

Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
January 15-16, 2004

Regular Meeting of the Board
January 15-16, 2004

The regular meeting of the Ohio Board of Nursing was held on January 15-16, 2004. The president, vice president, executive director and associate executive director reviewed the agenda prior to the meeting. On Thursday, January 15, 2004, at 9:00 a.m. the meeting of the full Board was held at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. President Yvonne Smith called the meeting to order in open session.

Board Members:

Yvonne Smith, MSN, RN, CNS, President
Mary Jean Flossie, LPN, LNHA, Vice President
Anne Barnett, BSN, RNC
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
T. Diann Caudill, LPN (absent Thursday)
Kathleen Driscoll, JD, MS, RN
Lisa Klenke, MBA, RN, CNA-A
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters (absent)
Richard Nowowiejski, LPN, BARS
Patricia Schlecht, RN, MSN
Janet Sekelsky, LPN
Mary Kay Sturbois, RN, BSN, CDE

Staff Members:

John M. Brion, RN, MS Executive Director
Theresa Stir, JD, RN, Associate Executive Director
Rosemary Booker, Fiscal Manager
Lisa Emrich, BSN, RN, Monitoring Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Manager
Diana Hisle, Executive Assistant
Sara Larson, MA, Licensure Manager
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
Rosa Smith, Administrative Assistant
Cynthia Snyder, JD, Legislative/Regulatory Specialist
Rick Young, RN, LMT, Monitoring Agent

Katherine Bockbrader, JD, Assistant Attorney General
Holly R. Fisher, JD, Assistant Attorney General

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

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

President Smith:

- Reported that on Thursday, January 15, 2004 the attorney representing Karen Boehler, disciplinary matter, is scheduled to speak to the Board. Holly Fischer, AAG would then give a rebuttal;
- Reported that the Board Task Force on LPN Scope of Practice will meet at noon. A report of the task force will follow later during this meeting;
- Reported that on Friday, January 16, 2004 at 10:00 a.m. open forum is scheduled; and during a lunch meeting the Board Retreat Task Force is scheduled to meet. A report of the task force will follow later during this meeting;
- At 12:00 noon the Board Task Force on Education is scheduled to meet with a report to follow later in the meeting; and
- Reported that executive sessions will be held on Thursday, January 15, 2004 and on Friday, January 16, 2004, as needed.

Housekeeping items/reminders

President Smith:

- On Thursday, January 15, 2004 welcomed the gallery;
- Announced that open forum will be held on Friday at 10:00 a.m.;
- 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.

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.

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, January 15, 2004, from 9:00 a.m. through 5:30 p.m. and on Friday, January 16, 2004, from 9:00 a.m. through 12:07 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT THE REPORT AGENDA AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

6.3 NEALP UPDATE

Minutes of November
19-21, 2003 Board
meeting

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT THE MINUTES OF THE NOVEMBER 19-21, 2003 MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Director
Report

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

- **Educational Outreach and Recruitment Campaign:** Mr. Brion reported that the next phase of the campaign would be to recruit regional campaign sponsors. Mr. Brion also stated that the website has been very active with 7313 unique visitors and over 700,000 hits. He stated that the site visited most often by viewers is the link to nursing education programs;
- **Nursing Workforce Survey:** Mr. Brion reported that a total of 95,749 useable surveys have been received, entered and analyzed. He stated that a preliminary summary report is being prepared and will be presented to the Board and made available on the Board's website when completed;
- **Community Health Worker Certification (CHAP):** Mr. Brion reported that the rule writing process is moving along as expected;
- **Combined Charitable Campaign (CCC):** Mr. Brion reported that for the second consecutive year, the Board of Nursing exceeded all goals for contributions to the CCC. He also informed the Board that as a part of the Board staff holiday celebration, a collection of personal care items was made and donated to the LifeCare Alliance for distribution to elderly shut-ins; and
- Mr. Brion reported that he had just returned from the National Council of State Boards of Nursing (NCSBN) Institute for Regulatory Excellence held in Fort Worth, Texas. He informed the Board that four additional workshops would be held. The focus of next year's workshop will be on discipline.
- Mr. Brion reported that Joy Estose, HR Officer has resigned and they are in the process of interviewing for her position. He also reported that Rosemary Booker has been promoted to Fiscal Manager and Eric Mays will assume the duties of Nursing Grant Program manager, in addition to IT and Facility Management.

Board member Lisa Klenke asked about the recruitment campaign and regional sponsors. Director Brion reported that the web site has been very active with the most popular site being information about nursing education programs. He also reported that Ohio Government Telecommunications (OGT) is working with a group that is providing a link to employment opportunities. The next phase of the campaign will be ready to go in the next few months. Regional campaign sponsors will be sought among major hospitals and long term care facilities.

Board member Judith Brachman asked about the need and possibility to hire additional hearing officers. Mr. Brion responded that it appears that funds will be available if this is needed.

Executive Director
Report Cont'd.

Board member Judith Brachman asked if the broader picture of the budget could be discussed at the Board retreat. Ms. Brachman also asked about additional office space. Mr. Brion informed the Board that various ways to incorporate more offices in our current space is currently being discussed and that he will have to go to the Controlling Board for approval to rent additional space.

There was a discussion regarding the time lag of the hearing officers reports and the possible need for additional staff. John Brion informed the Board that we are in pretty good shape compared to most other Boards. There was some concern in the delay in hearing officer reports and rescheduling hearing dates. Theresa Stir informed the Board that hearing officer Chris McNeil has recently revised this process. AAG Holly Fischer informed the Board that generally when there is a continuance it is at the request of the licensee. It was agreed by general consent of the Board to add this topic of discussion to the retreat agenda.

The ED report also covered the following areas or programs:

- Theresa Stir – Associate Executive Director
- Eric Mays - Financial Administration; Information Technology and Facilities and Telecommunications;
- Joy Estose - Human Resources – New Hires; Separations; Promotions/Reassignments; and Miscellaneous;
- Cynthia Snyder– Legislative; Rules; and Miscellaneous; (No written report);
- Norma Selders – Nursing Practice and Education; Continuing Education; Advisory Group for Continuing Education; Activities with Other Agencies; Nurse Aide Curriculum Committee;
- Susan Milne - Advanced Practice; Committee on Prescriptive Governance (CPG); Compassionate Care Task Force; Joint Meeting Regarding Prescriptive Authority;
- Nancy Manns – Nursing Practice/Dialysis;
- Jackie Loversidge - Nursing Education
Progress Reports
Program Updates
Selected meetings
Upcoming Survey Visits to Nursing Education Programs, 2004
Proposed Programs;
- Lisa Ferguson-Ramos – Compliance;
- Lisa Emrich - Monitoring & Alternative Programs
Alternative Program for Chemical Dependency Stats
Disciplinary Monitoring Stats
Current PIIP Stats; and
- Sara Larson - Licensure
Examination and Endorsement
Renewal
Records Management
Statistics
Telephone Assessment

Legislative/regulatory
Issues report

Cynthia Snyder gave a verbal report to the Board and informed the Board that she has received a commitment from Representative Bill Seitz (R-Cincinnati) and Senator Steve Stivers (R-Columbus) to address the issue of including Certified Registered Nurse Anesthetists (CRNA's) in the definition of advanced practice nurses separately.

Ms. Snyder briefly discussed the RNFA rule and a concern that if the rule is rescinded, it could eliminate the requirement that an RNFA can only practice in the presence of a surgeon. Ms. Snyder asked the Board for direction on this matter.

Board member Judith Brachman agreed that this issue needed to be discussed but wondered if it should be discussed further at the March Board meeting.

Ms. Snyder informed the Board that it is uncommon for a surgeon to remain in the room after performing surgery on a patient.

IT WAS MOVED BY MARY KAY STURBOIS, SECONDED BY KATHLEEN DRISCOLL, THAT THE DISCUSSION BE EXTENDED FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Legislative/regulatory
Issues report Cont'd.

Ms. Snyder informed the Board that the Medical Board would likely have input in the discussion.

Norma Selders informed the Board that in some settings it is considered direct supervision of an RNFA if they are in the same surgical suite.

