS. RIFFLE SHALL COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF COMPLETION OF A REFRESHER COURSE OR AN EXTENSIVE ORIENTATION TO BE APPROVED IN ADVANCE BY THE BOARD.

**TEMPORARY NARCOTIC RESTRICTION**

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

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HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. RIFFLE SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. RIFFLE SHALL NOT COUNT NARCOTICS.

**TEMPORARY PRACTICE RESTRICTION(S)**

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

MS. RIFFLE 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. RIFFLE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. RIFFLE HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. RIFFLE VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. RIFFLE 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. RIFFLE HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. RIFFLE IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. RIFFLE AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. RIFFLE 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 NICQUELINE RIFFLE TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 153077 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Hampton, Millard  
P.N. 114635 (Case  
#04-0316)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT IN THE MATTER OF MILLARD HAMPTON, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. HAMPTON IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. HAMPTON HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT MILLARD HAMPTON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MILLARD HAMPTON TO SURRENDER HIS LICENSED PRACTICAL NURSING LICENSE P.N. #114635 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

MILLARD HAMPTON'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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2004 Board meeting.

Smith, Jamey P.N.  
091541 (Case #04-  
2516)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF JAMEY SMITH, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. SMITH IN THE ORDER OF SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. SMITH HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT JAMEY SMITHS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JAMEY SMITH TO SURRENDER HIS LICENSED PRACTICAL NURSING LICENSE P.N. #091541 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

JAMEY SMITHS' 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the May 2004 Board meeting.

White, Joyce P.N.  
089826 (Case #04-  
0599)

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN O'DELL, THAT IN THE MATTER OF JOYCE WHITE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. WHITE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. WHITE HAS COMMITTED ACTS IN

White, Joyce P.N.  
089826 (Case #04-  
0599)

VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT JOYCE WHITES' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. WHITE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND PERMANENT NARCOTIC RESTRICTION.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. WHITE 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. WHITE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. WHITE 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. WHITE 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. WHITE THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. WHITE'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. WHITE 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. WHITE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER,

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MS. WHITE 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. WHITE'S LICENSE TO PRACTICE, AND STATING WHETHER MS. WHITE IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE. FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. WHITE 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. WHITE'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. WHITE 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. WHITE'S HISTORY.

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

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

**REPORTING REQUIREMENTS OF MS. WHITE**

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

MS. WHITE 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.

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

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

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

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

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

**MONITORING**

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

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

MS. WHITE 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. WHITE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES

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

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

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

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

**REPORTING REQUIREMENTS OF MS. WHITE**

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

MS. WHITE 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. WHITE 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.

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

MS. WHITE 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.

**NURSING REFRESHER COURSE**

PRIOR TO WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED, MS. WHITE SHALL COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF COMPLETION OF A REFRESHER COURSE OR AN EXTENSIVE ORIENTATION TO BE APPROVED IN ADVANCE BY THE BOARD.

**PERMANENT NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

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

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

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NOTICE, MS. WHITE 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. WHITE HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. WHITE IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. WHITE AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. WHITE 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 JOYCE WHITE TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 089826 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

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IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF KAREN LEWIS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. LEWIS IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. LEWIS 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 KAREN LEWIS' 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. LEWIS SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LEWIS 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. LEWIS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. LEWIS 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. LEWIS'S LICENSE TO PRACTICE, AND STATING WHETHER MS. LEWIS IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LEWIS SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. LEWIS SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER. FURTHER, MS. LEWIS 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. LEWIS' LICENSE TO PRACTICE, AND STATING WHETHER MS. LEWIS 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. LEWIS SHALL SUBMIT, AT HIS/HER OWN 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

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REQUEST. UPON AND AFTER MS. LEWIS' 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. LEWIS 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. LEWIS' HISTORY.

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

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

MS. LEWIS SHALL SUBMIT TO A CRIMINAL RECORDS CHECK PRIOR TO REINSTATEMENT.

**REPORTING REQUIREMENTS OF MS. LEWIS**

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

MS. LEWIS 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. LEWIS 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. LEWIS 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.

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

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

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

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

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

**MONITORING**

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

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

MS. LEWIS 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. LEWIS 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. LEWIS' HISTORY.

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

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**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. LEWIS 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. LEWIS 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. LEWIS 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. LEWIS THROUGHOUT THE DURATION OF THIS ORDER.

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

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

**REPORTING REQUIREMENTS OF MS. LEWIS**

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

MS. LEWIS 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. LEWIS 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. LEWIS 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. LEWIS 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.

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

MS. LEWIS 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.

**NURSING REFRESHER COURSE**

PRIOR TO WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED, MS. LEWIS SHALL COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF COMPLETION OF A REFRESHER COURSE OR AN EXTENSIVE ORIENTATION TO BE APPROVED IN ADVANCE BY THE BOARD.

**TEMPORARY NARCOTIC RESTRICTION**

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

**TEMPORARY PRACTICE RESTRICTION(S)**

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

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

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WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THE BOARD FURTHER ORDERS KAREN LEWIS TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 113997 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Mion, Deborah  
R.N. 133668 (Case  
#04-1082)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY TERESA WILLIAMS, THAT IN THE MATTER OF DEBORAH MION, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MION IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. MION 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 DEBORAH MION'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY RESTRICTED.

MS. MION IS PROHIBITED FROM WORKING IN DIRECT PATIENT CARE AND IN ANY POSITION INVOLVING SUPERVISION OF DIRECT PATIENT CARE.

MS. MION SHALL NOT PRACTICE NURSING (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. MION TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. MION 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. MION MUST OBTAIN PRIOR APPROVAL FROM THE BOARD OR ITS DESIGNEE PRIOR TO ENGAGING IN NURSING PRACTICE AND/OR EMPLOYMENT IN ANY POSITION THAT REQUIRES A NURSING LICENSE.

PRIOR TO REQUESTING APPROVAL FOR EMPLOYMENT, MS. MION SHALL SUBMIT TO A PSYCHIATRIC EVALUATION WITH A BOARD APPROVED PSYCHIATRIST AND SHALL CAUSE THE PSYCHIATRIST TO SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, RECOMMENDATIONS FOR TREATMENT, AND A STATEMENT THAT MS. MION IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

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DURING ANY BOARD APPROVED EMPLOYMENT, MS. MION SHALL PARTICIPATE IN CONTINUED PSYCHIATRIC TREATMENT AS RECOMMENDED BY A BOARD APPROVED TREATING PSYCHIATRIST AND SUBMIT EVIDENCE OF COMPLIANCE WITH A PSYCHIATRIC TREATMENT PLAN.

THE BOARD FURTHER ORDERS DEBORAH MION TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 133668 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Egri, John P.N.  
106033 (Case #03-  
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IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT IN THE MATTER OF JOHN EGRI, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. EGRI IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. EGRI HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT JOHN EGRI'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JOHN EGRI TO SURRENDER HIS LICENSED PRACTICAL NURSING LICENSE P.N. #106033 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

JOHN EGRI'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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

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

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SMITH 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. SMITH SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SMITH 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. SMITH 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. SMITH THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SMITH'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SMITH 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. SMITH SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SMITH 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. SMITH'S LICENSE TO PRACTICE, AND STATING WHETHER MS. SMITH IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

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FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. SMITH 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. SMITH'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. SMITH 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. SMITH'S HISTORY.

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

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

**REPORTING REQUIREMENTS OF MS. SMITH**

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

MS. SMITH 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. SMITH 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.

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

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

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

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

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

**MONITORING**

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

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

MS. SMITH 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. SMITH 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. SMITH'S HISTORY.

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

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

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

**REPORTING REQUIREMENTS OF MS. SMITH**

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

MS. SMITH 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. SMITH 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. SMITH 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.

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

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

**TEMPORARY NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

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

MS. SMITH 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. SMITH'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. SMITH HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. SMITH VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. SMITH 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. SMITH HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. SMITH IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. SMITH AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY

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PERIOD DURING WHICH MS. SMITH 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 JULIA SMITH TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 085752 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Fannin, Rhonda  
R.N. 240057(Case  
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IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY CYNTHIA KRUEGER, THAT IN THE MATTER OF RHONDA FANNIN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FANNIN IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. FANNIN 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 RHONDA FANNIN'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 WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. FANNIN 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 TEMPORARY NARCOTIC RESTRICTION.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

NOT LESS THAN EIGHTEEN (18) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FANNIN 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. FANNIN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FANNIN SHALL EXECUTE RELEASES TO PERMIT

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FANNIN 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. FANNIN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FANNIN 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. FANNIN'S LICENSE TO PRACTICE, AND STATING WHETHER MS. FANNIN IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. FANNIN 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. FANNIN'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. FANNIN 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. FANNIN'S HISTORY.