Mary Kay Sturbois requested that the emeritus nurse issue could be discussed in March as well.

Cynthia Snyder informed the Board that she is still working on this issue, but that she has received a letter of support from the Ohio Nurses Association (ONA).

Ms. Snyder briefly highlighted SB147, which grants prescriptive authority to physician assistants and SB35, which allows advanced practice nurses (APN's) to refer for physical therapy services. She also mentioned that Senate Bill 2 changes references in education law from "physicians" to "prescribers" as it related to administering prescription medications in the school setting.

Fiscal Report

The Board received the written financial report covering the quarterly report reflecting the expenditures and revenue that occurred during SFY 2004 through December 31, 2003 with the following exceptions: Payments made during this year using last years (SFY03) encumbered funds and funds encumbered in SFY 2004 still pending payment. Mr. Mays introduced Rosemary Booker, Fiscal Manager to the Board and answered questions of the Board for clarification. He explained that he would be working with Ms. Booker over the transition period.

Executive Sessions

On Thursday, January 15, 2004;
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON CASES BEFORE THE BOARD AND TO DISCUSS A PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

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

On Thursday, January 15, 2004, at 3:10 p.m. the Board went into executive session to deliberate on cases before the Board and to discuss a personnel matter related to the employment of staff. Board members Yvonne Smith, AAG Holly Fischer, all staff members and visitors left the room during deliberations on cases. All staff members, except John Brion, and all visitors left the room during discussion on the personnel matter related to the employment of staff. Board members Bertha Lovelace and T. Diann Caudill were absent.

At 9:00 a.m. on Friday, January 16, 2004 the Board reconvened in open session and Mary Jean Flossie reported that at 3:10 p.m. on Thursday, January 15, 2004, the Board went into executive session to deliberate on cases before the Board and to discuss a personnel matter related to the employment of staff.

On Thursday, January 15, 2004
IT WAS MOVED BY MARY JEAN FLOSSIE THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMINENT COURT ACTION. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

On Thursday, January 15, 2004, at 11:20 a.m. the Board went into executive session to discuss pending and imminent court action. All staff members, except John Brion, Theresa Stir, and AAG Holly Fischer, and all visitors left the room.

At 11:30 a.m. the Board reconvened in open session and Mary Jean Flossie reported that at 11:20 a.m. on Thursday, January 15, 2004, the Board went into executive session to discuss pending and imminent court action.

Report of Assistant
Attorney General

This report was given during executive session as it was of a confidential nature.

Special Orders

Distribute information
about the Financial
Disclosure Statement
forms (FDS)

President Smith informed the Board members that they should receive the Financial Disclosure Statement (FDS) forms in the mail within a few days. She also reported that copies of their travel expense forms for the year 2003 would be supplied to them to assist in completing the forms. President Smith also informed the Board that the forms were to be completed and mailed to the Board office or turned in at the March Board meeting to be filed by the Board staff.

Evaluate past Emerging
Issues Conference and
plan for following
year's event

President Smith opened the discussion by reminding the Board that during the last meeting the Board agreed to conduct one on the road meeting and to host one Emerging Issues Conference in 2004.

John Brion explained the format of the Emerging Issues conference as requested by Board member Anne Barnett and informed the Board that these are generally held in Columbus.

Board member Kathleen Driscoll informed the Board that the LPN Scope of Practice Task Force has identified the LPN scope of practice to be the topic of this year's Emerging Issues conference.

The issue of cost was brought up and Mr. Brion reminded the Board that we now have the authority to charge for Board sponsored continuing education offerings, which should reduce the number of no-shows. Following further discussion,

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD HOLD AN EMERGING ISSUES CONFERENCE THIS YEAR IF AN APPROPRIATE AGENDA, DATE, AND TIME CAN BE DETERMINED BY THE MARCH BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Needs Assessment for
Board member
educational functions
for coming year

There was discussion regarding the need of education functions of the Board for the coming year. Following discussion, the Board agreed by general consent to hold educational functions on Mock Case Review using an actual case (that identifiers have been redacted from); the selection process/criteria for the Alternative Programs and employer reporting; and Patient Safety during the March and July 2004 and the March 2005 Board meetings. The March Mock Case Review will be held on Thursday, March 18, 2004 from 8:00 to 9:00 a.m. and the Board meeting will begin at 9:00 a.m. The July Alternative Program selection process and employer reporting review will be held on Thursday, July 15, 2004 from 8:00 a.m. to 9:00 a.m. and the Board meeting will begin at 9:00 a.m. The Patient Safety review will be held on Thursday, March 17, 2005 from 8:00 a.m. to 9:00 a.m. and the Board meeting will begin at 9:00 a.m.

The Board directed Mr. Brion to inform the licensees via Momentum, e-news list serve and the web page that the March Mock Case Review will be held from 8:00 to 9:00 a.m. and the Board meeting will begin at 9:00 a.m. The Board also directed Mr. Brion to inform the licensees via Momentum, e-news list serve and the web page that the July Mock Case Review will be held from 8:00 a.m. to 9:00 a.m. and the Board meeting will begin at 9:00 a.m.

Attendance at NCSBN
Midyear Meeting

The Board received the agenda for the NCSBN Midyear Meeting to be held in Chicago on March 3-5, 2004. Board member Patricia Schlecht recommended sending additional people since the meeting is so close to Ohio. John Brion gave verbal cost estimates for the meeting and informed the Board that he would also like to see additional people attend. Board member Judith Brachman cautioned about the need to be careful as to the number of people sent to the meeting and

recommended that only one Board member and one staff member attend. Board member Anne Barnett stated that she would like to see both RN and LPN representation attend the meeting.

Attendance at NCSBN
Midyear Meeting
Cont'd.

Mary Kay Sturbois informed the Board that (pending reappointment) she is still a part of the leadership committee and will pay her own airfare but would like the Board to pay for one night of her hotel cost. President Smith asked the Board if anyone was interested in attending the meeting; Kathleen Driscoll and Lisa Klenke announced their interest in attending. Following discussion;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY RICHARD NOWOWIEJSKI, THAT TWO ADDITIONAL BOARD MEMBERS AND TWO STAFF MEMBERS IN ADDITION TO THE PRESIDENT AND EXECUTIVE DIRECTOR ATTEND THE NCSBN MID-YEAR MEETING. JUDITH BRACHMAN OPPOSED. KATHLEEN DRISCOLL ABSTAINED. MOTION APPROVED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY RICHARD NOWOWIEJSKI, THAT KATHLEEN DRISCOLL AND LISA KLENKE ATTEND THE NCSBN MID-YEAR MEETING AND THAT THE EXECUTIVE DIRECTOR DESIGNATE UP TO TWO STAFF MEMBERS TO ATTEND. KATHLEEN DRISCOLL ABSTAINED. MOTION APPROVED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

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

President Smith informed the Board that at least one mentor would be needed and asked for volunteers. Patricia Schlecht, Lisa Klenke, and Mary Jean Flossie volunteered to mentor the new Board appointee(s) when the time occurs.

Open Forum

Theresa Ramsey, BSN, LMT, Education Director, National Association of Nurse Massage Therapists (NANMT) was scheduled for Open Forum on Friday, January 16, 2004, however she did not appear before the Board, therefore it was canceled.

A packet of material, which had been submitted by Ms. Ramsey prior to the meeting, was reviewed by the Board. The Board discussed Ms. Ramsey's request for an opinion about the scope of nursing practice and therapeutic massage by specialty trained nurses.

Staff member Rick Young, RN, LMT (Registered Nurse, Licensed Massage Therapist) answered questions of the Board for clarification. Board member Judith Brachman suggested that staff write an article for *Momentum* clarifying what nurses can do in regards to massage and the difference between certification and licensure. The Board agreed by general consent that they need more information before making a decision regarding Ms. Ramsey's request. The Board also agreed by general consent to include an article in *Momentum* as suggested.

Reports from Board
Members
Task Force Reports
Board Task Force on
Education

Patricia Schlecht highlighted the meeting of the Board Task Force on Education, which met at 10:00 a.m. on Friday, January 16, 2004. Ms. Schlecht stated that the task force decided to keep the frequency of survey visits at five years. This concludes the work of this task force; therefore this item will be removed from the agenda.

Board Task Force on
LPN Scope of
Practice

Staff member Norma Selders highlighted the meeting of the Board Task Force on the LPN Scope of Practice, which met at 12:00 p.m. on Thursday, January 15, 2004. Ms. Selders informed the Board that many people volunteered to complete the questionnaire developed by the task force. She also stated that the Board might see recommended changes to some definitions as a result of this survey.

Board member Mary Jean Flossie commended and thanked the task force for their work on the survey. This task force is scheduled to meet at noon on Thursday, March 18, 2004.

Board Retreat Task
Force

President Smith reported that the Board Retreat Task Force met at 10:00 a.m. on Thursday, January 15, 2004. She reported that the task force is recommending a two full day retreat to be held on April 15-16, 2004. The

Mt. Carmel School of Nursing has been tentatively scheduled. She informed the Board that a facilitator would not be present, but that John Brion, Yvonne Smith and Anne Barnett had agreed to facilitate pieces of the retreat. The first day of the retreat will be used to look at where the Board is at the present time. The second day of the retreat will be used to plan for the future.

Board Retreat Task
Force Cont'd.

The agenda and meal arrangements will be finalized and available at the March meeting. The task force also discussed looking at issues from the different departments. John Brion will meet with the department managers and bring any issues to the retreat for discussion. Board member Judith Brachman asked if it was appropriate to meet at Mt. Carmel School of Nursing with the Board having oversight over them. Theresa Stir reminded the Board that an opinion from the Ohio Ethics Commission had already been received stating that there is no conflict with meeting at Mt. Carmel. President Smith requested that the Board members email any ideas or suggested changes to the strategic plan to her, John Brion or Anne Barnett. This task force is scheduled to meet at noon on Friday at the March 19, 2004 Board meeting.

Advisory Group Chair
Reports

Report of the
Advisory Group on
Nursing Practice &
Education Issues

Judith Brachman, chair and Jackie Loversidge reported that the Advisory Group on Nursing Practice & Education Issues met on December 4, 2003. Ms. Brachman highlighted the meeting as follows:

- The final proposal of the Ohio Nursing Collaborative Articulation Model was reviewed, following the few technical corrections made by the steering committee following the statewide meeting that occurred the end of September. Discussion will continue as updates on schools signing on are available;
- Reviewed OBN Publication 103-“Decision Making Model” for a second time and made several concrete suggestions. The group will review hopefully the final draft at the February meeting;
- Continued Competency . . . after hearing discussion that occurred at the Advisory Group for Continuing Education, decided that a list of “issues” and “responses” should be the next task of the group. Issues include:
 - whether a law change would be required;
 - course content;
 - price;
 - where the content is taught (i.e. academic vs. a health care facility vs. private enterprise);
 - clinical evaluation;
 - clinical requirements (i.e. should the individual obtain licensure as a prerequisite to taking the refresher course, or should licensure be held pending successful completion, and then how would the clinical component be addressed?); and
 - clinical placements.
- Excelsior College. The Group also has concerns about Excelsior College and asked for more information

Mary Kay Sturbois commended the group for their work. Jackie Loversidge has information on Excelsior and will bring it to the advisory group meeting in February. President Smith asked the Board members if anyone would be interested in chairing this advisory group. Mary Kay Sturbois responded that she would be interested in serving as chair (pending reappointment from the governor). Theresa Stir reminded the Board that Judith Brachman could serve for 60 days after January 1st. Board member Judith Brachman will chair the February meeting. The advisory group will next meet on February 12, 2004.

Other Board Member
Reports

Board member Richard Nowowiejski announced that he was resigning from the Board effective Friday, January 16, 2004.

**Governance-Strategic
Planning**

Identification of
potential law changes
Update on Community
Health Worker Rules

John Brion informed the Board that a group consisting of Drs. Mark Redding and Deborah Chatman, advisory group member Janet Boeckman, staff members Nancy Manns, Cynthia Snyder, Jackie Loversidge and himself, are currently in the process of drafting CHAP rule language. Mr. Brion stated that, once drafted, the language would be distributed among a wide network of interested and appropriate individuals for their feedback.

Interstate Licensure
Compact

Director Brion reported that a sponsor for the law change necessary to implement the Nurse Licensure Compact is currently being sought.

Identification of
potential rule changes

Theresa Stir stated that if the rules were final filed as scheduled, the effective date could be February 1, 2004.

Following discussion,
IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE FOLLOWING RULES BE FINAL FILED:
4723-1-03; 4723-3-01; 4723-4-01, 4-03, 4-04, 4-05, 4-06, 4-07(REScind), 4-07 (NEW), 4-08(REScind), 4-08 (NEW); 4723-5-08, 5-11, 5-12, 5-14, 5-17; 4723-6-01, 6-02 (REScind), 6-02 (NEW), 6-03 (REScind), 6-03 (NEW), 6-04; 4723-7-03, 7-04, 7-07; 4723-8-02, 8-03; 4723-10-03; 4723-13-01, 13-02, 13-04; 4723-14-03, 14-05, 14-06, 14-08, 14-14; 4723-16-01; 4723-18-01, 18-08, 18-09, 18-10; 4723-20-01, 20-03, 20-04; 4723-23-02, 23-03, 23-06, 23-08, 23-14.

IT WAS FURTHER MOVED THAT THE BOARD OF NURSING FINAL FILE TO REScind THE FOLLOWING RULES:
4723-16-12; 4723-19-01, 19-02, 19-03, 19-04, 19-05, 19-06, 19-07, 19-08, 19-09, 19-10, 19-11, 19-12, 19-13, 19-14, 19-15, 19-16, 19-17, 19-18, 19-19, 19-20. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Internal & External
environment to support
effective dialogue,
respect, trust, and
organizational growth

Staff member Sue Milne informed the Board that she had not yet received a copy of the draft recommendations to hand out to the Board, but presented the Board with copies of her own notes. She then asked the Board members to email her their thoughts on the term "dangerous drug."

Draft
recommendations
from the
Compassionate Care
Task Force (CCTF)

There was a question regarding a possible recommendation from the CCTF to implement a prescription drug monitoring program for controlled substances.

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, TO EXTEND THE DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

There was some discussion as to what would be the Board's role. Sue Milne responded that she would envision a need for the Board to comment generally on CCTF recommendations. A draft of CCTF recommendations will be available soon.

Board
Governance/Planning
Strategic Plan Review

President Smith informed the Board that the status column has been updated and asked if there were any questions or additional comments. There was some discussion regarding the term "ongoing." Anne Barnett will look at a new format for the strategic plan for discussion at the Board retreat.

Approvals

Nursing Education
Programs
New Program
Approvals

The Board received and reviewed a letter from Jane Gentzler, Director of the newly approved ATS Institute of Technology Practical Nursing Education program dated December 29, 2003. Following review and discussion;

Modification of
Implementation
Plan for ATS
Institute of
Technology

IT WAS MOVED BY MARY KAY STURBOIS, SECONDED BY JANET SEKELSKY, THAT THE ATS INSTITUTE OF TECHNOLOGY PRACTICAL NURSING PROGRAM, HIGHLAND HEIGHTS, BE GRANTED AUTHORIZATION TO INCREASE THE ENROLLMENT OF ITS FIRST CLASS AND ADD A SECOND DAY GROUP OF TWENTY-FIVE STUDENTS BEGINNING JANUARY 19, 2004, AND

ALSO FOR THE TERMS BEGINNING IN APRIL AND SEPTEMBER OF 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Determination of Program Approval Status Good Samaritan College of Nursing and Health Science

The Board received and reviewed the report of the September 30-October 2, 2003 survey visit to the Good Samaritan College of Nursing and Health Science, Cincinnati conducted to determine approval status;