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

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

**REPORTING REQUIREMENTS OF MS. FANNIN**

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

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

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

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

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

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

**MONITORING**

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

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

MS. FANNIN 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. FANNIN 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. FANNIN'S HISTORY.

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

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

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

**REPORTING REQUIREMENTS OF MS. FANNIN**

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

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

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

**TEMPORARY NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

MS. FANNIN 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

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

MS. FANNIN 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. FANNIN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. FANNIN HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. FANNIN VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. FANNIN 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. FANNIN HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. FANNIN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. FANNIN AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. FANNIN 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 RHONDA FANNIN TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 240057 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH, LISA KLENKE AND BERTHA LOVELACE ABSTAINED.

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

Wollett, Joyce P.N.  
081276(Case #04-  
1247)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF JOYCE WOLLETT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. WOLLETT IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. WOLLETT 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 JOYCE WOLLETT'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN EIGHTEEN MONTHS (18) MONTHS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. WOLLETT SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF ONE (1)

Wollett, Joyce P.N. YEAR.  
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MS. WOLLETT MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JUNE 2006.

**CONDITIONS FOR REINSTATEMENT AND REQUIREMENTS**

MS. WOLLETT SHALL SUCCESSFULLY COMPLETE AND SUBMIT DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF SIX (6) HOURS OF CONTINUING NURSING EDUCATION IN ETHICS AND SIX (6) HOURS OF CONTINUING NURSING EDUCATION IN CRITICAL THINKING.

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

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

**MONITORING**

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

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

FOLLOWING REINSTATEMENT, MS. WOLLETT SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF (1) ONE YEAR.

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

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

Wollett, Joyce P.N.  
081276 (Case #04-  
1247)

**MONITORING**

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

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

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. WOLLETT 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. WOLLETT 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. WOLLETT 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. WOLLETT THROUGHOUT THE DURATION OF THIS ORDER.

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

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

Wollett, Joyce P.N.  
081276(Case #04-  
1247)

**REPORTING REQUIREMENTS OF MS. WOLLETT**

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

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

MS. WOLLETT 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**

MS. WOLLETT SHALL NOT CALL-IN PRESCRIPTIONS WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

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

THE ABOVE DESCRIBED TERMS AND CONDITIONS SHALL CONSTITUTE "RESTRICTIONS PLACED ON A LICENSE" FOR PURPOSES OF SECTION 4723.28(B), ORC. IF, IN THE DISCRETION OF THE BOARD, MS. WOLLETT APPEARS TO HAVE VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER, THE BOARD RESERVES THE RIGHT TO INSTITUTE FORMAL DISCIPLINARY PROCEEDINGS FOR ANY AND ALL POSSIBLE VIOLATIONS OR BREACHES, INCLUDING, BUT NOT LIMITED TO, ALLEGED VIOLATIONS OF THE LAWS OF OHIO OCCURRING BEFORE THE EFFECTIVE DATE OF THIS ORDER.

Wollett, Joyce P.N.  
081276(Case #04-  
1247)

**DURATION/ MODIFICATION OF TERMS**

THE TERMS, LIMITATIONS AND CONDITIONS OF THIS ORDER MAY BE MODIFIED OR TERMINATED IN WRITING AT ANY TIME UPON THE ORDER OF BOTH MS. WOLLETT AND THE BOARD.

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. WOLLETT HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. WOLLETT IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. WOLLETT AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. WOLLETT 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 JOYCE WOLLETT TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 081276 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Ramsey, Susan P.N.  
099054(Case #04-  
2289)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF SUSAN RAMSEY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. RAMSEY IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. RAMSEY 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 SUSAN RAMSEY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN EIGHTEEN (18) MONTHS RETROACTIVE TO JANUARY 2005, WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. RAMSEY SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF ONE (1) YEAR AND A TEMPORARY NARCOTIC RESTRICTION AND PERMANENT PRACTICE RESTRICTIONS.

MS. RAMSEY MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2006.

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

Ramsey, Susan P.N.  
099054(Case #04-  
2289)

**MONITORING**

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

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

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

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

Ramsey, Susan P.N. 099054(Case #04-2289) CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. RAMSEY 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. RAMSEY'S HISTORY.