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE GOOD SAMARITAN COLLEGE OF NURSING AND HEALTH SCIENCE, ASSOCIATE DEGREE PROGRAM, CINCINNATI, BE GRANTED FULL APPROVAL EFFECTIVE JANUARY 15-16, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Owens State Community College, Practical Nursing Program, Toledo & Findlay

The Board received and reviewed the report of the December 8-10, 2003 survey visit to the Owens State Community College, Practical Nursing Program, Toledo & Findlay conducted to determine approval status;

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE OWENS STATE COMMUNITY COLLEGE, PRACTICAL NURSING PROGRAM, TOLEDO & FINDLAY, BE GRANTED FULL APPROVAL EFFECTIVE JANUARY 15-16, 2004, 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 JANUARY 20-21, 2005 BOARD MEETING. PATRICIA SCHLECHT ABSTAINED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

Willoughby-Eastlake School of Practical Nursing, Adult Division, Willoughby

The Board received and reviewed the report of the October 14-16, 2003 survey visit to the Willoughby-Eastlake School of Practical Nursing, Adult Division, Willoughby conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE WILLOUGHBY-EASTLAKE SCHOOL OF PRACTICAL NURSING, ADULT DIVISION, WILLOUGHBY, BE GRANTED FULL APPROVAL EFFECTIVE JANUARY 15-16, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT ADDRESSING BOTH MAINTENANCE OF THE STANDARDS FOUND NOT TO BE MET OR MAINTAINED DURING THE SURVEY VISIT, AND THE RECOMMENDATIONS FOR ENHANCEMENT, BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE JANUARY 20-21, 2005 BOARD MEETING. JANET SEKELSKY ABSTAINED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE DISCUSSION BE EXTENDED FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Willoughby-Eastlake School of Practical Nursing, High School Division, Willoughby

The Board received and reviewed the report of the October 14-16, 2003 survey visit to the Willoughby-Eastlake School of Practical Nursing, High School Division, Willoughby conducted to determine approval status;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY MARY KAY STURBOIS, THAT THE WILLOUGHBY-EASTLAKE SCHOOL OF PRACTICAL NURSING, HIGH SCHOOL DIVISION, WILLOUGHBY, BE GRANTED FULL APPROVAL EFFECTIVE JANUARY 15-16, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT ADDRESSING BOTH MAINTENANCE OF THE STANDARDS FOUND NOT TO BE MET OR MAINTAINED DURING THE SURVEY VISIT, AND THE

RECOMMENDATIONS FOR ENHANCEMENT, BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE JANUARY 20-21, 2005 BOARD MEETING. JANET SEKELSKY ABSTAINED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

Dialysis Technician
Training Programs
Request for approval
Hemodialysis
Services,
Inc./Computer
Quest Technical
Institute
Acute/Chronic
Hemodialysis
Training Program,
Beachwood

The Board received and reviewed the completed initial approval application from the Hemodialysis Services, Inc./Computer Quest Technical Institute Acute/Chronic Hemodialysis Training Program, Beachwood;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING APPROVE THE HEMODIALYSIS SERVICES, INC./COMPUTER QUEST TECHNICAL INSTITUTE ACUTE/CHRONIC HEMODIALYSIS TRAINING PROGRAM, BEACHWOOD, AS AN OHIO BOARD OF NURSING APPROVED DIALYSIS TECHNICIAN TRAINING PROGRAM UNTIL JANUARY 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Request for re-
approval
The Dialysis Clinic,
Inc., East Liverpool

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING RE-APPROVE THE DIALYSIS CLINIC, INC., EAST LIVERPOOL AS AN APPROVED DIALYSIS TECHNICIAN TRAINING PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

National Certifying
Organizations
Dialysis Technicians
The Board Of
Nephrology
Examiner Nursing
And Technology
(BONENT)

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY JANET SEKELSKY, THAT THE BOARD OF NURSING RE-APPROVE THE BOARD OF NEPHROLOGY EXAMINER NURSING AND TECHNOLOGY (BONENT) AS AN APPROVED PROVIDER OF EXAMINATIONS OF OHIO DIALYSIS TECHNICIANS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The National
Nephrology
Certification
Organization
(NNCO)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING RE-APPROVE THE NATIONAL NEPHROLOGY CERTIFICATION ORGANIZATION (NNCO) AS AN APPROVED PROVIDER OF EXAMINATIONS OF OHIO DIALYSIS TECHNICIANS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Licensees/Certificate
Holders
RNS AND LPNS

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY MARY KAY STURBOIS, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING NOVEMBER 1, 2003 THROUGH DECEMBER 31, 2003 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 PRESENT.

Advanced Practice
Nurses
Certificates of
Authority (COAs)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED NOVEMBER 1, 2003 THROUGH DECEMBER 31, 2003 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Certificates to
Prescribe
(CTP & CTP
Externship)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED NOVEMBER 1, 2003 THROUGH DECEMBER 31, 2003 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE,

SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

OCDTs

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED NOVEMBER 1, 2003 THROUGH DECEMBER 31, 2003 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 MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. DEBRA BROADNAX ABSTAINED FROM DT #01687, RAMONA MCGILL.

Adjudication
Notices of Opportunity

On Friday, January 16, 2004, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: AMBURGY, RENA P.N. #085095 (CASE #02-0071); COOK, ANTHONY R.N. #288302 (CASE #03-0382); CRIST (LEGG), BARBARA R.N. #298124 (CASE #03-0769); LUOMA, JAMES R.N. #201327 (CASE #03-1841); MARTIN, PAMELA R.N. #222766 (CASE #s 03-1973 & 00-0962); LANDRUM, OPAL P.N. #072973 (CASE #03-0490); ADAMS, ROXANNE P.N. #088971 (CASE #02-1200); FISHER, STEVEN R.N. #280428 (CASE #03-1451); BONIFAY, STACIE IR #103220 (CASE #03-1495); JOHNSON, DELORES P.N. #086898 (CASE #s 03-1943, 03-0239 & 02-0829) HORNER, JANE R.N. #285998 (CASE #01-1218); BOWEN, GRETCHEN R.N. #287000 (CASE #s 02-1356 & 02-1162); GLOYD, JASON R.N. #274889 (CASE #s 01-0211 & 01-0725); GOODALL, SHARON R.N. #138515 (CASE #03-0748); COLE, MELISSA R.N. #274270 (CASE #03-1156); ADKINS, VALERIE R.N. #284131 P.N. #099133 (CASE #02-1156); GILL, JOYCE P.N. #077115 (CASE #00-0827); VADILKA-HOCKING, NANCY R.N. #223203 (CASE #03-1006); AMEND, CATHY P.N. #098970 (CASE #s 03-0136 & 03-1734); YOUNG, KATHLEEN P.N. #030104 (CASE #03-1560); WYLEY, MARQUITA P.N. #084254 (CASE #03-0911); SLY, MARY R.N. #266780 (CASE #s 03-0533 & 02-0825); COMBS, MICHELE R.N. #290346 (CASE #03-1528); AND KAHLER, BARBARA P.N. #078966 (CASE #03-0754). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS, AND T. DIANN CAUDILL ABSTAINED FROM ALL CASES. BERTHA LOVELACE WAS ABSENT.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the January 2004 Board meeting.

Notice of Immediate
Suspension and
Opportunity for
hearing

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: TAYLOR, FAYE P.N. #079488 (CASE #02-0719); KENNEDY, JOHN P.N. #098646 (CASE #s 03-1964 & 03-0589); GUINN, CONSTANCE R.N. #142932 (CASE #03-1149); SHEPHERD, SALLY R.N. #231323 P.N. #079479 (CASE #02-1146); WILEY, TERRY P.N. #092938 (CASE #s 03-2077 & 01-0052); DAWSON, KAREN P.N. #087455 (CASE #03-0773); MASTERSON, PAMELA P.N. #108554 (CASE #s 03-0635 & 02-1432); RUTHER, CHARLOTTE P.N. #105485 (CASE #s 02-1464 & 02-1244); BRANNON, MISTY R.N. #300664 P.N. #105471 (CASE #s 03-1481, 03-0215 & 02-1258); CURRAN, CHRISTINE P.N. #062934 (CASE #00-0694); SHEPHERD, JOSHUA P.N. #107079 (CASE #02-1367); FAULKNER, GLENNA R.N. #277592 (CASE #03-0073); OWENS, RUBY P.N. #075016 (CASE #s 03-0602 & 02-0529); AND HAWK, DARLENE R.N. #293494 (CASE #s 03-0658, 03-0425 & 02-1040). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS AND T. DIANN CAUDILL ABSTAINED FROM ALL CASES. BERTHA LOVELACE WAS ABSENT.