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

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

MS. RAMSEY SHALL SUBMIT TO A CRIMINAL RECORDS CHECK PRIOR TO REINSTATEMENT.

**REPORTING REQUIREMENTS OF MS. RAMSEY**

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

MS. RAMSEY 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. RAMSEY 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. RAMSEY 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. RAMSEY 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.

Ramsey, Susan P.N. MS. RAMSEY SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION  
099054(Case #04- REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.  
2289)

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

FOLLOWING REINSTATEMENT, MS. RAMSEY SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF ONE (1) YEAR.

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

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

**MONITORING**

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

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

MS. RAMSEY 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. RAMSEY 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. RAMSEY'S HISTORY.

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

Ramsey, Susan P.N.  
099054(Case #04-  
2289)

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. RAMSEY 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. RAMSEY 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. RAMSEY 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. RAMSEY THROUGHOUT THE DURATION OF THIS ORDER.

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

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

**REPORTING REQUIREMENTS OF MS. RAMSEY**

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

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

Ramsey, Susan P.N. 099054(Case #04-2289) MS. RAMSEY SHALL INFORM THE BOARD WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT STATUS OR OF ANY CHANGE IN RESIDENTIAL OR HOME ADDRESS OR TELEPHONE NUMBER.

**TEMPORARY NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

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

MS. RAMSEY 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. RAMSEY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. RAMSEY HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. RAMSEY VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. RAMSEY 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. RAMSEY HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. RAMSEY IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. RAMSEY AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. RAMSEY 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 SUSAN RAMSEY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 099054 IMMEDIATELY.

Ramsey, Susan P.N. 099054(Case #04-2289) 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH, LISA KLENKE AND BERTHA LOVELACE ABSTAINED.

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

Baker, Andrea P.N. 100891 (Case #04-1122) IT WAS MOVED BY J. JANE MCFEE, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF ANDREA BAKER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BAKER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BAKER 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 ANDREA BAKERS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. BAKER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

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

**REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT**

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

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

**MONITORING**

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BAKER 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. BAKER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BAKER 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.

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

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BAKER 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. BAKER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BAKER 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. BAKER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. BAKER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. BAKER 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. BAKER'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. BAKER 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. BAKER'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. BAKER 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. BAKER 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.

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

MS. BAKER SHALL SUBMIT TO A CRIMINAL RECORDS CHECK PRIOR TO REINSTATEMENT.

**REPORTING REQUIREMENTS OF MS. BAKER**

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

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

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

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

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

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

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**MONITORING**

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

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

MS. BAKER 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. BAKER 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. BAKER'S HISTORY.

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

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

MS. BAKER 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. BAKER SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND

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

**REPORTING REQUIREMENTS OF MS. BAKER**

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

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

MS. BAKER 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.

**NURSING REFRESHER COURSE**

PRIOR TO WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED, MS. BAKER SHALL COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF COMPLETION OF A REFRESHER COURSE OR AN EXTENSIVE ORIENTATION TO BE APPROVED IN ADVANCE BY THE BOARD.

**PERMANENT NARCOTIC RESTRICTION**

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

**PERMANENT PRACTICE RESTRICTION(S)**

MS. BAKER 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

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STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. BAKER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. BAKER 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. BAKER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. BAKER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. BAKER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. BAKER 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. BAKER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. BAKER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. BAKER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. BAKER 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 ANDREA BAKER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 100891 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 20<sup>TH</sup> DAY OF MAY 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. LISA KLENKE, MARY JEAN FLOSSIE, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

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

Coleman, Marcia  
R.N. 089521 (Case  
#00-0747)  
Motion to appeal to  
the Board for a new  
hearing

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD DENY MARCIA COLEMAN'S REQUEST TO HAVE A NEW HEARING. THE BOARD DOES NOT HAVE JURISDICTION TO GRANT MARCIA COLEMAN A NEW HEARING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Monitoring Issues  
Lifts of Suspension /  
Probation  
Ramsey, Melanie  
R.N. 228295 P.N.  
072294 (Case #04-  
0201)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY ELIZABETH BUSCHMANN, THAT MELANIE RAMSEY, RN-228295 AND PN-072294, HAVING MET THE REQUIREMENTS CONTAINED IN HER JANUARY 18, 2002 CONSENT AGREEMENT WITH THE BOARD AND HER MARCH 19, 2004, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

- Hargett, Kelly  
R.N. 307431 (Case #02-1192)
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT KELLY L. HARGETT, RN-307431, HAVING MET THE REQUIREMENTS 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.
- Chase, Dennis  
P.N. 098235 (Case #98-0325)
- IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT DENNIS CHASE, PN-098235, HAVING MET THE REQUIREMENTS CONTAINED IN HIS NOVEMBER 16, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Richards, Lori  
R.N. 280523 (Case #03-2193)
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN O'DELL, THAT LORI RICHARDS, RN-280523, HAVING MET THE REQUIREMENTS CONTAINED IN HER MAY 21, 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.
- Davis, Latrice  
R.N. 309816 (Case #03-1157)
- IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY DEBRA BROADNAX, THAT LATRICE DAVIS, RN-309816, HAVING MET THE REQUIREMENTS CONTAINED IN HER JANUARY 16, 2004, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Swaninger, Nancy  
R.N. 168000 (Case #01-0459)
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT NANCY SWANINGER, RN-168000, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Allen, Vickey  
P.N. 115412 (Case #02-1519)
- IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN O'DELL, THAT VICKEY ALLEN, PN-115412, HAVING MET THE REQUIREMENTS CONTAINED IN HER MAY 21, 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.
- Adams, Pamela  
R.N. 167285 (Case #00-0169)
- IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY CYNTHIA KRUEGER, THAT PAMELA ADAMS, RN-167285, HAVING MET THE REQUIREMENTS CONTAINED IN HER MAY 16, 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.
- Heston, Harley  
TC1-1983 (Case #04-0234)
- IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY ELIZABETH BUSCHMANN, THAT HARLEY HESTON, TC1-1983, HAVING MET THE REQUIREMENTS CONTAINED IN HIS MAY 21, 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.

Greenwalt, Alisa  
P.N. 102463 (Case  
#03-1791)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT ALISA GREENWALT, PN 102463, HAVING MET THE REQUIREMENTS CONTAINED IN HER MARCH 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.

**Other**  
Monitoring Unit  
Policies and  
Procedures

The Board received the draft Policies and Procedures – Monitoring Unit, submitted by Lisa Emrich, Manger, Monitoring Unit. The policies and procedures consisted of the following: 1) Case Priorities for Case Review; 2) Determining Eligibility for Alternative Program Admission For Applicants Who Meet Eligibility Criteria; 3) Discontinuation of Alternative Program Participants' Narcotic/Mood Altering Medication Restrictions; 4) Authorization for Alternative Program Participants to Seek Nursing Employment; 5) Authorization for Alternative Program Participants to Accept Nursing Employment Immediately Following Restoration of a Surrendered License; and 6) Licensee Travel and Random Drug Testing. Ms. Emrich reviewed each policy and answered questions of the Board for clarification. Following review and discussion, the Board members agreed by general consent to accept the Monitoring Unit Policies and Procedures as amended.

**Old Business/Prior  
Meeting Follow-up**  
March 2005 Board  
meeting follow-up

Under E.D. Report 1.3

NEALP Update

The Board received a written memo on the Nurse Education Assistance Loan Program (NEALP) submitted by Rosemary Booker. Ms. Booker reviewed the report and answered questions of the Board for clarification. The Board was concerned regarding 1,203 students turned away due to the lack of funding out of 1,541 who applied for loans for the 2004-05 school year. Board member Judith Brachman commented that she was amazed at the number of students turned away due to the lack of funding and perhaps the Board should go back to the legislators to point out these problems. Ms. Booker pointed out that the cash balance is not kept very large, with the \$16,000 balance being at a low point. Ms. Brachman suggested tracking the students who graduate and stay in Ohio to repay the loans. The Board could use the social security numbers to retrieve information and track students better once they pass the exams. Ms. Booker stated the Board of Regents is converting from paper to electronic form now, which will make it easier to retrieve and track information. Anne Barnett agreed with Ms. Brachman regarding the numbers who are turned away with funds sitting there. Ms. Booker responded that the cash balance is used for administrative costs incurred. Judith Brachman stated that this needed to be brought to the table and pursued. Cynthia Snyder informed the Board that the proposal for temporary redistribution of funds drafted by the Board at the request of Representative Webster has been submitted and she has not heard any discussions to date. Ms. Booker informed the Board that more money for students would be deposited for the fall quarter from the RN license renewals.