Complete copies of the Notices of Immediate Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the January 2004 Board meeting.

Notice of Automatic Suspension and Opportunity for hearing

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: SEIDEL, TARA P.N. #106697(CASE #s 03-1438, 02-0530 & 02-0366); BOSHER, RICHARD P.N. #091039(CASE #03-1691); SLAGLE, JONNIE P.N. #112430(CASE #03-1176); MAYS, KRISTAL P.N. #088546(CASE #03-1881); REED, ELIZABETH R.N. #157192(CASE #03-1600); GREENWALT, ALISA P.N. #102463(CASE #03-1791); VOLZ, PATTI P.N. #094584(CASE #03-1640); AND MORRISON, HOLLY P.N. #101703(CASE #03-2115). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS AND T. DIANN CAUDILL ABSTAINED FROM ALL CASES. BERTHA LOVELACE WAS ABSENT.

Complete copies of the Notices of Automatic Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the January 2004 Board meeting.

Surrenders
Voluntary Surrenders

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDER OF LICENSE FOR THE FOLLOWING: KONDIK, TIMOTHY R.N. #266342 (CASE #03-0738); UHLMAN, KATHERINE TC #01583 (CASE #03-0119); FUERST, MARTHA R.N. #166793 (CASE #01-1020); SMITH, LORI R.N. #240613 (CASE #02-0030); AND KRAVOCHUCK, ELIZABETH R.N. #245850 (CASE #s 03-1578 & 97-0309). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS AND T. DIANN CAUDILL ABSTAINED FROM ALL CASES. BERTHA LOVELACE WAS ABSENT.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the January 2004 Board meeting.

Voluntary Non-Permanent withdrawal of application for licensure by endorsement

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT TO PRACTICE NURSING IN OHIO AS A REGISTERED NURSE FOR THE FOLLOWING: CHAPIN, CONNIE IR #938030 (CASE #03-1611). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS, AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Voluntary Non-Permanent withdrawal of application to practice as a Certified Dialysis Technician in Ohio

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION TO PRACTICE AS A CERTIFIED DIALYSIS TECHNICIAN IN OHIO FOR THE FOLLOWING: KREUZ, GREGORY D.T. APPLICANT (CASE #s 03-0774, 03-0141 & 02-0005). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS, AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Voluntary Non-Permanent withdrawal of application for licensure by examination

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION TO PRACTICE NURSING IN OHIO AS A LICENSED PRACTICAL NURSE FOR THE FOLLOWING: GARCIA, MALAEA IP #052924 (CASE #03-1807). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

- Voluntary Permanent withdrawal of application for licensure by endorsement IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT TO PRACTICE NURSING IN OHIO AS A REGISTERED NURSE FOR THE FOLLOWING: BIRHANZL, JOHN I.R. (CASE #03-1828). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.
- Voluntary Permanent withdrawal of application for licensure by endorsement & application for certificate of authority IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT TO PRACTICE NURSING IN OHIO AS A REGISTERED NURSE & TO ALSO ACCEPT THE VOLUNTARY WITHDRAWAL OF APPLICATION FOR CERTIFICATE OF AUTHORITY FOR THE FOLLOWING: DADISMAN, AMY IR #936988 (CASE #03-0058). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH, MARY KAY STURBOIS, AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.
- Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the January 2004 Board meeting.
- Consent Agreements On Friday, January 16, 2004, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:
- IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: BUTSCH, GWENDOLYN R.N. #136035 (CASE #s 03-1860, 98-0501 & 96-0237); CRANDALL, PENNY P.N. #102034 (CASE #02-0435); FERGUSON, JACKIE IR #102631 (CASE #03-0976); KOMENSKY, ANDREW IR #938886 (CASE #03-1793); RANKIN, JEAN R.N. #222049 P.N. #071046 (CASE #03-1561); TOTTEN, MARGARET R.N. #145641 (CASE #03-0777); DAVIS, LATRICE IR #102977 (CASE #03-1157); MILLER, GAIL P.N. #103610 (CASE #s 03-0659, 03-0792 & 03-0904); CISCO, ANN R.N. #224789 (CASE #03-1485); HILL, PAMELA IR #939041 (CASE #03-1997); VOLDAHL, SARAH IP #407049 (CASE #s 03-1536 & 03-1403); LUCAS, AMY IP #053084 (CASE #03-1929); DUNAKIN, ERIN P.N. #110556 (CASE #s 03-2064 & 03-1140); ROBERTS, SHERRI R.N. #243533 (CASE #03-1199); CABRAL, DAWN P.N. #060228 (CASE #03-2062); BISHOP, MARCIA R.N. #198351 (CASE #03-0369); HILL, JOHN IR #938386 (CASE #s 03-2239 & 03-1590); PRICE, GERALDINE R.N. #285420 P.N. #087578 (CASE #03-1391); WARD, STEVEN R.N. #240502 (CASE #03-1812); HOSKINS, MATTHEW R.N. #291828 (CASE #02-0700); ARGYLE, CYNTHIA R.N. #167216 (CASE #s 03-0872 & 03-0856); JACOBS, JASON R.N. #298714 (CASE #02-0860); SATTERFIELD, ANNA R.N. #260550 P.N. #058267 (CASE #02-1151); MIZE, ADAIR IR #939146 (CASE #03-2099); HANLON, PAMELA P.N. #086616 (CASE #01-0991); RYAN, DENNIS R.N. #260541 (CASE #02-0503); COX, JULIE D.T. #00676 (CASE #03-2106); WELLS, MARTHA IR #938091 (CASE #03-1058); PARSONS, SANDRA P.N. #094423 (CASE #02-1539); STREET, MARGARET P.N. #073833 (CASE #s 03-2002 & 00-0805); KRAUSE, TAMMY P.N. #088097 (CASE #01-0415); CHERNEY, KAY P.N. #041299 (CASE #96-0518); PATTERSON, PATRICIA P.N. #104149 (CASE #01-0941); DANIELOWICZ, JENNIFER R.N. #271893 (CASE #01-0036); TURNER, CAMMY R.N. #190282 (CASE #03-0503) AND CHAPIN, CONNIE IR #938030 (CASE #03-2211). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: CRANDALL, PENNY P.N. #102034 (CASE #02-0435); DUNAKIN, ERIN P.N. #110556 (CASE #s 03-2064 & 03-1140); JACOBS, JASON R.N. #298714 (CASE #02-0860); HANLON, PAMELA P.N. #086616 (CASE #01-0991); AND DANIELOWICZ, JENNIFER R.N. #271893 (CASE #01-0036). ANNE

Consent Agreements
Cont'd.

BARNETT OPPOSED ON THE FOLLOWING CASES: PRICE, GERALDINE R.N. #285420 P.N. #087578 (CASE #03-1391) AND HANLON, PAMELA P.N. #086616 (CASE #01-0991). MARY JEAN FLOSSIE OPPOSED ON THE FOLLOWING CASE: KRAUSE, TAMMY P.N. #088097 (CASE #01-0415). PATRICIA SCHLECHT ABSTAINED ON THE FOLLOWING CASE: CISCO, ANN R.N. #224789 (CASE #03-1485). YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED ON ALL CASES. BERTHA LOVELACE WAS ABSENT.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the January 2004 Board meeting.