Revised Policy 4723-  
B-018 Evaluating the  
Executive Director  
Memo and  
Executive  
Summary

This item was deferred from the March Board meeting. The Board received a written memo regarding the draft Revised Policy 4723-B-018, Evaluating the Executive Director, and a written memo regarding the Executive Summary from the Organizational Excellence Survey (OES), submitted by Stacy Thacker, Human Resources Manager. Mr. Thacker stated that the written process is being submitted as proposed with suggested changes to the Board goals established for the Executive Director (ED) before each evaluation period. The Executive Director provides his progress on each goal. The OES was conducted and distributed to the Board members in 2004. Mr. Thacker pointed out that evaluations of the ED in the past were forwarded to the President by the established deadline. Timelines were provided for each deadline.

Revised Policy 4723-B-018 Evaluating the Executive Director Memo and Executive Summary

Mr. Thacker suggested having those who report directly to the ED and other managers identify themselves in the OES to evaluate the ED to provide a more comprehensive view on what the management team and the direct reports think about the ED's performance. The Board began a discussion regarding moving the evaluation timeline in terms of using the OES versus individual submissions to the President. Mr. Thacker believes the OES will provide the Board with information for a more balanced evaluation. He also thinks that many were not turning in individual evaluations of the ED in the past, however, President Smith stated that she did receive evaluations from the direct reports the last time. Mr. Thacker also suggested that using the OES would make it easier for the President and Vice President to create the composite evaluation. Bertha Lovelace believed that there would be no harm trying out a new approach and not to labor over this issue; if the OES does not work the Board could make a change. President Smith commented that the Board could try the OES, which would identify the management team and the ED's direct reports. President Smith stated that she liked the data produced last time from the OES and how it was reported, however she has shared her concerns and likes having both pieces of information to look at the other aspects of the ED's performance. President Smith asked if the draft policy was acceptable as drafted or if the Board needed to add another avenue of communication. The Board reviewed the draft policy and recommended amendments to the policy. President Smith asked whether the Board was comfortable with the suggestions of using the OES with additional space for comments related to the ratings scale, to move up the timeline, to provide more explanation of the ED's role in setting new goals. The Board agreed by general consent to the changes and requested that the revised draft policy come back to the July meeting for final approval.

Consolidation

Under E.D. Report – 1.3.

NEGP Update

The Board received a written memo regarding an update on the Nurse Education Grant Program (NEGP) and a written memo regarding the proposed metrics submitted by Eric Mays. Board member Judith Brachman recently joined the group and stated that they had received good input and asked whether the Board had questions regarding the information presented. Mr. Mays and Ms. Brachman reviewed the application and answered questions of the Board to help them understand the process. Mr. Mays and Ms. Brachman asked the Board for input to help them with questions regarding the criteria and the ranking. Lisa Klenke stated that she liked the scoring mechanism and supports it as an excellent tool. Mary Jean Flossie concurred with Ms. Klenke and believed the application was well done and a lot of work went into it. Mr. Mays explained that they used Jackie Loversidge's knowledge to determine ranking for the pre-licensure programs and relied on the accreditation status for the post licensure ranking. Judith Brachman requested feedback regarding Board members' involvement in the grant review process and who could vote to approve individual grants. The Board discussed having an LPN reviewer; an RN reviewer; a non-nurse attorney; the Fiscal Manager; a post licensure RN; an RN masters; or a non-nurse to get different viewpoints with varied experiences. She pointed out that there would be no LPN reviewers' in-house and asked if an LPN Board member would agree to be a reviewer. It was suggested that the Fiscal Manager could provide the preliminary screening of content and then Jackie Loversidge would review it. Mr. Mays would also be reviewing the proposals and have a second check by the Fiscal Manager and Ms. Loversidge.

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY TERESA WILLIAMS, THAT THE DISCUSSION CONTINUE FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The Board began a discussion regarding the availability of LPN Board member reviewers in terms of whether they could then vote to approve grants for proposals they reviewed. Staff member Norma Selders commented that there will not be that many proposals to begin with and the tool is not valid yet. A small group could review at least 10 applications and Ms. Loversidge has a good handle on pre-licensure nursing education programs. Board staff nurses could also review applications and it would be appropriate to have an LPN Board member review the LPN programs with Ms. Loversidge's input. She further suggested conducting a test period for the tool,