Hearing Officer Reports
Boehler, Karen R.N.
#250564 (Case #s 98-0165 & 99-0055)

On Friday, January 16, 2004, 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 Boehler, Karen R.N. #250564; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Christopher B. McNeil and Respondent's Objections to the Report and Recommendation. The Respondent and her attorney also addressed the Board on January 15, 2004.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF KAREN BOEHLER, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION TO AN INDEFINITE SUSPENSION THAT IS STAYED WITH THE PROBATIONARY TERMS AND CONDITIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF ONE (1) YEAR. THE RATIONALE FOR THE MODIFICATION IS THAT THE BOARD FINDS THAT THERE ARE MITIGATING CIRCUMSTANCES OF 67 MONTHS OF STATED SOBRIETY AND NO PRACTICE ISSUES.

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

KAREN BOEHLER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME. SUCH SUSPENSION IS HEREBY STAYED SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF ONE (1) YEAR.

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

MS. BOEHLER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. BOEHLER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. BOEHLER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

Boehler, Karen R.N.
#250564 (Case #s 98-
0165 & 99-0055)
Cont'd.

MS. BOEHLER 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. BOEHLER'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. BOEHLER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

MS. BOEHLER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. BOEHLER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

Boehler, Karen R.N.
#250564 (Case #s 98-
0165 & 99-0055)
Cont'd.

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

WHEN WORKING AS A NURSE, MS. BOEHLER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

MS. BOEHLER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MS. BOEHLER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

MS. BOEHLER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. BOEHLER AND AGREES TO MONITOR MS. BOEHLER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. BOEHLER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. BOEHLER WORKING AS A NURSE. MS. BOEHLER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. BOEHLER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. BOEHLER

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

MS. BOEHLER 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. BOEHLER 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.

Boehler, Karen R.N.
#250564 (Case #s 98-
0165 & 99-0055)
Cont'd.

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

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

FAILURE TO COMPLY

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN AND JANET SEKELSKY OPPOSED. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Mullins, Lonnie P.N.
#110276 (Case #02-
1281)

On Friday, January 16, 2004, 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 Mullins, Lonnie P.N. #110276; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; and Report and Recommendation of Hearing Examiner Christopher B. McNeil.

Mullins, Lonnie P.N.
#110276 (Case #02-
1281) Cont'd.

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT IN THE MATTER OF MULLINS, LONNIE, 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 LONNIE MULLIN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS LONNIE MULLINS TO SURRENDER HIS LICENSED PRACTICAL NURSE LICENSE PN #110276 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED DISAPPROVAL 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.

LONNIE MULLINS' 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 16TH, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Woods, Frederick
P.N. #088749 (Case
#02-1354)

On Friday, January 16, 2004, 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 Woods, Frederick P.N. #088749; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibit; and Report and Recommendation of Hearing Examiner Grant D. Shoub.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX THAT IN THE MATTER OF WOODS, FREDERICK, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFIED THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR A SUSPENSION WITH REQUIREMENTS BY ADDING ADDITIONAL TERMS AND CONDITIONS FOR REINSTATEMENT. THE RATIONALE FOR THE MODIFICATION IS THE BOARD'S DETERMINATION THAT ADDITIONAL REINSTATEMENT TERMS ARE REQUIRED TO ADEQUATELY MONITOR MR. WOODS AND TO PROTECT THE PUBLIC.

IT WAS FURTHER MOVED THAT FREDERICK WOODS' 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, MR. WOODS SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION 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.

FREDERICK WOODS' 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. THE BOARD WILL CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING REINSTATEMENT TERMS AND CONDITIONS ARE MET.

CONDITIONS FOR REINSTATEMENT

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

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

MR. WOODS SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MR. WOODS SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TWENTY (20) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MR. WOODS 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 MR. WOODS' HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MR. WOODS SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MR. WOODS SHALL, AT HIS 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. WOODS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MR. WOODS 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. WOODS 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, MR. WOODS AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MR. WOODS' LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

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

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MR. WOODS SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MR. WOODS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MR. WOODS 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. WOODS 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. WOODS 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. WOODS THROUGHOUT THE DURATION OF THIS ORDER.

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

REPORTING REQUIREMENTS OF MR. WOODS

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

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

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

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MR. WOODS SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MR. WOODS, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MR. WOODS' CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

UPON AN INTERVIEW WITH MR. WOODS AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

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

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

MR. WOODS SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

MR. WOODS SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HIS EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MR. WOODS HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MR. WOODS SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. WOODS' HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MR. WOODS SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

MR. WOODS SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MR. WOODS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MR. WOODS 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. WOODS 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. WOODS 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. WOODS THROUGHOUT THE DURATION OF THIS ORDER.

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

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

EMPLOYMENT CONDITIONS

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

WHEN WORKING AS A NURSE, MR. WOODS SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MR. WOODS SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MR. WOODS SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

MR. WOODS SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MR. WOODS AND AGREES TO MONITOR MR. WOODS' WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MR. WOODS SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MR. WOODS WORKING AS A NURSE. MR. WOODS SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MR. WOODS MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MR. WOODS

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

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

MR. WOODS 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. WOODS 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.

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

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

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

FAILURE TO COMPLY

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

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MR. WOODS HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MR. WOODS IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MR. WOODS AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MR. WOODS 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.

MR. WOODS SHALL ALSO BE SUBJECT TO THE FOLLOWING TEMPORARY LICENSURE RESTRICTIONS:

NARCOTIC RESTRICTION

MR. WOODS SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MR. WOODS' USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. WOODS' HISTORY OF CHEMICAL DEPENDENCY) ANY NARCOTICS, OTHER CONTROLLED

SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MR. WOODS SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MR. WOODS SHALL NOT COUNT NARCOTICS.

PRACTICE RESTRICTIONS

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

Woods, Frederick P.N.
#088749 (Case #02-
1354) Cont'd.

MR. WOODS SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16TH, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN, RICHARD NOWOWIEJSKI, AND PATRICIA SCHLECHT OPPOSED. MARY KAY STURBOIS, YVONNE SMITH, JANET SEKELSKY AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Sapronetti, Constance
R.N. #260548 (Case
#02-0319)

On Friday, January 16, 2004, 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 Sapronetti, Constance R.N. #260548; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Christopher B. McNeil; and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM REVOCATION TO PERMANENT REVOCATION AND THAT CONSTANCE SAPRONETTI'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS DUE TO THE SERIOUSNESS OF THE TAMPERING THAT OCCURRED IN THIS CASE.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION 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.

CONSTANCE SAPRONETTI'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY

Sapronetti, Constance
R.N. #260548 (Case
#02-0319) Cont'd.

PERMANENTLY REVOKED.
THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16th, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Armstrong, Elizabeth
R.N. #287445 (Case
#02-0272)

On Friday, January 16, 2004, 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 Armstrong, Elizabeth R.N. #287445; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Christopher B. McNeil; and Respondent's Objections to the Report and Recommendation.

Armstrong, Elizabeth
R.N. #287445 (Case
#02-0272) Cont'd.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT AND CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION FROM REVOCATION TO PERMANENT REVOCATION FOR THE VIOLATION OF O.A.C. 4723-4-03(E) AND FROM REVOCATION TO PERMANENT REVOCATION FOR THE VIOLATIONS OF O.A.C. 4723-4-06(E), O.A.C. 4723-4-06(H), AND O.A.C. 4723-4-03(C). THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. ARMSTRONG'S REPEATED PATTERN OF PRACTICE ERRORS AND FAILURE TO ACCEPT RESPONSIBILITY FOR HER ACTIONS AND THE BOARD'S DETERMINATION THAT MS. ARMSTRONG IS NOT REMEDIABLE.

IT WAS FURTHER MOVED THAT ELIZABETH ARMSTRONG'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS ELIZABETH ARMSTRONG TO SURRENDER HER REGISTERED NURSE LICENSE RN #287445 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION 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.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16th, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Lenzy, Alice P.N.
#051690 (Case #s 00-
0061 & 03-0002)

On Friday, January 16, 2004, 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.

Lenzy, Alice P.N.
#051690 (Case #s 00-
0061 & 03-0002)
Cont'd.

In the matter of Lenzy, Alice P.N. #051690; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; and Report and Recommendation of Hearing Examiner Grant D. Shoub.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM REVOCATION FOR EACH VIOLATION TO PERMANENT REVOCATION FOR EACH VIOLATION AND THAT ALICE LENZY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. LENZY COMMITTING FRAUD ON HER APPLICATION TO THE BOARD BY FAILING TO REPORT PRIOR FELONIES AND THE BOARD'S DETERMINATION THAT MS. LENZY SHOULD NOT BE PERMITTED TO RETURN TO THE PRACTICE OF NURSING IN THE STATE OF OHIO.

THE BOARD FURTHER ORDERS ALICE LENZY TO SURRENDER HER LICENSED PRACTICAL NURSE PN #051690 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION 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.

ALICE LENZY'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 16th, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Pate, Eddie IP
#099785 (Case #02-
1304)

On Friday, January 16, 2004, 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 Pate, Eddie IP #099785; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Christopher B. McNeil; and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM DENIAL TO PERMANENT DENIAL OF MR. PATE'S APPLICATION FOR LICENSURE BY EXAMINATION AND THAT MR. PATE'S APPLICATION IS HEREBY PERMANENTLY DENIED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE BOARD'S DETERMINATION IN ITS EXPERTISE THAT MR. PATE'S PRACTICE AS A NURSE AT ANY TIME IN THE FUTURE WOULD BE A THREAT TO PUBLIC SAFETY.

Pate, Eddie IP #099785
(Case #02-1304) Cont'd.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16th, DAY OF JANUARY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

No Requests for
Hearing
Clark, Eric P.N.
#107829 (Case #s 03-
0454 & 03-1152)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, MOVE THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. CLARK IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MR. CLARK 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 ERIC CLARK'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

Clark, Eric P.N.
#107829 (Case #s 03-
0454 & 03-1152) Cont'd.

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.

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

THE BOARD FURTHER ORDERS ERIC CLARK TO SURRENDER HIS LICENSED PRACTICAL NURSE PN #107829 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th. DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. RICHARD NOWOWIEJSKI, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Gleason, Patrick R.N.
#257392 (Case #s 03-
0584, 99-0195 & 02-
0053)

IT WAS MOVED BY LISA KLENKE, SECONDED BY JANET SEKELSKY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. GLEASON IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MR. GLEASON 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 PATRICK GLEASON'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

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.

Gleason, Patrick R.N.
#257392 (Case #s 03-0584, 99-0195 & 02-0053) Cont'd.

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

THE BOARD FURTHER ORDERS PATRICK GLEASON TO SURRENDER HIS REGISTERED NURSE LICENSE RN #257392 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16th. DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Stubbs, Pamela R.N.
#164672 (Case #02-1350)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. STUBBS IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MR. STUBBS 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 PAMELA STUBBS' 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. STUBBS SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND A PERMANENT NARCOTIC RESTRICTION.

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.

CONDITIONS FOR REINSTATEMENT

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

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

MS. STUBBS SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. STUBBS SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TWENTY (20) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS

OF ETHICS.

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

MONITORING OF REHABILITATION AND TREATMENT

MS. STUBBS 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. STUBBS' HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. STUBBS SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN THREE (3) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. STUBBS SHALL, AT 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. STUBBS SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. STUBBS 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. STUBBS 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. STUBBS AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. STUBBS' LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. STUBBS 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

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

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. STUBBS SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. STUBBS' HISTORY.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. STUBBS SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. STUBBS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

REPORTING REQUIREMENTS OF MS. STUBBS

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

MS. STUBBS 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. STUBBS 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.

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MS. STUBBS SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MS. STUBBS, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MS. STUBBS' CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

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

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

MS. STUBBS SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. STUBBS SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. STUBBS HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MS. STUBBS 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. STUBBS' HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. STUBBS SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

PRESCRIBED.

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

MS. STUBBS 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. STUBBS SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. STUBBS' HISTORY.

MS. STUBBS SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. STUBBS SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

WHEN WORKING AS A NURSE, MS. STUBBS SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. STUBBS SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MS. STUBBS SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

MS. STUBBS SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. STUBBS AND AGREES TO MONITOR MS. STUBBS' WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. STUBBS SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. STUBBS WORKING AS A NURSE. MS. STUBBS SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. STUBBS MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. STUBBS

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

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

MS. STUBBS 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.

Stubbs, Pamela R.N.
#164672 (Case #02-1350)
Cont'd.

FAILURE TO COMPLY

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

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. STUBBS HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. STUBBS IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. STUBBS AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. STUBBS 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.

MS. STUBBS SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTION:

PERMANENT NARCOTIC RESTRICTION

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16th. DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Klein, Rebecca R.N.
#205776 (Case #02-0532)

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

MINIMUM PERIOD OF FIVE (5) YEARS AND A PERMANENT NARCOTIC RESTRICTION AND PERMANENT RESTRICTIONS FROM HOME HEALTH, AGENCY, HOSPICE, INDEPENDENT PRACTICE, AND SUPERVISORY ROLES.

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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.

CONDITIONS FOR REINSTATEMENT

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

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

MS. KLEIN SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. KLEIN SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TWENTY (20) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MS. KLEIN 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. KLEIN'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. KLEIN SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN THREE (3) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. KLEIN SHALL, AT 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. KLEIN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. KLEIN 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. KLEIN 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. KLEIN AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR

ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. KLEIN'S LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. KLEIN 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. KLEIN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. KLEIN'S HISTORY.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. KLEIN SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. KLEIN SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. KLEIN 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. KLEIN 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. KLEIN 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

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

TO MS. KLEIN THROUGHOUT THE DURATION OF THIS ORDER.

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

REPORTING REQUIREMENTS OF MS. KLEIN

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

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MS. KLEIN SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MS. KLEIN, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MS. KLEIN'S CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

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

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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

MS. KLEIN SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. KLEIN SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. KLEIN HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MS. KLEIN 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. KLEIN'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. KLEIN SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

MS. KLEIN SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. KLEIN SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. KLEIN 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. KLEIN 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.

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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

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

WHEN WORKING AS A NURSE, MS. KLEIN SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. KLEIN SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MS. KLEIN SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

MS. KLEIN SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. KLEIN AND AGREES TO MONITOR MS. KLEIN' WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. KLEIN SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. KLEIN WORKING AS A NURSE. MS. KLEIN SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. KLEIN MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. KLEIN

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

MS. KLEIN 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. KLEIN 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.

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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

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

FAILURE TO COMPLY

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

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. KLEIN HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. KLEIN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. KLEIN AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. KLEIN 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.

MS. KLEIN SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTIONS

MS. KLEIN 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

Klein, Rebecca R.N.
#205776 (Case #02-0532)
Cont'd.

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

MS. KLEIN SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA SCHLECHT AND RICHARD NOWOWIEJSKI OPPOSED. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Cristantiello,
Kimberly P.N.
#060852 (Case #03-1027)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY JUDITH BRACHMAN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. CRISTANTIELLO IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. CRISTANTIELLO 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 KIMBERLY CRISTANTIELLO'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS KIMBERLY CRISTANTIELLO TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE PN #060852 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN DRISCOLL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BROKAW IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. BROKAW 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 BROKAW'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE REINSTATEMENT CONDITIONS SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. BROKAW SHALL BE SUBJECT

TO THE PROBATIONARY TERMS CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

CONDITIONS FOR REINSTATEMENT

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

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

MS. BROKAW SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. BROKAW SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TWENTY (20) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MS. BROKAW 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. BROKAW'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. BROKAW SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN THREE (3) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BROKAW SHALL, AT 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. BROKAW SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BROKAW 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. BROKAW 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. BROKAW AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. BROKAW'S LICENSE

AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. BROKAW 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. BROKAW SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BROKAW'S HISTORY.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. BROKAW SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. BROKAW SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. BROKAW 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. BROKAW 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.

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

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

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

REPORTING REQUIREMENTS OF MS. BROKAW

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

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MS. BROKAW SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MS. BROKAW, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MS. BROKAW'S CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

DOCUMENTATION SPECIFIED IN THIS ORDER.

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

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

MS. BROKAW SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. BROKAW SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. BROKAW HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MS. BROKAW 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. BROKAW'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. BROKAW SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

MS. BROKAW SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. BROKAW SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. BROKAW 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. BROKAW 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.