NEGP Update

whereas getting potential community support for empty seats now, etc. and should be included in the grant proposals. Kathleen Driscoll suggested that if a larger number of proposals are received than expected that the Board be informed as they come in to deal with it at that time. Ms. Selders stated that the Board members might also receive calls. LPN Board member Teresa Williams volunteered and J. Jane McFee volunteered to assist Ms. Williams if it becomes a problem for her. Ms. McFee stated that she has reviewed programs before. Ms. Williams asked if a training session would be provided. Mr. Mays responded yes. President Smith stated that an LPN Board member could be used this time to get the program off the ground. The Board agreed by general consent that the motions be broken down into categories, and not lumped together. Ms. Brachman stated that she is willing not to pressure moving forward on the matter regarding the non-nurse reviewers, etc. at this point. President Smith asked if Ms. Brachman would agree to remain in the process and if the Board supported Ms. Brachman to continue. The Board agreed by general consent that Ms. Brachman continues working with the group. President Smith thanked Mr. Mays and the staff who were involved in the process.

Interstate Licensure  
Compact Concerns

On Friday May 20, 2005 written information on the Compact Legislation was distributed to the Board members regarding concerns and questions about how Interstate Licensure Compact legislation would impact disciplinary cases and processes. Following review of the questions, Director John Brion answered questions of the Board for clarification. The following concerns among others were voiced: would the Compact allow nurses to circumvent Ohio's absolute bars from licensure as well as denials and license restrictions based on felony or other criminal issues that are discovered through criminal background checks. Nurses may be able to practice in this state that may not otherwise be eligible or desirable for licensure. This is contrary to the Board's philosophy in enacting legislation for absolute bars and criminal background checks, and the Board's current disciplinary philosophy. Director Brion stated that there is a basic philosophical disagreement with the compact. There is a spectrum of boards that do not agree with the compact language. Director Brion informed the Board that these concerns were vocalized to him during an all staff meeting from some Compliance Unit staff that does not agree with the compact and he wanted the Board to be aware of the disagreement. One of the reasons behind the Board's changes in these areas was based upon the number of complaints and disciplinary actions with licensees who had criminal records. The Board has also learned from experience and from research that many other states do not meet Ohio's public safety standards, particularly Indiana, which is one of the Board's border states. There is no planned mechanism for Ohio to know who is coming to practice and from where. A registry could be used to track how many nurses are working in Ohio via the compact. The registry would also be beneficial to the investigatory process and in disciplinary proceedings. The Board asked whether other states had initiated a registry. Director Brion responded that there could be a registry in each compact state and currently Maryland uses a registry. However, Donna Dorsey, President of NCSBN, believes it is an ineffective mechanism. A registry would only inform the Board when the nurse practices in its state and the Board would only know after the fact when a nurse does not register. He further stated that a check could be established with employers, but that does not happen because it is not required in the compact and employers must rely only on the papers the nurse carries. However, when the Board receives a complaint about a compact nurse, the Board will not even have an address to initiate the complaint or locate the nurse. Thus, it will require extra time and steps to obtain that information. In addition, this Board will most likely be in the position of receiving more complaints about compact nurses due to Ohio's mandatory employer reporting language. If the Board wants to discipline a nurse's privilege to practice, the compliance staff will have to go through the Chapter 119 process, which is Notice and Opportunity for Hearing. This will involve added work and cost to the Board. Ohio law requires the Board to serve the nurse with the Notice and Order at the address of record (problematic if the Board does not have an address at all) or to serve the Notice and Order personally by an agent of this Board or to publish in a newspaper. It may be difficult to serve out-of-state nurses. The registry could also assist in excluding nurses from working in Ohio who have been disciplined by this state, but maintain a license in another state so they can practice in this state via the compact without the Board's knowledge. The compact will add additional disciplinary issues to be investigated and addressed by this Board, but it will not add any revenue to fund those operations. This

Interstate Licensure Compact Concerns could hinder the ability to effectively investigate and act on all of the disciplinary cases, and could affect the overall ability of the Board to function at its current level. There is an estimated cost of \$100,000 to \$500,000. The Board is already looking at the need to generate revenue by other means in order to maintain our current functioning without the compact.