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

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

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

WHEN WORKING AS A NURSE, MS. BROKAW SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. BROKAW SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MS. BROKAW SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

MS. BROKAW SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. BROKAW AND AGREES TO MONITOR MS. BROKAW' WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. BROKAW SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. BROKAW WORKING AS A NURSE. MS. BROKAW SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. BROKAW MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. BROKAW

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

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

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

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

FAILURE TO COMPLY

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

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. BROKAW HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. BROKAW IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. BROKAW AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. BROKAW 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.

MS. BROKAW SHALL ALSO BE SUBJECT TO THE FOLLOWING TEMPORARY LICENSURE RESTRICTIONS:

NARCOTIC RESTRICTION

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

LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. BROKAW SHALL NOT COUNT NARCOTICS.

Brokaw, Rhonda P.N.
#094683 (Case #03-1014)
Cont'd.

PRACTICE RESTRICTIONS

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

MS. BROKAW SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN, PATRICIA SCHLECHT, AND JANET SEKELSKY OPPOSED. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Korman, Julie IR
#936704 (Case #s 03-0667, 03-0796 & 03-1346)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY MARY KAY STURBOIS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. KORMAN IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. KORMAN 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 JULIE KORMAN'S APPLICATION FOR LICENSURE BY ENDORSEMENT IS HEREBY PERMANENTLY DENIED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Flanders, Cheryl R.N.
#300253 (Case #s 03-0963 & 03-1133)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FLANDERS IN THE NOTICE OF SUMMARY SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. FLANDERS HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF SUMMARY SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT MS. FLANDER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN

THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

Flanders, Cheryl R.N.
#300253 (Case #s 03-
0963 & 03-1133)
Cont'd.

THE BOARD FURTHER ORDERS CHERYL FLANDERS TO SURRENDER HER REGISTERED NURSE LICENSE RN #300253 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 16th DAY OF JANUARY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

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

Miscellaneous
Compliance Issues
Lift of
Suspension/Probation
Verhovec, Jeffery R.N.
#268677 (Case #00-
0975)

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT VERHOVEC, JEFFERY R.N. #268677, HAVING MET THE REQUIREMENTS OF 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 PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Merrell, Danette R.N.
#282493 (Case #00-
0319)

IT WAS MOVED BY JANET SEKELSKY, SECONDED BY MARY JEAN FLOSSIE, THAT MERRELL, DANETTE R.N. #282493, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Thompson, Dorance
P.N. #098606 (Case
#00-0208)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY JUDITH BRACHMAN, THAT THOMPSON, DORANCE P.N. #098606 (CASE #00-0208), HAVING MET THE REQUIREMENTS OF 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 PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Rudolph, Melissa
R.N. #303425 (Case #s
03-1847 & 03-1986)

IT WAS MOVED BY LISA KLENKE, SECONDED BY JANET SEKELSKY, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY MELISSA RUDOLPH, R.N. #303425 PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, IT WAS MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO DECEMBER 10, 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

Combs, Michele R.N.
#290346 (Case #02-
0765)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, TO ACCEPT THE IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND TO HAVE IT BE RETROACTIVE TO DECEMBER 23, 2003, FOR VIOLATIONS OF CHAPTER 4723 ORC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.

- Consent Agreement Modifications
Minerd, Ellen R.N.
#288078 (Case #00-0464)
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE LANGUAGE IN PARAGRAPH IV OF THE BOARD'S CONSENT AGREEMENT WITH ELLEN M. MINERD, RN #288078, BE MODIFIED TO REDUCE THE NUMBER OF REQUIRED CONTINUED EDUCATION IN DRUG LAWS FROM TEN (10) TO SIX (6) HOURS, AND TO REPLACE THE DIFFERENCE WITH FOUR (4) HOURS OF CONTINUING EDUCATION IN ETHICS. THE REASON FOR THIS MODIFICATION IS THE ABSENCE OF READILY AVAILABLE CONTINUING EDUCATION IN DRUG LAWS. THEREFORE THE LANGUAGE IN PARAGRAPH IV SHALL BE SUBSTITUTED WITH THE FOLLOWING:
- "MS. MINERD SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF AT LEAST SIX (6) HOURS OF CONTINUING NURSING EDUCATION IN DRUG LAWS AND AT LEAST FOUR (4) HOURS OF CONTINUING NURSING EDUCATION IN ETHICS BY FEBRUARY 1, 2004. THIS SHALL BE IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL." MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.
- Consent Agreement Reinstatements
Creekmore, Ann
Marie R.N. #259246
(Case #02-1245)
- IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT HAVING MET THE REINSTATEMENT REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, THE LICENSE OF ANN CREEKMORE, RN #259246, BE REINSTATED AND SUBJECTED TO THE PROBATIONARY TERMS AND CONDITIONS CONTAINED WITHIN THE NOVEMBER 21, 2003, CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY KAY STURBOIS, YVONNE SMITH AND T. DIANN CAUDILL ABSTAINED. BERTHA LOVELACE WAS ABSENT.
- Attorney representing Karen Boehler, disciplinary matter
- Doug Graff, attorney for Karen Boehler, addressed the Board in representation of Karen Boehler, RN #250564. Ms. Boehler also addressed the Board on her own behalf. Ms. Boehler thanked the Board for their time. The Board members asked Ms. Boehler and Mr. Graff questions for clarification in this matter. To follow, AAG Holly Fischer presented a rebuttal on this disciplinary matter.
- Old Business/Prior Meeting Follow-up**
- November 2003 Board meeting follow-up
- See agenda item 1.3 (Executive Director Report).
- Survey Update
- See agenda item 1.3 (Executive Director Report).
- New Business**
- Licensure Applications
- The Board received a written memo with attachments highlighting revisions to the renewal application and applications for RN and LPN licensure by examination and endorsement. Following review of the revisions and suggestions by Board members, Executive Director Brion reviewed the revisions to the renewal application to include revisions of the continuing education and compliance sections of the applications to make the content a more user-friendly format.
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE DISCUSSION BE EXTENDED FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
- Staff member Lisa Ferguson-Ramos will request that the Boards Assistant Attorney General review the applications for the legality of the compliance questions. Board member Mary Jean Flossie suggested that an article be included in *Momentum* explaining moral turpitude. The Board agreed by general consent to include an article in *Momentum* as

suggested.

Ohio Nurses Review
article

President Smith began a discussion regarding an article that was published in the *Ohio Nurse Review*, a publication of the Ohio Nurse's Association (ONA). President Smith informed the Board that the article contained incorrect information about the Board's law and rules and needed to be corrected.

President Smith suggested several options for the Board to handle the inaccuracies. Executive Director Brion felt that the inaccuracies needed to be pointed out and in the future ONA and the Board should collaborate on developing articles together. The Board agreed by general consent that a draft be prepared in collaboration with Karen Budd, President of the Ohio Nurse's Association (ONA) and Yvonne Smith, President of the Ohio Board of Nursing (the Board).

*Review of
Meeting/Evaluation of
Processes*

Board member Lisa Klenke announced that she had recently attended the mandatory ethics program at which she received a helpful handbook for Boards and Commissions. Executive Director Brion will try to get copies of the handbook for the Board. Board member Anne Barnett announced that she also attended the workshop and agreed that the handbook is helpful.

Several Board members commented that President Smith did a nice job conducting her first meeting as president.

Board member Mary Jean Flossie suggested that the Board review the agenda format as part of the strategic planning goals at the retreat. Following the retreat the revisions to the agenda will be discussed at the July Board meeting.

President Smith congratulated Board member Mary Kay Sturbois on the completion of her master's degree. President Smith extended her thanks to Joy Estose, HR Officer; Richard Nowowiejski and Board staff for their hard work.

President Smith thanked the Board members for coming to the meeting well prepared and for their thoughtful deliberations.

Adjourn

The meeting was adjourned at 12:07 p.m. on January 16, 2004.

Yvonne Smith, MSN, RN, CNS
President

Attest:

John M. Brion, RN, MS
Secretary