Director Brion informed the Board that Senator Kirk Schuring requested that the Board provide a letter of support on the compact and the Board had already expressed support for the compact. Therefore, this information was being presented to the Board to revisit its position on the compact. Director Brion stated that the Kentucky Board has language pending at this point. He also stated that he believes there appears to be a lot of concern for a small number of potential problems and whether they outweigh the benefits of nursing through technology derived from the compact. He further stated that the problem with a registry is that it would increase the workload of the staff, does not generate any revenue, and there is no guarantee it would capture 100% of compact nurses working in Ohio. Director Brion stated that he does not discount the compliance staff's concerns and that their concerns are valid. He also indicated that National Council is currently working on best practices for the compact regarding discipline during its last board meeting. Implementation is planned for 2006 and that will tighten it up. Staff member Cynthia Snyder stated that with the Board's letter Senator Schuring would circulate it to his Senate colleagues outlining the bill and asking for co-sponsors. President Smith asked if the Board was comfortable providing a letter of support that Ms. Snyder would draft and share with her before sending out. Director Brion responded that this move would be consistent with the other states who are now more comfortable with moving forward with the compact and hopes that other states will follow. Following a lengthy discussion:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD PROVIDE A DRAFT LETTER TO SENATOR KIRK SCHURING FOR HIS USE FOR SOLICITING SENATE CO-SPONSORS FOR LEGISLATION THAT ALLOWS OHIO TO JOIN THE INTERSTATE NURSE LICENSURE COMPACT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

#### ***New Business***

Update on Mid-Year meeting

President Smith requested comments from Board members and staff who attended the Mid-Year meeting in March. President Smith commented that the most helpful day to her was the leadership day with discussions regarding strengths of Presidents and Executive Officers' partnership with a focus on the styles of governance. She further stated that a book was given to each participant and she received an extra copy if Board members are interested in borrowing it. The Board could also order more copies if interested. The book is entitled "Non-Profit Board Answer Book." She requested that members make Director Brion aware if they wanted to order the book. Teresa Williams commented that she enjoyed the function and it was interesting to see how similar other states were and how different they were. Cynthia Krueger commented that it was very interesting and that she was not sure what to expect at the meeting, which was more of a information gathering event and it was good to hear a lot of the groups working at this meeting. Director Brion commented that the meeting was very interesting and he interacted with other staff from other Boards in the group discussions and it was helpful having been there before. Betsy Houchen commented that it was valuable networking and seeing other states, but the content was not as good as previous years. Norma Selders agreed that the meeting was an interesting information gathering session and information was shared, but it was not as good as the year before. President Smith thanked the members and staff for sharing their thoughts on the meeting.

Open Forum  
Follow-up

President Smith requested feedback from the Board in regards to a request from Sue Daugherty, Executive Director, Serving Our Seniors, during open forum that the Board provide a letter of support or position statement regarding the drug repository program. President Smith asked if the Board had any concerns with supporting the concept and she believes the Board needs to be very clear that it's position relates to this program only. Judith Brachman suggested placing an article in the Board's *Momentum* and on the Board's web page regarding this program. Teresa Williams agreed that was a good idea to also help alert employers to this situation to help the cause. It would also

Open Forum  
Follow-up                    increase the nurses' awareness that it is okay to participate in this program. Following discussion;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE BOARD WRITE A LETTER INDICATING THAT NURSES' PARTICIPATION IN THE DRUG REPOSITORY PROGRAM AUTHORIZED BY SENATE BILL 221 OF THE 124<sup>TH</sup> GENERAL ASSEMBLY IS NOT AN INHERENT VIOLATION OF THE NURSE PRACTICE ACT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. ANNE BARNETT WAS ABSENT.

**Review of  
Meeting/Evaluation  
of Processes**

President Smith thanked the staff for their preparation for the meeting and acknowledged the amount of preparation that goes into the work of Board. She also acknowledged Cary Dachtyl, Betsy Houchen and Diana Hisle for their assistance with the computer problems and thanked the Board members for their preparation as well and for their thoughtful deliberations today with the time issues, in addition to their willingness to stick to the tasks to get the work done.

**For Your  
Information**

The Board received the following items: Letter from the Board to Representative Shawn Webster regarding NEALP; Updated Board Member Rosters; Columbus Dispatch article regarding Medication Aides and Senate Finance Committee Hearing on H.B. 66, Biennial Budget. President Smith requested Board members to check the roster for accuracy and let Diana Hisle know if any changes were necessary.

**Adjourn**

The meeting was adjourned at 3:15 p.m. on May 20, 2005.

Yvonne Smith, MSN, RN, CNS  
President



Attest:



John M. Brion, RN, MS  
Secretary